

Legislative History for Connecticut Act

SB 1991	PA 677	Scan	1967
House	4507-4513		(7)
Senate	1516-1517, 1830		(3)
State Development	637-638		(2)

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CONNECTICUT
SEN. ASSEMBLY
HOUSE

PROCEEDINGS
1967

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PART 10

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they qualify for minimum wage. All this does is change it to 200 hours and then they go under minimum wage. It's a good bill. I move its passage.

MR. SPEAKER:

Will you remark further? If not, the question is on acceptance and passage. All those in favor will say aye. All those opposed. The bill is passed.

Calendar 1283 Modified Senate Bill No. 235. AN ACT AUTHORIZING AN INCENTIVE EARNINGS PROGRAM IN AID TO DEPENDENT CHILDREN CASES (AS AMENDED BY SENATE AMENDMENTS SCHEDULE "A" AND "B".)

MR. NICHOLAS A. LENGE, 13TH DISTRICT:

Mr. Speaker, may this one be passed temporarily?

MR. SPEAKER:

Are there any objections to that request? If there is no objection, it will be so ordered. That matter will be passed temporarily.

THE CLERK:

Calendar 1284 Senate Bill No. 1991. AN ACT CONCERNING THE SUB-DIVISION OF LAND FOR MUNICIPAL OR CONSERVATION PURPOSES. (AS AMENDED BY SENATE AMENDMENT SCHEDULE "A".)

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Mr. Speaker, I move for acceptance of the Committee's favorable report and passage of the bill.

MR. SPEAKER:

Question is on acceptance and passage of the bill in concurrence with the Senate. Will you remark?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Mr. Speaker, the Clerk has an amendment. Mr. Speaker, if there is no objection, I'll go through the amendment quickly.

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MR. SPEAKER:

The Clerk will read the amendment.

THE CLERK:

Senate Amendment, Schedule A, line 1, before the word "section" insert "section 1". Add Section 2 as follows: any person, firm, or corporation making any subdivision shall complete all work in connection with such subdivision within 5 years after the approval of the plan for such subdivision".

MR. NICHOLAS A. LENGE, 13TH DISTRICT:

Mr. Speaker, can we just stand at ease for a moment until I take a look at this amendment?

MR. SPEAKER:

The house will be at ease.

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Mr. Speaker, what this does is merely require that after a subdivision plan is approved, that this subdivision must be completed within 5 years of the approval of such plan. This will stop subdivisions that were approved in 1916 and 17 and still haven't been completed as of this date and as--it's holding up the progress of town planning. It's a good amendment, Mr. Speaker, and should pass.

MR. SPEAKER:

Will you remark further?

MR. ROBERT S. ORCUTT, 100TH DISTRICT:

Mr. Speaker, through you to you--the gentleman from Bridgeport, a question. When you talk about completed subdivision, are you talking about having the improvements completed or having all of the lots sold and built upon within 5 years?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

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The improvements completed at town roads--excuse me. Through you, Mr. Speaker, it's meant for the improvements in the roads and the sewers that are required by the town in order to have it. Once it's laid down, it's a completed subdivision.

MR. SPEAKER:

Will you remark further?

MR. JOHN W. BOYD, 144TH DISTRICT:

Mr. Speaker, through you, sir, a question to the gentleman who introduced the bill. There is no provision in the event that they are not completed within five years. Is this intentional or would you prefer to amend it so that the subdivision would be cancelled if the work were not done?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

No.

MR. SPEAKER:

Will you respond?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

No.

MR. SPEAKER:

Will you remark further?

MR. JOHN W. BOYD, 144TH DISTRICT:

The answer is unresponsive.

MR. ROBERT D. KING, 48TH DISTRICT:

Mr. Speaker, a question to the gentleman who introduced the bill. If I understood your remarks correctly, this is a retroactive bill so that, to use your illustration, a subdivision approved in 1966, upon the effective date of this act, would be ipso facto nullified. Is that correct?

MR. SPEAKER:

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Would the gentleman care to respond?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Through you, Mr. Speaker. No, I didn't. I used that as an example of things that happened in the past.

MR. SPEAKER:

Will you remark further?

MR. ROBERT D. KING, 48TH DISTRICT:

Mr. Speaker, then the five year time would apply from the first of October, 1967 forward, is that correct?

MR. SPEAKER:

Would the gentleman care to respond?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Through you, Mr. Speaker, correct.

MR. SPEAKER:

Will you remark further?

MR. LOWELL P. WEICKER, JR., 154TH DISTRICT:

Mr. Speaker, further pursuing the comments of the gentleman from Westport, there is no question about the fact that this is a good bill but without any penalty provisions whatsoever, it's worthless. At least the intent of it is good. I suppose it's too late to request that this be passed temporarily but the effect of the bill as it sits before us is to accomplish nothing whereas the idea behind it is an excellent one and one that's been worked on by many of the towns for the last several years. I'd certainly like to see us take some meaningful action in this direction.

MR. SPEAKER:

Will you remark further? If not, the question is on adoption of Senate Amendment, Schedule A. All those in favor will say aye. All those opposed.

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The Amendment is adopted. The question now is on acceptance and passage of the bill as amended by Senate Amendment, Schedule A, and in concurrence with the Senate, will you remark?

MR. WILLIAM J. LAVERY, 136TH DISTRICT:

Mr. Speaker, the Amendment speaks for itself. The only other addition is exclusion of conservation project for the definition of subdivision. It's housekeeping clarification and should pass.

MR. SPEAKER:

Question is on acceptance and passage of the bill, gentlemen. The Chair would respectfully request that you don't scream at him but get on the microphone because I will not recognize you unless you do so.

MR. JOHN W. BOYD, 144TH DISTRICT:

I apologize, sir.

MR. SPEAKER:

That's quite all right.

MR. JOHN W. BOYD, 144TH DISTRICT:

I would like to move that when the vote on this be taken, it be taken by roll call.

MR. SPEAKER:

The question is on a roll call. All those in favor will say aye. All those opposed? There has not been a sufficient number....

MR. NICHOLAS A. LENGE; 13TH DISTRICT:

Mr. Speaker, I doubt the vote would request a division or that we try it again.

MR. SPEAKER:

All those in favor of a roll call will please rise. The doubt is removed. There will be a roll call. Question is on acceptance and passage of the bill

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as amended by Senate Amendment, Schedule A, and in concurrence with the Senate. It is on your Calendar, page 11, Calendar number 1284. Will you remark?

MR. JOHN W. BOYD, 144TH DISTRICT:

Mr. Speaker, I would like to say in connection with this bill that the intent of it is excellent but with the amendment in, it is absolutely meaningless and I think that I don't want to be on record as passing a meaningless bill. I'm certainly in favor of amending it to put some teeth in it so that the subdivision would be cancelled after the five year period were completed if the improvements had not been made but I shall have to vote against the bill because it is a nullity as it stands.

MR. SPEAKER:

Will you remark further?

MR. LOWELL P. WEICKER, JR., 154TH DISTRICT:

Mr. Speaker, we've spent a great deal of time in this Legislature providing for the beautification of the countryside, the highways or whatever. Now, for the past several years with the increasing population in the state and increased building in the state, we've had a great number of these subdivisions. Most of them have turned out in fine fashion. There are other instances whereby the subdivider goes in, starts a project and leaves it in a mess. This particular legislation could correct that if we put some teeth in it. If he doesn't follow through his plans, as approved, then the subdivision is cancelled but unless you have that type of teeth in this bill, then I can assure you, you're not taking any steps toward assuring a completion of the job, one that is aesthetically correct. They've been getting away with murder, many of them, for many years in this area. Now, let's follow through on what we've got before us here. Let's amend it. Let's put some teeth into it.

MR. SPEAKER:

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Will you remark further? If not, will all members of the House please be seated and we will vote. All others will please leave the aisle. The question is on acceptance and passage of the bill in your Calendar on page 11, Calendar number 1284. If you favor something in passing the bill, you will vote yea. If you do not, you will vote nay. Has every Member in his seat voted? And are you registered properly? If so, the Chair will lock the machine and ask the Clerk to take a tally. The Clerk will announce the tally.

THE CLERK:

Total number voting 147. For passage 74.--Necessary for passage 74. Those voting yea 95 - nay 52 - absent and not voting 30.

MR. SPEAKER:

The bill is passed. Gentleman from the 44th.

MR. PETER A. CROMBIE, 44TH DISTRICT:

Mr. Speaker, may Calendar 1285 be recommitted?

MR. SPEAKER:

The question is on recommitment.

MR. NICHOLAS A. LENGE, 13TH DISTRICT:

Mr. Speaker, I rise to support the motion.

MR. SPEAKER:

All those in favor of recommitment will say aye. All those opposed? The matter will be recommitted.

MR. PETER A. CROMBIE, 44TH DISTRICT:

Mr. Speaker, may Calendar number 1286 and 1287 be passed temporarily?

MR. SPEAKER:

Are there any objections to those requests? If not, they will be so ordered.

MR. PETER A. CROMBIE, 44TH DISTRICT:

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CONNECTICUT
GENERAL ASSEMBLY

SENATE

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office, this act will now include all the essential provisions for the establishment of prevailing rates of wages on public construction including fringe benefits. I urge its passage.

THE CHAIR:

Any further remarks? If not, all in favor of the passage of this bill, indicate by saying Aye. AYE. Opposed? The bill is passed.

THE CLERK:

Calendar 884, file 932, SB 1991, An Act concerning the Subdivision of Land for Municipal or Conservation Purposes. Favorable report of the Joint Committee on State Development.

The Clerk has an amendment.

SENATOR BUCKLEY:

Mr. President, will the Clerk please read the amendment?

THE CLERK:

In line 1, before the word, "Section", insert "Section 1".

Add section 2 as follows: "Any person, firm or corporation making any subdivision of land shall complete all work in connection with such subdivision within five years after the approval of the plan for such subdivision.

SENATOR BUCKLEY:

Mr. President, I move the adoption of the amendment. This amendment adds a sorely needed provision to our law of putting a limitation on the amount of time which subdivision plans can be put into effect or operation.

THE CHAIR:

Further remarks? If not, all in favor of the adoption of this