

Legislative History for Connecticut Act

HB 4600	PA 271	1963
House 2442-2444		(3)
Senate 1960-1961		(2)
Water Resources 267-268		(2)
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CONNECTICUT

GENERAL ASSEMBLY

HOUSE

PROCEEDINGS

1963

VOL. 10, PART 6

MAY 10 - MAY 15

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CONNECTICUT

Wednesday, May 15, 1963

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of Agriculture and Natural Resources. It will permit any town city or borough to participate on a cost sharing basis through the federal government and the future development in small water shed projects, recreational, wild life and fish activities in; these projects. No one opposed the bill at the public hearing, its a good bill and I urge its passing.

EJN

MR. SPEAKER:

Will you remark further? If not, the question is on the acceptance of the Committee's Favorable Report and passage of the bill. All in favor say Aye. Those opposed No. The bill is passed.

THE CLERK:

Calendar no. 499, file no. 565. House Bill No. 4600.
An Act concerning Inspection of Dams and Other Structures.
Favorable report of the Joint Committee on Water Resources and Flood Control.

MR. PLATT (MILFORD):

Mr. Speaker, I move for acceptance of the Joint Committee's Favorable Report and passage of the bill.

MR. SPEAKER:

Question is on acceptance and passage. Will you remark?

MR. PLATT (MILFORD):

This bill supplements section 25-111 of the general statutes regarding dams. It authorizes the Water Resources Commission to require periodic inspections of dams and other

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structures potentially dangerous. The owner of such structure shall cause such inspection to be made by a registered engineer at such intervals as may deem necessary by the commission and submit a copy of the engineers report to the commission for its action. This is needed legislation and I urge its adoption. E J N

MR. SPEAKER: Will you remark further?

MR. CRARY (PRESTON):

Mr. Speaker, a question through you to the gentleman reporting this bill. Does water rights from a body of water constitute ownership of a dam?

MR. PLATT (MILFORD):

I am not sure, sir. This bill merely provides that the commissioner has the rights to request an inspection by a engineer to satisfy the commission that the dam is potentially safe. On the matter of ownership I am not sure of.

MR. CRARY (PRESTON):

Mr. Speaker, we have in our town a case where a mill has water rights to a large body of water but they do not care to maintain or inspect the dam which is in poor condition. I wondered if this bill would require them to. They claim they no longer use the water even though they have the water rights and they will not maintain the dam. Would this bill force them to do it?

MR. PLATT (MILFORD):

I believe from the language of section 25-111 of the

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general statutes, a water resources commission has the right to demand the repair or at least eliminate the dangerous conditions that may be dangerous to life, loss or limb. So I would say that the Water Resources Commission would have the right to insist that the dam be repaired. This bill puts the responsibility for the inspection on the owner not on the State.

EJN

MR. SPEAKER: Will you remark further on this bill?

If not, the question is on acceptance and passage. All in favor say Aye. Those opposed Nay. The bill is passed.

THE CLERK:

Calendar no. 500, file no. 597. House Bill No. 3318.

An Act concerning the Investigation of Potential Sources of Milk Supply. Favorable report of the Joint Committee on Agriculture.

MR. EIPPER (ROXBURY):

Mr. Speaker, I move the acceptance of the Joint Committee's Favorable Report and passage of the bill.

MR. SPEAKER:

Question is on acceptance and passage. Will you remark?

MR. EIPPER(ROXBURY): .

This bill pertains to section 22-177 of the statutes. It could be classed as a companion bill to HB 3320 which we passed this morning. It up dates the statute to include milk in the pool computation as regulated on the federal orders. It also changes the months, the short months from

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SENATE

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times in the newspaper and also notify the owner of the sale of the vehicle. In the majority of cases these vehicles are classified as junk and the cost involved in adhering to the law far exceeds the value of the vehicle. Passage of this bill would allow sale of these stored vehicles after a period of thirty days rather than ninety if the value of the vehicle was thirty-five dollars or less.

THE CHAIR:

Are there further remarks? If not, all those in favor of the bill, signify by saying AYE. Opposed? The bill is passed.

THE CLERK:

Calendar 751, file 531, substitute for HB 3187, An Act concerning Use of Watershed Areas of Watershed Protection and Flood Prevention Projects for Recreational Purposes. Favorable Report of the Joint Committee on Water Resources and Flood Control.

SENATOR FALSEY:

Mr. President, may this bill be held retaining its place?

THE CHAIR:

The bill will be held retaining its place.

THE CLERK:

Calendar 752, file 565, HB 4600, An Act concerning Inspection of Dams and Other Structures. Favorable report of the Joint Committee on Water Resources and Flood Control.

SENATOR MCCARTHY:

Mr. President, I move for acceptance of the committee's favorable report and passage of the bill. This bill provides for

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periodic inspections of those dams which the Water Resources Commission feels necessary and a report to the Commission. I feel that in the light of things past as far as dirt dams are concerned, etc., this is a good bill.

THE CHAIR:

Are there further remarks? The Senator from the 20th.

SENATOR MCGUIRE:

I know that I'm speaking for Senator Gaffney as well as myself and all the members of the circle in urging passage of this bill so that a tragedy such as happened in the 19th District not too long ago will not re-occur.

THE CHAIR:

Will you ~~remarks~~ further? If not, all those in favor of passage of the bill will you signify by saying AYE. Opposed? The bill is passed.

THE CLERK:

Calendar 753, file 530, HJR No. 24, Resolution Directing the Legislative Council to Study Problems arising from the Establishment of Encroachment Lines by the Water Resources Commission. Favorable report of the Joint Committee on Water Resources and Flood Control.

SENATOR MCCARTHY:

Mr. President, I move for acceptance of the committee's favorable report and passage of the resolution.

THE CHAIR:

Question is on adoption of the resolution. Will you

remark?

JOINT
STANDING
COMMITTEE
HEARINGS

WATER
RESOURCES
AND
FLOOD
CONTROL

CONN.
GENERAL
ASSEMBLY
1963

WATER RESOURCES AND FLOOD CONTROL

WEDNESDAY

APRIL 17, 1963

H.B. 4356 ✓

but evidently it wasn't successful.

Rep. Pawlak: Well, the bill to which I refer was passed only last September and it provides, among other things, that some communities, if the need is shown, can be given up to 75% of the cost of the project. Now I understand the money under the regional appropriation last year, has been exhausted, but the House recently -- that is the House in Washington -- passed a bill which would provide an additional \$450,000,000 for such projects. Are you aware of that so that you may....?

Mayor Daley: I'm not aware of the additional money. No.

Rep. Pawlak: It was just passed, I believe last week or within the last ten days. It has to go to the Senate and what will happen there nobody can say at the moment. At least there seems to be an opportunity for your community to get 75% possibly under that--- under the provisions of the Act.

Chr. Platt: Mr. Daley, what is your percentage of bonded indebtedness at the present time?

Mayor Daley: At the present time we have roughly about \$400,000 left that we can bond. We have built a high school and a new grammar school. Of course this increases each year -- principal pay-off of, I think, \$120,000 a year. But we do have another school that is planned for '64 which would wipe this out.

Chr. Platt: Any further questions?

Rep. Myrtle Perri of Shelton: I only have an observation that I'm having difficulty in hearing your questions and also who is speaking.

Chr. Platt: We'll try to speak up a little louder. Anyone else wish to be heard on 4356? Anyone opposed to 4356?

Rep. Perri: Mr. Chairman, did they name the approximate appropriation in this bill?

Chr. Platt: \$1,700,000. If there's no one else to be heard on 4356, I'd like to take up 4600 next, Inspection of Dams and Other Structures.

H.B. No. 4600 (Committee) INSPECTION OF DAMS AND OTHER STRUCTURES.

WATER RESOURCES AND FLOOD CONTROL

WEDNESDAY

APRIL 17, 1963

H.B. 4600

Chr. Platt: I don't know if there's anyone here that wants to be heard on that one or not.

Rep. J.F. Palmer of Cromwell: Mr. Chairman, I am Representative Palmer from Cromwell. I wish to go on record in being in favor of this bill, 4600.

Chr. Platt: This bill is a Committee bill, primarily -- 4600. I have it here. It's a bill that would -- oh, I guess you all have it there -- provide that -- to authorize the Water Resources Commission to require periodic inspection of dams and other structures potentially dangerous, these inspections to be at the owner's expense. It seemed to the Committee that every time the Legislature is in session one of these dams goes out and creates havoc, and we'd like to avoid that if we can, so the Committee is raising this bill. Anyone else that would like to speak in favor of it?

Rep. Philip Dean of Portland: Mr. Chairman, I have plenty to say but I'll say it in executive committee.

Chr. Platt: Anyone opposed to this bill? If not, the hearing is closed and Senate Resolution No. 30 is also one that has been raised in Committee, concerning -- (you haven't got it) -- I have it here and I'll have to read it to you. The printers apparently didn't get it out. "Concerning the study of sanitary facilities in boats on Lake Candlewood -- that the Water Resources Commission and the Boating Safety Commission and the State Department of Health should jointly study sanitary facilities and problems relating thereto in boats on Lake Candlewood and shall report their findings to the General Assembly on or before January 30, 1965." A real problem, apparently, and not only on Lake Candlewood but in many places. I wonder why we tie this down to Lake Candlewood, Commissioner, do you know?

Commissioner William Wise, Water Resources Commission: No, I don't know why. I think certainly conditions in other lakes are just as urgent as they are -- well, maybe not quite as urgent, because Lake Candlewood is a very large lake and it has more houseboats..
...?....

Chr. Platt: Maybe this would be a pilot study.