

Section 6 - MISCELLANEOUS REGS

BAZAARS AND RAFFLES

A Special Town Meeting was held in the Town Clerk's Office in the Deep River Town Hall in said Town of Deep River on December 29, 1955, for the purpose of voting on the provisions of Public Act 409, "An Act Concerning Bazaars and Raffles," passed by the 1955 session of the General Assembly.

This was adopted at a Town Meeting held on December 12, 1955.

Results of the referendum vote are as follows:

48 Yes 27 No 8 Cancelled

Provisions of Public Act 409 were ADOPTED.

December 29, 1955

Vol. 6 Pg. 29A, 30 & 31

History: PA 409 later became CGS Sec. 7-170 et seq.

ORDINANCE RELATING TO JUNK YARDS

- (1) No motor vehicle junk yard or motor vehicle junk business shall be established in the following described areas. The limits and territory defined and established as follows: All property abutting the following roads in Winthrop Section of Deep River:

Cedar Lake Road, Cedar Swamp Road, Route 80 from the westerly boundary line of the Town of Deep River to the intersection of Route 80 and Bahr Road, Westbrook Road, Horse Hill Road, Bushy Hill Road, Stevenstown Road, Bahr Road and Hoop Pole Hill Road, and all property in the Town of Deep River south, west or north of the following roads: Bushy Hill Road, Westbrook Road, Cedar Swamp Road and Hoop Pole Hill Road.

- (2) Violation of the above shall be punished by a fine of \$25.
- (3) Each day's operation of said motor vehicle junk yard or motor vehicle junkyard business shall constitute a separate violation.

May 13, 1960

Vol. 6 Pg. 98

ORDINANCE REGULATING LOITERING

SECTION I: Definitions for purposes of this Ordinance

1. "Loitering" shall mean remaining idle in essentially one location and shall include the concept of spending time idly; to be dilatory, to linger; to stay, to saunter, to delay, to stand around and shall include the colloquial expression "hanging around."
2. "Public place" shall mean any place to which the general public has access and a right to resort for business, entertainment, or other lawful purpose and shall also include the front or immediate areas of any store, shops, restaurants, taverns or other place of business and also public grounds, areas or parks.
3. "Alcoholic liquor and beer" shall be defined as in Chapter 545 of the Connecticut General Statutes.

SECTION II: It shall be unlawful for any person to loiter, loaf, wander, stand, remain idle or drink any alcoholic liquor or beer either alone and/or in consort with others on public property within the Town of Deep River or upon private property within said Town where the owner has given said Town permission to regulate loitering or drinking thereon, in such manner as to: (1) obstruct any public street, public highway, public sidewalk or any public place or building by hindering or impeding or tending to hinder or impede the free and uninterrupted passage of vehicles, traffic or pedestrians; or (2) commit in or upon any public street, public highway, public sidewalk to any public place or building, any act or thing which is an obstruction or interference to the free and uninterrupted use of the property or with any business lawfully conducted by anyone in or upon or facing or fronting on any such public street, public highway, sidewalk or any other public place or building, all of which prevents the free and uninterrupted ingress and egress and regress therein, thereon and thereto; and it shall be unlawful to refuse to leave such property when so requested by a peace officer or other officer having the power of arrest.

SECTION III: Any person who violates any provision of this ordinance shall be fined not more than fifty (\$50.00) dollars for each offense.

August 29, 1978
Vol. 7 Pg. 5 & 6

History: Original ordinance dated 5-13-74, Vol. 6, Pg. 222 has been replaced with the amended ordinance.

ORDINANCE PROHIBITING MASSAGE ESTABLISHMENTS, MASSEURS AND MASSEUSES

SECTION I: Whereas the Legislature of State of Connecticut has recognized the need to license massage establishments, masseurs and masseuses and has enacted legislation directing the Commissioner of Health Services of Connecticut to adopt such regulations; and

Whereas the Town of Deep River concurs with the Legislature in the need for the licensing of such facilities and persons; and whereas the regulations as required by Statute have not yet been adopted;

Therefore, the Town of Deep River enacts the following sections.

SECTION II: DEFINITIONS

- a. Massage shall mean any method of pressure on, or friction against, or stroking, kneading, rubbing, tapping, pounding, vibrating or stimulating of the external soft parts of the body with the hands or with the aid of any mechanical or electrical apparatus or appliance with or without any such supplementary aids as rubbing alcohol, liniments, antiseptics, oils, powders, creams, lotions, ointments, or other similar preparations commonly used in this practice.
- b. Massage establishment shall mean any establishment having a fixed business where any person engages in or carries on or permits to be engaged in or carried on any of the activities mentioned under "massage" and shall also include any massage business operated on a house call basis.
- c. Masseur and masseuse shall mean any person, who, for any consideration whatsoever, engages in the practice of massage as herein defined.
- d. Person shall mean any individual, firm, partnership, syndicate, company, trust or corporation, which owns, leases, operates, or has an interest in a massage establishment.

SECTION III: PROHIBITION

Until such time as the Commissioner of Health Services has adopted regulations under Section 19-49b of the Connecticut General Statutes of Connecticut as amended, no person shall allow a massage establishment to be conducted in Deep River and no masseur and/or masseuse shall engage in the practice of massage as defined herein in Deep River.

SECTION IV: EXEMPTED PERSONS AND ORGANIZATIONS

This ordinance shall not apply to the following individuals while engaged in the personal performance of the duties of their respective professions.

- (1) Physicians, surgeons, chiropractors, osteopaths, or physical therapists who are duly licensed to practice their respective professions in the State of Connecticut.
- (2) Nurses who are registered under the laws of the State.
- (3) Barbers and beauticians who are duly licensed under laws of this state, except that this exemption shall apply solely to the massaging of the neck, face, scalp, and hair of the customer, or client for cosmetic or beautifying purposes.
- (4) Hospitals, nursing homes, clinics or rehabilitation facilities operating or licensed under other provisions of the law of the State of Connecticut or to the employees working under the direction of such facilities.

SECTION V: PENALTY

Any person who violates this ordinance shall be subject to a fine not to exceed one hundred dollars (\$100.00). Each day such violation continues, shall be considered a separate offense.

December 11, 1981
Vol. 7 Pg. 49

TRAILER ORDINANCE

AN ORDINANCE CONCERNING THE REGULATION AND LICENSING OF TRAILERS, TRAILER PARKS AND MOBILE HOME PARKS WITHIN THE LIMITS OF THE TOWN OF DEEP RIVER, CONNECTICUT.

Statement of Purpose: The purpose of this ordinance is to preserve the public health, add to the public safety from fire and enhance the public welfare by bettering living conditions and increasing the general prosperity of the Town of Deep River.

SECTION 1. As used in this ordinance, the word person shall be construed to include persons, partnerships, firms, companies, corporations, owners, lessees or licensees or their agents; licensee means any person licensed to operate and maintain trailer parks or mobile home parks under this ordinance; licensing authority means the Board of Selectmen of the Town of Deep River; a trailer is a trailer coach which is not equipped with sanitary facilities, bath and toilet; a mobile home is a home which is mobile, a unit similar to a trailer, which is equipped with running water, sanitary facilities, bath facilities and toilet; a trailer park is land upon which 2 or more trailers are parked and occupied for camping or living purposes, and which has provided within the limits of the so-called trailer park running water, sanitary, toilet and bathing facilities, all to conform to the regulations hereinafter stated, and to be approved by the Health Officer; and a mobile home park is land upon which two or more mobile homes are parked and occupied for living purposes, which has provided proper running water connections, sewage and sanitary connections, all to conform to regulations hereinafter stated.

SECTION 2. No person shall maintain or operate within the limits of the Town of Deep River, any trailer park or mobile home park unless such person shall first obtain from the licensing authority a license therefor. All trailer parks or mobile home parks in existence upon the effective date of the ordinance shall, within ninety days thereafter, obtain such license, and shall comply with the requirements of this ordinance, except that the licensing authority shall, upon written application of a park operator, waive such requirements that in his opinion require prohibitive reconstruction costs, provided such waiver does not alter the sanitary requirements herein provided.

SECTION 3. The Board of Selectmen shall be the licensing authority, and shall be the inspector, except that within the discretion of the Board, the duties of the inspector may be delegated. The Board of Selectmen may appoint a

clerk, and said clerk may be appointed the inspector. Any two of the three Selectmen may act as a Board. Funds for the facilities, forms, stationery, postage and expenses will be provided by the Town of Deep River, and the expenses so contracted shall be taken from the funds derived from the licensing fees charged.

SECTION 4. The licensing authority shall charge an annual licensing fee for each separate trailer park or mobile home park according to the following schedules: For each separate trailer park or mobile home park which has space and facilities for 2 to 50 units an annual fee of \$150.00; for each separate trailer park or mobile home park which has space and facilities for 50 to 100 units, the annual fee of \$300. In case space and facilities for more than 100 units the annual fee will be at the rate of \$3.00 for each space and facilities provided. The effective date governing the annual fee shall be the same as the dates of the fiscal year of the Town of Deep River. The annual fee charged does not in any way waive or relieve the licensee of the regular property or personal taxes which may be assessed by the Town of Deep River. No licensee shall be prorated for less than a full year.

SECTION 5. Original application for a trailer park or mobile home park shall be filed with the licensing authority and said application shall be in writing and signed by the applicant. This application must contain the following information:

1. Name and address of the applicant.
2. Designation whether trailer park, mobile home park or both.
3. The location and legal description of the trailer park or mobile home park and trade name, if any.
4. A detailed plan and layout of the trailer park or mobile home park, including number, location and dimensions of all trailer and mobile home spaces; the location, grade, width, drainage and construction of roadways and walks; and location and construction of utilities and sanitary facilities.

SECTION 6. Each mobile home park shall conform to the following minimum requirements:

1. The park shall be located on a site graded to insure proper drainage of surface water, subsurface water, sewerage and freedom from stagnant pools.
2. The space for each mobile home shall be not less than 40,000 square feet as determined by the licensing authority. All mobile home spaces shall abut upon a suitable roadway, which roadway shall not be less than 40 feet in width.
3. Each mobile home space shall have running water connection, sewage connection, electrical outlet and sufficient garbage and rubbish cans with tight fitting covers which meet the approval of the inspector and Health Officer. Adequate garbage and rubbish collection must be provided.

SECTION 7: Each trailer park shall conform to the following minimum requirements:

- 2 The park shall be located on a site graded to insure drainage of surface water, subsurface water, sewage and freedom from stagnant pools.
- 3 The space for each trailer shall be not less than 40,000 square feet as determined by the licensing authority.
- 4 All trailer spaces shall abut upon a roadway, which roadway shall not be less than 40 feet in width. There shall be provided on the site, easily accessible, running water in a quantity of not less than 100 gallons of water per occupant per day, toilet and bathing facilities of sufficient capacity to be determined by the inspector and the Health Officer. Sufficient garbage and rubbish cans with tight fitting covers must be provided or incinerator or other means of disposal as determined by the inspector. Adequate garbage and rubbish collection must be provided.

SECTION 8. No open fires shall be permitted except in specified areas approved by the inspector and/or local authorities.

SECTION 9. It shall be the duty of the Board of Selectmen or of an inspector appointed by them to inspect all trailer park sites and mobile home sites for the granting of licenses, and they shall either grant or reject the application for a license within 60 days after the date of filing the application for a license. They shall, from time to time make inspections to determine whether or not the provisions herein are being carried out. Any compensation of a clerk or inspector for carrying out such duties shall be determined by the licensing authority.

SECTION 10. The licensee shall keep a register of trailers and mobile homes in his park showing the serial number or some identifying mark of each trailer or mobile home, with name of each occupant, or in the case of more than one occupant, the person assuming the responsibility for the occupants may register designating the number of occupants and their relationship. This register shall be available at all times to the inspector, law enforcement officers, public health officials and other officials whose duties necessitate acquisition of the information contained in the register. The register records shall be maintained for a period of three years following date of registration.

SECTION 11. The local health authority or the licensing authority may revoke any license to maintain a trailer park or mobile home park when the licensee has been found guilty by a court of competent jurisdiction of violating any provision of this ordinance. After such conviction the license may be reissued if the circumstances leading to the conviction have been remedied and the park is being maintained and operated in compliance with this ordinance. A fee of \$5.00 shall be charged for the reissuing of the license.

SECTION 12. It shall be unlawful for any person to occupy a trailer or mobile home in a park for more than 90 consecutive days in Deep River and no licensee shall permit any trailer, mobile home, or any occupant thereof, to remain in a park for more than 90 consecutive days; nor shall a licensee permit any trailer, mobile home, or any occupant thereof to re-enter the park for parking for 180 days after the expiration of the former occupancy; and it shall be unlawful for occupants of any trailer or mobile home who have already occupied a trailer park or mobile home park in Deep River, to park or occupy a trailer or mobile home in a park for 180 days after the expiration of any former occupancy in any other park within the town limits.

SECTION 13. Where less than two trailers or mobile homes are parked on private property there will be no license required but in the event that the trailers or mobile homes are to be occupied, the provisions of this ordinance regarding sanitation and facilities shall apply. The inspector shall be notified if occupancy is intended and an inspection shall be made by him. An inspection fee of \$10.00 shall be charged for this service.

SECTION 14. No person shall park a trailer or mobile home off the public highways within the limits of Deep River except in a licensed trailer park or mobile home park except as set forth below.

- 4 Any person who owns a trailer or mobile home may park it and occupy it if such trailer or mobile home is located either on land owned by him or by his own spouse, children or direct descendants, parents or grandparents, and such use is in conformity with this ordinance.
- 5 Such person shall apply for a license from the licensing authority by written application setting forth the following information.
 - a. Owner of land, owner of trailer and relationship to owner.
 - b. Description of trailer or mobile home.
 - c. Location, legal description and plan of land showing proposed location of trailer or mobile home and distances to highway and adjoining land owners.
 - d. Water, sewage and other utilities planned.

Said license shall be approved or disapproved within 30 days of date of filing of application.

- 6 No trailer or mobile home shall be approved for parking and occupancy in Deep River unless the following minimum conditions are met.
 - a. The plot upon which it is parked shall be two acres or more in area and said trailer shall be parked at least 150 feet distant from any public street or highway and at least 50 feet from land of any adjoining property owner.
 - b. The trailer or mobile home shall be provided with a sewage disposal outlet connected with a septic tank or other method of sewage disposal approved by the Health Officer.
 - c. The trailer space shall be provided with an adequate supply of potable water with a water connection.
- 7 A trailer or mobile home may be parked and occupied in the Town of Deep River by a person for a period not in excess of 14 days in any calendar year without a license; and one trailer owned by a landowner, his or her spouse, or descendants, may be parked on the land of the landowner without a license, provided it is not occupied while in Deep River. Occupied trailers and mobile homes located in Deep River as of November 1,

1965, may remain in the same location as they were on November 1, 1965, without necessity of a license, except that the requirements set forth in subsections "c(2) and c(3)" of this section shall apply.

SECTION 15. Any person found guilty of violating this ordinance or any provision thereof shall be deemed guilty of a misdemeanor and shall be fined not less than \$5.00 nor more than \$100.00 and each day such violation exists shall be constituted a separate offense and shall be punished as such hereunder.

SECTION 16. The invalidity of any section or provision of this ordinance shall not invalidate any other section or provision hereof.

November 16, 1965
Vol. 6, Pg. 134

AN ORDINANCE CONCERNING ITINERANT VENDORS, HAWKERS AND PEDDLERS

SECTION I: ITINERANT VENDORS

a. Each itinerant vendor, as defined in Section 21-27 of the General Statutes of Connecticut, Revision of 1958, as amended, not a resident of the Town of Deep River, shall, before selling in the Town of Deep River under the State license issued to him, apply for a license to the First Selectman. The fee for such license to be paid to the Town of Deep River at the time of application shall be \$15.00. Such license shall be issued by the Town Clerk as provided in Section 21-29 of said statutes and shall expire upon the expiration date of applicant's state license or on October 1 next succeeding the issue date of the Town of Deep River license, whichever date shall be the earlier.

SECTION II: HAWKERS AND PEDDLERS

- a. Each hawker or peddler as defined in Section 21-36 of the General Statutes of Connecticut, Revision of 1958 as amended, not a resident of the Town of Deep River, shall, before vending, hawking or peddling goods, wares or other merchandise within the Town of Deep River, make application for license to the First Selectman. The fee for such license, to be paid at the time of application, shall be \$100.00 for each vehicle used in connection with such vending, hawking or peddling. No more than four persons shall engage in such business from each such vehicle and each person shall obtain a license from the First Selectman, to be issued free of charge. The First Selectman shall not issue any license hereunder until the expiration of five days after the date of application.
- b. Such license shall expire two months after the issue date thereof, provided the license fee for any one vehicle shall not exceed \$100.00 in any calendar year and licenses for a vehicle previously licenses during a calendar year shall be issued free of charge.

SECTION III: House to house sales by hawkers, peddlers or itinerant vendors after sunset of each day, prevailing time, are prohibited.

SECTION IV: The use of bells, horns, loudspeakers or other devices creating noise in connection with the sale of goods, wares and merchandise in the Town of Deep River is prohibited.

SECTION V: Any person who violates this ordinance or any provision thereof shall be fined not more than \$100.00 and each day of violation shall constitute a separate offense and shall be punished as such hereunder.

SECTION VI: The Hawkers, Vendors and Peddlers Ordinance voted at Town Meeting on September 27, 1929, is hereby repealed.

April 9, 1973.
Vol. 6 Pg. 211 & 212

History: Ordinance was amended on 12-19-79, Vol. 7, Pg. 26 to change fee in Section II & penalty in Section V from \$25 to \$100 . Ordinance dated 9-27-29, Vol. 5 Pg. 42 and ordinance dated 4-19-57, Vol.6, Pg. 53 designating fee of \$10 are repealed.

AN ORDINANCE REGULATING VENDORS, HAWKERS AND PEDDLERS ON THE DAY OF THE ANNUAL MUSTER IN THE TOWN OF DEEP RIVER

SECTION I: The purpose of this ordinance is to provide for the public safety, including uninterrupted access of marchers, participants and spectators of the parade and festivities held on the day of the annual Muster in the Town of Deep River and to provide for the preservation and maintenance of public order and to facilitate the opening of avenues and free access for fire apparatus and emergency vehicles.

SECTION II:

- (1) From 11:00 a.m. unto 4 p.m. on the day of the annual Muster in the Town of Deep River, no person shall vend, hawk or peddle any goods, wares or merchandise or permit his or her cart, wagon, sled or other vehicle or container to be placed on the paved portion of any public highway which delineates, follows, adjoins or abuts the route of the parade on said day.
- (2) No person shall refuse to leave any location when so requested by a police officer, constable, special constable or other officer having the power of arrest, provided that such officer has exercised his discretion reasonably under the circumstances in order to promote the purpose of this ordinance contained in Section I herein.

SECTION III: Each violation of this ordinance shall constitute a separate offense.

SECTION IV: Any person who violates any provision of this ordinance shall be fined not more than \$100 for each offense.

June 16, 1981
Vol. 7 Pg. 43