

**LEGAL NOTICE
TOWN OF PLAINVILLE**

NOTICE IS HEREBY GIVEN that the following action was taken by the Town Council of the Town of Plainville in meeting duly assembled on July 25, 2016:

1. Adoption of following:

**Code Adoption Ordinance
Town of Plainville**

§ 1-6. Adoption of Code.

The compilation of the ordinances of the Town of Plainville, codified and consolidated into chapters, articles and sections in the form attached hereto and made a part hereof, and consisting of Chapters 1 through 374, is hereby approved, adopted, ordained and enacted as the "Code of the Town of Plainville, Connecticut," hereinafter called the "Code." All provisions contained in the compilation provided for herein and known as the "Code of the Town of Plainville" shall be in force and effect on and after the effective date of this ordinance.

§ 1-7. Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those ordinances in force immediately prior to the enactment of the Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Town.

§ 1-8. Repealer.

- A. All ordinances or parts of ordinances of the Town of Plainville of a general and permanent nature in force on the date of the adoption of this ordinance which are inconsistent with any provisions of the Code are hereby repealed from and after the effective date of this ordinance.
- B. The adoption of this Code and the repeal of ordinances provided for in Subsection A of this section shall not affect the Town Zoning and Subdivision Regulations, which are hereby expressly saved from repeal.
- C. The following ordinances are specifically repealed:
 - 1) Ordinance No. 4, adopted January 24, 1956: Bylaws Prohibiting the Throwing or Placing of Waste Materials in the Highways of the Town of Plainville, Regulating the Disposal of the Same, and Providing a Penalty for Violating Thereof.

- 2) Ordinance No. 9, adopted September 26, 1960: Ordinance Regarding Town of Plainville Participation in Regional Planning.
- 3) Ordinance No. 10, adopted July 10, 1961: Ordinance Regarding Pollution of Water in the Town of Plainville.
- 4) Ordinance No. 11, adopted July 16, 1962: Ordinance Regarding the Department of Public Works.
- 5) Ordinance No. 12, adopted October 15, 1962: An Ordinance Relating to the Obstruction or Pollution of Any River, Stream, Brook or Watercourse in the Town of Plainville.
- 6) Ordinance No. 21, adopted July 7, 1969: Specifications for Street Construction Within the Town of Plainville.
- 7) Ordinance No. 33, adopted June 2, 1975: Ordinance Relating to Installation, Repair and Maintenance of Sidewalks.
- 8) Ordinance No. 36, adopted June 21, 1976: Ordinance Establishing the Youth Commission.
- 9) Ordinance No. 37, adopted May 16, 1977: An Ordinance Concerning Property Tax Exemption for Solar Energy Systems.
- 10) Ordinance No. 42, adopted October 6, 1980: An Ordinance Concerning Property Tax Exemption for Buildings Equipped With A Passive Solar System.

§ 1-9. Severability.

If any clause, sentence, paragraph, section, article or part of this ordinance or of any ordinance appearing in the Code or included in this Code through supplementation, or the application thereof to any person or circumstances, shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof or the application thereof to other persons and circumstances but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof and the persons and circumstances directly involved in the controversy in which judgment shall have been rendered.

§ 1-10. Copy of Code on file.

A copy of the Code has been filed in the office of the Town Clerk of the Town of Plainville and shall remain there for use and examination by the public until final action is taken on this ordinance; and, if this ordinance shall be adopted, such copy shall be certified to by the Town Clerk of the Town of Plainville, and such certified copy shall remain on file in the office of said Town Clerk to be made available to persons desiring to examine the same during all times while

said Code is in effect. The enactment and publication of this ordinance, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

§ 1-11. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the ordinances in the Code of the Town of Plainville, or any new ordinances, when enacted or adopted in such form as to indicate the intention that they be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements.

§ 1-12. Code to be kept up-to-date.

It shall be the duty of the Town Clerk to keep up-to-date the certified copy of the Code of the Town of Plainville required to be filed in the office of the Town Clerk for use by the public. All changes in said Code and all ordinances adopted by the Town subsequent to the enactment of this ordinance in such form as to indicate the intention that they be a part of said Code shall, when finally enacted or adopted, be included therein by temporary attachment of copies of such changes until such changes are included as supplements to said Code book.

§ 1-13. Sale of Code book; supplementation.

Copies of the Code, or any chapter or portion of it, may be purchased from the Town Clerk of the Town of Plainville or an authorized agent of the Town Clerk upon the payment of a fee to be set by the Town Council. The Town Clerk may also arrange for procedures for the periodic supplementation thereof.

§ 1-14. Penalties for tampering with Code.

Any person who, without authorization from the Town Clerk, changes or amends, by additions or deletions, any part or portion of the Code of the Town of Plainville, or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of the Town of Plainville to be misrepresented thereby, or who violates any other provision of this ordinance, shall, upon conviction thereof, be subject to a fine as provided in § 1-5 of the Code.

§ 1-15. Changes in previously adopted ordinances.

- A. In compiling and preparing the ordinances for publication as the Code of the Town of Plainville, no changes in the meaning or intent of such ordinances have been made, except as provided in Subsections B and C of this section. Certain grammatical changes and other minor nonsubstantive changes were made in one or more of said ordinances. It is the intention of the Town Council that all such changes be adopted as part of the Code as if the ordinances had been previously formally amended to read as such.

- B. The following changes are made throughout the Code: the term "Chairman" is amended to "Chairperson"; the title "Director of Public Safety" is amended to "Director of Safety"; the title "Finance Director" is amended to "Director of Finance"; and the title "Tax Collector" is amended to "Revenue Collector."

- C. The amendments as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)

§ 1-16. When effective.

This ordinance shall take effect upon passage and publication as required by law.

Dated at Plainville, Connecticut this 28th day of July 2016.

Carol A. Skultety, Town Clerk
& Clerk of the Town Council