



**MAP REFERENCE**

- "SCHOOL SITE TOWN OF ANDOVER CONN. SCALE 1" = 40' OCT 1949" PREPARED BY F. PERRY CLOSE, C.E. (MAP #60)
- "PROPERTY SURVEYED FOR PERCY P. COOK TO BE DEEDED TO THE TOWN OF ANDOVER SCHOOL AND ANDOVER CONN. SCALE 1" = 40 OCTOBER 23, 1965" PREPARED BY HAYDEN L. GRISWOLD CE. (MAP# 106)
- "LAND OF PERCY B. COOK NEW SCHOOL ROAD ANDOVER, CONNECTICUT SCALE 1" = 100' JAN. 1954 REVISED JUNE 15, 1966" PREPARED BY HAYDEN L. GRISWOLD CE. (MAP# 139)
- ADDITIONS AND ALTERATIONS TO ANDOVER ELEMENTARY SCHOOL 35 SCHOOL ROAD ANDOVER, CONNECTICUT 06232 "BOUNDARY AND TOPOGRAPHIC SURVEY PREPARED FOR THE TOWN OF ANDOVER ANDOVER ELEMENTARY SCHOOL ANDOVER CONNECTICUT" SCALE 1" = 40' DATE 05/03/00 PREPARED BY ANCHOR ENGINEERING SERVICES, INC.
- "CONNECTICUT STATE HIGHWAY DEPARTMENT RIGHT OF WAY MAP TOWN OF ANDOVER ANDOVER - HEBRON ROAD FROM 8500' NORTH TO THE HEBRON LINE TO THE HARTFORD-WILLMANTIC ROAD" SCALE 1" = 40' DATE OCTOBER 31, 1958 NUMBER 1-05 SHEET NO 2 OF 5 SECTION #1 PREPARED BY STANLEY L. ALLEN ENGINEER

**PROPOSED MERGER AREA TABULATION - 17 SCHOOL ROAD**

A	40,002± S.F.	0.918± AC.	VOL 19, PAGE 151
B	123,303± S.F.	2.831± AC.	VOL 20, PAGE 272
C	487,336± S.F.	11.188± AC.	VOL 21, PAGE 131
D	3,963± S.F.	0.091± AC.	VOL 15, PAGE 131
<b>TOTAL MERGED PARCEL = 654,607± S.F. 15.028± AC.</b>			

**35 SCHOOL ROAD REMAINING LAND/ MERGED PARCEL SUBJECT TO TRANSFER OF AREA D AND EXECUTION OF A BOUNDARY LINE AGREEMENT = 426,978± S.F. 9.802± AC.**

**PROPOSED MERGED PARCEL #17 SCHOOL ROAD 15.028± ACRES**

**PORTION OF 35 SCHOOL ROAD Area to Merge with Andover Town Offices 17 SCHOOL ROAD 0.091± ACRES**

**REVISED ELEMENTARY SCHOOL PARCEL #35 SCHOOL ROAD 9.802± ACRES**

- SURVEY NOTES**
- THIS SURVEY AND MAP HAVE BEEN PREPARED PURSUANT TO THE REGULATIONS OF CONNECTICUT STATE AGENCIES SECTIONS 20-300B-1 THROUGH 20-300B-20 AND THE "STANDARDS FOR SURVEYS AND MAPS IN THE STATE OF CONNECTICUT" AS ADOPTED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC. ON AUGUST 29, 2019.
  - THE SURVEY WAS PERFORMED TO THE STANDARDS OF ACCURACY FOR A HORIZONTAL CLASS A-2 BOUNDARY SURVEY
  - THIS IS A PROPERTY SURVEY WITH A BOUNDARY DETERMINATION CATEGORY AS FOLLOWS: ORIGINAL SURVEY FOR PROPOSED MERGED 17 SCHOOL STREET
  - THE INTENT OF THIS SURVEY AND PLAN: DEPICT A MERGED BOUNDARY OF 17 SCHOOL STREET CONFORMING WITH ZONING REGULATIONS
  - THE FIELD SURVEY WAS PERFORMED ON THE GROUND BY BSC GROUP IN 2021-2024.
  - THE REFERENCE MERIDIAN (NORTH ARROW) SHOWN IS BASED UPON THE CONNECTICUT STATE PLANE GRID SYSTEM, NORTH AMERICAN DATUM OF 1983 (NAD83), HORIZONTAL DATUM IS BASED ON RTN/G.N.S.S. OBSERVATIONS TIED TO THE ADVANCED CONTINUOUSLY OPERATED REFERENCE NETWORK (ACORN).
  - EXISTING UTILITIES, WHERE SHOWN HEREON, ARE APPROXIMATE. NO GUARANTEE IS IMPLIED OR INTENDED AS TO THE ACCURACY, LOCATION OR THAT ALL UTILITIES AND/OR SUBSURFACE STRUCTURES ARE SHOWN. CONSULT WITH THE APPROPRIATE UTILITY COMPANY OR AGENCY PRIOR TO DESIGNING IMPROVEMENTS, COMMENCING DEMOLITION OR CONSTRUCTION. "CALL BEFORE YOU DIG" 1-800-922-4455.
  - CERTAIN PROPOSED FEATURES ARE DEPICTED IN REFERENCE TO THE NEW COMMUNITY CENTER BUILDING CURRENTLY UNDER CONSTRUCTION FOR CONSIDERATION OF IMPERVIOUS COVERAGE CALCULATIONS.

MICHAEL C. HEALEY  
P.L.S. #17247

PLAN OF MERGER  
**TOWN OF ANDOVER  
TOWN OFFICE  
COMMUNITY CENTER  
FIRE HOUSE  
AND SCHOOL SITE**

#11, #17 & #35 SCHOOL RD.  
ANDOVER, CONNECTICUT

JANUARY 2023

REVISIONS:

NO.	DATE	DESC.
1	2-14-24	build loc. & boundary line

PREPARED FOR:  
TOWN OF ANDOVER  
17 SCHOOL ROAD  
ANDOVER, CT 06232

**BSC GROUP**  
655 Winding Brook Drive  
Glastonbury, Connecticut  
06033  
860 652 8227

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SCALE: 1" = 60'  
0 30 60 120 FEET

## SCHEDULE A - 17 SCHOOL ROAD

Being all that certain parcel of land situated on the north side of School Road in the Town of Andover, Tolland County, and State of Connecticut.

Designated as proposed merged parcel # 17 School Road 15.028± Acres as depicted on a map or plan entitled "PLAN OF MERGER TOWN OF ANDOVER TOWN OFFICE COMMUNITY CENTER FIRE HOUSE AND SCHOOL SITE #11, #17 & # 35 SCHOOL ROAD ANDOVER, CONNECTICUT JANUARY 2023" REVISED TO 2-14-24 SCALE 1" = 60' PREPARED BY BSC GROUP.

Beginning at the northwesterly corner of the herein described parcel of land at a railroad spike set in pavement at a point bearing South 13°40'32"E a distance of 208.62 feet from a CHD monument at the southeasterly corner of land now or formerly of Steven P. & George B. Tracy as depicted on said plan,

thence running North 71°27'29" East along remaining land of the Town of Andover, a distance of 1,220.87 feet to a rebar;

thence running South 23°07'14" East along remaining land of the Town of Andover, a distance of 342.62 feet to an iron pipe at the northwesterly corner of land now or formerly of May Wong;

thence running South 53°11'55" West along the Town of Andover School Site known as #35 School Road a distance of 674.12 feet to a point;

thence running South 7°08'14" East along said School Site, a distance of 23.37 feet to a point;

thence running South 0°25'08" West along said School Site, a distance of 76.14 feet to a rebar;

thence running South 44°38'32" West along said School Site, a distance of 108.00 feet to a rebar;

thence running South 22°41'05" West along said School Site, a distance of 81.00 feet to an iron pipe in the northerly line of School Road;

thence running North 67°35'25" West along said Schol Road, a distance of 200.00 feet to a rebar;

thence running North 67°22'40" West along said Schol Road, a distance of 439.59 feet to a point in the easterly line of Hebron Road, Connecticut Route 316;

thence running northerly in said easterly line of Hebron Road, along a 379.89' radius curve to the left having an arc length of 136.57 feet to a CHD monument, said curve is further defined with a chord bearing of North 3°22'35" West with a chord distance of 135.84 feet;

thence running North 13°40'32" West along said Hebron Road, a distance of 206.33 feet to a railroad spike set at the point and place of beginning, contains 15.028 acres, more or less.

## SCHEDULE A - 35 SCHOOL ROAD

Being all that certain parcel of land situated on the north side of School Road in the Town of Andover, Tolland County, and State of Connecticut.

Designated as Revised Elementary School Parcel # 35 School Road 9.802 ± Acres as depicted on a map or plan entitled "PLAN OF MERGER TOWN OF ANDOVER TOWN OFFICE COMMUNITY CENTER FIRE HOUSE AND SCHOOL SITE #11, #17 & # 35 SCHOOL ROAD ANDOVER, CONNECTICUT JANUARY 2023" REVISED TO 2-14-24 SCALE 1" = 60' PREPARED BY BSC GROUP.

Beginning at the southwesterly corner of the herein described parcel of land at an iron pipe located in the northerly line of School Road and the Southeasterly corner of the Town of Andover #17 School Road,

The Following Five courses are bounded on land of the Town of Andover Proposed Merged Parcel # 17 School Road as depicted on said plan,

thence running North 22°41'05" East a distance of 81.00 feet to a rebar;

thence running North 44°38'32" East a distance of 108.00 feet to a rebar;

thence running North 0°25'08" East a distance of 76.14 feet to a point;

thence running North 7°08'14" West a distance of 23.19 feet to a point;

thence running North 53°11'55" East a distance of 674.12 feet to an iron pipe at the northwesterly corner of land now or formerly of May Wong;

thence running South 26°07'02" East along a stone wall and land of said Wong, a distance of 220.92 feet to a rebar with cap;

thence running South 18°56'14" East along said wall, a distance of 126.44 feet to a rebar at a wall corner and land now or formerly of Frank E. Hawes and Kimberly A. Hawes.

The following five courses are bounded on land of said Hawes,

thence running South 18°56'14" East a distance of 38.40 feet to a rebar;

thence running North 81°11'25" East a distance of 115.28 feet to a rebar;

thence running South 26°38'05" East a distance of 205.74 feet to a rebar;

thence running South 11°37'05" East a distance of 100.00 feet to a rebar;

thence running South 52°35'55" West a distance of 151.50 feet to a point in the northerly line of School Road at a point bearing North 66 27'31" W a distance of 90.54 feet from an iron pipe;

thence running westerly in said northerly line of School Road along a 920.76 foot radius curve to the left, an arc length of 326.91 feet to a point of tangency, said curve is further defined by a chord bearing of North 87°32'49" West with a chord distance of 325.20 feet;

thence running South 82°16'55" West in said northerly line of School Road, a distance of 100.00 feet to point of curvature;

thence running westerly in said northerly line of School Road along a 953.65 foot radius curve to the right, having an arc length of 423.76 feet to a point of tangency;

thence running North 72°15'31" West along said School Road, a distance of 61.53 feet to the iron pipe at the point and place of beginning, containing 9.802 acres, more or less.

## **Proposed Boundary Line Agreement**

**This Agreement**, made by and between The Town of Andover, a municipal corporation existing under and by virtue of the laws of the state of Connecticut (herein after called the Party of the First Part), and Frank E. Hawes and Kimberly A. Hawes of Andover, Connecticut (herein after called Party of the Second Part),

### **Witnesseth:**

Whereas, the Party of the first part is the owner of real estate known and designated as 35 School Road, Andover, Connecticut more particularly bounded and described in the following deeds dated on January, 23 1950 and on August 23, 1954 , recorded in volume 13, page 143 and volume 15, page 131, respectively of the Andover Land Records.

**Whereas**, the Party of the Second Part is the owner of real estate known and designated as 45 School Road, Andover, Connecticut, more particularly bounded and described in a deed dated on May 26, 1994 and recorded in Volume 61, Page 211 of the Andover Land Records.

**Whereas**, both of said parties hereinbefore described own property adjacent to each other and the parties hereto are desirous of establishing an accurate common boundary between their respective properties.

**Now, therefore**, it is mutually agreed between the parties that the common boundary line is as follows:

The Following Five courses are bounded on land of the party of the first part, generally to the west of the common line and the party of the second party lies generally to the east of the common line.

Beginning at a rebar set in the corner of a stonewall at the southwesterly corner of land now or formerly of May Wong in the easterly line of land now or formerly the Town of Andover (party of the first part) and the northwesterly corner of said Hawes (Party of the Second Part),

thence running South 18°56'14" East a distance of 38.40 feet to a rebar;

thence running North 81°11'25" East a distance of 115.28 feet to a rebar;

thence running South 26°38'05" East a distance of 205.74 feet to a rebar;

thence running South 11°37'05" East a distance of 100.00 feet to a rebar;

thence running South 52°35'55" West a distance of 151.50 feet to a point in the northerly line of School Road the southeast corner of the Town of Andover and the Southwest corner of Land of said Hawes.

The above describe boundary line is depicted on a map or plan entitled,

"PLAN OF MERGER TOWN OF ANDOVER TOWN OFFICE COMMUNITY CENTER FIRE HOUSE AND SCHOOL SITE #11, #17 & # 35 SCHOOL ROAD ANDOVER, CONNECTICUT JANUARY 2023" REVISED TO 2-14-24 SCALE 1" = 60' PREPARED BY BSC GROUP.

**ORDINANCE REPEALING AND REPLACING “ORDINANCE CONVICTING ANY PERSON LEAVING UNATTENDED OR ABANDONING ANY ICEBOX OR REFRIGERATOR” (#54-02)**

To take better advantage for the people of the **Town of Andover** of the salutary provisions of **General Statutes section 7-148 (c)(10)**, It is hereby enacted by the **Town of Andover** that:

The **Town of Andover “Ordinance Convicting Any Person Leaving Unattended or Abandoning Any Icebox or Refrigerator,” (#54-032)**, be **REPEALED** and **REPLACED** as follows:

**SECTION ONE.** Any person discovered by a properly designated **Town** official to have left unattended or abandoned any ice box, refrigerator or similar airtight device without first removing the door or render it unable to close and/or be easily opened from inside or outside by anyone including a very small child shall be forthwith provided with a written record of such offense by any authorized **Town** official warning them that any subsequent repeated violation of this Ordinance shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater.

**SECTION TWO.** Any Notice of Violation, Citation, or Determination of Liability for a Penalty under this **Ordinance** may be initiated by any proper official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

**ORDINANCE AMENDING THE “ORDINANCE CONCERNING NIGHT PARKING DURING WINTER STORMS ON PUBLIC HIGHWAYS WITHIN THE TOWN OF ANDOVER” (#61-01)**

To take better advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby enacted by the **Town of Andover** that:

The **Town of Andover “Ordinance Concerning Night Parking During Winter Storms on Public Highways Within the Town of Andover,” (#06-01)**, be **AMENDED** as follows:

That **Section 3** of said **Ordinance be amended** to provide that there be no monetary fine of ten (\$10) dollars or any amount for a first offense violation of this parking ban set forth in said **Section 3** of this **Ordinance**, but that a written record of such offense shall be provided to any first offender by any authorized **Town** official warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation.

**That a new Section 3A of said Ordinance be enacted as follows:**

Any Notice of Violation, Citation, or Determination of Liability for a Penalty under **Section 3** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

**ORDINANCE AMENDING “AN ORDINANCE PROHIBITING THE THROWING OR PLACING OF WASTE MATERIALS ON ROADS OF THE TOWN OF ANDOVER, CONNECTICUT, AND PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS” (#76-02)**

To take full and proper advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby enacted by the **Town of Andover** that:

An “**Ordinance Prohibiting the Throwing or Placing of Waste Materials on Roads of the Town of Andover, Connecticut, and Prescribing Penalties for the Violations of Its Provisions,**” (#76-02), be **AMENDED** as follows:

That **Section III** of said **Ordinance be amended** to provide that there be no monetary fine of \$10 or any amount for a first offense violation of the ban set forth in said **Section II** of this **Ordinance**, but that a written record of such offense shall be provided to any first offender by any authorized **Town** official warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation.

**That a new Section IV of this Ordinance be enacted as follows:**

Any Notice of Violation, Citation, or Determination of Liability for a penalty under **Section III** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.



**ORDINANCE AMENDING “ORDINANCE TO REGULATE ANDOVER DISPOSAL AREA” (#90-01)**

To take full and proper advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby voted, enacted by the **Town of Andover** that:

The **“Ordinance to Regulate Andover Disposal Area,”** (#90-01), be **AMENDED** as follows:

That **Section 15** of said **Ordinance be amended** to provide that there be no monetary penalty of \$100 or any amount for a first offense violation of the Ordinance as set forth in said **Section 15**, but that a written record of such offense shall be provided to any first offender by any authorized **Town** official or employee warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation.

**That a new Section 16 of this Ordinance be enacted as follows:**

Any Notice of Violation, Citation, or Determination of Liability for a Penalty under **Section 15** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

**ORDINANCE AMENDING “AN ORDINANCE REGULATING THE OPERATION AND/OR PRESENCE OF MOTORIZED VEHICLES ON TOWN PROPERTY” (#91-01)**

To take full and proper advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby enacted by the **Town of Andover** that:

An “**Ordinance Regulating the Operation of and/or Presence of Motorized Vehicles on Town Property,**” (#91-01), be **AMENDED** as follows:

That **Section 6** of said **Ordinance be repealed and replaced** to provide that unless the offending motorized vehicle is a “dirt bike, all-terrain vehicle or mini-motorcycle,” there be no monetary penalty of \$100 or any amount for a first offense violation of this Ordinance as set forth in said **Section 6**, but that a written record of such offense shall be provided to any first offender by any authorized **Town** official warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation. In the case of a violation by the operator of a “dirt bike, all terrain vehicle or mini-motorcycle,” said penalty may be applied to any such operator for a first offense or any subsequent violation without any prior written warning from an authorized **Town** official.

**That a new Section 7 of this Ordinance be enacted as follows:**

Any Notice of Violation, Citation, or Determination of Liability for a Penalty under **Section 6** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

Dated at **Andover, CT** this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

**ORDINANCE AMENDING “AN ORDINANCE REGULATING THE RECYCLING OF SOLID WASTE IN THE TOWN OF ANDOVER,” (#91-03)**

To take full and proper advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby enacted by the **Town of Andover** that:

An “**Ordinance Regulating the Recycling of Solid Waste in the Town of Andover,**” (#91-01), be **AMENDED** as follows:

That **Section 6** of said **Ordinance be repealed and replaced** to provide that unless the offending motorized vehicle is a “dirt bike, all-terrain vehicle or mini-motorcycle,” there be no monetary penalty of \$100 or any amount for a first offense violation of this Ordinance as set forth in said **Section 6**, but that a written record of such offense shall be provided to any first offender by any authorized **Town** official warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS** (\$250.00), or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation. In the case of a violation by the operator of a “dirt bike, all terrain vehicle or mini-motorcycle,” said penalty may be applied to any such operator for a first offense or any subsequent violation without any prior written warning from an authorized **Town** official.

**That a new Section 7 of this Ordinance be enacted as follows:**

Any Notice of Violation, Citation, or Determination of Liability for a Penalty under **Section 6** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

**ORDINANCE REPEALING AND REPLACING “CONSTRUCTION DEBRIS ORDINANCE,” (#01-04)**

To take full and proper advantage of the salutary provisions of **General Statutes section 7-148 (c) (10)**, It is hereby enacted by the **Town of Andover** that:

The Town of Andover “**Construction Debris Ordinance,**” (#01-04), be **REPEALED** and **REPLACED** as follows:

**Section 1.** One or more on-site dumpsters will be required to contain any debris for any construction, demolition or renovation project in the Town of Andover for which a permit is required by State or local law or regulation.

**Section 2.** There shall be no monetary penalty for a first offense violation of this Ordinance as set forth in said **Section 1**, but a written record of such offense shall be provided to any first offender by any authorized **Town** official or employee warning them that any subsequent repeat violation by them at any time shall result in a citation and penalty of **TWO HUNDRED FIFTY DOLLARS (\$250.00)**, or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148 (c)(10)**, as amended, whichever is greater, for each such subsequent violation.

**Section 3.** Any Notice of Violation, Citation, or Determination of Liability for a Penalty under **Section 2** of this **Ordinance** may be initiated by any designated official or employee of the **Town of Andover**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.

**ORDINANCE REPEALING and REPLACING THE TOWN OF ANDOVER “ORDINANCE REGULATIONS CONCERNING INSTALLATIONS OF DRIVEWAYS CONNECTING WITH HIGHWAYS MAINTAINED BY THE TOWN OF ANDOVER, (#60-03),” as amended, and the “ORDINANCE PROHIBITING EXCAVATION OF TOWN ROADS OR RIGHTS-OF-WAY (#74-02),” as amended.**

**WHEREAS**, The Board of Selectmen and Town Officials responsible for enforcement of local ordinances and regulations have become aware that the “**Ordinance Regulations Concerning Installations of Driveways Connecting with Highways Maintained by the Town of Andover,**” (#60-03), and the “**Ordinance Prohibiting Excavation of Town Roads or Rights of Way,**” (#74-02) may be honored as much in their breach as in their observance by some contractors and property owners, so in furtherance of the public services, town highways, public safety and environmental protection provisions of **General Statutes section 7-148** regarding the “**Scope of municipal powers**” and in conformity with **section 7-148(c)(10)** regarding enforcement and penalties for violation of the same, It is hereby enacted by the **Town of Andover** that:

**SECTION ONE.** The “Ordinance Regulations Concerning Installations of Driveways Connecting with Highways Maintained by the Town of Andover,” (#60-03), and the “Ordinance Prohibiting Excavation of Town Roads or Rights of Way,” (#74-02) be **REPEALED** in their entirety, and are **REPLACED as follows:**

**SECTION TWO.** No person or entity shall for the purpose of constructing, installing or improving a driveway excavate, alter or change the grade of any land, impede or alter any ditch or watercourse or install any bridge or culvert, or excavate for any purpose in such a manner as to in any way interfere with or endanger travel on any Town road or right-of-way within the limits of any highway maintained by the Town of Andover, except in accordance with plans and specifications approved by the Supervisor of the **Town Department of Public Works** or their designee, and except after receipt of a permit issued pursuant thereto by the Department.

**SECTION THREE.** A written application to obtain a permit to excavate must be filed with the **Department of Public Works** including the location and plan of operation together with an outline of safety precautions to be used at the job site and such other information as the Department of Public Works may deem necessary. A fee of **ONE HUNDRED DOLLARS (\$100.00)** shall be charged for the processing of any such application by the **Department**. Said **Supervisor** or designee may refuse to approve any such plans and specifications which they believe fails to sufficiently show that the driveway to be constructed or modified in accordance therewith would not unduly interfere with the use, safety, maintenance or drainage of any **Town** highway.

**SECTION FOUR.** No approval shall be given and no permit issued until the applicant shall file with the **Public Works Department** a cash performance bond in the amount of **FIVE HUNDRED DOLLARS (\$500.00)** to ensure completion of the work according to the approved plans and specifications, and a certificate of liability insurance acceptable to the **Department**. Any such bond must be able to be drawn on-site from a location within the State of Connecticut, and must be in the form of cash or certified check, passbook with assignment to the **Town of Andover**, or approved letter of credit from a bank located in Connecticut.

**SECTION FIVE.** By acceptance of the permit, the permittee agrees to save the **Town** harmless from any and all costs and damages, to complete the work within the time limit specified in the permit, and to restore the area to its original or better condition. If the requirements of this **Ordinance** or the permit are not fulfilled such amount of said bond shall be forfeited or the permittee shall be billed as necessary to cover costs of having the work or necessary repairs completed by the **Town**.

**SECTION SIX.** At least one-way traffic shall be maintained at all times and protective barricades and lights approved by the **Public Works Department** shall be placed by the permittee as necessary to protect the public, and suitable traffic control must be maintained. After issuance of the permit the permittee shall notify the **Public Works Department** 24 hours before commencing the work.

**SECTION SEVEN.** If the **Supervisor** or any other employee or official of the **Public Works Department** encounters any situation in which any contractor and/or contracting property owner or occupant prior to commencing any such excavation or work has failed to:

1. apply for a permit,
2. obtain a permit,
3. post a sufficient bond, or
4. in the opinion of the **Public Works Supervisor** or other appropriate **Town** official or employee to sufficiently ensure public safety per **Sections Five and Six**, above,

Such **Supervisor**, employee or official shall immediately or as soon as practicable provide written warning to any such contractor and contracting property owner or occupant that they shall immediately or with all due haste fully cease and desist from any such excavation, installation or other work noted in **SECTION TWO**, above, and likely remove all excavation equipment from the site until they are in compliance with items 1, 2, 3 and 4, above as determined by the **Supervisor of Public Works** or their designee, or the violating contractor and property owner or occupant receiving any such warning may each be subject to citation for a penalty of **TWO HUNDRED and FIFTY DOLLARS (\$250.00)** , or the maximum penalty permitted by **GENERAL STATUTES SECTION 7-148(c)(10)** for each individual violation of the requirements of items 1, 2, 3 or 4, above, after receiving such written notice of any such violation, and failing to duly and timely comply with the requirements of any such written warning provided to them.

**SECTION EIGHT.** Any Notice of Violation, Citation or Determination of Liability for a Penalty under this **Ordinance** may be initiated by any official or employee of the **Town of Andover Department of Public Works**, and appealed by any alleged offender pursuant to the **Town of Andover Hearing Procedure for Citations Ordinance**.



**ORDINANCE TO PERMIT CREATION AND FILLING OF ALTERNATE POSITIONS ON THE COMMISSION ON AGING OF THE TOWN OF ANDOVER BY THE COMMISSION ON AGING**

**WHEREAS**, at the **Town Meeting** of the **Town of Andover** held on May 4, 1985, an initiative was passed by voice vote to create a **Commission on Aging**, consisting of five regular members with provisions that the **Board of Selectmen** may increase the number of such members if deemed necessary, with vacancies filled by the Board of Selectmen; and

**WHEREAS**, no legal provision for the appointment of alternate members to the **Commission** was noted or made by said **Meeting** according to its minutes, or at any time thereafter; and

**WHEREAS**, **Commission on Aging** representatives recently asked the **Board of Selectmen** that legal provision be made for the creation and filling of alternate member positions on the **Commission on Aging**; and

**WHEREAS**, the following proposed **Ordinance** is not inconsistent with **Ordinances** adopted at prior **Town Meetings**, and not in conflict with the General Statutes of the State of Connecticut;

**WHEREFORE**, it is hereby enacted by the **Town of Andover** that the members of the **Commission on Aging** of the **Town of Andover** may create alternate positions on the **Commission** as they are deemed needed by the **Commission**, and fill any vacancies in any such positions as they arise by a majority vote of a quorum of those persons seated as regular members at any duly noticed **Commission on Aging** meeting.