



TOWN OF KENT
PLANNING AND ZONING COMMISSION
41 Kent Green Boulevard, P.O. Box 678, Kent, CT 06757

REGULAR MEETING AGENDA

Thursday, April 9, 2020

7:00 p.m.

Meeting to be held via Zoom: <https://us04web.zoom.us/j/205817795>

Meeting I.D.: 205 817 795

Option 2: Dial in to: 1 301 715 8592

1. **CALL TO ORDER**

2. **ROLL CALL AND APPOINTMENT OF ALTERNATES IF REQUIRED**

3. **READING AND APPROVAL OF MINUTES:**

3.A. Regular Meeting Minutes of March 12, 2020.

4. **PUBLIC COMMUNICATIONS (ORAL):**

5. **OLD BUSINESS:**

5.A. **PUBLIC HEARINGS (Possibility of closure, discussion and decision on the following):**

5.B. **DISCUSSION AND POSSIBLE DECISION**

5.B.1. Discussion on creating a revised definition of "convalescent home" or similar institutional term.

5.B.2. Planning schedule for the rewrite of the Subdivision Regulations dated June 1, 1995.

6. **NEW BUSINESS:**

6.A. **PUBLIC HEARINGS: (Possibility of closure, discussion and decision on the following):**

6.B. DISCUSSION AND POSSIBLE DECISION

6.B.1. Approval of the Town of Kent 5-Year Capital Plan

6.B.2. Acceptance and scheduling of public hearing for Application #'s 13-20SP and 14-20C, Arthur H. Howland & Associates, PC, for Geoffrey Smith and Jamie Levitt, 85 Fuller Mountain Road, Map 2 Block 7 Lot 6, construction of 3-bedroom accessory dwelling unit and associated site work.

6.B.3. Discussion of proposed letter to Connecticut Department of Housing regarding the submission of the Town of Kent's 2020 Community Development Block Grant (Small Cities) Program Application.

7. STAFF REPORT:

7.A. Temporary Modification to Application 11-16C, 45 North Main Street, Map 19 Block 15 Lot 14, Kent Coffee & Chocolate for Kevin Hart & Quarter Mile, LLC: Modification to allow drive-thru window during COVID-19 pandemic.

7.B. Temporary Modification to Applications #106-18SP and 107-18C, High Watch Recovery Center, 62 Carter Road, Map 14 Block 22 Lot 7: Modification to allow the installation of one temporary FEMA trailer to be used during COVID-19 pandemic.

7.C. Land Use Office Hours effective March 30th to April 17th.

7.D. Executive Orders currently in place that are affecting Planning and Zoning.

8. REPORT OF OFFICERS AND COMMITTEES:

8.A. Subdivision Regulation Sub-Committee

9. OTHER COMMUNICATIONS AND CORRESPONDENCE:

9.A. Administrative Permits and Certificates of Compliance – March 9, 2020 – April 3, 2020.

9.B. Monthly Financials – July '19 – February '20

10. ADJOURNMENT

Received by
Town Clerk
4/6/20 @ 2:30 PM

RECEIVED FOR RECORD
KENT TOWN CLERK
2020 MAR 16 A 11: 04
BY
TOWN CLERK

**TOWN OF KENT
PLANNING AND ZONING COMMISSION**

41 Kent Green Boulevard
P.O. Box 678
Kent, CT 06757
Phone (860) 927-4625 Fax (860) 927-4541

MARCH 12, 2020 REGULAR MEETING MINUTES

The Town of Kent Planning and Zoning Commission held a regular meeting on Thursday, **March 12, 2020** at 7:00 p.m. in the Kent Town Hall.

1. CALL TO ORDER

Vice Chairman Wyrick called the meeting to order at 7:03 p.m.

2. ROLL CALL AND APPOINTMENT OF ALTERNATES IF REQUIRED

Commissioners Present: Karen Casey, Wes Wyrick, Marc Weingarten
Darrell Cherniske, Alice Hicks, David Birnbaum

Staff Present: Donna Hayes, Land Use Administrator and Tai Kern, Land Use Clerk

David Birnbaum was elevated to voting status.

3. READING AND APPROVAL OF MINUTES:

3.A. Regular Meeting Minutes of February 13, 2020.

Mr. Weingarten moved to approve the Regular Meeting Minutes of February 13, 2020. Ms. Hicks seconded and the motion carried unanimously.

4. PUBLIC COMMUNICATIONS (ORAL): N/A

5. OLD BUSINESS:

5.A. **PUBLIC HEARINGS** (Possibility of closure, discussion and decision on the following):

5.B. **DISCUSSION AND POSSIBLE DECISION**

6. NEW BUSINESS:

6.A. **PUBLIC HEARINGS:** (Possibility of closure, discussion and decision on the following):

TOWN OF KENT PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES FOR MARCH 12, 2020

These are draft minutes. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these minutes.

6.B. DISCUSSION AND POSSIBLE DECISION

6.B.1. Operation of temporary Farmer's Market from May 22 to mid-October, 2020, Friday's only, 0 South Main Street, Map 19 Block 12 Lot 6.

Donna Hayes reported that the original site plan approval was given in 2016. This is their normal renewal; however, they have added three more vendors.

Mr. Weingarten moved to approve application #50-16C Operation of temporary Farmer's Market with eight vendors from May 22 to mid-October, 2020, Friday's only, 0 South Main Street, Map 19 Block 12 Lot 6. Ms. Casey seconded and the motion carried unanimously.

6.B.2. Continuation of special events in violation of Cease and Desist Order and Consent Agreement signed June 29, 2017, Guy Mauri, 52 Kent Cornwall Road, Map 9 Block 43 Lot 15.

Donna Hayes explained that this agenda item is to authorize Attorney Zizka to move forward with legal action with regard to the violation of the consent agreement.

Farm Operator, Christina Acorn, reported that these are just dinners; however, she has only been with the farm a year and understands there is a long history. She explained that their resources for making money on a very small part of land is limited. Ms. Acorn stated there was a miscommunication regarding the recent plan for a catered wedding with 105 guests.

Karen Casey feels this is very discouraging after all the town went through and what was agreed upon in 2017. Marc Weingarten noted that he would be more sympathetic if this was really a farm and a dinner served with items produced on the farm. However, the Assessor has confirmed this is not designated a farm. Darrell Cherniske stated his concerns with poisoning the well for legitimate agritourism going forward. Therefore, they need to enforce what was already agreed upon.

Mr. Weingarten moved to seek enforcement for the continuation of special events in violation of Cease and Desist Order and Consent Agreement signed June 29, 2017, Guy Mauri, 52 Kent Cornwall Road, Map 9 Block 43 Lot 15. Mr. Cherniske seconded.

*Discussion: An e-mail from Guy Mauri was read for the record.
The motion carried unanimously.*

6.B.3. Discussion regarding possible modification to Application #43-15SP, 33 Camps Road, LLC, 33 Camps Road, Map 17 Block 28 Lot 30; possible modification to include an additional day for seasonal tours, tastings and retail sales.

David Birnbaum recused himself.

Donna Hayes reported that the condition of approval limited tastings to Saturday and two other days a week. They are looking to modify to add an additional day. The Commission needs to determine tonight whether this is something that can be done administratively or is substantial enough to do a modification to the special permit with a public hearing. The Commission agreed that this is high profile and significant enough to decide through public hearing.

TOWN OF KENT PLANNING AND ZONING COMMISSION REGULAR MEETING MINUTES FOR MARCH 12, 2020

These are draft minutes. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these minutes.

Motion by Mr. Weingarten to schedule public hearing for possible modification to the special permit on April 9, 2020, for Application #43-15SP, 33 Camps Road, LLC, 33 Camps Road, Map 17 Block 28 Lot 30; possible modification to include an additional day for seasonal tours, tastings and retail sales. The motion was seconded by Casey and carried unanimously

David Birnbaum was reseated.

- 6.B.4.** Planning schedule for the rewrite of the Subdivision Regulations dated June 1, 1995.

Wes Wyrick noted that he feels that it is important that their Planner that did the Zoning regulations update the Subdivision Regulations as well. Donna Hayes noted that there is money in the budget for the Plan of Conservation and Development that can be used for this. Wes Wyrick suggested that a subcommittee review these regulations.

Donna Hayes agreed to get a price from Glen Chalder. Wes Wyrick and Adam Manes will work as a subcommittee to review the regulations.

- 6.B.5.** Discussion on creating a revised definition of “convalescent home” or similar institutional term.

It was agreed that this item be discussed when more Commission members could be available. Alice Hicks suggested that they receive professional help to write this definition. The members agreed that State recognized terms should be utilized. Additionally, insurance definitions will be researched.

7. STAFF REPORT:

- 7.A.** Update on High Watch application to Office of Health Strategy for a Certificate of Need.

Donna Hayes reported on the status of this application. The Office of Health Strategy responding to High Watch’s application with several questions. The next update is expected by May 2nd.

8. REPORT OF OFFICERS AND COMMITTEES: N/A

9. OTHER COMMUNICATIONS AND CORRESPONDENCE:

- 9.A.** Administrative Permits and Certificates of Compliance – February 10 – March 6, 2020. - Reviewed
- 9.B.** NHCOC memo dated February 2020: New NHCOC Resources for Your Town. - Reviewed
- 9.C.** Monthly Financials – January 2020 - Reviewed
- 9.D.** Updated Demographic, Housing and Economic Data from NHCOC - Reviewed

**TOWN OF KENT PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES FOR MARCH 12, 2020**

These are draft minutes. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these minutes.

- 9.E. Republic American newspaper article, "Lawsuit Alleges Wolcott Violated Federal Law by Changing Zoning Regulations to Prevent Group Home from Opening on Residential Street".- Reviewed
- 9.F. Copy of An Application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at one of two sites to serve the Town of Kent. Submitted by Cuddy & Feder, LLP. - Reviewed

10. ADJOURNMENT

Mr. Weingarten moved to adjourn at 8:09 p.m. Ms. Casey seconded and the motion carried unanimously.

Respectfully submitted,

Tai Kern
Tai Kern, Land Use Clerk

RECEIVED FOR RECORD
KENT TOWN CLERK
2020 MAR 16 A 11:05
BY
Tai Kern
TOWN CLERK

TOWN OF KENT PLANNING AND ZONING COMMISSION
REGULAR MEETING MINUTES FOR MARCH 12, 2020

These are draft minutes. Corrections may be made by the Commission at the subsequent meeting. Please refer to subsequent meeting minutes for possible corrections and approval of these minutes.

STATE OF CONNECTICUT

BY HIS EXCELLENCY

NED LAMONT

EXECUTIVE ORDER NO. 7I

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – MUNICIPAL OPERATIONS AND AVAILABILITY OF
ASSISTANCE AND HEALTHCARE**

WHEREAS, on March 10, 2020, I issued declarations of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed spread in Connecticut; and

WHEREAS, my Executive Order No. 7, dated March 12, 2020, among other things, prohibited gatherings of 250 people or more for social and recreational activities, including but not limited to, community, civic, leisure, and sporting events; parades; concerts; festivals; movie screenings; plays or performances; conventions; and similar activities, and suspended various statutes and regulations to protect public health and safety; and

WHEREAS, my Executive Order No. 7A, dated March 13, 2020, authorized the Commissioner of Public Health to restrict entrance into nursing homes and similar facilities to protect people who are most vulnerable to COVID-19; and

WHEREAS, my Executive Order No. 7B, dated March 14, 2020, among other things, modified in-person open meetings requirements, waived certain rules to mitigate the critical shortage of hand sanitizer and personal protective equipment (PPE), maintain and increase the availability of childcare, and provide for increased healthcare resources and facilities; and

WHEREAS, my Executive Order No. 7C, dated March 15, 2020, among other things, cancelled classes in public schools for at least two weeks, provided for closure and remote conduct of business at Department of Motor Vehicle branches, extended deadlines for municipal budget preparations, and suspended or modified laws and regulations governing health care data and visitation at certain health care and congregate care settings; and

WHEREAS, my Executive Order No. 7D, dated March 16, 2020, restricted social and recreational gatherings of all types to fewer than 50 people, closed bars and restaurants to all service except food and non-alcoholic beverage takeout and delivery, closed gyms, fitness centers and movie theaters, and prohibited on-site operations at off-track betting facilities; and

WHEREAS, my Executive Order No. 7E, dated March 17, 2020, among other things, waived the requirement for an 180-day school year, suspended fingerprinting availability to that for critical requirements, extended the duration of various licenses and permits under the authority of the Commissioner of Emergency Services and public protection, and suspended certain requirements for recoupment of overpayment and hearings conducted by the Department of Social Services; and

WHEREAS, my Executive Order No. 7F, dated March 18, 2020, ordered the closure of Large Shopping Malls, the closure of places of public amusement except public parks and open recreation areas, expanded Medicaid telehealth coverage, waived in-person service, hearing, and screening requirements for certain Probate Court proceedings in vulnerable group care settings, and clarified my order cancelling school classes; and

WHEREAS, my Executive Order No. 7G, dated March 19, 2020, ordered the postponement of the presidential primary, suspended non-critical court operations, expanded the availability of telehealth services, and enacted additional public health measures; and

WHEREAS, my Executive Order No. 7H, dated March 20, 2020, limited the workplace operations of non-essential businesses, and on-profit, created a process to designate those that are essential, and provided for consistency across the state in governmental response to the COVID-19 pandemic; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 appears to be higher for individuals who are 60 years of age or older and for those who have chronic health conditions; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health recommend implementation of community mitigation strategies to increase containment of the virus and to slow transmission of the virus, including cancellation of gatherings of fifty people or more and social distancing in smaller gatherings; and

WHEREAS, if COVID-10 is transmitted to an elderly person, there is a high risk of serious illness or mortality; and

WHEREAS, to ensure that the pandemic or other emergency does not interfere with the continuity of essential safety net programs, and because the Department of Social Services must be able to ensure ongoing delivery of basic assistance; and

WHEREAS, the state wishes to ensure that children, seniors, persons with disabilities and other low-income individuals can access their prescription medications covered by Medicaid and Medicare and are able to do so without interruption or delay; and

WHEREAS, the HUSKY B program is Connecticut's Children's Health Insurance Program that provides health care coverage to approximately 20,000 low- and moderate-income children and the state wishes to ensure that the pandemic does not interfere with these children's access to medical care, including physician visits and medications; and

WHEREAS, Sections 10-234aa through 10-234dd of the Connecticut General Statutes impose certain requirements that vendors providing certain data and technology services agree in writing to privacy protections for student data; and

WHEREAS, the cancellation of classes has created an urgent need to continue opportunities for students throughout the state, including through the use of technology, but the urgency of such need precludes the ability to draft, review, and approve certain written contracts; and

WHEREAS, the Commissioner of Education has alternative means to assure that student data is afforded privacy protections, including federal student privacy laws, without the use of a written contract; and

WHEREAS, Sections 17a-10a and 17a-16 of the Connecticut General Statutes require the Commissioner of the Department of Children and Families to provide visitation with children in facilities that treat children or youth with psychiatric disabilities and with children in such facilities to protect the health and safety of the children and staff; and

WHEREAS, Sections 17a-76 and 17a-77 of the Connecticut General Statutes require the filing of an application for commitment of a mentally ill child with the Probate Court and a hearing on the application to be held within ten days of the application being filed; and

WHEREAS, Section 20-616 (b) of the Connecticut General Statutes permits a pharmacist to exercise his or her professional judgment in refilling a prescription that is not for a controlled drug, for an up to seventy-two hour supply, without the authorization of the prescribing practitioner, provided (1) the pharmacist is unable to contact such practitioner after reasonable effort, (2) failure to refill the prescription might result in an interruption of a therapeutic regimen or create patient suffering, and (3) the pharmacist informs the patient or representative of the patient at the time of dispensing that the refill is being provided without such authorization and informs the practitioner at the earliest reasonable time that authorization of the practitioner is required for future refills; and

WHEREAS, prescribing practitioners may have limited availability due to COVID-19 to provide a written, oral or electronically transmitted order for the refill of a non-controlled substance within seventy-two hours following a refill issued by pharmacist pursuant to 20-616(b); and

WHEREAS, the Connecticut Business Corporation Act, Sections 33-600 through 33-998, inclusive, of the Connecticut General Statutes (the "Act"), requires corporations incorporated under the laws of the State of Connecticut to hold annual shareholders' meetings at a "place" stated in or fixed in accordance with the bylaws of such corporation or at the corporation's principal office, and precludes the ability to hold such meetings solely by means of remote participation without a place; and

WHEREAS, for the protection of the public health, Connecticut corporations should be granted the option to hold shareholders' meetings solely by remote participation, without requiring any representatives of the corporation or any shareholders to gather in a place; and

WHEREAS, many other states, including the State of Delaware, permit annual shareholders' meetings to be held solely by remote participation without a place; and

WHEREAS, it is in the best interest of the State of Connecticut and the shareholders of Connecticut corporations to have the option to participate in the annual meeting of shareholders solely by remote participation without a place; and

WHEREAS, Sections 10-261a(c), 10-261b, 12-19a, 12-20b, 12-63c, 12-110, 12-111, 12-117, and 12-120, of the Connecticut General Statutes and Section 12-2b-11 of the Regulations of Connecticut State Agencies require municipalities to complete specific duties, including but not limited to Net Grand Lists, Assessor Reports, Board of Assessment Appeals applications and decisions, Grand Lists of Taxable and Tax-Exempt Property, Sales Data Reports, and State Owned, College and Hospital Claim Payment in Lieu of Taxes (PILOT) reimbursement claims that require in-person meetings, application filings, and the filing of reports based on completion of these duties, as well as auditing and review by OPM thereafter, which are likely to be delayed due to closures and staffing shortages arising from the public health and civil preparedness emergency declared to respond to COVID-19; and

WHEREAS, Sections 12-110, 12-111, 12-117 and 12-170aa of the Connecticut General Statutes require the in-person filing of applications that create increased risk of transmission of COVID-19; and

WHEREAS, Section 85 of Public Act 20-1 imposes new reporting requirements, including specific property data for tax exemptions under Subsections 60, 70, 72 and 76 of Section 12-81 by May 1, 2020; and

WHEREAS, Sections 14, 97a, 98, 103, 124, 126, 246, 368k, 440, 444, 446i of the Connecticut General Statutes require persons to participate in the process of various municipal decisions that require in-person, face-to-face interactions, meetings, filings, or service of process between various persons, and such activities are likely to be delayed or compromised due to closures and related staffing or quorum shortages arising from the public health and civil preparedness emergency declared to respond to COVID-19; and

WHEREAS, the in-person contact required for the aforementioned activities create an increased risk of transmission of COVID-19; and

WHEREAS, it is in the public interest to continue municipal functions and decision-making, including budgetary and land use decisions, to the extent feasible without in-person, face-to-face interactions; and

WHEREAS, upon a proclamation that a civil preparedness emergency exists, section 28-9(b) of the Connecticut General Statutes authorizes the modification or suspension in whole or in part by

executive order of any statute or regulation or requirement or part thereof that conflicts with the efficient and expeditious execution of civil preparedness functions or the protection of public health;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby ORDER AND DIRECT:

1. **Suspension of requirements that public assistance eligibility reinvestigations be conducted at least every 12 or 24 months.** Section 17b-104 and any implementing regulations, rules, or policies are modified to provide the Commissioner of Social Services, to the extent permitted by federal law, the discretionary authority to suspend or extend the time frames for establishing eligibility reinvestigations for public assistance programs, and issue any required implementing orders she deems necessary.
2. **Suspension of copayments for full benefit dually eligible Medicare Part D beneficiaries.** Section 17b-265d(c) is modified to eliminate the requirement that full benefit dually eligible beneficiaries are responsible for copayments of up to \$17.00 per month (aggregate for all prescriptions) for their medications covered by Medicare Part D, and authorize the Department of Social Services to cover the copayment amounts in full, after any other insurer has paid, during the public health emergency. The Commissioner of Social Services may issue any implementing order or modification to the requirements of Section 17b-265d(c) that she deems necessary consistent with this order.
3. **Suspension of copayments for HUSKY B clients.** Section 17b-295(a) is suspended to eliminate HUSKY B copayments and authorize the Department of Social Services to reimburse providers for the full reimbursement amount for services subject to the copayment, including the copayment amount. This suspension applies to copayments only and does not apply to other forms of HUSKY B cost sharing; HUSKY B families will continue to be responsible for monthly premiums and co-insurance and allowances for dental services. The Commissioner of Social Services may issue any implementing order or modification to the requirements of Section 17b-295(a) that she deems necessary consistent with this order.
4. **Suspension of limitations on refills of non-maintenance medications for HUSKY beneficiaries.** Section 17-134d of the Connecticut General Statutes and any implementing regulations, rules or policies are modified to authorize the Commissioner of Social Services to reimburse providers for supplies of both maintenance and non-maintenance medications for a period of up to ninety (90) days, regardless of the quantity of the supply, and to issue any necessary implementing order. This modification does not apply to controlled substances.

5. **Flexibility related to the Student Data Privacy Act.** For the duration of the period of school closure or class cancellation pursuant to any Executive Order or order of the Commissioner of Education, unless modified, extended, or terminated by me, or, if applicable, the Commissioner, the provisions of Sections 10-234aa through 10-234dd, inclusive, and any associated regulations, rules, and policies regarding contracts between boards of education and contractors regarding contracting, sharing, or providing access to student information, are modified to authorize the Commissioner of Education to temporarily waive any requirements contained therein as he deems necessary in order to provide quality online educational opportunities to students during the period in which schools classes are canceled due to the COVID-19 pandemic.
6. **Limits on Visitation with Children Placed in the Care and Custody of the Department of Children and Families.** Notwithstanding Section 17a-10a of the Connecticut General Statutes or any other statute, regulation, local rule or ordinance or provision of law, the Commissioner of the Department of Children and Families is authorized to issue any and all orders restricting visitation with children placed in the care and custody of the commissioner pursuant to an order of temporary custody or an order of commitment, that the Commissioner deems necessary to protect the health and welfare of such children and staff.
7. **Limits on Visitors to Facilities That Treat Children or Youth with Psychiatric Disabilities.** Notwithstanding Section 17a-16 of the Connecticut General Statutes or any other statute, regulation, local rule or ordinance or provision of law, the Commissioner of the Department of Children and Families and the head of a facility or institution under the Commissioner's jurisdiction are authorized to issue any and all orders restricting entrance into facilities, as defined in Section 17a-32 of the Connecticut General Statutes, including the Albert J. Solnit Children's Center - South Campus, and the Albert J. Solnit Children's Center - North Campus, that the Commissioner deems necessary to protect the health and welfare of patients, residents and staff.
8. **Waiver of In-person Service, Screening and Hearing Requirements for Facilities that Have Limited Visitor Access to Protect Public Health.** Notwithstanding sections 17a-76 and 17a-77 of the Connecticut General Statutes, (1) any requirement for personal service is waived as it relates to any child or youth currently located in a facility operated by the Department of Children and Families that has restricted visitor access under an emergency order issued by a state agency pursuant to an Executive Order, and service may be made by serving an administrator or the administrator's designee provided that the administrator or administrator's designee shall sign a certification, provided by the process server, that the named child or youth is currently

located in the facility and that the administrator or administrator's designee will personally serve the named party; and (2) any requirement for an in-person meeting, hearing, or screening is waived and meetings, hearings, or screenings may take place by any other method that allows for the participation of the interested parties. For the purposes of this order, "administrator" shall mean the facility director or such other person with administrative oversight of the facility who is on site at the time of service.

9. **Pharmacist Discretion in Refilling Certain Prescriptions for Longer Periods.** Section 20-616(b) of the Connecticut General Statutes are modified to permit a pharmacist to exercise his or her professional judgment in refilling a prescription that is not for a controlled drug, as defined in section 21a-240, for a quantity of drug not to exceed a thirty-day supply based on the same criteria set forth in such section for a refill that was not to exceed a seventy-two hour supply.
10. **Commissioner Authority to Modify Pharmacy Operation Regulations.** Section 20-576-59 of the Regulations of Connecticut State Agencies is modified to permit the Commissioner of the Department of Consumer Protection, rather than the Commission of Pharmacy, to grant a waiver or modification of any regulation pertaining to the operation of a pharmacy utilizing the same criteria that would otherwise be considered by the Commission of Pharmacy.
11. **Suspension of In-Person Shareholder Meeting Requirements.** Section 33-703 of the Connecticut General Statutes is modified to provide a new clause (c), to read in its entirety as follows: “(c) The board of directors may determine that any meeting of shareholders shall not be held at any place and shall instead be held solely by means of remote communication, but only if the corporation implements the measures specified in subsection (b) of this Section 33-703. The board of directors shall make the list of shareholders entitled to vote available for inspection by any shareholder beginning two business days after notice of the meeting is given for which the list was prepared and continuing through the meeting on a reasonably accessible electronic network, provided that the information required to access such list is provided with the notice of the meeting. The corporation may take reasonable steps to ensure that such information is available only to shareholders of the corporation. Any statute, regulation or requirement, or part thereof, or any bylaw of the corporation, inconsistent with this clause (c) shall be inoperative for the effective period of this Section 33-703(c), and any such meeting shall be deemed validly held if notice of the meeting is given during the effective period of this Section 33-703(c).”

12. Extension of Budget Adoption Deadlines - Additional Municipal Bodies.

For purposes of the provisions set forth under Executive Order 7C, paragraph 5, regarding “Extension of Municipal Budget Adoption Deadlines,” as well as for the provisions set forth in this order, the term “municipal” or “municipality” shall include all municipalities and quasi-municipal corporations, whether created by statute, ordinance, charter, legislative or special act, including but not limited to any town, city or borough, whether consolidated or unconsolidated, any village, school, sewer, fire, lighting, special services or special taxing districts, beach or improvement association, any regional water or resource recovery authority or any other political subdivision of the state or of any municipality having the power to make appropriations or to levy assessments or taxes.

13. Suspension of In-Person Budget Adoption Requirements for Municipalities.

Notwithstanding any contrary provision of the Connecticut General Statutes, including Title 7, or any special act, municipal charter or ordinance that conflicts with this order, the legislative body of a municipality or, in a municipality where the legislative body is a town meeting, the board of selectmen, shall authorize the budget-making authority within said municipality to adopt a budget for the July 1, 2020 – June 30, 2021 fiscal year and to set a mill rate sufficient, in addition to the other estimated yearly income of such town and in addition to such revenue surplus, if any, as may be appropriated, not only to pay the expenses of the municipality for said fiscal year, but also to absorb the revenue deficit of such town, if any, at the beginning of said fiscal year without holding votes required by charter or without complying with any in-person budget adoption requirements, including but not limited to, annual town meetings requiring votes, referendum, and special town meetings. In so acting, the budget-making authority of the municipality shall comply with public meeting requirements consistent with requirements set forth in Executive Order 7B and shall thereby take all reasonable steps to publicize the draft municipal budget for said fiscal year and to receive public comment thereon, including but not limited to publishing draft budgets on the website and providing an email address or other means for the public to submit timely comments on the proposed budget.

14. Suspension of In-Person Budget Adoption Requirements for Regional Boards of Education.

Notwithstanding any contrary provision of the Connecticut General Statutes, including Title 10, or any special act, regional plan, municipal charter or ordinance that conflicts with this order, any regional board of education shall adopt a budget for the July 1, 2020 – June 30, 2021 fiscal year which otherwise complies with the requirements of Section 10-51 of the Connecticut General Statutes without complying with any in-person budget adoption requirements, including but not limited, annual district budget

meetings requiring votes, referendum, and special district meetings. In so acting, the regional board of education shall comply with public meeting requirements consistent with requirements set forth in Executive Order 7B and take all reasonable steps to publicize the proposed budget for said fiscal year and to receive public comment thereon, including but not limited to publishing draft budgets on the website and providing an email address or other means for the public to submit timely comments on the proposed budget.

15. **Extension of Municipal Deadlines and Waiver of Penalties Related to Municipal Planning, Assessment and Taxation.** The deadlines set forth under Sections 10-261a(c), 12-63c, 12-110, 12-111, 12-117, and 12-120, of the Connecticut General Statutes and Section 12-2b-11 of the Regulations of Connecticut State Agencies, for Net Grand Lists, Assessor Reports, Board of Assessment Appeals applications and decisions, Grand List of Taxable and Tax-Exempt Property, Sales Data Reports, and State Owned, College and Hospital Claim Payment in Lieu of Taxes (PILOT) reimbursement claims are extended without penalty. Additionally, the penalty provisions set forth under Sections 10-261b, 12-19a, and 12-20b of the Connecticut General Statutes are suspended.
16. **Suspension of In-Person Filing Requirements Related to Municipal Planning, Assessment and Taxation.** The requirement under Sections 12-110, 12-111, 12-117 and 12-170aa of the Connecticut General Statutes for a taxpayer to appear in person are suspended to the extent necessary to permit any public agency to meet and take such actions authorized by law without permitting or requiring in-person participation in such meetings or filings, and to hold such meetings or obtain necessary information remotely by conference call, videoconference, electronic communication, or other technology, consistent with requirements set forth in Executive Order 7B.
17. **Suspension of Deadlines and Modification of Public Hearing and Appeals Requirements for Assessment and Taxation.** The appeals deadlines set forth under Section 12-19b and 12-20b for the valuation, revaluation, and appeals related to land and buildings for grants and property of private colleges and general hospitals for purposes of state grants in lieu of taxes are suspended.
18. **Extension of New Reporting Requirements on Property.** The reporting requirements set forth under Section 85 of Public Act 20-1 requiring additional specific property data for tax exemptions under Subsections 60, 70, 72 and 76 of Section 12-81 are suspended.
19. **Suspension, Modification and Clarification of Certain Municipal Procedural Requirements and Time Limitations Regarding Notice,**

Commencement and Holding of Public Hearings, Decisions, and Appeals. In connection with Executive Order 7B (1), dated March 14, 2020, and in order to further prevent the potential health threat and spread of COVID-19 to any person who might otherwise participate in the process of submitting, reviewing, hearing, discussing, deciding, or appealing any municipal decision or action regarding any petition, application or other proposal, or in the adoption or amendment of any municipal plan, regulations or ordinances, under specific Sections of Connecticut General Statutes Chapters 14, 97a, 98, 103, 124, 126, 246, 368k, 440, 444, 446i, and the repealed Section 14-55, if and to the extent such repealed section is revived by current judicial action, and any related special act(s), and municipal charter, ordinance, resolution, or regulation (all such state and municipal laws and regulations being, collectively, the “Covered Laws”); any provision of such Covered Laws that establish procedural requirements for municipal decisions and that conflict with this order, is suspended and modified, as enumerated below, and as hereafter provided:

- a. Any time deadlines contained in the Covered Laws that may pass or expire during the public health and civil preparedness emergency declared by me on March 10, 2020 (“state of emergency”) are extended by an additional 90 days for any and all of the following circumstances: the commencement or completion of any public hearing; the rendering of any decision required to be made within a particular period; and the submission or reporting by any municipality to any agency or quasi-public agency of the State; provided, however, that such preceding 90-day extension shall not apply to any time extensions that are already expressly allowed by the Covered Laws, meaning that, for example, a decision for which the statute already allows up to a total of 65 days of extension (such as site plan decisions) may be further extended by no more than an additional 90 days, for a total of 155 extension days (in this example); and further provided that each individual petition, application, or other proposal, or adoption or amendment of any municipal plan, regulations, or ordinance shall only obtain one 90-day extension period in total, which may be allocated, in part, by an applicant or municipality or agency, for each deadline period, and not multiple 90-day extensions for each time deadline related thereto.
- b. If the 90-day demolition delay required by Section 7-147j would commence or expire during the state of emergency, such period of delay shall be extended for 90 days.

- c. Any Covered Law requiring a municipality or agency to publish any notice or notices in a newspaper of general or substantial circulation is suspended and modified to allow a single notice to be published electronically on a municipality's or agency's website, provided the earlier deadline required for posting notice by the Covered Law is maintained for the electronic posting, and such posting shall remain visible on the municipality's or agency's website until completion of the action, meeting, or proceeding for which such notice is provided, and for any notice of decision, for the duration of the applicable appeal period provided by the Covered Laws.
- d. Any Covered Law requiring any notice to be filed in the office of any municipal clerk, including any town, city, borough, or district clerk, is suspended and modified to allow said notice to be posted electronically on a municipality's website, provided the deadline required for posting remains unchanged, and such posting shall remain visible on the municipality's or agency's web site until the completion of the action, meeting, or proceeding for which such notice is provided, and for any notice of decision, for the duration of the applicable appeal period provided by the Covered Laws.
- e. Any Covered Law requiring a physical sign to be posted in relation to any zoning, inland wetlands, planning, or historic district petition, application or proposal, may be satisfied by the electronic posting on a municipality's website described in paragraph (c) above.
- f. Any Covered Law requiring direct or personal notice by mail from a municipality, agency or applicant to any other person, agency, municipal clerk (including any town, city, borough, or district clerk), municipality, utility company or water company regarding the filing or pendency of any petition, application, or other proposal is suspended and modified to allow said notice requirement to be satisfied by electronic mail notification, if electronic mailing addresses are known or reasonably available for the party to be noticed, provided the same deadline for publication of the electronic notice is met; provided that if electronic mailing addresses are not known or reasonably available, said notice requirement is satisfied by: (i) the posting of a physical, weatherproof sign of at least two feet by three feet in area, in a prominent location on the parcel of land which is

the subject of any petition, application, or proposal, specifying the existence of such petition, application, or proposal, and information regarding the date, time, and location of any hearings (including remote access details) related thereto, provided that such sign shall be posted for the duration of the period for which notice is otherwise required by the Covered Laws; or (ii) the mailing of letters (via regular U.S. mail) to addressees provided by a municipality or agency, or agent thereof, where the noticing party has relied in good faith on the accuracy and completion of said list of addressees.

- g. Any Covered Law prescribing the procedure for any petition, including petition of a decision, to an agency or legislative body, is suspended and modified to allow such petition to be signed electronically (including by pdf or other imaging technology or compilation of emails or other electronic communication) and to allow applicable notice requirements to be fully satisfied by electronic mail notice of such petition on the designated entity. The time period to commence and submit said petition shall remain unchanged.
- h. Any Covered Law prescribing the procedure for commencement of an appeal of a decision to the Superior Court and associated service of process is suspended and modified to permit any such appeal to be commenced by a proper officer by electronic mail notice on the designated municipal clerk (including any town, city, borough, or district clerk). The time period to commence said appeal shall remain unchanged. Municipalities shall clearly post the email address to be used for the electronic service on their website. Notwithstanding C.G.S. Section 6-32, the damages clauses which may result from a state marshal's failure to duly comply with any service requirements of section 6-32(a), to the extent such requirements conflict with this Section 19 of this order, are suspended.
- i. Any Covered Law prescribing the procedure for commencement of an appeal of a decision by a zoning enforcement officer or an agent for an inland wetland agency is suspended and modified to permit any such appeal to be commenced by regular mail or by electronic mail notice to the zoning commission, zoning enforcement officer, zoning board of appeals or inland wetlands agency, as appropriate. The time period to commence said appeal shall remain unchanged.

- j. The suspensions and modifications specified in this, Section 19 of this order, are hereby permitted, provided, however, that: (1) the municipality, within a reasonable time after the reopening of the relevant office, include printed or electronic confirmations of all modifications, extensions, notices, and decisions in the permanent office records, (2) any document required by the Covered Laws to be recorded or filed in the town, borough, district or city clerk records be recorded or filed, as applicable, within a reasonable time thereafter; and (3) any municipality may, by declaration of head of an agency accepting or administering applications, waive any rules, regulations, or policies related to any requirement that applications to such municipal agency be submitted in paper copy or in duplicate.

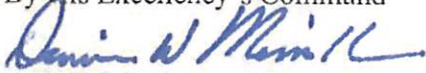
Unless otherwise specified herein, this order shall take effect immediately and shall remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me.

Dated at Hartford, Connecticut, this 21st day of March, 2020.



Ned Lamont
Governor

By His Excellency's Command



Denise W. Merrill
Secretary of the State



STATE OF CONNECTICUT

BY HIS EXCELLENCY

NED LAMONT

EXECUTIVE ORDER NO. 7T

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – SAFE LODGING, LIQUOR DELIVERY, ADDITIONAL
FLEXIBILITY FOR VICTIMS OF DOMESTIC VIOLENCE, OTHER MEASURES**

WHEREAS, on March 10, 2020, I issued a declaration of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed spread in Connecticut; and

WHEREAS, pursuant to such declaration, I have issued seventeen (17) executive orders to suspend or modify statutes and to take other actions necessary to protect public health and safety and to mitigate the effects of the COVID-19 pandemic; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 appears to be higher for individuals who are 60 years of age or older and for those who have chronic health conditions; and

WHEREAS, to reduce the spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health recommend implementation of community mitigation strategies to increase containment of the virus and to slow transmission of the virus, including cancellation of gatherings of ten people or more and social distancing in smaller gatherings; and

WHEREAS, it is imperative to take aggressive mitigation measures to slow the spread of COVID-19 within our State and region and one such measure, as reflected in my prior Executive Order Nos. 7H and 7J, restricting the operations of non-essential businesses, and the Domestic Travel Advisory recently issued by the Centers for Disease Control, is to ensure that people stay home and avoid unnecessary travel or temporary lodging for vacation or leisure purposes; and

WHEREAS, to encourage social distancing and protect public health and safety, my Executive Order Nos. 7D and 7G, closed bars and restaurants to all on-premise service of food and beverages; and

WHEREAS, home delivery of products by additional liquor permittees can reduce the need for customers to leave their homes and thereby increase the effectiveness of efforts to limit transmission of COVID-19, while allowing safe conduct of certain economic activity; and

WHEREAS, the Connecticut Recovery Bridge Loan Program is meant to provide timely financial assistance to small businesses affected by the COVID-19 pandemic through a streamlined and easily understandable application process that can be submitted with minimal delay; and

WHEREAS, the existing requirement for a notarized affidavit to certify compliance with certain nondiscrimination provisions of state law may introduce unnecessary delay to the application process and increase the risk of transmission of COVID-19 if an applicant is unable to complete the certification through remote notarization; and

WHEREAS, ongoing child care operations are necessary to support the essential workforce, and child care providers must be stabilized through the duration of the emergency to ensure the maintenance of an adequate child care infrastructure; and

WHEREAS, the Commissioner of Social Services seeks to increase rates paid to various providers, including nursing facilities, intermediate care facilities for the intellectually disabled and residential care homes, over the current rate in effect, by 10% in recognition of the extraordinary costs related to the COVID-19; and

WHEREAS, permitting such facilities and homes to obtain a rate rehearing and contest the increased rate would create a significant administrative burden on the Department of Social Services during a time where prioritization of time and resources is critical to protecting public health and safety; and

WHEREAS, in order to reduce administrative burdens and protect the state from increased costs beyond those necessary to pay the temporary rate increase, it is necessary to suspend providers' rights to appeal the overall magnitude and methodology temporary rate increases that are paid in response to COVID-19; and

WHEREAS, certain documents require the in-person services of a Notary Public or Commissioner of the Superior Court and such interactions should be avoided to the maximum extent possible in order to promote social distancing and the mitigation of the spread of the COVID-19; and

WHEREAS, attendance at public proceedings is likely to increase the risk of transmission of COVID-19; and

WHEREAS, in consultation with the Chief Court Administrator on behalf of the Chief Justice of the Supreme Court and the Judicial Branch, I have determined that there exists a compelling state interest that courts conduct only essential business in order to minimize the spread of COVID-19;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby ORDER AND DIRECT:

1. **Provision of Non-Essential Lodging Prohibited.** Notwithstanding any provision of the Connecticut General Statutes or of any regulation, rule, policy, procedure, charter, or ordinance, the following restrictions shall apply to all hotels, motels, inns, bed and breakfasts, and short-term residential rentals including those arranged through on-line hosting platforms such as Airbnb or VRBO (collectively, as defined below, "lodgings"). Pursuant to my authority under Section 28-9 of the Connecticut General Statutes, and in accordance with the terms of Executive Order No. 7H, and notwithstanding the provisions of Section 28-8(a), this order shall supersede and preempt any local order, rule, or emergency order.

a. **Lodging Definition.** For the purposes of this order, "lodging" shall mean the provision of overnight accommodations by commercial transaction in any of the following categories:

- i. Bed and breakfast establishments
- ii. Bed and breakfast homes
- iii. Hotels
- iv. Motels
- v. Lodging houses rented for a period of 31 days or fewer
- vi. Professionally managed units rented for a period of 31 days or fewer
- vii. Short-term rentals (including Airbnb, VRBO and similar rental properties) rented for a period of 31 days or fewer
- viii. Resorts
- ix. Inns
- x. Timeshares

b. **Permissible Lodging.** The provision of lodging shall be permitted only when offered and employed for the following uses:

- i. Housing and accommodation for health care workers, first responders, and other workers who work for an Essential Business pursuant to Executive Order No. 7H and implementing guidance issued by the Department of Economic and Community Development (DECD).
- ii. To the extent not already included in (a), housing and accommodation for out-of-state workers engaged in transportation of materials, logistics, and construction associated with the delivery of health-related services, such as the development of COVID-19 alternative care sites, testing facilities, or research.
- iii. Housing and accommodation for members of vulnerable populations, including but not limited to emergency shelter for people experiencing homelessness and victims of domestic violence, and persons returning from incarceration.
- iv. Housing and accommodation for Connecticut residents (i) who are self-isolating or are subject to a quarantine order; and (ii)

families or roommates of such individuals who are self-isolating or are subject to a quarantine order; but (iii) in each case, for no longer than the period required to complete the necessary period of self-isolation or quarantine.

- v. Housing and accommodation for individuals receiving long-term, specialized medical care from a physician licensed or located in Connecticut and for accompanying family members.
 - vi. Housing, accommodation, and shelter when required by extenuating circumstances such as fire or casualty to ensure the care and safety of Connecticut residents and to accommodate other persons unable to return to their own homes due to flight cancellations, border closures, or other direct and material constraints on travel.
 - vii. Housing and accommodation to the extent necessary for workers engaged in providing or servicing or maintaining lodging for any of the purposes described above.
- c. **Other Purposes and Uses for Lodging Prohibited During State of Emergency.** Lodging offered, operated, or employed for purposes other than those listed in subsection (b) above shall not be permitted. Accordingly, the provision and occupancy of lodging for leisure, vacation, and other purposes may not continue. Operators of lodging may, however, continue to provide other, lodging-related services through remote means that do not require workers, customers, or the public to enter or appear at any brick-and-mortar lodging premises.
- d. **Existing Lodging Guests.** Persons occupying lodging as of April 2, 2020 may be permitted to remain in their current lodgings through the end of their originally scheduled stay. Lodging may not be extended except for one of the purposes listed in subsection (b) above or if the lodging in question is permissible under this order because it is for a period that exceeds 31 days.
- e. **Future Booked Lodging.** For the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me:
- i. persons with future reservations or bookings or agreements to occupy lodgings may not exercise those agreements and may not occupy those lodgings; and
 - ii. operators of lodgings may not provide lodging to persons with future reservations or bookings or agreements to occupy lodgings, unless in each case the lodgings are provided and occupied for one of the purposes listed in section 1 above or if the lodging in question is permissible under this order because it is for a period that exceeds 31 days.

- iii. operators of lodgings shall make reasonable efforts to refund any deposits or other payments to persons who cannot exercise bookings or agreements as a result of this order.

2. **Further Clarification of Limits on Restaurants, Bars and Private Clubs.** Effective immediately, Executive Order No. 7G, which addressed sales of alcoholic beverages by certain licensees, is modified to additionally permit holders of the following alcoholic liquor permits to deliver directly to consumers any sealed alcoholic liquor under the same conditions as Executive Order No. 7G permitted for pick-up and off-premise consumption sales: Restaurant, Café, Tavern, Manufacturer Permit, Manufacturer Permit for Beer, Manufacturer Permit for Farm Winery, Manufacturer Permit for Farm Brewery, Manufacturer Permit for a Brew Pub, Manufacturer Permit for Beer and Brew Pub, Manufacturer Permit for a Farm Distillery. In addition, the holder of a Manufacturer Permit for Cider and a Manufacturer Permit for Apple Brandy and Eau-de-vie may be open for the sale of pick-up or delivery of alcoholic liquors as allowed under their permit types and consistent with the requirements set forth in Executive Order 7G for off-premise consumption sales by other manufacturers. The Commissioner of Consumer Protection may issue any implementing orders and guidance that she deems necessary to implement this order.
3. **Suspension of Notarization Requirement Related to Connecticut Recovery Bridge Loan Program.** Section 4a-60(c)(2)(C) of the Connecticut General Statutes is modified to authorize the Commissioner of Economic and Community Development to accept, in place of a notarized affidavit certifying compliance with nondiscrimination laws, a Nondiscrimination Certification in a form prescribed by the Commissioner and signed under penalty of false statement, for the sole purpose of applications to the Connecticut Recovery Bridge Loan program for small businesses. Such modification shall apply only to the Connecticut Recovery Bridge Loan program.
4. **Flexibility to Maintain Adequate Child Care Infrastructure.** The provisions of General Statutes Sections 10-16n through 10-16u, 10-266p, 10-266q, 10-262u, 10-505, 10-506, 10-509, 17b-749, 17b-749a, 17b-749c, 17b-749i, and 17b-749j; and Sections 17b-749-01 through 17b-749-23 of the Regulations of Connecticut State Agencies, and any associated regulations, rules, and policies regarding child care funding, are modified to authorize the Commissioner of Early Childhood to temporarily waive any requirements contained therein as she deems necessary to maintain a sufficient capacity of child care services or stabilize child care providers during this public health and civil preparedness emergency. The Commissioner may issue any order that she deems necessary to implement this order.
5. **Suspension of Rehearing Rights for Temporary Rate Increases for Certain Healthcare Providers.** Section 17b-238(b) of the Connecticut General Statutes, to the extent that it authorizes specified institutions or agencies to request a rehearing on all items of aggrievement, is modified to suspend the right to rehearing only regarding the overall magnitude and methodology of temporary rate increases paid to facilities

in response to the COVID-19 pandemic. In all other respects, Section 17b-238(b) shall remain in full force and effect.

- 6. Alternative to Affidavits Related to Orders of Protection and Relief.** The requirement in Sections 46b-15 and 46b-16a of the Connecticut General Statutes that an application for an order of protection and relief be accompanied by an affidavit made under oath that includes a statement of the specific facts that form the basis for relief is hereby modified to allow such statement of facts to be made under penalty of false statement pursuant to Section 53a-157b of the Connecticut General Statutes, in lieu of being made under oath, at the option of the applicant. In addition, any other provision of the Connecticut General Statutes that requires an application, affidavit or any other document or paper related to an order of protection and relief be made under oath are hereby modified to allow such application, affidavit, document or paper to be filed under the penalty of false statement pursuant to Section 53a-157b of the Connecticut General Statutes, in lieu of being made under oath, at the option of the applicant.

Unless otherwise specified herein, this order shall take effect immediately and shall remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me.

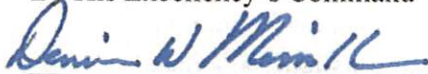
Dated at Hartford, Connecticut, this 2nd day of April, 2020.



Ned Lamont
Governor



By His Excellency's Command



Denise W. Merrill
Secretary of the State

STATE OF CONNECTICUT

BY HIS EXCELLENCY

NED LAMONT

EXECUTIVE ORDER NO. 7B

**PROTECTION OF PUBLIC HEALTH AND SAFETY DURING COVID-19 PANDEMIC
AND RESPONSE – FURTHER SUSPENSION OR MODIFICATION OF STATUTES**

WHEREAS, on March 10, 2020, I issued declarations of public health and civil preparedness emergencies, proclaiming a state of emergency throughout the State of Connecticut as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and confirmed spread in Connecticut; and

WHEREAS, my Executive Order No. 7, dated March 12, 2020, prohibited gatherings of 250 people or more for social and recreational activities, including but not limited to, community, civic, leisure, and sporting events; parades; concerts; festivals; movie screenings; plays or performances; conventions; and similar activities, and suspended various statutes and regulations to protect public health and safety; and

WHEREAS, my Executive Order No.7A, dated March 13, 2020, authorized the Commissioner of Public Health to restrict entrance into nursing homes and similar facilities to protect people who are most vulnerable to COVID-19; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death; and

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a pandemic; and

WHEREAS, the risk of severe illness and death from COVID-19 appears to be higher for individuals who are 60 years of age or older and for those who have chronic health conditions; and

WHEREAS, there is an increased risk of rapid spread of COVID-19 among persons living in congregate settings, such as long-term care facilities, and most residents of long-term care facilities are at increased risk for severe COVID-19; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention and the Connecticut Department of Public Health recommend implementation of community mitigation strategies to increase containment of the virus and to slow transmission of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, attendance at public meetings and proceedings is likely to increase the risk of transmission of COVID-19; and

WHEREAS, increased demand on the healthcare system resulting from the COVID-19 pandemic has created an imminent shortage of personal protective equipment (PPE); and

WHEREAS, the imminent shortage of personal protective equipment (PPE) will significantly impact pharmacies compounding sterile pharmaceuticals in the State of Connecticut due to their inability to comply with statutorily mandated garbing requirements;

WHEREAS, the Department of Consumer Protection has issued liquor permits to persons and organizations sponsoring public outings, picnics, social or charitable events that would draw crowds of people, but fees for such permits are currently non-refundable;

WHEREAS, the need to enact social distancing, limit large crowds, and other measures, combined with the closure of schools and workplaces to limit the transmission of COVID-19, has vastly expanded the need for childcare for families throughout the State; and

WHEREAS, Section 19a-420 (1) of the Connecticut General Statutes provides in relevant part that youth camps operate based on a summer instructional program schedule; and

WHEREAS, due to unprecedented circumstances and because of the existence of this public health emergency and the anticipated need for additional childcare for families faced with multiple school closures, it is deemed necessary to allow camps to open and provide care for a period longer than the summer season; and

WHEREAS, Section 10-16p (6) of the Connecticut General Statutes requires School Readiness programs to remain open for 50 weeks of the year; and

WHEREAS, due to the unprecedented circumstances and because of the existence of this public health emergency and the temporary closure of School Readiness programs due to COVID-19 risks, where such School Readiness programs deem it necessary to protect the safety and public health, multiple School Readiness programs may not be able to fulfill this requirement; and

WHEREAS, the Executive Director of the Office of Health Strategy directs and oversees the Health Systems Planning Unit established under section 19a-612 and all of its duties and responsibilities as set forth in Sections 19-610 through 19-689 of the Connecticut General Statutes; and

WHEREAS, the Health Systems Planning Unit oversees the Certificate of Need program, hospital financial reporting and other functions; and

WHEREAS, healthcare providers in the state of Connecticut may need the flexibility to establish temporary health care facilities to test, diagnose and treat patients exhibiting symptoms of COVID-19 in response to the anticipated surge in COVID-19 cases; and

WHEREAS, the current licensed bed capacity within the state of Connecticut may be insufficient to accommodate and facilitate the safe and effective treatment of individuals diagnosed with COVID-19; and

WHEREAS, the utilization of certain imaging equipment is required to diagnose, treat, and monitor the progression of COVID-19; and

WHEREAS, Section 19a-638(a) of the Connecticut General Statutes requires a certificate of need for the establishment of a new health care facility; the establishment of a freestanding emergency department; the acquisition of computed tomography scanners; and an increase in licensed bed capacity of a health care facility in the state of Connecticut; and

WHEREAS, Section 19a-639a through 19a-639f of the Connecticut General Statutes sets forth notice requirements and timelines related to the certificate of need analytic process, and sets forth a process to request public hearings;

NOW, THEREFORE, I, NED LAMONT, Governor of the State of Connecticut, by virtue of the authority vested in me by the Constitution and the laws of the State of Connecticut, do hereby **ORDER AND DIRECT**:

- 1. Suspension of In-Person Open Meeting Requirements.** Sections 1-206, 1-225, and 1-226 of the Connecticut General Statutes, and any open meeting provision of any municipal charter, ordinance, or regulation that conflicts with this order, are suspended to the extent necessary to permit any public agency to meet and take such actions authorized by the law without permitting or requiring in-person, public access to such meetings, and to hold such meetings or proceedings remotely by conference call, videoconference or other technology, provided that: 1) the public has the ability to view or listen to each meeting or proceeding in real time, by telephone, video, or other technology; 2) any such meeting or proceeding is recorded or transcribed, and such recording or transcript shall be posted on the agency's website within seven (7) days of the meeting or proceeding, and made available within a reasonable time in the agency's office; 3) the required notice and agenda for each meeting or proceeding is posted on the agency's website and shall include information about how the meeting will be conducted and how the public can access it; 4) any materials relevant to matters on the agenda, including but not limited to materials related to specific applications, if applicable, shall be submitted to the agency a minimum of twenty four (24) hours prior and posted to the agency's website for public inspection prior to, during, and after the meeting, and any exhibits to be submitted by members of the public shall, to the extent feasible, also be submitted to the agency a minimum of twenty-four (24) hours prior to the meeting and posted to the agency's website for public inspection prior to, during, and after the meeting; and 5) all speakers taking part in any such meeting or proceeding shall clearly state their name and title, if applicable, before speaking on each occasion that they speak.
- 2. Waiver of Manufacturer Registration Requirement for Hand Sanitizer:** The requirement for a manufacturer registration under 21a-70(b) of the Connecticut General

Statutes, and any associated implementing regulations or policies, is suspended to authorize the Commissioner of Consumer Protection to allow pharmacists licensed pursuant to chapter 400j to compound and sell finished hand sanitizer products over the counter to customers requesting this product, provided that the Commissioner shall issue an implementing order to prescribe the rules for such activity, and such activity shall be allowed only upon issuance of such order.

3. **Suspension of Garbing Requirements For Non-Hazardous Compounding of Sterile Pharmaceuticals.** The requirement in Section 20-633b of the Connecticut General Statutes that pharmacies compounding sterile pharmaceuticals, in community pharmacies and institutional pharmacies, meet the garbing requirements set forth in United States Pharmacopeia (USP) Chapter 797 is suspended for the purpose of allowing such pharmacies to continue compounding non-hazardous sterile pharmaceuticals. This suspension shall apply only to the garbing requirements for non-hazardous compounding of sterile pharmaceuticals and shall apply only for the duration of this imminent shortage of personal protective equipment (PPE), as determined by the Commissioner of Consumer Protection. Pharmacies compounding sterile pharmaceuticals shall follow all other relevant state and federal laws and shall comply with all other requirements set forth in United States Pharmacopeia (USP) Chapter 797. Additionally, all deviations from current Standard Operating Procedures (SOPs) for garbing shall be memorialized and dated. The Commissioner of Consumer Protection may issue any implementing orders that she deems necessary.
4. **Refunds of Certain Liquor License Application Fees Permissible.** Section 30-39(b)(2) of the Connecticut General Statutes, is modified to authorize the Commissioner of Consumer Protection to cancel and refund the application fee for a liquor permit to any person or organization who cancels public outings, picnics, social or charitable events, and no longer requires the liquor permit granted for use at the event. The Commissioner may issue any such implementing orders as she deems necessary.
5. **Waiver of Face-to-Face Interview Requirements for Temporary Family Assistance.** Section 17b-688c of the Connecticut General Statutes is suspended to authorize the Commissioner of Social Services to 1) waive prohibitions on temporary family assistance to applicants prior to an applicant's attendance at an employment services interview or participation in development of an employment services plan, 2) to consider the effects of or a pandemic or the response to it as good cause when assessing compliance with any provision of Section 17b-688c, and 3) issue any implementing orders that she deems necessary.
6. **Flexibility to Maintain Adequate Childcare Resources.** The provisions of Sections 10-16p (6), 10-530, 19a-420 through 19a-429, 19a-77, 19a-79 through 19a-87f and 10-530 of the Connecticut General Statutes and any associated regulations, rules, and policies regarding youth camps, family childcare homes, childcare centers, and group childcare homes, are modified to authorize the Commissioner of Early Childhood to temporarily waive any requirements, including licensing requirements, contained therein as she deems

necessary to maintain a sufficient capacity of childcare services or otherwise respond to the need for childcare during this public health and civil preparedness emergency. The Commissioner may issue any implementing orders that she deems necessary.

- 7. Flexibility to Provide For Adequate Healthcare Resources and Facilities.** Sections 19a-610 through 19a-689 of the Connecticut General Statutes and any related regulations, rules, or policies are modified to authorize the Executive Director of the Office of Health Strategy to waive provisions of such sections as she deems necessary to ensure that adequate healthcare resources and facilities are available to respond to the COVID-19 pandemic, and to issue any implementing orders that she deems necessary.

Unless specified herein, each provision of this order shall take effect immediately and shall remain in effect for the duration of the public health and civil preparedness emergency, unless earlier modified or terminated by me.

Dated at Hartford, Connecticut, this 14th day of March, 2020.



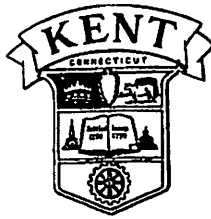
Ned Lamont
Governor

By His Excellency's Command



Denise W. Merrill
Secretary of the State





7A

TOWN OF KENT
PLANNING AND ZONING COMMISSION

March 20, 2020

Ms. Sharon E. Songal
c/o Coffee & Chocolate, Inc.
45 North Main Street
Kent, CT 06757

Re: Temporary Modification to Application 11-16C

Dear Ms. Songal,

As discussed during our recent phone call, you requested a modification to Application #11-16C to allow the use of the previously approved walk-up window as a temporary drive-through window.

Based on the current, worldwide situation with regard to COVID-19 and Governor Lamont's order that eating establishments only provide take out/delivery service, P&Z Chairman Matt Winter and I agree that this modification can be done on a temporary basis. We are willing to allow this temporary drive-through service to operate initially for 2 months. After that date, if additional time is required, you will need to request an extension. It is understood that once the restaurant closure requirement by the State is lifted, the drive through area will be returned to its configuration as of the date of this letter with the exception of the new window.

If you agree with the terms of this modification, please sign in the area indicated below and return it to the Land Use Office via mail or drop off in the blue box located at the front entrance to Town Hall.

If you have any questions, please feel free to reach out.

Agreed to:

Sharon E. Songal

Best regards,

Donna M. Hayes, CZEO
Land Use Administrator

Cc: Kevin Hart & Quarter Mile, LLC
Matthew Winters, Chairman, P&Z



ORIGINAL

SPECIAL PERMIT APPLICATION

PLANNING AND ZONING COMMISSION
41 Kent Green Blvd.
P.O. Box 678
Kent, CT 06757

(FOR OFFICE USE ONLY)
App. #: 13-20SP
Fee received: 210
Date of receipt: 3/12/20
Official date of receipt: 4/9/2020

Name of property owner: Jamie Levitt & Geoffrey Smith

Owner's mailing address: 85 Fuller Mountain Road

Applicant's telephone: 860-354-9346 E-mail address: pszymanski@ahhowland.com

Applicant's name: Paul Szymanski, PE C/o Arthur H Howland & Associates, PC

Applicant's address: 143 West Street, Suite E New Milford 06776

Applicant's telephone: 860-354-9346 E-mail address: pszymanski@ahhowland.com

Property address: 85 Fuller Mountain Road

Map: 2 Block: 7 Lot: 6

Zoning regulation section: R

Statement of use: Proposed 3 bedroom guest house with a well, sanitary system, driveway, grading and other related appurtenances

Cubic yards of fill to be deposited on the property (if any): 50 cubic yards

Yards of earth materials to be removed off the property (if any): none

Is this property subject to a conservation or preservation restriction: Yes [] No [x]

If so, a written notice must be sent to the party holding such restriction sixty days prior to the submittal of this application. Proof of this notice shall be attached as per CT Public Act 05-124.

Has this case gone to the Zoning Board of Appeals? [] Yes [x] No
If yes, please include the approval letter from the ZBA.

Signature of applicant: [Signature] Date: 2/28/2020

Signature of property owner: [Signature] Date: 2/28/2020



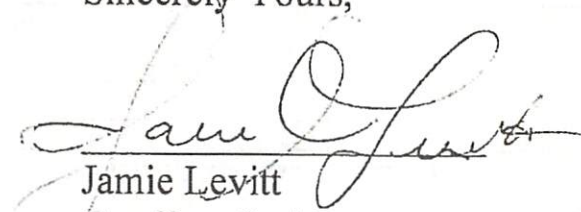
Geoffrey Smith and Jamie Levitt
85 Fuller Mountain Road
Kent, Connecticut 06757

February 6, 2020

Dear Town of Kent:

Please be advised that the office of Arthur H. Howland & Associates, P.C. is authorized to represent us before any and all agencies and commissions of the Town of Kent for the purpose of obtaining approval of any and all land use permits and applications at 85 Fuller Mountain Road, Kent, Connecticut.

Sincerely Yours,


Jamie Levitt
Geoffrey Smith
Owners

**Torrington Area Health District
350 Main St. - Suite A; Torrington, Ct 06790**

Permit #

15819

**T A H D Is A Equal Opportunity Provider
Design Review For
Subsurface Sewage Disposal System**

85 Fuller Mountain Rd Kent
Lot# Street# Street Name Town Subdivision
G. Smith & J. Levitt 85 Fuller Mountain Rd Kent Ct. 06757
Owner Owner Address Town State Zip

860-354-9346

Owner Telephone

Agent's Name

Arthur Howland And 30 Bridge St. New Milford Ct. 06776
Engineer Engineer Address Town State Zip

This Approval Indicates That The Proposal Has Been Reviewed By The Health District And Is In Compliance With Applicable Regulations As Contained In The Public Health Code For This Project.

Plan Date: February 12, 2020 Plan prepared by Paul Szymanski, Jr

Plan Approval Date: March 4, 2020 # Of Bedrooms: 3

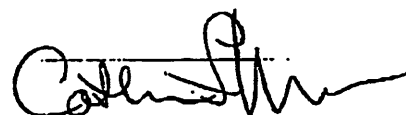
12" High Galleries 1000 531 90'
Septic System Type Tank Size Field Sq Ft Length Of Septic System

Approved Plan Revision Required Required | Not Required |
(2) Perk Tests In Fill By Engineer

This is Not A Permit To Construct A Subsurface Sewage Disposal System. The Permit To Construct Will Be Issued To The Licensed Septic System Installer Prior To Actual Construction. This Plan Approval Is Subject To Specific And General Conditions As Shown On This Form And/or The Approved Plan. **Please Read Them Carefully.**

Engineer Design Select Fill Required As Below
 Percolation Test In Fill Curtain Drain In Place Sleeve Test Required
 Engineer As Built Required Engineer Supervision Low Flow Water Treatment
 Field Staking By Engineer As-built Installer

- 1) House and septic system to be field staked by the surveyor.
- 2) System to be installed when soil moisture is low.
- 3) Installer to submit a recent sleeve analysis to T.A.H.D. prior to placement of fill.
- 4) Installer to contact T.A.H.D. for scarification inspection prior to placement of fill.



Approved By: _____ Director Of Health

Sanitarian



SITE PLAN APPLICATION

PLANNING AND ZONING COMMISSION
41 Kent Green Blvd.
P.O. Box 678
Kent, CT 06757

(FOR OFFICE USE ONLY)
App. #: 14-200
Fee received: 160
Date of receipt: 3/12/2020
Official date of receipt: 4/9/2020

Name of property owner: Geoffrey Smith & Jamie Levitt

Owner's mailing address: 85 Fuller Mountain Road

Applicant's telephone: 860-354-9346 E-mail address: pszymanski@ahhowland.com

Applicant's name: Paul Szymanski, PE C/o Arthur H Howland & Associates, PC

Applicant's address: 143 West Street, Suite E New Milford 06776

Applicant's telephone: 860-354-9346 E-mail address: pszymanski@ahhowland.com

Property address: 85 Fuller Mountain Road

Map: 2 Block: 7 Lot: 6

Zoning regulation section: R

Statement of use: Proposed 3 bedroom guest house with a well, sanitary system, driveway, grading and other related appurtenances

Cubic yards of fill to be deposited on the property (if any): 50 Cubic yards

Yards of earth materials to be removed off the property (if any): none

Is this property subject to a conservation or preservation restriction: Yes [] No [X]

If so, a written notice must be sent to the party holding such restriction sixty days prior to the submittal of this application. Proof of this notice shall be attached as per CT Public Act 05-124.

Has this case gone to the Zoning Board of Appeals? [] Yes [X] No
If yes, please include the approval letter from the ZBA.

Signature of applicant: [Signature] Date: 2/28/2020

Signature of property owner: [Signature] Date: 2/28/2020

- A statement signed by the applicant indicating that any required statutory notifications have been provided or that no such notifications are required.
- Copy of any relevant variance(s), stamped to document filing in the Office of the Kent Town Clerk.

DEPARTMENTAL CHECKLIST

Applicant confirms the following permits/approvals have been obtained where applicable:

Site Plan Application/ Special Permit Application	✓	Land Use Office Monday - Friday 9am – 4pm
Septic & Well (if in Rural District)	✓	Torrington Area Health – Cathy Weber Tuesday's beginning at 12 pm
Sewer (if in Village Center)	NA	Joyce Kearns in the 1 st Selectman's Office
Inland Wetlands (if applicable)	NA	Land Use Office, Monday – Friday 9am – 4pm
Flood Hazard (if applicable)	NA	Land Use Office, Monday – Friday 9am – 4pm
Horizonline Conservation (if applicable)	NA	Land Use Office, Monday – Friday 9am – 4pm
Fire Marshal (all but 1 & 2 family dwellings)	NA	Land Use Office Tuesday & Thursday 3pm – 4pm

DMK
Signature

3/13/2020
Date

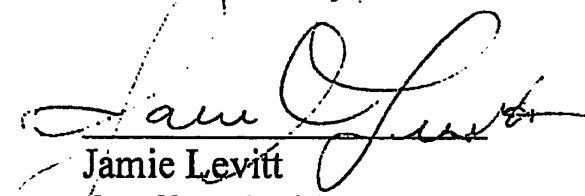
Geoffrey Smith and Jamie Levitt
85 Fuller Mountain Road
Kent, Connecticut 06757

February 6, 2020

Dear Town of Kent:

Please be advised that the office of Arthur H. Howland & Associates, P.C. is authorized to represent us before any and all agencies and commissions of the Town of Kent for the purpose of obtaining approval of any and all land use permits and applications at 85 Fuller Mountain Road, Kent, Connecticut.

Sincerely Yours,



Jamie Levitt
Geoffrey Smith
Owners

**Torrington Area Health District
350 Main St. - Suite A; Torrington, Ct 06790**

Permit #

15819

**T A H D Is A Equal Opportunity Provider
Design Review For
Subsurface Sewage Disposal System**

85 Fuller Mountain Rd Kent
 Lot# Street # Street Name Town Subdivision
 G. Smith & J. Levitt 85 Fuller Mountain Rd Kent Ct. 06757
 Owner Owner Address Town State Zip
 860-354-9346
 Owner Telephone Agent's Name
 Arthur Howland And 30 Bridge St. New Milford Ct. 06776
 Engineer Engineer Address Town State Zip

This Approval Indicates That The Proposal Has Been Reviewed By The Health District And Is In Compliance With Applicable Regulations As Contained In The Public Health Code For This Project.

Plan Date: February 12, 2020 Plan prepared by Paul Szymanski, Jr

Plan Approval Date: March 4, 2020 # Of Bedrooms: 3

12" High Galleries	1000	531	90'
Septic System Type	Tank Size	Field Sq Ft.	Length Of Septic System

Approved Plan Revision Required Required Not Required
 (2) Perk Tests In Fill By Engineer

This Is Not A Permit To Construct A Subsurface Sewage Disposal System. The Permit To Construct Will Be Issued To The Licensed Septic System Installer Prior To Actual Construction. This Plan Approval Is Subject To Specific And General Conditions As Shown On This Form And/or The Approved Plan. Please Read Them Carefully.

<input checked="" type="checkbox"/> Engineer Design	<input checked="" type="checkbox"/> Select Fill Required	<input checked="" type="checkbox"/> As Below
<input checked="" type="checkbox"/> Percolation Test In Fill	<input type="checkbox"/> Curtain Drain	<input checked="" type="checkbox"/> In Place Sieve Test Required
<input checked="" type="checkbox"/> Engineer As Built Required	<input type="checkbox"/> Engineer Supervision	<input type="checkbox"/> Low Flow Water Treatment
<input checked="" type="checkbox"/> Field Staking By Engineer	<input type="checkbox"/> As-built Installer	

- 1) House and septic system to be field staked by the surveyor.
- 2) System to be installed when soil moisture is low.
- 3) Installer to submit a recent sieve analysis to T.A.H.D. prior to placement of fill.
- 4) Installer to contact T.A.H.D. for scarification inspection prior to placement of fill.

Approved By:

Director Of Health

Sanitarian

21.1

Scale: 1" = 30'

March 2, 2020

State of Kentucky
County of Letcher
Town of Kent
65 Fuller Mountain Road
Area = 281,000 S.F. / 6.4333 Ac.

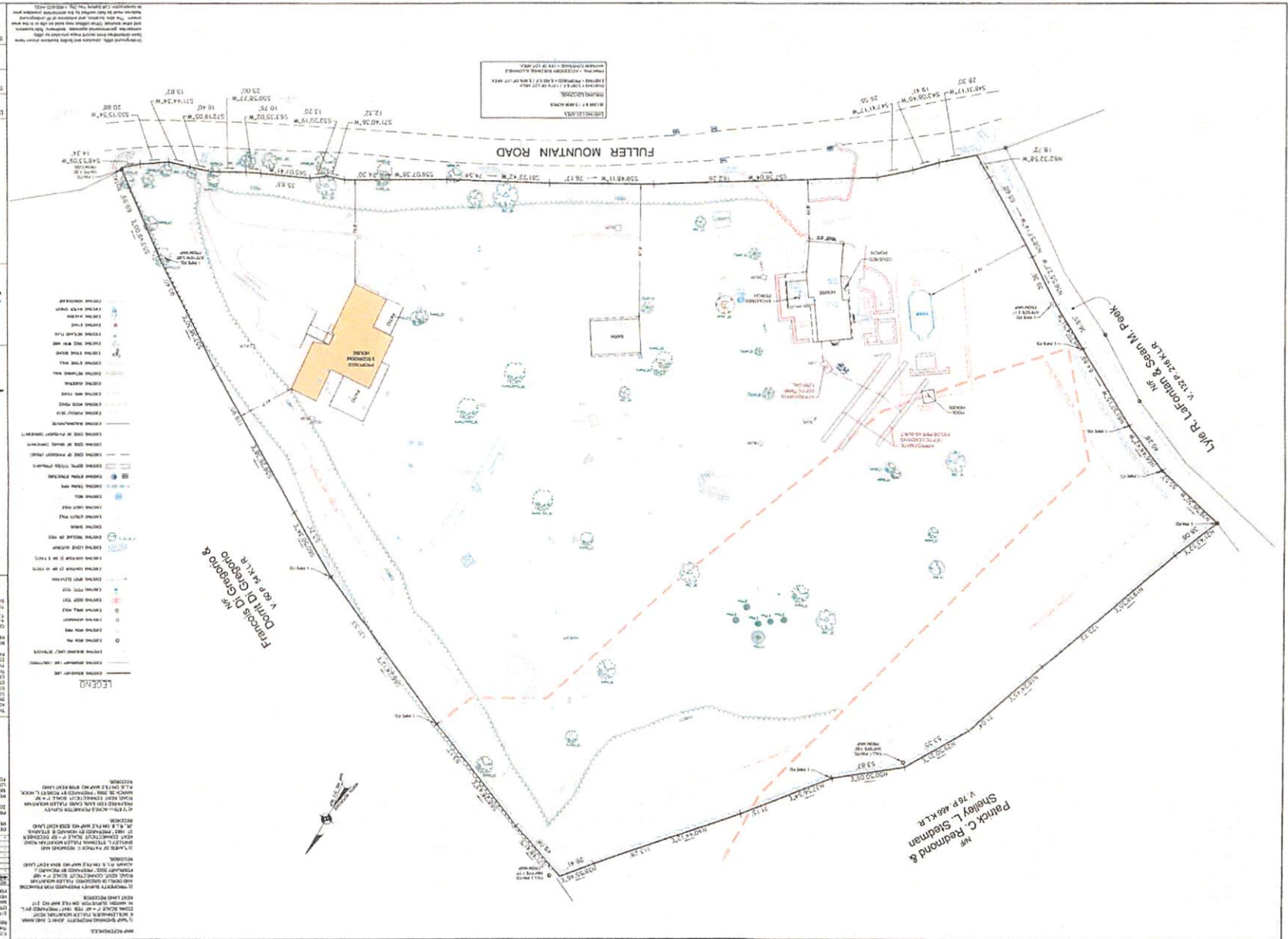
Prepared for
Geoffrey W. Smith & Jamie A. Levitt

Proposed Construction Zoning Location Map

ARTHUR H. HOWLAND & ASSOCIATES, P.C.
CIVIL ENGINEERS • LAND SURVEYORS
SCIENTISTS • LAND PLANNERS
141 WEST MARKET STREET, SUITE 200, KEESPORT, KY 40343
TEL: 502-261-1111 FAX: 502-261-1112

Francis D. Grogono & Donal D. Grogono
V. 167.463 KLR

Patrick C. Redmond & Shelley L. Stedman
V. 167.463 KLR



ENCLOSURE
DATE: 3/2/20
BY: JAS/ML
PROJECT: 167.463 KLR

SDS-1

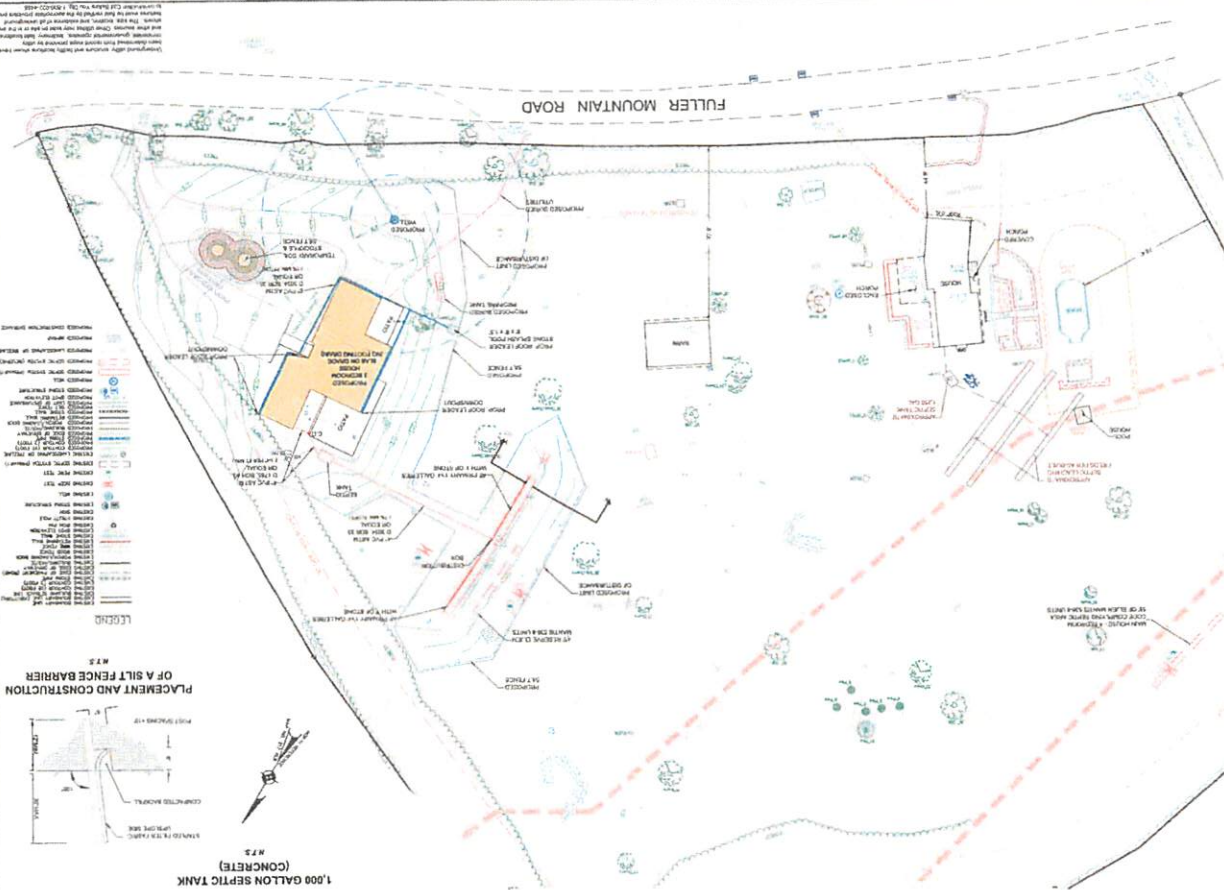
SCALE: 1" = 30'
DATE: February 12, 2020
STATE: Connecticut
TOWN OF KEEL
85 Fuller Mountain Road
Area = 241,000 S.F. / 5.5232 AC
Jamie A. Levitt
&
Geoffrey W. Smith
for

Proposed Sanitary Disposal System Plan

ARTHUR H. HOWLAND & ASSOCIATES P.C.
CIVIL ENGINEERS & LAND SURVEYORS
SUI LICENS #193, LAND SURVEYING
SUI LICENS #194, CIVIL ENGINEERING
1000 WEST MAIN STREET, SUITE 200
WESTPORT, CONNECTICUT 06880
TEL: 860.426.1100 FAX: 860.426.1101
WWW.AHHA-PA.COM



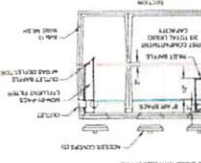
NOT BE USED FOR ANY OTHER PROJECTS WITHOUT THE WRITTEN CONSENT OF THE ENGINEER. THIS PLAN IS THE PROPERTY OF ARTHUR H. HOWLAND & ASSOCIATES P.C. AND IS TO BE KEPT IN CONFIDENCE. ANY REPRODUCTION OR TRANSMISSION OF THIS PLAN WITHOUT THE WRITTEN CONSENT OF THE ENGINEER IS STRICTLY PROHIBITED. THE ENGINEER'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED HEREON. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE ENGINEER'S SERVICES DO NOT INCLUDE THE DESIGN OF STRUCTURES OR THE CONSTRUCTION OF THE SAME. THE ENGINEER'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED HEREON. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE ENGINEER'S SERVICES DO NOT INCLUDE THE DESIGN OF STRUCTURES OR THE CONSTRUCTION OF THE SAME.



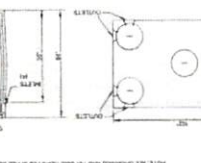
PLACEMENT AND CONSTRUCTION OF A SILT FENCE BARRIER



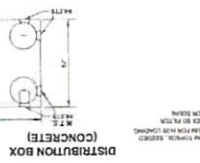
1,000 GALLON SEPTIC TANK (CONCRETE)



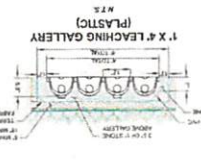
DISTRIBUTION BOX (CONCRETE)



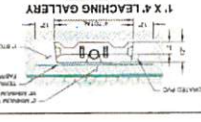
1 x 4 LEACHING GALLERY (CONCRETE)



1 x 4 LEACHING GALLERY (CONCRETE)



1 x 4 LEACHING GALLERY (CONCRETE)



1 x 4 LEACHING GALLERY (CONCRETE)

NO.	DESCRIPTION	STATUS
1	EXISTING SEPTIC SYSTEM	REMOVED
2	NEW SEPTIC SYSTEM	PROPOSED
3	LEACHING GALLERIES	PROPOSED
4	DISTRIBUTION BOX	PROPOSED
5	SEPTIC TANK	PROPOSED

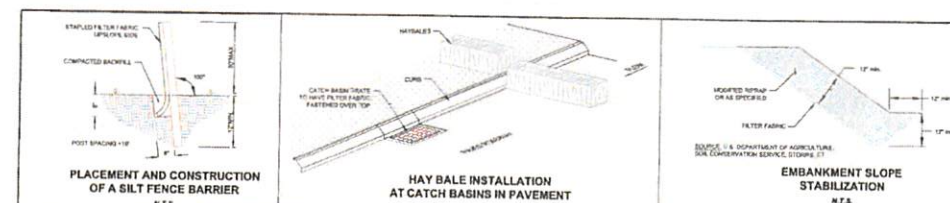
NO.	DESCRIPTION	STATUS
1	DESIGN CRITERIA FOR MAINHOUSE	PROPOSED
2	DESIGN CRITERIA FOR GUEST HOUSE	PROPOSED

TEST NO.	DATE	DEPTH (FEET)	PERCOLATION RATE (GPM)
1	02/12/20	10	1.5
2	02/12/20	15	1.2
3	02/12/20	20	1.0
4	02/12/20	25	0.8
5	02/12/20	30	0.6
6	02/12/20	35	0.5
7	02/12/20	40	0.4
8	02/12/20	45	0.3
9	02/12/20	50	0.2
10	02/12/20	55	0.1

NO.	DESCRIPTION	STATUS
1	PROPOSED SYSTEM DESIGN FOR GUEST HOUSE	PROPOSED
2	PROPOSED SYSTEM DESIGN FOR MAINHOUSE	PROPOSED

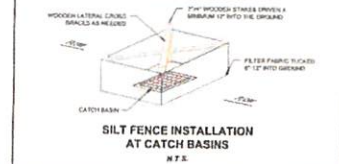
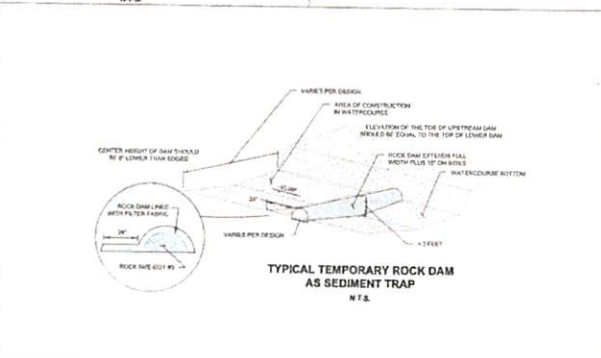
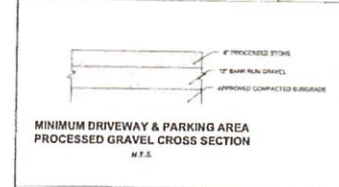
GENERAL NOTES:
1. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE CONNECTICUT DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES REGULATIONS AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION REGULATIONS.
2. THE CLIENT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.
3. THE ENGINEER'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED HEREON. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.
4. THE ENGINEER'S SERVICES DO NOT INCLUDE THE DESIGN OF STRUCTURES OR THE CONSTRUCTION OF THE SAME.
5. THE CLIENT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.
6. THE ENGINEER'S LIABILITY IS LIMITED TO THE PROFESSIONAL SERVICES PROVIDED HEREON. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.
7. THE ENGINEER'S SERVICES DO NOT INCLUDE THE DESIGN OF STRUCTURES OR THE CONSTRUCTION OF THE SAME.

DESIGN CRITERIA FOR GUEST HOUSE:
1. DESIGN CRITERIA FOR GUEST HOUSE
2. DESIGN CRITERIA FOR MAINHOUSE

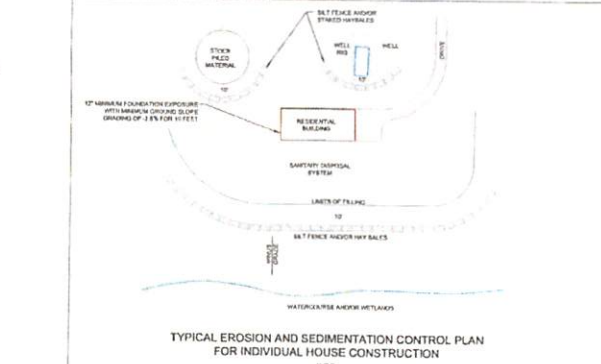
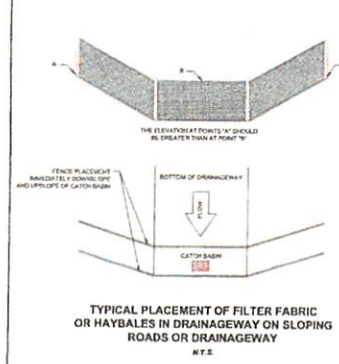


SOIL EROSION AND SEDIMENTATION CONTROL PLAN

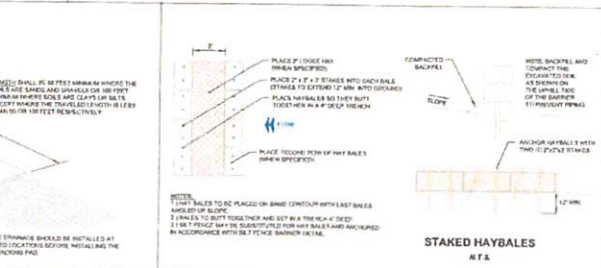
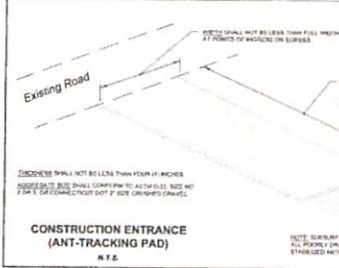
- 1.1 THIS PROJECT INVOLVES THE CONSTRUCTION OF A DETACHED GUEST HOUSE. OTHER IMPROVEMENTS ALSO INCLUDED AS PART OF THIS PROJECT INCLUDE THE CONSTRUCTION OF A JOINTLY OWNED SUBSURFACE SEWERAGE DISPOSAL SYSTEM, SWIRL BARRIERS, OTHER RELATED IMPROVEMENTS.
- 1.2 THE AREA OF THE PROJECT SITE IS APPROXIMATELY 18 ACRES, OF WHICH ABOUT 18 ACRES ARE EXPECTED TO BE DISTURBED.
- 1.3 SPECIAL CARE SHOULD BE TAKEN ON THIS SITE TO ENSURE THAT THE EROSION/FORM FENCE, SILT FENCE AND/OR MAT BARRIERS AND OTHER FACED PROMPTLY IF DAMAGED.
- 1.4 THE CONSTRUCTION OF THE GUEST HOUSE, DRIVEWAY AND RELATED IMPROVEMENTS ARE THE ONLY IMPROVEMENTS ASSOCIATED WITH THIS PROJECT.
- 1.5 ALL NECESSARY PERMITS SHALL BE ACQUIRED PRIOR TO THE START OF CONSTRUCTION.



- 1.6.1 SOIL EROSION AND SEDIMENTATION CONTROL MEASURES
- 1.7 PRIOR TO COMMENCEMENT OF ANY CONSTRUCTION, ANY NECESSARY SURVEYING TO MARK BOUNDARY LINES AND/OR LIMITS OF CLEARING SHALL BE COMPLETED.
- 1.8 EROSION CONTROL MEASURES AS SHOWN ON THE PLAN SHALL BE INSTALLED PRIOR TO THE COMMENCEMENT OF CONSTRUCTION. SUCH MEASURES ARE TO BE MAINTAINED UNTIL ALL SITE WORK IS COMPLETED AND ALL VISITED AREAS HAVE ESTABLISHED VEGETATION.
- 1.9 ANY MATERIAL STORAGE PILES EXPOSED TO THE IMMEDIATE CONSTRUCTION AREA SHALL HAVE A SILT FENCE OR APPROXIMATELY EQUIVALENT BARRIERS TO CONFINE THE MATERIAL, AND WHERE NECESSARY FROM THE DISTURBANCE OF LAND SHALL BE AS MINIMAL AS PRACTICABLE. AREAS 75' WIDE OF ALL AREAS SHALL OCCUR AS SOON AS POSSIBLE. IF DISTURBED AREAS ARE EXPOSED FOR MORE THAN 30 DAYS IT SHALL BE TEMPORARILY REVEGETATED PER SECTION 2.0 OF THE "SOIL CONSERVATION GUIDELINES FOR SOIL EROSION AND SEDIMENT CONTROL", AS AMENDED. IN THE EVENT THAT CONSTRUCTION OCCURS DURING THIS PERIOD, SUCH AREAS MAY NOT BE COVERED COMPLETELY. PROBLEMS AREAS SHALL BE MAINTAINED WITH AN OBJECTIVE TO REVEGETATE AND STABILIZED TO PREVENT EROSION.
- 1.10 ALL EROSION AND SEDIMENTATION CONTROL MEASURES SHALL BE MAINTAINED WITH THE STANDARDS AND PRACTICES AS SET FORTH IN THE "SOIL CONSERVATION GUIDELINES FOR SOIL EROSION AND SEDIMENT CONTROL", AS AMENDED.
- 1.11 EROSION CONTROL MEASURES SHALL BE INSPECTED DAILY. IF THE MEASURES ARE DAMAGED, THEY SHALL BE REPAIRED OR REPLACED IMMEDIATELY.
- 1.12 PRIOR TO THE START OF CONSTRUCTION, EARTH ROLES SHALL BE HORIZONTAL TO (1) VERTICAL GRADE AND ALL EXISTING SLOPES SHALL BE STABILIZED WITH VEGETATION OR APPROXIMATELY EQUIVALENT.
- 1.13 IN ORDER TO CONTROL EROSION, TEMPORARY BARRIERS, STRIP DRAGS AND MAT BARRIERS SHALL BE INSTALLED AS SHOWN ON THE PLAN. ANY STRIPPED SEDIMENT SHALL BE DEPOSITED IN AN ENVIRONMENTALLY ACCEPTABLE MANNER.
- 1.14 ANY REQUIRED DRAINAGE OR DRAINAGE FACILITIES SHALL BE OF PROPER CONSTRUCTION GO AS TO PREVENT EROSION DURING AND AFTER CONSTRUCTION.
- 1.15 ADDITIONAL EROSION CONTROL MEASURES SHALL BE CONSTRUCTED AFTER THE COMPLETION OF CONSTRUCTION. THE EROSION CONTROL AND REVEGETATION FROM THE TOBACCO SHALL BE PRESENT.



- 1.12 CONSTRUCTION NOTES AND SEQUENCE FOR CONSTRUCTION OF PROPOSED GUEST HOUSE AND DRIVEWAY
1. OBTAIN ALL NECESSARY PERMITS.
2. PLACE LIMITS OF CONSTRUCTION, DRIVEWAY BASELINE, AND TREE PROTECTION AREAS.
3. HOLD PRECONSTRUCTION MEETING (REFERENCING TO CALL BEFORE DIG) (1 WEEK).
4. HOLD TREE CUTTING MEETING.
5. INSTALL THIS CONSTRUCTION ENTRANCE (1 DAY).
6. INITIAL EROSION AND SEDIMENTATION CONTROL AS SHOWN ON THE PLAN PRIOR TO CONSTRUCTION ACTIVITY (1 WEEK).
7. CUT TREES WITHIN THE TREE WELL CLEARING LIMITS AND REMOVE CUTTING: CONIFER BRUSH AND SLASH STOCKPILE FOR FUTURE USE OR REMOVE OFF SITE (1 WEEK).
8. EXCAVATE ALL STUMPS LOCATED IN THE STRUCTURAL AREA AND REMOVE TO A DISPOSAL SITE OR STOCKPILE AREA TO BE CHIPPED. STUMPED NON-STRUCTURAL TREES MAY BE SAVED AND PLACED ON CUT ALONG WITH THE GRASSLAND AND LEFT IN PLACE IN ACCORDANCE WITH THE PLAN (1 WEEK).
9. EXPOSED TOPSOIL WITHIN THE SLOPE LIMITS STOCKPILE ALL TOPSOIL IN AN APPROXIMATE AREA AND SECURE WITH PROGRAM AND SEDIMENTATION CONTROLS (1 WEEK).
10. MARK ALL CUTS AND FILL REPAIRS. ESTABLISH THE SUBGRADE FOR THE TYPICAL AREAS AND DRIVEWAY. REMOVE THE PROPOSED HOUSE AREA TO SUBGRADE. ALLOW A REASONABLE SLOPE OF AREA AROUND THE FOOTPRINT OF THE HOUSE FOR THE CONSTRUCTION ACTIVITIES (1 WEEK).
11. BEGIN CONSTRUCTION OF HOUSE. INSTALL SEPTIC SYSTEM AND WELL. PERMANENTLY SEED EXPOSED AREAS IMMEDIATELY AFTER INSTALLATION. WITHIN THE EXPOSURE OF HOUSE CONSTRUCTION, EXISTING SHALL BE MAINTAINED TO THE EXTENT POSSIBLE. THE SLOPES CAN BE APPROPRIATELY GRASSED FOR THE PLAN (3 WEEKS).
12. CONSTRUCT DRAINAGE FOR PLAN. INSTALL ALL UNDERGROUND UTILITY WITHIN 10 FEET OF THE HOUSE AT THIS TIME (1 WEEK).
13. PREPARE SIDE BASE, SLOPE DRIVEWAY, AND ANY OTHER DISTURBANCE WITH FINAL GRADING (1 WEEK).
14. INSTALL HAYBALES AND/OR STRIP DRAGS IN DRIVEWAY (1 WEEK).
15. PLACE TOPSOIL WHERE REQUIRED. COMPLETE THE PERMANENT LANDSCAPE PLANTINGS (1 WEEK).
16. FINAL GRADE, BASE, SEED, AND MOUND TO APPROXIMATELY 1 FEET OF FINISHED (1 WEEK).
17. UPON SUBSTANTIAL COMPLETION OF THE HOUSE, COMPLETE THE SLOPE OF 60% MINIMUM AND APPLY STABILIZATION MATERIALS AS ALL TOPSOIL, SEEDING, TOPSOIL MOUNDING, (P.T. TO DISTURBED AREAS FOLLOWING SECTION 2.0 OF THE "SOIL CONSERVATION GUIDELINES FOR SOIL EROSION AND SEDIMENTATION CONTROL" (1 WEEK).
18. INSPECT AND CLEAN DRAINAGE AS NEEDED (1 DAY).
19. CLEAN UP AND PROTECT SEDIMENT AND PLACE IN AREAS THAT WILL ALLOW IT TO REENTR INTO THE LANDSCAPE. REMOVE SEDIMENT CONTROLS AT PROPER TIMES. FINISH ALL CONSTRUCTION AREAS AND STABILIZE (1 DAY).
20. AFTER ESTABLISHED AREAS ARE STABILIZED, REMOVE TEMPORARY PERIMETER EROSION CONTROLS (SILT FENCE, HAYBALES, ETC.) (1 DAY).
21. REMOVE CONSTRUCTION ENTRANCE (1 DAY).



1.21 CONSIDER NOT BURNING THE EROSION CONTROL PLAN OF THE SURVEYOR OR ENGINEER SHALL BE REVERSED SHALL BE KEPT.

2. IN ORDER TO INSURE PLANS BY ARCHITECT OTHER THAN ARCHITECT H. HOWLAND, P.C. SHALL BE REVIEWED BY ARCHITECT H. HOWLAND, P.C. SHALL TAKE HIS RESPONSIBILITY FOR SUCH REVIEWING.

SECTIONS

ORIGINAL

RECEIVED

ARTHUR H. HOWLAND & ASSOCIATES, P.C.
CIVIL ENGINEERS • LAND SURVEYORS • SOIL SCIENTISTS • LAND PLANNERS
107 HILL STREET, SUITE 100, WESTPORT, MA 01886
TEL: 978-336-2121 FAX: 978-336-2122
WWW.AH&A.COM

Proposed Sedimentation & Erosion Control Details

for
Geoffrey W. Smith & Jamie A. Levitt
Area = 261,030 S.F. / 5.9338 AC.
88 Fuller Mountain Road
Town of Kent
County of Litchfield
State of Connecticut

DATE: **March 2, 2020**

SCALE: **N.T.S.**

POWER OR DIGITAL

SHEET: **SES.1**



7C

TOWN OF KENT
LAND USE OFFICE

**REVISED LAND USE OFFICE HOURS
EFFECTIVE MARCH 30, 2020 TO APRIL 17, 2020**

Due to the COVID-19 situation and the closure of Town Hall to the public, the Land Use Office will be operating in the following way:

The Land Use Administrator will be available via phone (860-927-4625) Monday through Thursday from 9:00 a.m. to 4:00 p.m. Emails can be sent to: landuseadmin@townofkentct.org and I will answer as soon as possible.

The Land Use Clerk will be available Tuesday and Wednesday from 9:00 a.m. to 12 noon. During this time, approved building permit applications will be processed and mailed.

The Building Official will be available Tuesday, Wednesday and Thursday from 3:00 p.m. to 4:00 p.m. for phone consultations (860-927-4556).

Inspections: You should still call the inspection line (860-619-8055) to request an inspection. The decision to perform inspections will be made by the Building Official and will be based on the conditions of the property to be inspected.

The Fire Marshal will be available Tuesday and Thursday from 3:00 p.m. to 4:00 p.m. for phone consultations (860-927-4556).

Burn permits are being issued via phone. Please call the Building Department/Fire Marshal line (860-927-4556) and provide the requested information. You will still be required to call to ensure that it is permissible to burn.

Applications are being accepted and processed once approved. You can download the appropriate applications from the Town's website (townofkentct.org) which, after being filled out, can be mailed or dropped off in the large blue box at the front door of Town Hall.

7B



VIA ELECTRONIC MAIL AND CERTIFICATE OF NEED PORTAL

Jason Perillo
Vice President of Communications
Chief Marketing Officer
High Watch Recovery
62 Carter Road, PO Box 607
Kent, Connecticut 06757

March 27, 2020

RE: Certificate of Need Waiver Application Number 20-32359-CONW
Temporary Increase in Licensed Bed Capacity

Dear Mr. Perillo:

On March 24, 2020 the Health Systems Planning (“HSP”) Unit of the Office of Health Strategy received your Certificate of Need (“CON”) COVID-19 Waiver Form on behalf of High Watch Recovery (the “Applicant”) with regard to a temporary increase in licensed bed capacity.

The Applicant is licensed by the Department of Public Health to operate a Facility for the Care or Treatment of Substance Abusive or Dependent Persons and a Psychiatric Outpatient Clinic. The Applicant’s current bed capacity is 78. As of the date of the Applicant’s waiver request its census was 72 with an additional 5 beds reserved. In an effort to maintain treatment options for individuals with substance use treatment and mental health disorders, minimize disease transmission and protect healthcare personnel during the COVID-19 pandemic, the Applicant requests a temporary increase in licensed bed capacity by 22 beds.

The additional beds will be placed in the Applicant’s Inpatient Substance Abuse Treatment Unit, located at 62 Carter Road, Kent, Connecticut 06757. The beds will be utilized to separate COVID-19 positive patients and those suspected of having COVID-19 from its non-COVID-19 affected patient population. The beds will also be used to observe newly admitted patients to the program to mitigate the spread of the virus.

The Applicant will continue to accept its current mix of patients, whether commercially insured or self-pay. The Applicant will also continue to administer its charity care program to allow all patients, regardless of their payment source, the ability to receive substance use treatment during the COVID-19 pandemic.¹

Connecticut General Statutes §19a-638(a)(12) requires a CON for an “increase in licensed bed capacity of a health care facility.” However, pursuant to Governor Lamont’s Executive Order 7B, the Executive Director of the Office of Health Strategy may waive the Certificate of Need statutory and regulatory

¹ The Applicant states that it provided 2.5 million dollars in charity care to patients in 2019.

requirements for certain transactions intended to increase access to critical healthcare services for the management of the COVID-19 public health emergency. The Applicant's request to temporarily increase its licensed bed capacity, based upon the description provided, is hereby **Approved.**²

Sincerely,



Kimberly R. Martone
Deputy Director
Office of Health Strategy

CC: DPH Licensing

² The Applicant is advised that this approval will only be effective until during the public health emergency declared by Governor Ned Lamont on March 10, 2020. The Applicant will be required to submit a full CON application and undergo the full CON analytic process should it desire to keep the additional licensed bed capacity following the emergency.



Via Electronic Certificate of Need Portal

Health Systems Planning

TO: Kimberly Martone
Deputy Director

FROM: Victoria Veltri, JD, LLM
Executive Director

DATE: March 24, 2020

RE: Designation Letter, Certificate of Need COVID-19 Waiver Requests

Pursuant to Governor Lamont's Executive Order 7B, the Executive Director of the Office of Health Strategy (OHS) may waive **Certificate of Need (CON)** statutory and regulatory requirements for certain transactions, covered under Chapter 368z of the Connecticut General Statutes, intended to increase access to critical healthcare services for the management of the COVID-19 public health emergency.

I hereby authorize you to sign all decisions, in which a request for a temporary waiver of the CON requirements has been filed, for the duration of the public health emergency.



March 26, 2020

SENT VIA EMAIL

Ms. Michaela Mitchell
Staff Attorney III/CON Supervisor
Office of Health Strategy
450 Capitol Avenue
Hartford, CT 06134

Re: High Watch Recovery Center, Inc. COVID-19 Waiver Request Completeness Questions

Ms. Mitchell:

High Watch Recovery Center, Inc. ("HWRC") received your March 25, 2020 request for additional information regarding HWRC's COVID-19 Waiver Request to OHS. HWRC's responses to your questions are below. Please let us know if you have any additional questions.

1. Disclose the patient census at High Watch as of the date of this request.

As of today, our census is 72; however, 77 beds are reserved as we are waiting for individuals to come out of detox over the course of the next two (2) days.

2. Provide the methodology and rationale used to calculate the need for 22 additional beds.

The number of beds was based on the size structure we could fit on our campus without disturbing vegetation or other setbacks. We worked with the company that provides the trailer space and added the optimal (though not necessarily highest) number of beds given the space available. Because the application is temporary and the COVID-19 situation is uncertain, but trending poorly, we tried to maximize space. While we may not need all 22 beds on a daily basis, we believe it prudent to have the space reasonably configured given the uncertainty in the crisis.

3. Provide details about how you intend to isolate residents who are COVID-19 positive from other patients (where they will be housed, the number of patients to a room, medical intervention provided, etc.)

Patients who test positive will be isolated from all other patients and will sleep in single rooms. Individuals requiring treatment from our staff will be treated in their room by High Watch physicians, nurses and mid-level providers as appropriate, utilizing proper protective measures. Those individuals requiring emergency hospitalization will be transported via the 911 system.

4. State whether you plan to accept indigent clients, clients covered by Medicare, Medicaid and commercial insurance.

Medicaid is unavailable for our provider type. However, we will continue to accept our current mix of patients, whether commercially insured, self-pay or through our robust charity care program. In 2019, we provided approximately \$2.5 million in charity care, and such charity care will continue to benefit patients during this public health emergency, allowing all of our patients, regardless of their payment source, the ability to receive substance use treatment despite the pandemic.

Sincerely,

Jerry Schwab
President & CEO

CON COVID-19 Waiver Form

All persons who are requesting a waiver of Certificate of Need (CON) statutory and regulatory requirements to increase access to critical healthcare services for the management of the COVID-19 public health emergency must complete this COVID-19 Waiver Form. **There is no fee associated with filing a COVID-19 Waiver form.** The completed form **must be electronically filed** through the OHS CON Web Portal utilizing the process to upload Determination Requests. A copy of the completed COVID-19 Waiver Form should also be contemporaneously emailed to Micheala.Mitchell@ct.gov.

First time Portal users must register prior to submitting any documents. To register, click here: [Certificate of Need Web Portal](#)

SECTION I. PETITIONER INFORMATION

If this proposal has more than two Petitioners, please attach a separate sheet, supplying the same information for each Petitioner in the format presented in the following table.

	Petitioner	Petitioner
Full Legal Name	High Watch Recovery Center, Inc.	
Doing Business As	High Watch Recovery Center	
Name of Parent Corporation	High Watch Recovery Center, Inc.	
Petitioner's Mailing Address, if Post Office (PO) Box, include a street mailing address for Certified Mail	62 Carter Road Kent, CT 06757	
What is the Petitioner's Status: P for profit and NP for Nonprofit	NP	
Contact Person at Facility, including Title/Position: This Individual at the facility will be the	Jason Perillo, Vice President of Communications	

Petitioner's Designee to receive all correspondence in this matter.	and Chief Marketing Officer	
Contact Person's Mailing Address, if PO Box, include a street mailing address for Certified Mail	62 Carter Road, P.O. Box 607 Kent, Connecticut 06757	
Contact Person's Telephone Number	860.627.3030	
Contact Person's Fax Number	860.927.1840	
Contact Person's E-mail Address	jperillo@highwatch recovery.org	

SECTION II. INFORMATION FOR PROPOSED WAIVER

Please provide a description regarding the proposed waiver, highlighting each of its important aspects, on at least one, but not more than two separate 8.5" X 11" sheets of paper. At a minimum each of the following elements need to be addressed, if applicable.

1. The identification of gap(s) in service or need that the Proposal will fill;

High Watch Recovery Center, Inc. ("HWRC") proposes to add twenty-two (22) temporary beds for its inpatient substance abuse treatment to increase its capacity from seventy-eight (78) beds to one hundred (100) beds (the "Proposal"). HWRC requests this Proposal to allow for:

- (a) isolation in the event a HWRC patient tests positive for COVID-19;
- (b) isolation in the event of a current HWRC patient is exhibiting symptoms of COVID-19; and
- (c) mandatory isolation for all incoming admissions to HWRC.

This Proposal will allow HWRC to maintain its treatment options for its patients with substance abuse and mental health disorders, while providing preventative measures to its patient population to contain the spread of COVID-19. There remains a need to treat individuals for substance use disorders amidst the current public health emergency. Specifically, the Proposal allows for HWRC to continue admitting new patients while minimizing the risk of infecting its existing patient population.

While screening patients upon admission is helpful, HWRC is aware that it does not eliminate all risk. Accordingly, the Proposal allows for newly admitted patients to be

isolated with social distancing prior to such patients' full admission to HWRC's treatment program. HWRC will admit patients into its full population once HWRC's medical director clears him/her.

2. How the Proposal will support or enhance the State's ability to manage the COVID-19 public health emergency;

The Proposal allows for HWRC to continue treating new patients with substance use and mental health disorders during the COVID-19 emergency, while minimizing and preventing the spread of COVID-19. Accordingly, the Proposal, by utilizing isolation and social distancing, acts as a preventive measure to mitigate the spread of COVID-19 while still ensuring substance abuse and mental health treatment for those who need it. With this proposal, newly admitted patients will still receive high-quality care in a smaller setting prior to entering HWRC's larger community setting.

3. How the Proposal will support or enhance the public's access to services for evaluation for and/or treatment of the COVID-19 virus;

The Proposal will enhance the public's access to continue to receive treatment for substance abuse and mental health disorders during the COVID-19 public health emergency. The Proposal places incoming patients in a contained environment that permits distancing, whereby: (1) patients can receive additional screening measures for COVID-19 based on CDC guidelines; and (2) patients can be isolated, per the CDC's recommendations, prior to entering HWRC's larger community. Once a newly admitted patient receives medical clearance, he/she can join the larger medical community and engage in group therapy.

4. The primary service area for the proposed service(s) or facility; and

In 2018, HWRC's patients came from 119 Connecticut towns in all Connecticut counties. HWRC intends that this Proposal will continue to serve the entire state of Connecticut.

5. For any equipment acquisition, the method¹ by which the Applicant will acquire said equipment, and the terms of said acquisition.

To effectuate its proposal, HWRC will rent trailers with appropriate water and sanitation facilities.

¹ Applicants are advised that these waivers are only for the duration of the public health crisis. OHS recommends the investigation of available leasing agreements for the acquisition of imaging equipment if at all possible. Applicants who desire to keep imaging equipment acquired during the public health crisis will be required to submit an application for full CON review.

SECTION V. AFFIDAVIT

(Each Petitioner must submit a completed Affidavit.)

Petitioner: High Watch Recovery Center

Project Title: Temporary addition of 22 beds

I, Jerry Schwab, President and CEO
(Name) (Position – CEO or CFO)

of High Watch Recovery Center being duly sworn, depose and state that the
(Organization Name)

information provided in this CON Waiver Request form is true and accurate to the best of my knowledge.

[Signature] 3/24/2020
Signature Date

Subscribed and sworn to before me on MARCH 24TH, 2020

[Signature]
Notary Public/Commissioner of Superior Court

My commission expires: _____

BRENDAN S. BOLAND
NOTARY PUBLIC - CT 175240
MY COMMISSION EXPIRES NOV. 30, 2022



9A

TOWN OF KENT PLANNING AND ZONING COMMISSION
Administrative Permits Issued
March 9 – April 3, 2020

PERMIT #	PROPERTY OWNER	PROPERTY LOCATION	FOR	MAP	BLOCK	LOT
10-20AP	109 Mountain Road, LLC	109 Mountain Road	Extension of existing generator shed	5	40	13
11-20AP	Michael & Caitlin Hagerman	324 Kent Hollow Rd	Demo of existing house and rebuild new	17	32	1
12-20T	Mary C. Williams	0 South Main Street	Temporary operation of Farmer's Market	19	12	6
15-20AP	Anaïs Perkins Kjep	53 Anderson Acres Rd	Raise roof, install slider, construction of 12' stair to patio	16	24	18

TOWN OF KENT PLANNING AND ZONING COMMISSION
Certificates of Compliance Issued

PERMIT #	PROPERTY OWNER	PROPERTY LOCATION	FOR	MAP	BLOCK	LOT
113-18AP	200 Kenmont LLC	200 Kenmont Rd	Inground pool	15	22	96

April 3, 2020

TOWN OF KENT
Planning and Zoning **Actual vs. Budget**
July 2019 through February 2020

QC

	Jul '19 - Feb 20	Budget	\$ Over Budget	% of Budget
Ordinary Income/Expense				
Income				
132-400 · P & Z Fees / Road Inspection	37,128.12	22,000.00	15,128.12	168.8%
Total Income	37,128.12	22,000.00	15,128.12	168.8%
Gross Profit	37,128.12	22,000.00	15,128.12	168.8%
Expense				
A · General Government				
024-000 · PLANNING AND ZONING				
Compensation				
024-101 · Zoning Enforc. Officer	27,562.50	40,950.00	-13,387.50	67.3%
024-102 · Clerk	4,832.45	7,427.00	-2,594.55	65.1%
024-996 · Health	12,083.71	19,034.00	-6,950.29	63.5%
024-997 · Pension	1,029.84	2,048.00	-1,018.16	50.3%
024-998 · Social Security	2,382.18	3,701.00	-1,318.82	64.4%
Total Compensation	47,890.68	73,160.00	-25,269.32	65.5%
Department Operations				
024-201 · Supplies	530.88	1,000.00	-469.12	53.1%
024-202 · Postage	182.01	500.00	-317.99	36.4%
024-203 · Notices	1,480.70	2,000.00	-519.30	74.0%
024-204 · Mileage	68.50	200.00	-131.50	34.3%
024-409 · Printing & Mapping	0.00	2,000.00	-2,000.00	0.0%
024-411 · Engineering	0.00	1,000.00	-1,000.00	0.0%
024-412 · Planning	0.00	2,750.00	-2,750.00	0.0%
Total Department Operations	2,262.09	9,450.00	-7,187.91	23.9%
Professional Development				
024-450 · Dues	50.00	270.00	-220.00	18.5%
024-451 · Conferences	0.00	150.00	-150.00	0.0%
024-452 · Training	0.00	250.00	-250.00	0.0%
Total Professional Development	50.00	670.00	-620.00	7.5%
Total 024-000 · PLANNING AND ZONI...	50,202.77	83,280.00	-33,077.23	60.3%
Total A · General Government	50,202.77	83,280.00	-33,077.23	60.3%
Total Expense	50,202.77	83,280.00	-33,077.23	60.3%
Net Ordinary Income	-13,074.65	-61,280.00	48,205.35	21.3%
Net Income	-13,074.65	-61,280.00	48,205.35	21.3%

TOWN OF KENT
Planning and Zoning by month
July 2019 through February 2020

	Jul 19	Aug 19	Sep 19	Oct 19	Nov 19	Dec 19	Jan 20	Feb 20	TOTAL
Ordinary Income/Expense									
Income									
132-400 - P & Z Fees / Road Inspection	1,615.92	0.00	2,062.00	475.00	3,587.00	25,298.20	0.00	4,090.00	37,128.12
Total Income	1,615.92	0.00	2,062.00	475.00	3,587.00	25,298.20	0.00	4,090.00	37,128.12
Gross Profit	1,615.92	0.00	2,062.00	475.00	3,587.00	25,298.20	0.00	4,090.00	37,128.12
Expense									
A - General Government									
024-000 - PLANNING AND ZONING									
Compensation									
024-101 - Zoning Enforc. Officer	3,150.00	3,937.50	3,150.00	3,937.50	3,150.00	3,150.00	3,937.50	3,150.00	27,562.50
024-102 - Clerk	336.10	709.56	586.85	789.58	640.20	486.55	696.76	586.85	4,832.45
024-886 - Health	3,783.92	1,199.43	1,268.80	1,146.50	1,179.52	1,179.52	1,149.77	1,176.25	12,083.71
024-897 - Pension	0.00	0.00	514.92	0.00	0.00	514.92	0.00	0.00	1,029.84
024-898 - Social Security	255.26	341.84	277.81	343.13	275.11	275.85	339.20	273.98	2,382.18
Total Compensation	7,525.28	6,188.33	5,798.38	6,216.71	5,244.83	5,608.84	6,123.23	5,187.08	47,890.68
Department Operations									
024-201 - Supplies	0.00	104.93	85.15	148.98	38.98	0.00	93.32	59.52	530.88
024-202 - Postage	0.00	0.00	66.50	0.00	0.00	66.51	0.00	49.00	182.01
024-203 - Notices	0.00	139.20	180.96	200.06	238.96	225.04	264.48	232.00	1,480.70
024-204 - Mileage	0.00	0.00	0.00	0.00	68.50	0.00	0.00	0.00	68.50
Total Department Operations	0.00	244.13	332.61	349.04	346.44	291.55	357.80	340.52	2,262.09
Professional Development									
024-460 - Dues	0.00	0.00	0.00	0.00	0.00	0.00	50.00	0.00	50.00
Total Professional Development	0.00	0.00	0.00	0.00	0.00	0.00	50.00	0.00	50.00
Total 024-000 - PLANNING AND ZONING	7,525.28	6,432.46	6,130.99	6,565.75	5,591.27	5,898.39	6,531.03	5,527.60	50,202.77
Total A - General Government	7,525.28	6,432.46	6,130.99	6,565.75	5,591.27	5,898.39	6,531.03	5,527.60	50,202.77
Total Expense	7,525.28	6,432.46	6,130.99	6,565.75	5,591.27	5,898.39	6,531.03	5,527.60	50,202.77
Net Ordinary Income	-5,909.36	-6,432.46	-4,068.99	-6,090.75	-2,004.27	19,399.81	-6,531.03	-1,437.60	-13,074.65
Net Income	-5,909.36	-6,432.46	-4,068.99	-6,090.75	-2,004.27	19,399.81	-6,531.03	-1,437.60	-13,074.65

**Mr. Miguel Rivera
Community Development Director
Connecticut Department of Housing
505 Hudson Street
Hartford, CT 06106**

Dear Mr. Rivera:

Please accept this letter as my commitment of support for Kent Affordable Housing and the Town of Kent's 2020 Community Development Block Grant (Small Cities) Program Application.

The South Common affordable multi-family housing development provides safe and affordable housing for low- and moderate-income families in our town and is one piece of the Town's continuing effort to meet the National Objective of the Federal Act relating to low- and moderate-income families. South Commons at 22 South Commons Road in Kent first opened in 2003 and is in need of some repairs and upgrades.

Connecticut General Statutes recommend a certain volume of well-maintained affordable housing units. Toward that end the Town's Plan of Conservation and Development references the need for efforts to encourage and promote provisions for affordable housing. Kent's Zoning Regulations also encourage affordable housing. This Grant application deserves encouragement.

I support the Town of Kent in its efforts to provide affordable housing opportunities for low and moderate-income members of the community and in its efforts to maintain the current housing stock in good repair.

Sincerely,

Matthew Winter