

**LEGAL NOTICE
WARNING
TOWN OF KENT
TOWN MEETING JUNE 17, 2016**

The electors and those qualified to vote in a Town Meeting of the Town of Kent are hereby **WARNED** and **NOTIFIED** that the Town Meeting of the Town of Kent will be held on Friday, June 17, 2016 at 7:00 p.m. at Kent Town Hall, 41 Kent Green Boulevard, Kent, CT to consider and act upon the following agenda:

1. Shall the Town of Kent adopt the Code of Ordinance of the Town of Kent Sec. 13-2 (a) entitled "Prohibition of aircraft landing on Lake Waramaug," which outlines the prohibition and its enforcements?

For ordinances published by summary, C.G.S. Sec. 7-157 (b) provides that the Town Clerk shall make a copy of such full text of any such ordinance available for public inspection, and shall, upon request, make available a copy of such ordinance to any person requesting a copy. A full copy of the aforesaid ordinance is available during regular office hours, Monday-Thursday 9 a.m. - 4 p.m. and Friday 9 a.m. – noon.

The aforementioned ordinance adopted at a Town Meeting held on June 17, 2016 shall become effective fifteen (15) days after publication in a newspaper circulation in the Town of Kent.

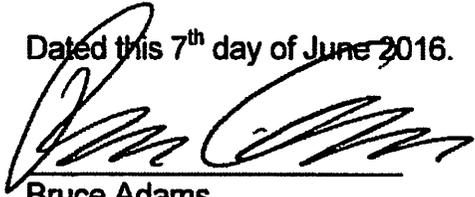
Any disabled person requiring special assistance should contact Bruce Adams, First Selectman, for A.D.A. coordination at 860-927-4627 or firstselectman@townofkentct.org at least five days prior to this meeting.

RECEIVED FOR RECORD
KENT TOWN CLERK

2016 JUN -8 A 11: 23

BY  TZ
TOWN CLERK

Dated this 7th day of June 2016.

A handwritten signature in black ink, appearing to read 'Bruce Adams', written over a horizontal line.

Bruce Adams
First Selectman

A handwritten signature in black ink, appearing to read 'Michael VanValkenburg', written over a horizontal line.

Michael VanValkenburg
Selectman

A handwritten signature in black ink, appearing to read 'Jeff Parkin', written over a horizontal line.

Jeff Parkin
Selectman

PROPOSED ORDINANCE

REGARDING PROHIBITION OF AIRCRAFT LANDINGS ON LAKE WARAMAUG

FOR ADOPTION BY THE TOWNS OF KENT, WARREN AND WASHINGTON

MINDFUL that the operation of Aircraft (as hereinafter defined) on the waters of Lake Waramaug would pose serious risks to other concurrent users of Lake Waramaug; and

COGNIZANT of the unavoidable danger of contamination of the Lake by Aircraft from other water bodies which would compromise the many year undertaking to preserve the quality of the water of Lake Waramaug from invasive species and other pollutants; and

CONCERNED that the operation of Aircraft on Lake Waramaug would create unduly noisy and congestive conditions inconsistent with the scenic beauty and tranquility of Lake Waramaug that are enjoyed by the general public;

BE IT RESOLVED THAT:

1. No person shall land any aircraft of any type, including but not limited to planes and helicopters ("Aircraft"), on Lake Waramaug, nor shall any Aircraft take off from Lake Waramaug, unless an unforeseeable emergency arises and the operator of such Aircraft cannot safely land the Aircraft at any alternative location.
2. The landing of an Aircraft on Lake Waramaug shall be prima facie evidence of a violation of this ordinance and the violation of any provision of this ordinance shall be an infraction.
3. Whenever a violation of this ordinance occurs, proof of the registration number of any Aircraft concerned shall be prima facie evidence that the owner was the operator thereof.
4. Any person violating this ordinance shall be fined two hundred and fifty dollars for each landing and each takeoff. Such fines shall be levied by law enforcement by citations in accordance with Connecticut General Statutes See Section 7-148 as the same may be amended from time to time.
5. In addition to any fines or penalties imposed in this section, this ordinance may be enforced by injunctive procedure in the Superior Court. The town may further recover from any violator any and all costs and fees, including reasonable attorney's fees, expended by the town in enforcing the provisions of this article.
6. This ordinance shall not preclude any additional enforcement action taken by any appropriate town, state or federal official conducted pursuant to any applicable ordinance, regulation or law of the town or state or the United States of America.
7. All remedies and penalties provided for in this ordinance shall be cumulative and independently available to the town, and the town shall be authorized to pursue any and all remedies set forth in this section to the fullest extent allowed by law.
8. This ordinance is adopted pursuant to Connecticut General Statutes §7-148.
9. This ordinance shall take effect fifteen (15) days after publication of a summary of its provisions pursuant to Connecticut General Statutes, §7-157(b).
10. The First Selectman is hereby authorized and directed to inform the Federal Aviation Authority and other competent Federal and State governmental authorities and all appropriate Aircraft pilots associations of the adoption of this ordinance and of any violations thereof that should occur in the future.

11. It is hereby declared to be the intention of the town that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unlawful by valid judgment or decree of the court of competent jurisdiction, such unavailability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

RECEIVED FOR RECORD
KENT TOWN CLERK
2016 MAY 31 A 9:01
BY *[Signature]*
TOWN CLERK