



REGULAR MEETING – ORDINANCE COMMITTEE AGENDA

**JANUARY 21, 2025, 7:00 PM
BY ZOOM VIRTUAL MEETING**

To allow public access, anyone may access a meeting by telephone and/or Zoom, or a recording in the City of Norwalk YouTube channel. Specific instructions and links can be found at norwalkct.gov/meetings.



Members of the public may call in to participate. Callers will not be able to see the meeting participants. All participants will be muted upon entering the meeting. To speak, dial *9 on the phone and you will be called on by the host of the meeting during the public comment section. All speakers must state their name and address. Comments must be on a topic on the agenda, and are limited to three minutes. Anyone disrupting the orderly conduct of the meeting, including by using threatening, hateful, or sexually-explicit language, will be removed. Please find the information using the link above.



Members of the public who wish to provide "live comments" may also use the Zoom meeting platform. All participants will be muted upon entering the meeting. To speak, click the "raise your hand indicator" and you will be called by the host of the meeting during the public comment section. All speakers must state their name and address. Comments must be on a topic on the agenda, and are limited to three minutes. Anyone disrupting the orderly conduct of the meeting, including by using threatening, hateful, or sexually-explicit language, will be removed. Please find the information using the link above.



Members of the public who wish to provide public comment are encouraged to submit those via email in advance of the meeting. For these comments to be included into the record, they must be submitted by 12:00 p.m. the day of the meeting. Please email Brian Candela at bcandela@norwalkct.gov with the subject line "Public Comment" to provide written public comment prior to the meeting.

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PUBLIC HEARING**
 - A. Discuss and vote on Section 9-32, entitled Districts Established (concerning the Reapportionment of Common Council Voting Districts).**
- IV. PUBLIC PARTICIPATION**
- V. ACCEPTANCE OF MINUTES**
 - A. December 17, 2024 – regular meeting of the ordinance committee**
- VI. OLD BUSINESS**

A. Discuss and vote on Chapter 115: Commission on Status of Women.

B. Discuss Vape Shop ordinance.

VII. NEW BUSINESS

VIII. ADJOURNMENT

Legal Notice of Public Hearing

Notice is hereby given that the Common Council Ordinance Committee will hold a Public Hearing on Tuesday, January 21, 2025 at 7:00 p.m. by way of videoconference/teleconference for the purpose of discussing and voting on Chapter 9 (Administration), Article IX (Reapportionment Advisory Committee), Section 9-32. Please check the Ordinance Committee agenda for additional details and instructions about how to attend this Public Hearing by way of videoconference/teleconference. The Ordinance Committee agenda will be posted on the City website by January 17, 2025.

§ 9-32. Districts Established.

The 2024 Five-District Plan which realigns the districts of the City of Norwalk in accordance with the requirements of Law, which plan is incorporated herein by reference, is hereby approved and adopted.

- A. Operative Effect.** The plan shall be operative on January 1, 2025 for the sole purpose of facilitating the administration of the nomination and elections for candidates for the Council members in the 2025 Municipal General Election and for Board of Education members in the 2027 Municipal General Election.
- B. Effective Date.** The effective date for 2024 Five-District Plan shall be;
- (1) January 1, 2026 for members of the Council;
 - (2) January 1, 2028 for members of the Board of Education elected by district; and,
 - (3) Thereafter shall remain in full force and effect until further revised following the next decennial census.
- C. Interim Vacancies.** Any appointments for vacancies on the Council and Board of Education prior to the effective date shall be filled as set forth in the Charter in accordance with the district lines in effect prior to the effect of the 2024 Five-District Plan.
- D. District Boundaries.** Any dividing line described below with the name of a roadway, watercourse, or railway means the centerline thereof. Long Island Sound means the jurisdictional limits of the City of Norwalk within the Sound and is equivalent to the southerly Norwalk city boundary. The Districts are established, as follows:

District A

Starting at the intersection of Riverside Avenue & and New Canaan Avenue and & Ponus Avenue, thence
East along New Canaan Avenue to the Norwalk River, thence
Northerly along the Norwalk River to Broad Street, thence
East along Broad Street to Main Street, thence

South along Main Street to Ward Street, thence east and
 Southeast along Ward Street to Random Road, thence
 Northeast along Random Road to Buttonball Trail, thence
 Southeast along Buttonball Trail to Jarvis Street, thence
 Northeast along Jarvis Street to West Rocks Road, thence
 Southeast along West Rocks Road to Glendenning Street, thence
 East along Glendenning Street to East Rocks Road, thence
 North along East Rocks Road to Lane Road, thence
 South along Lane Road to Cannon Street, thence
 East along Cannon Street to Newtown Avenue, thence
 North along Newtown Avenue to Roosevelt Street, thence
 East along Roosevelt Street to Dry Hill Road, thence
 South and Southeast along Dry Hill Road to Westport Avenue, thence
 Southwest along Westport Avenue to East Avenue, thence
 South along East Avenue to Moody's Lane, thence
Southwest West along Moody's Lane Land and continuing west to the center line of the
Norwalk River, thence east shore of Norwalk River
 South along Norwalk River to the dividing line between the First and Second Taxing
Districts, thence I-95
West through Mathews Park along said dividing line to Connecticut Avenue, thence
West along I-95 to Crescent Street overpass
North along Crescent Street to a point due east of the Lockwood Mathews Mansion
Museum
Due West to Connecticut Avenue
 Southwest along Connecticut Avenue to Clinton Avenue, thence
 Northwest along Clinton Avenue to Phillips Street, thence
 Southwest along Phillips Street to Ferris Avenue, thence
 Northwest along Ferris Avenue to Benedict Street, thence
 Southwest along Benedict Street to North Taylor Avenue, thence
 Northwest and North north along North Taylor Avenue to Fillow Street, thence
 Northwest along Fillow Street to Steppingstone Stepping Stone Road, thence
 North on Steppingstone Stepping Stone Road to Maher Drive, thence
 North along Maher Drive to Eleanor Lane, thence
 Northeast along Eleanor Lane to Beau Street, thence
 Southeast along Beau Street to Ingleside Avenue, thence
 East along Ingleside Avenue to Spring Hill Avenue, thence
 North along Spring Hill Avenue to Ponus Avenue, thence
 East along Ponus Avenue to the starting point at the intersection of Riverside Avenue
and & New Canaan Avenue and & Ponus Avenue.

District B

Starting at the intersection of Wilson Avenue and & Dr. Martin Luther King Jr. Drive,
thence
 North along Dr. Martin Luther King Jr. Drive to Taft Street, thence
 West along Taft Street and continuing west to Conrail Railroad, thence
 South along Conrail Railroad to a point east of Riordan Street, thence continuing

West to Riordan Street, thence
 West along Riordan Street to Bouton Street, thence
 North along Bouton Street to Glasser Street, thence
~~Westerly and~~ North along Glasser Street to Soundview Avenue, thence
 Northeast along Soundview Avenue to Arbor Drive, thence
 North along Arbor Drive to Flax Hill Road, thence
 West along Flax Hill Road to Woodlawn Avenue, thence
 North along Woodlawn Avenue to McAllister Avenue, thence
 West along McAllister Avenue to Richmond Hill Road, thence
 North along Richmond Hill Road to Senga Road, thence
 West along Senga Road to Scribner Avenue, thence
~~North Northeast~~ along Scribner Avenue to West Cedar Street, thence
 Northeast along West Cedar Street to North Taylor Avenue, thence
 South along North Taylor Avenue to Connecticut Avenue, thence
 Northeast along Connecticut Avenue to the dividing line between the First and Second Taxing Districts, thence a point due west of the Lockwood Mathews Mansion Museum
East through Mathews Park along said dividing line to the Norwalk River, thence
~~Due east to Crescent Street~~
~~South along Crescent Street to I-95 overpass~~
~~East along I-95 to Norwalk River~~
~~South along Norwalk River to Washington Street Bridge~~
~~West along Washington Street Bridge to western shore of Norwalk River~~
 South along Norwalk River and Norwalk Harbor to a point East southeast of Neptune Avenue and & Naromake Avenue, thence
~~West Northwest~~ to the intersection of Neptune Avenue and & Naromake Avenue, thence
 Southwest and West along Naromake Avenue to Woodward Avenue, thence
 Southwest along Woodward Avenue to Dock Road, thence
 Southwest along Dock Road to the end, then continuing southwest to the Village Creek inlet, thence
 North along the Village Creek inlet to the Village Creek inlet's end adjacent to and Southeast of Wilson Avenue, thence
~~Northwest West~~ to Wilson Avenue, thence
 Southwest along Wilson Avenue to the starting point at the intersection of Wilson Avenue and & Dr. Martin Luther King Jr. Drive.

District C

Starting at the intersection of Westport Avenue and & East Avenue, thence
 Northeast along Westport Avenue to Dry Hill Road, thence
 North along Dry Hill Road to Roosevelt Street, thence
 West along Roosevelt Street to Newtown Avenue, thence
 North along Newtown Avenue to Murray Street, thence
 Northeast along Murray Street to the Norwalk city boundary, thence
 South along the Norwalk city City Boundary to Long Island Sound, thence
 West and ~~North north~~ along Long Island Sound, Norwalk Norfolk Harbor, and Norwalk Norfolk River to a point west of Moody's Lane, thence

East to Moody's Lane, thence
Northeast East along Moody's Lane to East Avenue, thence
North along East Avenue to the starting point at the intersection of Westport Avenue
and & East Avenue.

District D

Starting at the intersection of Newtown Avenue and & Cannon Street, thence
West along Cannon Street to Lane Road, thence
North along Lane Road to East Rocks Road, thence
South along East Rocks Road to Glendenning Street, thence
West along Glendenning Street to West Rocks Road, thence
Northwest along West Rocks Road to Jarvis Street, thence
Southwest along Jarvis Street to Buttonball Trail, thence
Northwest along Buttonball Trail to Random Road, thence
Southwest along Random Road to Ward Street, thence
Northwest along Ward Street to Main Street, thence
North along Main Street to Broad Street, thence
West along Broad Street to Norwalk River, thence
South along Norwalk River to New Canaan Avenue, thence
West along New Canaan Avenue to Ponus Avenue, thence
West along Ponus Avenue to Spring Hill Avenue, thence
South along Spring Hill Avenue to Ingleside Avenue, thence
West along Ingleside Avenue to Beau Street, thence
Northwest along Beau Street to Eleanor Lane, thence
Southwest along Eleanor Lane to Maher Drive, thence
South along Maher Drive to Steppingstone Stepping Stone Road, thence
South along Steppingstone Stepping Stone Road to Fillow Street, thence
West along Fillow Street to Hunters Lane, thence
North along Hunters Lane to Ponus Avenue, thence
West along Ponus Avenue to Styles Lane, thence
Northeast along Styles Lane to Glen Pines Lane, thence
North along Glen Pines Lane to Glen Avenue, thence
North along Glen Avenue to New Canaan Avenue, thence
West along New Canaan Avenue to Carter Street, thence
North along Carter Street to the Norwalk city boundary, thence
North, east, and south along the Norwalk city boundary to Murray Street, thence
West along Murray Street to Newtown Avenue, thence
South along Newtown Avenue to the starting point at the intersection of Newtown
Avenue & and Cannon Street.

District E

Starting at the intersection of Steppingstone Stepping Stone Road and & Fillow Street,
thence
Southeast along Fillow Street to North Taylor Avenue, thence
South along North Taylor Avenue to Benedict Street, thence
Northeast along Benedict Street to Ferris Avenue, thence

Southeast along Ferris Avenue to Phillips Street, thence
 Northeast along Phillips Street to Clinton Avenue, thence
 Southeast along Clinton Avenue to Connecticut Avenue, thence
 West along Connecticut Avenue to North Taylor Avenue, thence
 North along North Taylor Avenue to West Cedar Street, thence
 Southwest along West Cedar Street to Scribner Avenue, thence
~~South Southwest~~ along Scribner Avenue to Senga Road, thence
 East along Senga Road to Richmond Hill Road, thence
 South along Richmond Hill Road to McAllister Avenue, thence
 East along McAllister Avenue to Woodlawn Avenue, thence
 South along Woodlawn Avenue to Flax Hill Road, thence
 East along Flax Hill Road to Arbor Drive, thence
 South along Arbor Drive to Soundview Avenue, thence
 Southwest along Soundview Avenue to Glasser Street, thence
 South along Glasser Street to Bouton Street, thence
 South along Bouton Street to Riordan Street, thence
 East along Riordan Street, then continuing east to Conrail Railroad, thence
 North along Conrail Railroad to a point west of Taft Street, thence
 East to Taft Street, thence
 East along Taft Street to Dr. Martin Luther King Jr. Drive, thence
 South along Dr. Martin Luther King Jr. Drive to Wilson Avenue, thence
 Northeast on Wilson Avenue to a point west of the northern tip of the Village Creek inlet,
thence
~~East-Southwest~~ to ~~the northern~~ tip of the Village Creek inlet, thence
 South along the Village Creek inlet to a point southwest of Dock Road, thence
 Northeast to Dock Road, thence
 Northeast along Dock Road to Woodward Avenue, thence
 Northeast along Woodward Avenue to Naromake Avenue, thence
~~East and Northeast Northeast~~ along Naromake Avenue to Neptune Avenue, thence
 Southeast to Norwalk Norfolk Harbor, thence
 East then ~~Southerly southwesterly~~ along Norwalk Norfolk Harbor and westerly Long
 Island Sound to the westerly Norwalk city boundary
 North along the westerly Norwalk city boundary and Northeast along the Northeasterly
Norwalk city boundary along city boundary to Carter Street, thence
 South along Carter Street to New Canaan Avenue, thence
 East along New Canaan Avenue to Glen Avenue, thence
 South along Glen Avenue to Glen Pines Lane, thence
 South along Glen Pines Lane to Styles Lane, thence
 Southwest along Styles Lane to Ponus Avenue, thence
 East along Ponus Avenue to Hunters Lane, thence
 South along Hunters Lane to Fillow Street, thence
 East along Fillow Street to the starting point at the intersection of Steppingstone
Stepping Stone Road ~~& and~~ Fillow Street.

Each of the Districts are set forth on the map as follows.

Dated at Norwalk, Connecticut this _____ day of December 2024.

ATTEST: _____
Irene Dixon, City Clerk

THE HOUR: Please publish once on Friday, January 10, 2025

The Norwalk Hour

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PUBLIC NOTICES

Legal Notice of Public Hearing

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B. Effective Date. The effective date for 2024 Five-District Plan shall be:

1. January 1, 2026 for members of the Council;
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3. Thereafter shall remain in full force and effect until further revised following the next decennial census.

C. Interim Vacancies. Any appointments for vacancies on the Council and Board of Education prior to the effective date shall be filled as set forth in the Charter in accordance with the district lines in effect prior to the effect of the 2024 Five-District Plan.

North along the Village Creek inlet to the Village Creek inlet's end adjacent to and Southeast of Wilson Avenue, thence
Northwest to Wilson Avenue, thence
Southwest along Wilson Avenue to the starting point at the intersection of Wilson Avenue and Dr. Martin Luther King Jr. Drive.

District C

Starting at the intersection of Westport Avenue and East Avenue, thence
Northeast along Westport Avenue to Dry Hill Road, thence
North along Dry Hill Road to Roosevelt Street, thence
West along Roosevelt Street to Newtown Avenue, thence
North along Newtown Avenue to Murray Street, thence
Northeast along Murray Street to the Norwalk city boundary, thence
South along the Norwalk city Boundary to Long Island Sound, thence
West and North along Long Island Sound, Norwalk Harbor, and Norwalk River to a point west of Moody's Lane, thence
East to Moody's Lane, thence
Northeast along Moody's Lane to East Avenue, thence
North along East Avenue to the starting point at the intersection of Westport Avenue and East Avenue.

District D

Starting at the intersection of Newtown Avenue and Cannon Street, thence
West along Cannon Street to Lane Road, thence
North along Lane Road to East Rocks Road, thence
South along East Rocks Road to Glendinning Street, thence
West along Glendinning Street to West Rocks Road, thence
Northwest along West Rocks Road to Jarvis Street, thence
Southwest along Jarvis Street to Buttonball Trail, thence
Northwest along Buttonball Trail to Random Road, thence
Southwest along Random Road to Ward Street, thence
Northwest along Ward Street to Main Street, thence
North along Main Street to Broad Street, thence
West along Broad Street to Norwalk River, thence

The Norwalk

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District A

Starting at the intersection of Riverside Avenue and New Canaan Avenue and Ponus Avenue, thence
East along New Canaan Avenue to the Norwalk River, thence
Northerly along the Norwalk River to Broad Street, thence
East along Broad Street to Main Street, thence
South along Main Street to Ward Street, thence east and
Southeast along Ward Street to Random Road, thence
Northeast along Random Road to Buttonball Trail, thence
Southeast along Buttonball Trail to Jarvis Street, thence
Northeast along Jarvis Street to West Rocks Road, thence
Southeast along West Rocks Road to Glendenning Street, thence
East along Glendenning Street to East Rocks Road, thence

North along the Village Creek inlet to the Village Creek inlet's end adjacent to and Southeast of Wilson Avenue, thence
Northwest to Wilson Avenue, thence
Southwest along Wilson Avenue to the starting point at the intersection of Wilson Avenue and Dr. Martin Luther King Jr. Drive.

District C

Starting at the intersection of Westport Avenue and East Avenue, thence
Northeast along Westport Avenue to Dry Hill Road, thence
North along Dry Hill Road to Roosevelt Street, thence
West along Roosevelt Street to Newtown Avenue, thence
North along Newtown Avenue to Murray Street, thence
Northeast along Murray Street to the Norwalk city boundary, thence
South along the Norwalk city Boundary to Long Island Sound, thence
West and North along Long Island Sound, Norwalk Harbor, and Norwalk River to a point west of Moody's Lane, thence
East to Moody's Lane, thence
Northeast along Moody's Lane to East Avenue, thence
North along East Avenue to the starting point at the intersection of Westport Avenue and East Avenue.

District D

Starting at the intersection of Newtown Avenue and Cannon Street, thence
West along Cannon Street to Lane Road, thence
North along Lane Road to East Rocks Road, thence
South along East Rocks Road to Glendenning Street, thence
West along Glendenning Street to West Rocks Road, thence
Northwest along West Rocks Road to Jarvis Street, thence
Southwest along Jarvis Street to Buttonball Trail, thence
Northwest along Buttonball Trail to Random Road, thence
Southwest along Random Road to Ward Street, thence
Northwest along Ward Street to Main Street, thence
North along Main Street to Broad Street, thence
West along Broad Street to Norwalk River, thence
South along Norwalk River to New Canaan Avenue, thence
West along New Canaan Avenue to Ponus Avenue, thence
West along Ponus Avenue to Spring Hill Avenue, thence
South along Spring Hill Avenue to Ingleside Avenue, thence
West along Ingleside Avenue to Beau Street, thence
Northwest along Beau Street to Eleanor Lane, thence
Southwest along Eleanor Lane to Maher Drive, thence
South along Maher Drive to Steppingstone Road, thence
South along Steppingstone Road to Fillow Street, thence
West along Fillow Street to Hunters Lane, thence
North along Hunters Lane to Ponus Avenue, thence
West along Ponus Avenue to Styles Lane, thence
Northeast along Styles Lane to Glen Pines Lane, thence
North along Glen Pines Lane to Glen Avenue, thence
North along Glen Avenue to New Canaan Avenue, thence
West along New Canaan Avenue to Carter Street, thence
North along Carter Street to the Norwalk city boundary, thence
North, east, and south along the Norwalk city boundary to
Murray Street, thence
West along Murray Street to Newtown Avenue, thence

Northeast along Jarvis Street to West Rocks Road, thence
 Southeast along West Rocks Road to Glendenning Street,
 thence
 East along Glendenning Street to East Rocks Road, thence
 North along East Rocks Road to Lane Road, thence
 South along Lane Road to Cannon Street, thence
 East along Cannon Street to Newtown Avenue, thence
 North along Newtown Avenue to Roosevelt Street, thence
 East along Roosevelt Street to Dry Hill Road, thence
 South and Southeast along Dry Hill Road to Westport
 Avenue, thence
 Southwest along Westport Avenue to East Avenue, thence
 South along East Avenue to Moody's Lane, thence
 Southwest along Moody's Lane and continuing west to
 the center line of the Norwalk River, thence South along
 Norwalk River to the dividing line between the First and
 Second Taxing Districts, thence West through Mathews Park
 along said dividing line to Connecticut Avenue, thence
 Southwest along Connecticut Avenue to Clinton Avenue,
 thence
 Northwest along Clinton Avenue to Phillips Street, thence
 Southwest along Phillips Street to Ferris Avenue, thence
 Northwest along Ferris Avenue to Benedict Street, thence
 Southwest along Benedict Street to North Taylor Avenue,
 thence
 Northwest and North along North Taylor Avenue to Fillow
 Street, thence
 Northwest along Fillow Street to Steppingstone Road,
 thence
 North on Steppingstone Road to Maher Drive, thence
 North along Maher Drive to Eleanor Lane, thence
 Northeast along Eleanor Lane to Beau Street, thence
 Southeast along Beau Street to Ingleside Avenue, thence
 East along Ingleside Avenue to Spring Hill Avenue, thence
 North along Spring Hill Avenue to Ponus Avenue, thence
 East along Ponus Avenue to the starting point at the
 intersection of Riverside Avenue and New Canaan Avenue
 and Ponus Avenue.

District B

Starting at the intersection of Wilson Avenue and Dr. Martin
 Luther King Jr. Drive, thence
 North along Dr. Martin Luther King Jr. Drive to Taft Street,
 thence
 West along Taft Street and continuing west to Conrail
 Railroad, thence
 South along Conrail Railroad to a point east of Riordan
 Street, thence continuing
 West to Riordan Street, thence
 West along Riordan Street to Bouton Street, thence
 North along Bouton Street to Glasser Street, thence
 Westerly and North along Glasser Street to Soundview
 Avenue, thence
 Northeast along Soundview Avenue to Arbor Drive, thence
 North along Arbor Drive to Flax Hill Road, thence
 West along Flax Hill Road to Woodlawn Avenue, thence
 North along Woodlawn Avenue to McAllister Avenue,
 thence
 West along McAllister Avenue to Richmond Hill Road,
 thence
 North along Richmond Hill Road to Senga Road, thence
 West along Senga Road to Scribner Avenue, thence
 North along Scribner Avenue to West Cedar Street, thence
 Northeast along West Cedar Street to North Taylor Avenue,
 thence
 South along North Taylor Avenue to Connecticut Avenue,
 thence
 Northeast along Connecticut Avenue to the dividing line
 between the First and Second Taxing Districts, thence East
 through Mathews Park along said dividing line to the
 Norwalk River, thence
 South along Norwalk River and Norwalk Harbor to a point
 East of Neptune Avenue and Naromake Avenue, thence
 West to the intersection of Neptune Avenue and &
 Naromake Avenue, thence
 Southwest and West along Naromake Avenue to Woodward
 Avenue, thence
 Southwest along Woodward Avenue to Dock Road, thence
 Southwest along Dock Road to the end, then continuing
 southwest to the Village Creek inlet, thence

thence
 North, east, and south along the Norwalk city boundary to
 Murray Street, thence
 West along Murray Street to Newtown Avenue, thence
 South along Newtown Avenue to the starting point at the
 intersection of Newtown Avenue and Cannon Street.

District E

Starting at the intersection of Steppingstone Road and
 Fillow Street, thence
 Southeast along Fillow Street to North Taylor Avenue,
 thence
 South along North Taylor Avenue to Benedict Street, thence
 Northeast along Benedict Street to Ferris Avenue, thence
 Southeast along Ferris Avenue to Phillips Street, thence
 Northeast along Phillips Street to Clinton Avenue, thence
 Southeast along Clinton Avenue to Connecticut Avenue,
 thence
 West along Connecticut Avenue to North Taylor Avenue,
 thence
 North along North Taylor Avenue to West Cedar Street,
 thence
 Southwest along West Cedar Street to Scribner Avenue,
 thence
 South along Scribner Avenue to Senga Road, thence
 East along Senga Road to Richmond Hill Road, thence
 South along Richmond Hill Road to McAllister Avenue,
 thence
 East along McAllister Avenue to Woodlawn Avenue, thence
 South along Woodlawn Avenue to Flax Hill Road, thence
 East along Flax Hill Road to Arbor Drive, thence
 South along Arbor Drive to Soundview Avenue, thence
 Southwest along Soundview Avenue to Glasser Street,
 thence
 South along Glasser Street to Bouton Street, thence
 South along Bouton Street to Riordan Street, thence
 East along Riordan Street, then continuing east to Conrail
 Railroad, thence
 North along Conrail Railroad to a point west of Taft Street,
 thence
 East to Taft Street, thence
 East along Taft Street to Dr. Martin Luther King Jr. Drive,
 thence
 South along Dr. Martin Luther King Jr. Drive to Wilson
 Avenue, thence
 Northeast on Wilson Avenue to a point west of the northern
 tip of the Village Creek inlet, thence
 Southwest to the tip of the Village Creek inlet, thence
 South along the Village Creek inlet to a point southwest of
 Dock Road, thence
 Northeast to Dock Road, thence
 Northeast along Dock Road to Woodward Avenue, thence
 Northeast along Woodward Avenue to Naromake Avenue,
 thence
 East and Northeast along Naromake Avenue to Neptune
 Avenue, thence
 Southeast to Norwalk Harbor, thence
 East then Southerly along Norwalk Harbor and westerly
 Long Island Sound to the westerly Norwalk city boundary
 North along the westerly Norwalk city boundary and
 Northeast along the Northeasterly Norwalk city boundary
 to Carter Street, thence
 South along Carter Street to New Canaan Avenue, thence
 East along New Canaan Avenue to Glen Avenue, thence
 South along Glen Avenue to Glen Pines Lane, thence
 South along Glen Pines Lane to Styles Lane, thence
 Southwest along Styles Lane to Ponus Avenue, thence
 East along Ponus Avenue to Hunters Lane, thence
 South along Hunters Lane to Fillow Street, thence
 East along Fillow Street to the starting point at the
 intersection of Steppingstone Road and Fillow Street.
 Each of the Districts are set forth on the map as follows.

Dated at Norwalk, Connecticut this ____ day of
 December 2024.

ATTEST: _____
 Irene Dixon, City Clerk

THE HOUR: Please publish once on Friday, January 10, 2025

Did you know...

Stroke is a serious medical condition and a leading cause of disability in North America. According to the American Stroke Association, stroke is the fifth leading cause of death in the United States. However, 80 percent of strokes are preventable.

Sometimes called a brain attack, or a cerebrovascular accident, a stroke happens when something blocks blood supply to part of the brain or when a blood vessel in the brain bursts, according to the Centers for Disease Control and Prevention. This can deprive the brain of oxygen and cause brain cells to begin to die within minutes, warns the National Heart, Lung, and Blood Institute.

A stroke is a medical emergency. If someone is suspected of having a stroke, emergency personnel should be called immediately. Every minute counts when a person is suffering a stroke, and medical personnel can begin potentially life-saving treatment on the way to an emergency room.

performance of
 truths, Marian
 DIVER

**CITY OF NORWALK
ORDINANCE COMMITTEE
TUESDAY, DECEMBER 17, 2024
VIA TELECONFERENCE**

ATTENDANCE: Lisa Shanahan; Chair, Jalin Sead Sr., Johan Lopez, Ann Wennerstrand

STAFF: Brian Candela

OTHER: Kristina Testa-Buzzee; Chair of the Commission for the Status of Woman, Shannon O'Toole-Giandurco; Co-Chair of the Commission on the Status of Women.Chief James Walsh, Nicole Eaddy, Deanna D'Amore; Director of Health, Stuart Wells; Democratic Registrar of Voters,Diane Palladino-Christopher; Republican Registrar of Voters

I. CALL TO ORDER

Ms. Shanahan called the meeting to order at 7:03

II. ROLL CALL

Ms. Shanahan Called the roll as reflected above.

III. PUBLIC HEARING

- A. Discuss and vote on Chapter 95, Streets and Sidewalks, Sections 95-0 through 95-39.

Ms. Shanahan described Chapter 95. She indicated there had been several changes and the purpose was to coordinate Chapter 95 with the new Complete Streets Ordinance passed in November. She also noted they were making sure Chapter 95 works together with the DPW and TMP roles as outlined in the Complete Streets Ordinance.

Diane Lauricella
21 Little Fox Lane

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Ms. Lauricella was concerned about the enforcement of encroachments with regard to the removal of vehicles and trucks from sidewalks. She felt there should be more detail under the categories of removal, including a definition of cars and trucks as obstructions. She outlined what she would like to see included in the wording and policy. She stated she hoped they would discuss her observations. Ms. Lauricella also thanked the committee for their use of gender-neutral language.

Ms. Shanahan pointed out they were voting on moving Chapter 95 to the Common Council. She noted Ms. Lauricella's suggestions were substantive changes that would require going back through the process. She stated they would not be considered at this time. Ms. Shanahan repeated the purpose of the vote. She explained why they couldn't make the suggested changes at this time. She then assured Ms. Lauricella that her comments were not being ignored.

**** MR. GOLDSTEIN MOVED TO TAKE CHAPTER 95 TO THE
COMMON COUNCIL.
** THE MOTION PASSED UNANIMOUSLY.**

IV. PUBLIC PARTICIPATION

Diane Lauricella
21 Little Fox Lane

Ms. Lauricella expressed her opinions on the renaming of the Commission on the Status of Women. She wanted to be assured that women's concerns and the role women play would not become subservient to other gender issues. She also noted the lack of gender equity on the various commissions. She stated she had an open complaint with the Commission on the Status of Women related to a committee she was on, that she felt wasn't properly handled.

V. ACCEPTANCE OF MINUTES

A. Regular Meeting: November 19, 2024

**** MR. SEAD MOVED TO APPROVE THE MINUTES AS FILED.
** THE MOTION PASSED UNANIMOUSLY**

VI. OLD BUSINESS

No old business was brought up for discussion.

**CITY OF NORWALK
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VII. NEW BUSINESS

Ms. Shanahan moved to rearrange the agenda items to accommodate Mr. Sead's need to remove himself.

**** MR. GOLDSTEIN MOVED TO REORDER THE AGENDA ITEMS
LISTED UNDER NEW BUSINESS.
** THE MOTION PASSED UNANIMOUSLY.**

B. Discuss new Vape Shop ordinance.

Mr. Candela discussed what he described as a multi-layered issue related to vaping. He stated it involved improperly selling vape items and illegal sales of vape products that are dangerous to the public. He noted in drafting the vaping ordinance they used the massage parlor ordinance as a guide. He discussed licensing and enforcement. Mr. Candela made clear that this ordinance was the first draft.

Chief Walsh addressed the concerns of illegal sales of marijuana and high THC products in local vape and smoke shops. He stated there are ongoing investigations. He commented on the outcomes of previous investigations over the past three years. Chief Walsh noted that marijuana crimes are misdemeanors which leaves them without a civil process to follow through at the state or local level. He compared this with the authority given to the Department of Consumer Protection in their handling of liquor sales. Chief Walsh said the new ordinance was an attempt to deter future illegal and dangerous activity.

Mr. Cardela talked about the benefits of a licensing program to monitor and regulate the sales of vape and products containing THC.

Chief Walsh answered Mr. Goldstein's question describing what those selling unregulated black market and adulterated weed can be charged with. Mr. Candela added they were trying to create a system that makes it easier for the police to monitor the shop owners.

Mr. Lopez described the ordinance as a guideline to provide licensing to monitor the way retailers and their salespeople operate. He pointed out that the ordinance is in its second iteration and is a working multi-dimensional document.

Mr. Goldstein wanted to know the process by which current shops would be licensed. Mr. Candela pointed out that P&Z was amending its regulations to say that any shop selling vape products would be considered a vape shop and would require licensing to continue. He continued

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by saying the ordinance outlined the various requirements to sell the items in the city of Norwalk.

Mr. Candela pointed out that this ordinance is about licensing and due process for people violating the ordinance. He stated those shops already in business and operating legally will be grandfathered in.

Mr. Sead commented it was a no-brainer and they had to protect the citizens of Norwalk. He gave his full support for the move forward.

Ms. D'Amore thanked all those involved for their work on crafting the ordinance.

C. Discuss Chapter 115: Commission on Status of Women.

Ms. Testa-Buzzee and Ms. O'Toole-Giandurco gave a slide presentation on their proposed name change. Ms. Testa-Buzzee presented background on the commission. She discussed their two committees and their priorities for 2024 through 2025. The amending of the reasoning for the changing of their bylaws. She described Article I of the bylaws. She then asked for the consideration of the Ordinance Committee to change the name from the Commission on the Status of Women to The Commission on Gender Equity.

Ms. Wennerstrand indicated she was very supportive of the change. She suggested they use the more inclusive term gender-diverse rather than gender non-conforming. Ms. Shanahan indicated that any language changes should be made throughout the ordinance. She stated if they were making changes in the ordinance this would be the time to do it. Mr. Candela offered to work with Ms. Testa-Buzzee and Ms. O'Toole-Giandurco to create a more updated document to be brought back at a regular meeting followed by a public hearing and if approved sent to the Common Council.

Mr. Sead wanted to make sure Ms. Lauricella's concerns would not be overlooked.

A. Discuss and vote on Section 9-32, entitled Districts Established (concerning the Reapportionment of Common Council Voting Districts).

Ms. Shanahan thanked both Registrar of Voters for helping to attune the language to define the districts. Mr. Candela described Sections 9-32 as indicated in the meeting packet. He noted changes were made and Mr. Wells added language seen in redline format to ensure the most accurate description of each of the districts. Mr. Candela also stated there would not be a vote at the current meeting. The vote would be taking place at a special meeting in early January to finalize the language and send it to a public hearing before the regular meeting in January. He said if there were no changes or extremely minor changes, the special meeting could be

bypassed. If those changes were anything more than minor a special meeting might be necessary.

Ms. Palladino-Christopher felt comfortable moving forward with the current permutation. Mr. Wells stated he was comfortable that it followed the map to the point they could determine which houses were in which district subject to the usual problems with the taxing of district lines. Mr. Candela reiterated that if Mr. Wells and Ms. Palladino–Christopher were satisfied with the proposed changes attached to the agenda and did not see any real changes to the document then it could be moved to a public hearing on January 21st. Mr. Wells said he didn’t see anything more than trivial changes.

**** MR. GOLDSTEIN MOVED TO TAKE 9-32 TO A PUBLIC HEARING ON
JANUARY 21, 2025
** THE MOTION PASSED UNANIMOUSLY.**

VIII. DISCUSSION

There was no additional discussion.

IX. ADJOURNMENT

**** MS. WENNERSTRAND MOVED TO ADJOURN THE MEETING.
** THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 8:03 p.m.

Respectfully submitted
China Mayhew
Telesco Secretarial Services

Chapter 115: ~~Commission on Status of Women~~Norwalk Commission on Gender Equity

§ 115-1 Creation; purpose.

The Purpose of this chapter is as follows:

- A. To update the name of the Commission on ~~The the~~ Status of Women, originally so named in 1986, to the Norwalk Commission on Gender Equity ~~effective May 1, 2024~~.
- B. ~~To Pursuant to authority granted to said Common Council, there shall be established, organized and~~ appoint, pursuant to authority granted to said Common Council ~~ed~~ for such city, a ~~Norwalk Commission on Gender Equity~~ ~~Commission on the Status of Women, formerly known as The Commission on The the~~ Status of Women, created for the purposes as stated herein and having delegated to it the duties hereinafter set forth.

§ 115-2 Membership.

- A. The Commission shall consist of 11 appointed members, each of whom shall be an elector of the City of Norwalk. Commission members shall be appointed by the Mayor with the approval of the Common Council and shall serve without compensation.
- B. Terms.
- (1) The initial members shall be appointed for terms which shall end as follows:

Term	Number
Ending September 1, 1987	3
Ending September 1, 1988	4
Ending September 1, 1989	4

- (2) Thereafter, each appointed member shall serve for a term of three years. In the event of death, removal or resignation of any appointed member, his/her successor shall be appointed to serve the unexpired term.
- C. Six members shall constitute a quorum in the exercise of any of the Commission's duties.
- D. The Commission may adopt such rules and regulations not in conflict with this ordinance as it deems necessary to effectuate the purposes and provisions hereof.

§ 115-3 Organization; meetings; maintenance of records.

The Commission shall elect such officers as it may deem necessary at its first meeting and thereafter during the month of September of each year, and said officers shall serve in their capacities for one year. The Commission shall hold regular meetings at least once each month and designate the time and place thereof. The Commission shall keep records of all its proceedings.

§ 115-4 Duties.

The Commission shall have the following areas of concern:

- A. To review progress and assist in the elimination of gender-based discrimination and to help improve the status of women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people in the City of Norwalk.

- B. To study the conditions and needs of the women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people of the Norwalk community and make recommendations to the Mayor and the Common Council regarding policies and practices as they affect these populations~~women~~.
- C. To hold forums or public hearings as it deems necessary for the purpose of gathering information.
- D. To provide information to the public concerning the Commission's activities and concerning matters of consequence to women.
- E. To conduct outreach to encourage public participation to improve the status of women, girls, and marginalized genders.
- F. To serve as a mediator in matters concerning women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people.
- G. To seek the advice and cooperation of public and private groups in the promotion of programs for women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people.
- H. To assess programs and practices in all city agencies as they relate to or affect women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people, including but not limited to employment, wages and benefits as they may affect female employees of the city.
- I. To serve as a clearinghouse on programs and agencies operating to assist women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people.
- J. To promote equality in the appointment and hiring of persons for all levels of government positions.
- K. To utilize such voluntary and uncompensated services of private individuals, agencies and organizations as may from time to time be offered and needed.
- L. To submit a biennial report of its activities to the Mayor and Common Council in nonelection years beginning in 1988, and to make intermediate reports upon request by the Mayor or a Committee of the Common Council. The Commission shall report its findings with specific recommendations for legislation on ways to improve the status of Norwalk women, girls and other marginalized gender identities such as transgender people and gender diverse non-conforming people no later than April of every other year.

Commented [CC1]: Should we keep this in? If so, we should update with year and frequency of reporting.

§ 115-4.1 Funding.
[Added 3-14-1989]

- A. The Commission may, with the prior approval of the Common Council, apply for any federal, state, local or private funds for all or any of its purposes.
- B. The Commission may, with the approval of the Common Council, accept on behalf of the city any gifts, donations, grants, bequests or assistance for all or any of its purposes.

§ 115-5 When effective.

This ordinance shall take effect upon passage and compliance with the provisions of the Charter and Code of the City of Norwalk.

VAPE SHOPS

Article I. General Provisions.

§ ____-1. Purpose.

The use of e-cigarettes, or vaping poses serious health risks to the public beyond the effects of tobacco consumption, especially to the City's youth. It is hereby resolved that Retailers that sell Vape Products in the City of Norwalk are affecting the public health, safety, and general welfare, and as such necessitate regulation and control.

§ ____-2. Definitions.

For the purposes of this Chapter, the following words, terms and phrases shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

APPLICANT

Any person, firm, corporation, or other entity that files an application under this Chapter as a Retailer.

[BOARD OF HEALTH

The Board of Health of the City of Norwalk.]

CHIEF OF POLICE

The Chief of Police of the City of Norwalk, or their designee.

[DIRECTOR OF HEALTH

The Director of Health of the City of Norwalk, or their designee.]

RETAILER

Any person, firm, corporation, or other entity that owns, operates, or manages any place at which Vape Products are sold. Retailer also includes any person, firm, corporation, or other entity that is required to secure a dealer's license under Connecticut General Statutes §12-287, as amended from time to time.

SALE, SELL, OR SOLD

Selling, giving, bartering, exchanging, delivering, or otherwise distributing tobacco products or Vape Products, unless the person is delivering or accepting delivery in such person's capacity as a Salesperson. Sale or Sell also includes offer to sell, barter, or exchange.

SALESPERSON

Any person who Sells Vape Products for a Retailer.

VAPE PRODUCTS

Any product that employs a heating element, power source, electronic circuit or other electronic, chemical or mechanical means, regardless of shape or size, to produce a vapor that may include nicotine or cannabis and is inhaled by the user of such product. Vape Product does not include a medicinal or therapeutic product that is (A) used by a licensed health care provider to treat a patient in a health care setting, (B) used by a patient, as prescribed or directed by a licensed health care provider in any setting, or (C) a drug or device, as defined in the federal law, as amended from time to time.

Article II. License to Sell Vape Products.

§ ____-3. License Required.

It shall be unlawful for any person, firm, corporation, or other entity to sell Vape Products in the City of Norwalk without first having obtained a license to do so from the Director of Health.

§ ____-4. Filing of Application; Filing Fee.

Each Applicant for a license to sell Vape Products shall file an application with the Director of Health and shall pay a filing fee in an amount set by the Board of Health and approved by the Common Council. Such fee is due and payable at the time of application and is not refundable.

§ ____-5. Contents of Application; Information Required.

The application for a license to sell Vape Products shall (a) be in a form prescribed by the Department of Health, (b) be signed and sworn by the Applicant, and (c) include the following information:

- A. If the Applicant is a natural person, then they shall provide their name, residential address, business address and date of birth. If the Applicant is not a natural person, then it shall provide the names, residential addresses, business addresses and date of birth of each shareholder, director, officer, member, or partner of the Applicant,
- B. If the Applicant is a natural person, then they shall provide two portrait photographs of themselves, at least two inches by two inches, and a complete set of their fingerprints. If the Applicant is not a natural person, the Application shall include two portrait photographs and a complete set of fingerprints of each shareholder, director, officer, member, or partner of the Applicant. Said fingerprints shall be taken by the Chief of Police, who shall also conduct a criminal background check.
- C. If the Applicant is a natural person, then they shall provide a list of all criminal convictions, except minor traffic violations. If the Applicant is not a natural person, then it

shall provide a list of all criminal convictions, except for minor traffic violations, of each shareholder, director, officer, member, or partner of the Applicant.

- D. The location of the establishment where Vape Products are to be Sold.
- E. Plans for the physical layout of the establishment.
- F. A list of the type of Vape Products to be Sold.
- G. Copies of all required certificates, permits and licenses, showing proper compliance with all applicable rules, regulations, ordinances, and statutes, including zoning, building and health laws and regulations.
- H. A written statement that the Applicant has or will provide training to all the Applicant's Salespersons on the Sale of Vape Products, including: (1) that the Sale of Vape Products to a person under the age of 21 years of age is illegal, (2) what proof of age is legally acceptable, and (3) that a Sale to a person under 21 years of age can subject the Retailer to a monetary fine and suspension of the license to sell Vape Products.
- I. Such other information the Director of Health shall deem necessary to determine whether the Applicant is eligible for a license under this Chapter.

§ ____-6. Application; Notification of Denial.

Applications for licenses to sell Vape Products shall be submitted to the Director of Health not less than 60 days prior to the opening for operation of the establishment. A copy of the application shall be simultaneously submitted to the Chief of Police and the Town Clerk. Any license issued under this Chapter shall be valid until the next renewal date unless suspended or revoked. Upon denial of an application, the Director of Health shall notify the Applicant in writing not less than 30 days after receipt. The denial shall include the facts and specific sections of this Chapter upon which the determination was made. Notification shall be sent by certified mail to the Applicant's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

§ ____-7. Issuance of License.

- A. The Director of Health shall issue a license to sell Vape Products within 45 days following receipt of the application, provided the application complies with the provisions of this Chapter and upon finding:
 - (1) All requirements concerning operations and facilities described in this Chapter will be complied with as of the effective date of the permit.
 - (2) Compliance with all other statutes, codes or ordinances, including health, zoning, building, fire and safety requirements of the City and the State of Connecticut as of the effective date of the license.
 - (3) Applicant/Retailer has not had two or more violations of any provision of the Norwalk City Code within the last 24 months.

- (4) Applicant/Retailer has no outstanding violations of any provision of the Norwalk City Code.
 - (5) Neither the Applicant, if a natural person, nor any shareholder, director, officer, member, or partner of the Applicant, if the Applicant is not a natural person, has been convicted of any felony.
 - (6) The Applicant is at least 21 years of age.
- B. Upon issuance, the license shall be valid for a period beginning with the date of the license to the first day of January next succeeding the date of license unless sooner suspended or revoked in accordance with this Chapter, or unless the Retailer to whom it was issued discontinues the business. In either case, the holder of the license shall immediately return it to the Director of Health.

§ ____-8. Retailer's Requirement to Display License.

A Retailer's license shall be visible to the public inside the Retailer's establishment at all times. In the event of mutilation or destruction of such license, a duplicate copy, marked as such, shall be issued by the Director of Health, upon application accompanied by the mutilated license or, if the license has been destroyed, an affidavit signed and sworn by the Retailer attesting to such fact and the circumstances of such destruction. A fee for such duplicate license shall be set by the Board of Health and approved by the Common Council.

§ ____-9. Renewal of License.

A license to sell Vape Products may be renewed in accordance with the following:

- A. Applications for renewal shall be made at least 90 days before expiration and shall be in the form prescribed by the Director of Health and signed and sworn by the Applicant.
- B. Each application for renewal of a license shall be accompanied by a nonrefundable fee in the amount set by the Board of Health and approved by the Common Council. Such fee is due and payable at the time of the application for renewal.
- C. The Director of Health, shall renew each license upon making the findings required for issuance of the original license.
- D. No license shall be renewed if: (1) the Applicant/Retailer is in violation of any provision of this Chapter; (2) the Applicant/Retailer has any outstanding violations or fines pursuant to any Norwalk City Code provision; (3) the Applicant/Retailer has two or more violations of any provision of the Norwalk City Code within the last 24 months; or (4) the current license of the Applicant/Retailer has been suspended or revoked.
- E. A license shall not be transferable, including from one Retailer to another Retailer or from one location to another location; provided, however, that in the case of a natural person, upon the death or incapacity of the Retailer who obtained the license, the establishment may continue in business for a period not to exceed 60 days to allow for an orderly

transfer of the business to a successor licensee. During this period, the successor must complete all the steps required under this Chapter for obtaining an initial license.

- F. If renewal of the license is denied, the Director of Health shall notify the Applicant/Retailer in writing not less than 30 days before expiration of the license including the facts and specific section or sections of this Chapter upon which this determination was made. Notification shall be sent by certified mail to the Applicant/Retailer's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.

Article IV. Compliance; Violations and Penalties.

§ ____ -10. No Sales to Minors.

- A. No Retailer or Salesperson shall Sell any Vape Product to any person under the age of 21 years of age.
- B. The Retailer or Salesperson Selling any Vape Products must request and examine the identification card issued in accordance with the provisions of the Connecticut General Statutes, as amended from time to time, for anyone who appears to be under the age of 30 and verify proof of age demonstrating the recipient is at least 21 years of age before Selling any Vape Products.
- C. That a person appeared to be over the age of 21 shall not constitute a defense to a violation of this section. If a person fails to provide such proof of age, such Retailer or Salesperson shall not Sell any Vape Products to the person.

§ ____ -11. Signage.

"The Sale of Vape Products to Persons Under 21 is Prohibited" signs shall be legibly printed in letters at least one-half inch high and shall be posted clearly and conspicuously in every location where the products are available for purchase. Signage shall be in multiple languages, including but not limited to, Spanish and Haitian-Creole, as needed to be consistent with other facility postings.

§ ____ -12. Inspection.

The Director of Health and/or the Chief of Police may, from time to time, make an inspection of each Retailer operating within the City for the purposes of determining compliance with the provisions of this Chapter. Such inspections shall be at a reasonable time and in a reasonable manner. Inspections of a Retailer's establishment shall include, but not be limited to, examination of products, records, advertising materials, signage, and the physical premises to ensure compliance with this Chapter. It shall be a violation of this Chapter for any person to fail or refuse to allow such inspection or to hinder such inspection in any manner.

§ ____-13. Violations and Penalties.

A. Violations.

- (1) Any Retailer who violates any of the provisions of this Chapter shall be guilty of an infraction and subject to civil penalty fine, suspension, and/or revocation of license. Each violation, and every day in which a violation occurs, shall constitute a separate and distinct infraction.
- (2) In the event that a violation has occurred, the Director of Health shall have 30 days from the date of the violation to issue notice of said violation via written order to the Retailer. The order shall specify the section of this Chapter of which the Retailer is in violation and shall specify the penalty for non-compliance. Notification shall be sent by certified mail to the Applicant's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.
- (3) A Retailer shall be found in violation of this Chapter if:
 - (a) The Retailer or any Salesperson Sells Vape Products to any person under the age of 21 years.
 - (b) The Retailer fails to post signage and license as required.
 - (c) The Retailer fails to pay any fines imposed in accordance this Chapter.
 - (d) The Retailer or any Salesperson Sells or uses on the premises any narcotic substance or any controlled drug as defined in Section 21a-242 of the Connecticut General Statutes, as amended from time to time.
 - (e) The Retailer fails to maintain standards prescribed by the Connecticut Department of Public Health or the City's Health Department, or their respective successors.
 - (f) The Retailer or any Salesperson refuses to submit to the Director of Health any reports or make available any records required in investigating the establishment for the purpose of ensuring compliance with this Chapter.
 - (g) The Retailer or any Salesperson fails or refuses to submit to an investigation by persons authorized by law to conduct fire, building, health, or law enforcement related inspections.
 - (h) The Retailer or any Salesperson violates state or local Vape Products sales and use laws.
 - (i) The Retailer or any Salesperson violates any of the provisions of this Chapter, or any rules and regulations established by the Director of Health, pursuant to this Chapter.
 - (j) The Retailer or any Salesperson furnishes or makes any misleading or false

statements or reports in relation to this Chapter, including in connection with an application for an initial or renewal license or an inspection under this Chapter.

B. Penalties.

(1) If the Chief of Police or the Director of Health find that a Retailer is in violation of this Chapter, it shall be punishable by a fine, suspension, and/or revocation of license as follows:

- (a) Upon the first violation of this Chapter, the Chief of Police, the Director of Health, or their respective designees, shall impose a fine of \$250.00.
- (b) If a second violation of this Chapter is issued within a 12-month period following the first violation, the Retailer's license shall be suspended for six months by the Director of Health.
- (c) If a third violation of this Chapter is issued within a 24-month period following the first violation, the Retailer's license shall be revoked by the Director of Health.

C. Upon suspension or revocation of a license, all Vape Products shall be removed from the premises within seven days from the date of suspension or revocation.

Article III. Hearings.

§ ____-14. Notification of revocation or suspension; hearing.

The Director of Health may revoke or suspend any license issued pursuant with this Chapter in accordance with the following procedure:

- A. The Director of Health may revoke or suspend any license issued under this Chapter by notifying the Retailer in writing of such revocation or suspension, and the reasons therefor, and informing the Retailer of their right to request a hearing before the Board of Health and the procedure for such hearing, including all procedural deadlines.
- B. Notice of revocation or suspension shall be sent to the Retailer by certified mail to the Retailer's residence or place of business. Said notification shall be deemed complete seven days following the date of mailing.
- C. A request for hearing must be delivered to the Board of Health within 20 days following the date of mailing of the notice of revocation or suspension.
- D. A hearing shall be scheduled to commence within 60 days following the date of actual receipt by the Department of Health of the request for a hearing.
- E. The Director of Health shall schedule the hearing on behalf of the Board of Health, and shall notify the Retailer by certified mail addressed to the Retailer's residence and

business addresses, of the date, time and place of the hearing, not less than 20 days prior to the hearing.

- F. At any hearing held under this section, the Director of Health and the Retailer may present any pertinent and material written and testimonial evidence, and shall have the right to cross-examine all witnesses. Witnesses shall testify under oath or affirmation.
- G. The Director of Health shall have the burden of proving the facts and circumstances that warrant the revocation or suspension of a license.
- H. The Board of Health shall render a written decision on the appeal within 20 days following the conclusion of the hearing. Said decision shall state whether the appeal is dismissed or sustained, the facts and circumstances found to support the decision, and shall state the relief ordered, if any.
- I. A request for a hearing under this section shall stay any revocation or suspension until such time as a hearing has been held and a decision rendered thereon; provided, however, that if the Board of Health finds that the public health, safety, or welfare requires emergency action and incorporates a finding to that effect in the notice of revocation or suspension, the Retailer may be suspended immediately, pending a hearing thereon, which hearing shall be promptly instituted and all facts and issues promptly determined.
- J. The criminal arrest for a felony, on or off the premises, of the Retailer, if a natural person, or any shareholder, director, officer, member, or partner of the Retailer, if the Retailer is not a natural person, shall constitute an emergency requiring the immediate suspension of a license pending a hearing.

§ ____ -15. Hearing on Denial of License or Renewal.

- A. An Applicant aggrieved by the denial of a license to operate an establishment that Sells Vape Products or by the denial of renewal of such license may request, in writing, a hearing before the Board of Health, at which hearing such person shall be afforded the opportunity to present evidence and argument on all facts or issues involved.
- B. The Board of Health shall, upon receiving a request for a hearing under this section, schedule a hearing not later than 60 days from the date of actual receipt of the request and shall notify all parties of the time and place thereof.
- C. The Applicant shall have the burden of proving that the requirements for the issuance of a license has been met.
- D. The Board of Health shall render a decision within 35 days of the date of said hearing and shall notify the Applicant party and the Director of Health by certified mail.

Article IV. Effective Date.

This Chapter shall take effect upon adoption, and the City's Health Department, or its

authorized designees, shall implement the licensing of Retailers within 90 days after the date of adoption.