

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

PUBLIC PROTECTION AND SAFETY COMMITTEE OF THE RTM

SPECIAL MEETING AGENDA

MONDAY, MARCH 16, 2026 6:00 p.m.

WATERFORD POLICE DEPARTMENT - TRAINING ROOM

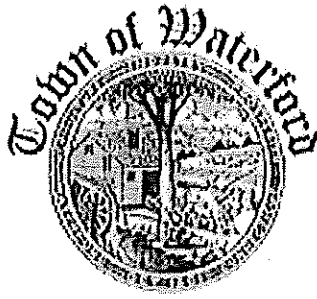
41 AVERY LANE, WATERFORD, CT

1. Establishment of quorum and call to order.
2. Public Comment.
3. Consideration and action on minutes of the February 11, 2026, committee meeting.
4. Consideration of and possible action on issues referred to committee:
 - Review of assigned duties to Director of Fire Services (RTC 6/3/24)
 - Street Takeovers and Enforcement Cameras (RTC 8/4/25)
 - Review of Mass Gatherings Ordinance, Chptr 9.08 (RTC 2/02/26)
5. Adjournment

encl: PPS Minutes 2/11/26
Sec. 2.36.050 – FS Director Duties, Draft #1
Chptr 9.08 Mass Gatherings-current
East Lyme Mass Gatherings ordinance
New London Mass Gatherings ordinance
CT Statutes-Mass Gatherings

RECEIVED FOR RECORD
WATERFORD, CT
2026 MAR 12 P 2:12
ATTEST: *[Signature]*
TOWN CLERK

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2806



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2026 FEB 19 PM 1:58
TOWN CLERK
Meeting Minutes—Feb. 11, 2026

Public Protection & Safety Committee

1. Call to order: Chair Sullivan called the meeting to order at 6:00 p.m.
2. Pledge of allegiance
3. Roll call:
Members Present: Tim Sullivan, Kathy Nunes Peterson, Kathy Mullen Kohl, Kathleen Elbaum, Tim Condon (phone)
Also Present: WPD Chief Balestracci, Lt. Ferland and Lt. Flanagan; Susan Driscoll-RTM, Steve Besade-RTM
4. Public Comment: Speaking in favor of Mass Gatherings ordinance review: Kathleen Jacques (see agenda for comments); Yvonne Sims; Bonnie Fenn Sullivan; and Tina DuBosque (see attached). Chief Balestracci briefly discussed working with the group that applied for a mass gathering license last year and arranging for police presence and certain other accommodations required by the town to be provided free of charge before the application was rejected.
5. Previous Minutes: Motion by Condon, second by Nunes Peterson, to approve the July 21, 2025, minutes as presented.
Voice vote: 4-Yes 0-No 1-Abstain (Elbaum) Motion passed.
6. Consideration of/possible action on items referred to committee:
 - A. Street Takeovers and Enforcement Cameras (RTC 8/4/25): WPD Chief Balestracci, Lt. Ferland and Lt. Flanagan showed news videos of dangerous street takeovers in several CT towns. They explained that while last year's ATV ordinances were spurred by the rash of ATV takeovers, with injuries and a death, in nearby towns, we have nothing on the books to discourage and protect against the new takeover events that involve (mostly) legally registered cars and vehicles. They distributed copies (attached) of Danbury, New Britain, Groton, and Sterling ordinances.
The Chief stressed that the Board of Police Commissioners has no immediate plans to apply for state approval for the use and placement of traffic enforcement cameras. But results coming in from the ten or so towns that have them in place are showing a reduction in speeding violations within a few weeks of the initial fines being issued and paid. He noted that state laws prevent the fine revenue generated by such cameras from being used for anything other than traffic safety and road repairs. He acknowledged that many have privacy concerns about the cameras' use, but explained that the Board already has a privacy policy in place that prohibits sharing identifying information—gathered, for example, with traffic stops and speed radar—with other states or federal agencies. He expressed confidence that policy would extend to enforcement cameras, if the Board pursued that option, and added that several towns have reset their cameras so broad sharing isn't possible. When asked about potential use in school zones, he offered his opinion that if the Board were to go with cameras, the most effective location would be the high-speed, high-traffic section of Rt 32, where it is difficult for cruisers to stop and pursue violators. The Lieutenants distributed copies of Enforcement Cameras ordinances from the towns of Washington and Middletown.

- B. Review of assigned duties to Director of Fire Services (RTC 6/3/24): Condon explained the intent was to codify that the Director's duties reflected statutory provisions for Fire Chiefs and promised to provide a copy of the previous committee's draft language.
- C. Review of Mass Gathering ordinance, Chptr 9.08 (RTC 2/2/26): Brief discussion by members on the one-size-fits-all requirements in current ordinances and commenters' suggestions on neighboring towns' multiple categories of assemblies and alternative application requirements based on the purpose, crowd size and duration of the event. Complete Waterford, East Lyme, and New London Mass Gatherings ordinances to be provided for review before the next meeting.

Motion by Nunes Peterson; second by Mullen Kohl to adjourn at 6:56 p.m. Voice vote: Unanimous.

Submitted by
Kathy Nunes Peterson, PP&S Committee

NOTE: To view Minutes attachments, go to https://www.waterfordct.org/AgendaCenter/ViewFile/Minutes/_02112026-2331

encl: DuBosque comments-Mass Gatherings
CT Street Takeover Ordinances (4)
CT Enforcement Cameras Ordinances (2)

2.36.050 - Powers and duties of the director of fire services.

- A. The director of fire services shall establish standard policies, rules and procedures for providing fire-fighting, rescue and other emergency and safety services throughout the town as from time to time shall be deemed appropriate. Such policies, rules and procedures shall be consistent with policies and direction from the first selectman and shall consider, and comply with as necessary, applicable state and federal law; applicable National Fire Protection Association (NFPA) standards and/or other health and safety standards; and applicable provisions of the Town Charter, personnel policies and collective bargaining agreements.
- B. The director of fire services shall coordinate the training program of the Waterford Fire Department; take appropriate steps to improve efficiency, recruitment and community awareness; develop specifications for needed equipment and determine purchase requirements; evaluate risk management issues; develop annual budget recommendations; and develop strategic and tactical plans for future equipment and facilities.
- C. The director of fire services shall plan new programs and take necessary steps to have such programs implemented and represent the Waterford Fire Department before the board of selectmen, board of finance, representative town meeting, other town agencies, other state and local agencies and the general public. The director of fire services shall analyze the needs of the Waterford Fire Department and coordinate programs to meet those needs.
- D. The director of fire services shall make recommendations to the first selectman regarding the direction, discipline, suspension and relief from active duty of any paid individual or volunteer in the Waterford Fire Department, subject to the provisions of town ordinances, personnel policies and applicable collective bargaining contracts.
- E. The director of fire services shall maintain, or cause to be maintained, a current roster of all Waterford Fire Department personnel and their qualifications.
- F. The director of fire services shall assume any additional duties as set forth in CT General Statutes Section 7-313e, as amended by PA 24-16, effective Oct. 1, 2024.

(RTM 10-7-24 (part); Amend. of 10-7-19(2))

Chapter 9.08 - MASS GATHERINGS

Waterford Current March 2026

Sections:

9.08.010 - Definitions.

For the purposes of this chapter, the words set out in this section shall have the following meanings:

"Assembly" means a company of persons gathered together at any location at any single time for a purpose.

"Persons" means any individual, partnership, corporation, firm, company, association, society or group.

(Prior code § 12-42)

9.08.020 - Exemptions.

This chapter does not apply to any regularly established, permanent place of worship, stadium, athletic field, arena, auditorium, hotel, motel, building owned by any fraternal, charitable, religious or educational organization, town-owned property, or other similar permanently established place of assembly for assemblies which do not exceed by more than two hundred fifty people the maximum seating capacity of the structure where the assembly is held, provided that the nature of the assembly is consistent with the customary use of the facility.

(Prior code § 12-50)

9.08.030 - License—Required—Fee.

- A. No person shall permit, maintain, promote, conduct, advertise, act as entrepreneur, undertake, organize, manage or sell or give tickets to an actual or reasonably anticipated assembly of more than two hundred people, whether on public or private property, unless a license to hold the assembly has first been issued by the board of selectmen. A license to hold an assembly issued to one person shall permit any person to engage in any lawful activity in connection with the holding of the licensed assembly.
- B. A separate license shall be required for each location at which such number of people assemble or can reasonably be anticipated to assemble and shall include the number of days and the hours of assembly. The fee for each license shall be ten dollars.
- C. A license shall permit the assembly of only the maximum number of people stated in the license. The licensee shall not sell tickets to or permit to assemble at the licensed location more than the maximum permissible number of people.
- D. The licensee shall not permit the sound of the assembly to carry unreasonably beyond the boundaries of the location of the assembly.

(Prior code § 12-43)

9.08.040 - License—Application.

- A. Application for a license to hold such an actual or anticipated assembly shall be made in writing to the board of selectmen at least thirty calendar days in advance of such assembly for groups of under two thousand and at least sixty calendar days for larger groups and shall be accompanied by the bond, or other surety satisfactory to the board of selectmen, required by Section 9.08.050 B10 and the license fee required by Section 9.08.030 B. At this time, the first selectman shall provide the applicant with a written list of any additional requirements which must be met in order for the assembly to be held.

- B. The application shall contain a statement made upon oath or affirmation that the statements contained therein are true and correct to the best knowledge of the applicant and shall be signed and sworn to or affirmed by the *individual making application in the case of an individual, by all officers in the case of a corporation, by all partners in the case of a partnership or by all officers of an unincorporated association, society or group or, if there are no officers, by all members of such association, society or group.*
- C. The application shall contain and disclose:
1. The name, age, residence and mailing address of all persons required to sign the application by subsection B of this section and, in the case of a corporation, a certified copy of the articles of incorporation together with the name, age, residence and mailing address of each person holding ten percent or more of the stock of such corporation;
 2. The address and legal description of all property upon which the assembly is to be held, together with the name, residence and mailing address of the record owner or owners of all such property;
 3. Proof of ownership of all property upon which the assembly is to be held or a statement made upon oath or affirmation by the record owner or owners of all such property that the applicant has permission to use such property for such an assembly;
 4. The nature or purpose of the assembly;
 5. The total number of days or hours during which the assembly is to last;
 6. The maximum number of persons which the applicant shall permit to assemble at any time, not to exceed the maximum number which can reasonably assemble at the location of the assembly, in consideration of the nature of the assembly or the maximum number of persons allowed to sleep within the boundaries of the location of the assembly by the zoning regulations of the town if the assembly is to continue overnight;
 7. The maximum number of tickets to be sold, if any;
 8. The plans of the applicant to limit the maximum number of people permitted to assemble;
 9. The plans for supplying potable water including the source, amount available and location of outlets;
 10. The plans for providing toilet facilities, including the source, number, location and type, and the means of disposing of waste deposited;
 11. The plans for holding, collecting and disposing of solid waste material;
 12. The plans, if any, to illuminate the location of the assembly, including the source and amount of power and the location of lamps;
 13. The plans for parking vehicles, including size and location of lots, points of highway access and interior roads, including routes between highway access and parking lots;
 14. The plans for camping facilities, if any, including facilities available and their location;
 15. The plans for security, including the number of guards, their deployment, and their names, addresses, credentials and hours of availability;
 16. The plans for fire protection, including the number, type and location of all protective devices including alarms and extinguishers, and the number of emergency fire personnel available to operate the equipment;
 17. The plans for sound control and sound amplification, if any, including the number, location and power of amplifiers and speakers;

18. The plans for food concessions and concessioners who may be allowed to operate on the grounds including the names and addresses of all concessioners and their license or permit numbers;
19. Plans for providing medical service.

(Prior code § 12-44)

9.08.050 - License—Conditions for issuance.

Before he may be issued a license, the applicant shall first:

- A. Determine the maximum number of people which will be assembled or admitted to the location of the assembly, provided the maximum number shall not exceed the maximum number which can reasonably assemble at the location of the assembly in consideration of the nature of the assembly; and provided, where the assembly is to continue overnight, the maximum number shall not be more than is allowed to sleep within the boundaries of the location of the assembly by the zoning regulations or health ordinances of the town.
- B. Provide proof that any food concessions to be in operation on the grounds will have sufficient capacity to accommodate the number of persons expected to be in attendance and that he will furnish at his own expense, before the assembly commences, the following:
 1. Potable water, from a source approved by the local director of health, sufficient to provide drinking water for the maximum number of people to be assembled at the rate of at least one gallon per person per day and, if the assembly is to continue overnight, water for bathing at the rate of at least ten gallons per person per day;
 2. Separate enclosed toilets for males and females, meeting all state and local specifications, conveniently located throughout the grounds, sufficient to provide facilities for the maximum number of people to be assembled at the rate of at least one toilet for every two hundred females and at least one toilet for every three hundred males, together with an efficient, sanitary means of disposing of waste matter deposited, which is in compliance with all state and local laws and regulations;
 3. A sanitary method of disposing of solid waste, in compliance with state and local laws and regulations, sufficient to dispose of the solid waste production of the maximum number of people to be assembled at the rate of at least two and one-half pounds of solid waste per person per day, together with a plan for holding and a plan for collecting all such waste at least once each day of the assembly and sufficient trash cans with tight-fitting lids and personnel to perform the task;
 4. If the assembly is to continue during hours of darkness, illumination sufficient to light the entire area of the assembly at the rate of at least five footcandles, but not to shine unreasonably beyond the boundaries of the location of the assembly;
 5. A parking area inside the assembly grounds sufficient to provide parking space for the maximum number of people to be assembled at the rate of at least one parking space for every four persons;
 6. If the assembly is to continue overnight, camping facilities in compliance with all state and local requirements, sufficient to provide camping accommodations for the maximum number of people to be assembled;
 7. Security guards, either regularly employed, duly sworn, off-duty police officers, or private guards, licensed in this state, sufficient to provide adequate security for the maximum number of people to be assembled at the rate of at least one security guard for every seven hundred fifty people, or as determined by the chief of police;

8. Fire protection, including alarms, extinguishing devices and fire lanes and escapes, sufficient to meet all state and local standards for the location of the assembly and sufficient emergency personnel to operate efficiently the required equipment;
9. All reasonably necessary precautions to ensure that the sound of the assembly will not carry unreasonably beyond the enclosed boundaries of the location of the assembly;
10. Any undertaking by a person or persons of sufficient financial worth, which:
 - a. Shall indemnify and hold harmless the town or any of its agents, officers, servants or employees from any liability or causes of action which might arise by reason of granting the license, and from any cost incurred in cleaning up any waste material produced or left by the assembly,
 - b. Shall guarantee the town the payment of any expenses which may accrue as a result of the gathering, and
 - c. Shall guarantee reimbursement of ticket holders if the event is canceled;
11. Medical personnel and ambulances as may be required by the director of health.

(Prior code § 12-45)

9.08.060 - License—Processing time.

The completed application for a license shall be processed within twenty calendar days for gatherings less than two thousand, or thirty calendar days for gatherings over two thousand, of its receipt and shall be issued if there is compliance with all conditions.

(Prior code § 12-46)

9.08.070 - License—Revocation.

A license issued under the provisions of this chapter may be revoked by the first selectman, or his designated representative, at any time if any of the conditions necessary for the issuing of or contained in the license are not complied with, or if in the best interest of public safety.

(Prior code § 12-47)

9.08.080 - Appeal from revocation.

Any person aggrieved by the denial or revocation of a license under this chapter may appeal to the superior court provided such appeal is taken within fifteen days from such denial or revocation.

(Prior code § 12-48)

9.08.090 - Enforcement—Violation—Penalty.

- A. The provisions of this chapter may be enforced by injunction in any court of competent jurisdiction.
- B. The holding of an assembly in violation of any provision or condition contained in this chapter shall be deemed a public nuisance and may be abated as such.
- C. Any person who violates this chapter shall be fined not more than one hundred dollars. Each day of violation shall be considered a separate offense.

(Prior code § 12-49)

CHAPTER 92: MASS GATHERINGS

Section

92.01 License required	<i>East Lyme Ordinances Feb 2026</i>
92.02 Definitions	https://codelibrary.amlegal.com/codes/eastlyme/latest/eastlyme_ct/0-0-0-2229
92.03 Licenses	
92.04 Application	
92.05 Processing of application	
92.06 Revocation of license	
92.07 Appeals	
92.08 Enforcement	
92.09 Exclusions	
92.99 Penalty	

§ 92.01 LICENSE REQUIRED.

In order to preserve the health, welfare and safety of the citizens of the town by requiring at assemblies adequate water facilities, sanitary facilities, illumination and other safety precautions so as to minimize the risk of injury or illness to any person and in order to promote the safe, orderly and uninterrupted passage of vehicular and/or pedestrian traffic, a license shall be required before an actual or reasonably anticipated assembly of over 200 people shall be allowed in the town.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ASSEMBLY. A company of persons gathered together at any location at any single time for any purpose.

PERSONS. Any individual, partnership, corporation, firm, company, association, society or group.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.03 LICENSES.

(A) No person shall permit, maintain, promote, conduct, advertise, act as entrepreneur, organize, manage or sell or give tickets to an actual or reasonably anticipated assembly of over 200 people, whether on public or private property, unless a license to hold the assembly has first been issued by the First Selectman. A license to hold an assembly issued to one person shall permit any person to engage in any lawful activity in connection with the holding of the licensed assembly.

(B) A separate license shall be required for each assembly and each location in which such people assemble or can reasonably be anticipated to assemble. No license shall be issued for an assembly for more than three days, but the First Selectman may extend the permit if it appears that the requirements of this chapter have been complied with and that a new permit would be granted if applied for. No extension shall be for more than three days, but more than one extension may be granted.

(C) A license shall permit the assembly of only the maximum number of people stated in the license. The licensee shall not sell tickets to nor permit to assemble at the licensed location more than that number of people.

(Ord. passed 9-23-1982) Penalty, see § 92.99

Editor's note:

TM Volume 14, page 286

§ 92.04 APPLICATION.

(A) Application for a license to hold such an actual or anticipated assembly shall be made in writing to the First Selectman at least five days in advance of such assembly.

(B) The application shall contain a statement made upon oath or affirmation that the statements contained therein are true and correct to the best of the knowledge of the applicant and shall be signed by the individual making application in the case of an individual or by a duly authorized officer or agent in the case of a corporation, partnership, unincorporated association, group or society. Such authorization of the officer or agent shall be in writing.

(C) The application shall contain and disclose:

(1) The name, evidence of majority, residence and mailing address of all persons required to sign the application by division (B) above;

(2) The address and legal description of all property upon which the assembly is to be held, together with the name, residence and mailing address of the record owner or owners of all such property;

(3) Proof of ownership of all property upon which the assembly is to be held and a statement made upon oath or affirmation by the record owner or owners of all such property that the applicant has permission to use such property for such an assembly;

(4) The nature or purpose of the assembly;

(5) The total number of days or hours during which the assembly is to last;

(6) The maximum number of persons which the applicant shall permit to assemble at any time, provided the maximum number shall not exceed the maximum number which can reasonably assemble at the location of the assembly in consideration of the nature of the assembly and provided, where the assembly is to continue overnight, the maximum number shall not exceed the maximum number which is allowed to sleep within the boundaries of the location of the assembly by the zoning regulations of the town;

(7) The maximum number of tickets to be sold, if any;

(8) *The plans of the applicant to limit the maximum number of people permitted to assemble;*

(9) The plans for supplying potable water meeting all federal and state requirements for purity, including the source, amount available and location of outlets. The potable water shall be sufficient to provide drinking water for the maximum number of people to be assembled at the rate of at least one gallon per person per day;

(10) The plans for supplying toilet and lavatory facilities, including the source, number, location and type. The plans shall provide for separate enclosed toilets for males and females, meeting all state and local specifications, conveniently located throughout the grounds, sufficient to provide facilities for the maximum number of people to be assembled at the rate of at least one toilet for every 200 females and at least one toilet for every 300 males, together with an efficient, sanitary means of disposing of waste matter deposited, which is in compliance with all state and local laws and regulation;

(11) The plans for holding, collecting and disposing of solid waste material. The plans shall provide for a sanitary method of disposing of solid waste, in compliance with state and local laws and regulations, sufficient to dispose of the solid waste production of the maximum number of people to be assembled at the rate of at least two and one-half pounds of solid waste per person per day, together with a plan for collecting all such waste at least once each day of the assembly, sufficient personnel to perform the task and sufficient trash cans with tight-fitting lids;

(12) If the assembly is to continue during the hours of darkness, the plans to illuminate the location of the assembly, including the source and amount of power and the location of lamps. The plans shall provide for illumination sufficient to light the entire area of the assembly at the rate of at least five foot candles, but not to shine directly on properties adjacent to the boundaries of the location of the assembly;

(13) The plans for parking vehicles, including size and location of lots, points of highway access and interior roads, including routes between highway access and parking lots. The plans shall provide for a parking area inside of the assembly grounds or off street within a reasonable distance from the assembly grounds sufficient to provide parking space for the maximum number of people to be assembled at the rate of at least one parking space for every four persons;

(14) If the assembly is to continue overnight, the plans for camping facilities including facilities available and their location. The plans shall provide for camping facilities, if any, in compliance with all state and local requirements, sufficient to provide camping accommodations for the maximum number of people to be assembled;

(15) The plans for security, including the number of guards, their deployment, and their names, addresses, credentials and hours of availability. Such guards shall be either regularly employed, duly sworn, off-duty constables or private guards. The plans shall provide for sufficient guards to provide adequate security for the maximum number of people to be assembled, giving consideration to the nature of the assembly;

(16) The plans for fire protection, including the number, type and location of all protective devices including alarms and extinguishers, and the number of emergency fire personnel available. The plans shall provide for sufficient protective devices, fire lanes and escapes to meet all state and local standards for the location of the assembly and for sufficient emergency personnel to operate efficiently the required equipment;

(17) The plans for sound control and sound amplification, if any, including the number, location and power of amplifiers

and speakers. The plans shall provide for all reasonably necessary precautions to ensure that the sound of the assembly will not carry beyond the boundaries of the location of the assembly; and

(18) The plans for food concessions and concessioners who will be allowed to operate the grounds including the names and addresses of all concessioners and their license or permit numbers.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.05 PROCESSING OF APPLICATION.

The completed application for a license shall be processed within three days of its receipt and shall be issued if there is compliance with all conditions.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.06 REVOCATION OF LICENSE.

A license issued under the provisions of this chapter may be revoked by the First Selectman at any time if any of the conditions necessary for the issuing of the license are not complied with, or if any condition previously met ceases to be complied with.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.07 APPEALS.

(A) Any person aggrieved by the denial or revocation of a license under this chapter may appeal to the Board of Selectmen, provided such appeal is taken within 15 days from such denial or revocation. The Board of Selectmen shall consider and decide such appeal at its next regularly scheduled meeting after filing of the appeal provided that such appeal has been presented to the Board least 48 hours before such regularly scheduled meeting. In the event such appeal has not been filed at least 48 hours before the next regularly scheduled meeting of the Board, such appeal shall be considered and decided at the second regularly scheduled meeting following the filing of said appeal. In no event shall more than 16 days elapse between the filing of such appeal and the rendering of a decision by the Board. If no regular meeting is scheduled within said 16-day period, the Board of Selectmen shall hold a special meeting within said 16 days to consider and decide such appeal.

(B) Any person aggrieved by a decision of the Board of Selectmen on any appeal regarding the denial or revocation of a license under this chapter may appeal to the Superior Court provided such appeal is taken within 15 days from the rendering of a decision by the Board of Selectmen.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.08 ENFORCEMENT.

(A) The provisions of this chapter may be enforced by injunction in any court of competent jurisdiction.

(B) The holding of an assembly in violation of any provision or condition contained in this chapter shall be deemed a public nuisance and may be abated as such.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.09 EXCLUSIONS.

This chapter shall not apply to the following assemblies:

(A) Religious services;

(B) Political meetings and demonstrations;

- (C) Funerals;
- (D) Weddings;
- (E) Assemblies sponsored or authorized by any town agency;
- (F) Athletic events;
- (G) Assemblies conducted within any permanent structure; and
- (H) Assemblies required to be licensed by other provisions of the Connecticut General Statutes or town ordinances.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

§ 92.99 PENALTY.

Any person who violates this chapter shall be fined not less than \$100. Each day of violation shall be considered a separate offense.

(Ord. passed 9-23-1982)

Editor's note:

TM Volume 14, page 286

https://library.municode.com/ct/new_london/codes/code_of_ordinances?nodeId=PTIICOOR_CH18STSIPUPL_ARTVIDESPEV

ARTICLE VI. DEMONSTRATIONS AND SPECIAL EVENTS⁴

Sec. 18-101. Definitions.

[For purposes of this article the following words and phrases shall have the meanings ascribed thereto:]

Demonstration is the gathering of ten (10) persons or more for the purpose of demonstrating, speechmaking, marching and holding of vigils where such gathering shall be held upon any street, side walk or other public place under the control of the city.

Special event is a sports event, pageant, celebration, historical re-enactment, exhibition, parade, fair, festival, which is not a demonstration under the definition above, and which is engaged in by more than ten (10) persons upon any street, sidewalk or other public place under control of the city.

Demonstration; special event permit is a permit as required by this article.

Person is any person, individual, partnership, corporation, firm, company, association, society or group, or assembly of persons gathered together at any location at any single time for a purpose.

(Ord. of 3-1-82, § 1)

Sec. 18-102. Permit required.

- (a) Demonstrations and special events may be held pursuant to a permit issued in accordance with the provisions of this article.
- (b) Exceptions: This ordinance shall not apply to:
 - (1) Funeral processions.
 - (2) Students going to and from school or participating in educational activities, providing such conduct is under the immediate directing and supervision of the proper school authorities.
 - (3) A governmental agency acting within the scope of its functions.
 - (4) Labor picketing on sidewalks.
 - (5) Permanent place of worship.
 - (6) Stadium, athletic field, arena, auditorium, building owned by any fraternal, charitable religious or educational organization.

(Ord. of 3-1-82, § 1)

⁴ Editor's note(s)—An ordinance enacted Mar. 1, 1982, permitting and regulating demonstrations and special events, did not specify manner of codification; hence, inclusion herein as Art. VI, §§ 18-101—18-111 has been at the discretion of the editor.

Sec. 18-103. Permit application.

A person seeking issuance of a demonstration or special event permit shall file an application with the city manager at the municipal building on forms provided by such office.

(a) *Filing period.*

- (1) An application for a demonstration or special event permit shall be filed in writing with the city manager not less than ten (10) days in advance of any proposed demonstration or special event.
- (2) Applications shall be received during the regular business hours, Monday through Friday, holidays excepted.
- (3) All demonstration and special event applications shall be deemed granted subject to all limitations and restrictions applicable unless denied within five (5) days of receipt.

(b) *Contents.*

- (1) Name, address, telephone number of person in charge of seeking to conduct such demonstration or special event.
- (2) If conducted for or on behalf of, or by an organization, authorized and responsible heads or organization.
- (3) Date and time of demonstration or special event.
- (4) Route to be traveled, starting and termination point.
- (5) Approximate number of persons, animals or vehicles involved.
- (6) Number of hours of demonstration or special event.
- (7) Demonstration or special event to occupy all or portion of street.
- (8) Assembly point of the demonstration or special event.
- (9) Purpose of such demonstration or special event.

(c) *Permit fee.*

- (1) There shall be no permit fee.
- (2) The applicant shall indemnify and hold harmless the city or any of its officers, agents, servants or employees from any liability or causes of action which might arise by reason of granting the permit and from any cost incurred in cleaning up any waste material produced or left by the assembly.
- (3) The applicant shall guarantee the city the payment of any expenses which may accrue as a result of the gathering.
- (4) The applicant shall post a bond if deemed necessary.

(Ord. of 3-1-82, § 1)

Sec. 18-104. Standards for issuance.

The city manager shall issue a permit unless from a consideration of the application he finds:

- (a) An approved prior application for the same time and place has been received; in which case, an alternate site, if available, may be proposed by the city manager.

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- (b) It reasonably appears the proposed time and/or place will substantially interrupt the safe and orderly movement of vehicular and/or pedestrian traffic.
 - (c) It reasonably appears that the participants in the proposed demonstration or special event will by force or threat or force willfully injure, intimidate or interfere with, or attempt to injure, intimidate or interfere with any person or class of persons participating in or enjoying any benefit, service, privilege, right, program, facility or activity provided or administered by the United States or receiving federal financial assistance, or by any state or subdivision thereof.

(Ord. of 3-1-82, § 1)

Sec. 18-105. Structures.

In connection with permitted demonstrations or special events, temporary structures (including speakers stand, platforms, lecterns, chairs, portable sanitation facilities, press and news facilities) shall be permitted.

- (a) All temporary structures must conform with the regulations of the zoning board and building inspector's office.
- (b) Reasonable restrictions upon temporary structures will be in the best interest of protecting the area involved and traffic and public safety considerations.
- (c) All temporary structures must upon twenty four (24) hours' notice, be capable of being removed and the site restored.
- (d) Sound or amplifying systems shall be allowed if approved.

(Ord. of 3-1-82, § 1)

Sec. 18-106. Notice of rejection.

The city manager may direct the chief of police to investigate and recommend approval or disapproval of the application, stating the reasons therefor.

(Ord. of 3-1-82, § 1)

Sec. 18-107. Notice of revocation.

Any such revocation prior to the demonstration or special event, shall be in writing and approved by the city manager or his designee and shall state the reasons for revocation.

(Ord. of 3-1-82, § 1)

Sec. 18-108. Appeal procedure.

Any person aggrieved shall have the right to appeal the denial or revocation of a demonstration or special event permit to the city council through the city manager. The notice of appeal shall be in writing and filed within five (5) days after the application revocation or rejection.

(Ord. of 3-1-82, § 1)

Sec. 18-109. Further appeal.

Any person aggrieved by the denial or revocation of the demonstration or special event permit may appeal to the superior court provided such appeal is taken within five (5) days of such denial or revocation.

(Ord. of 3-1-82, § 1)

Sec. 18-110. Public conduct during demonstrations or special events.

- (a) No fire arms or dangerous weapons of any kind may be possessed, either exposed or concealed, by any participant in the demonstration or special event or by any person affiliated with and present upon any public street or other public place.
- (b) "Dangerous weapon" shall be defined as any device designed or capable of being used to inflict serious injury upon person or property, including, but not limited to firearms, knives of any kind or type having a blade in excess of three (3) inches in length, razors, and razor blades, metallic knuckles, clubs, blackjacks and night-sticks, dynamite, cartridges, bombs, grenades, mines and other powerful liquid or solid explosives and loaded canes.
- (c) The restrictions upon fire arms and weapons shall not apply to persons acting lawfully and within their scope of duties and authority.
- (d) The chief of police, upon notification from the city manager, shall have the authority to prohibit or restrict the parking of vehicles along a highway or part thereof consisting of the demonstration or special event route, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. The chief of police shall post signs to such effect.

(Ord. of 3-1-82)

Sec. 18-111. Penalty.

Any person, firm or corporation charged with violation of any of the provisions of this article may, upon conviction, be fined in an amount not exceeding one hundred (\$100.00) Each day such violation is committed or permitted to continue, shall constitute a separate offense and shall be punishable as such hereunder.

(Ord. of 3-1-82, § 1)

CGS TITLE 19a – PUBLIC HEALTH AND WELL-BEING

CHAPTER 368s –MASS GATHERINGS

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Sec. 19a-435. (Formerly Sec. 19-549). Definitions. As used in this chapter:

- (1) “Person” means any individual, partnership, corporation, limited liability company, firm, company, association, society or group;
- (2) “Assembly” means a company of persons gathered together at any location at any single time for any purpose.

(1971, P.A. 696, S. 1; P.A. 95-79, S. 62, 189.)

History: Sec. 19-549 transferred to Sec. 19a-435 in 1983; P.A. 95-79 redefined “person” to include a limited liability company, effective May 31, 1995.

Sec. 19a-436. (Formerly Sec. 19-550). License requirements. Waiver of requirements. (a) Except as provided in subsection (c) of this section, no person shall permit, maintain, promote, conduct, advertise, act as entrepreneur, undertake, organize, manage or sell or give tickets to an assembly (1) that continues or can reasonably be expected to continue for twelve or more consecutive hours, and (2) for which the average number of persons assembled during all hours of the assembly can reasonably be expected to equal or exceed two thousand persons, whether on public or private property, unless a license to hold the assembly has first been issued by the chief elected official of the municipality in which the assembly is to gather or a designee of the chief elected official.

(b) A separate license shall be required for each day and each location in which two thousand or more people assemble or can reasonably be anticipated to assemble. The fee for each license shall be one hundred dollars.

(c) A municipality may waive the licensure process prescribed in this chapter, provided no assembly, as described in subsection (a) of this section, may gather without a license unless the person undertaking the assembly has provided: (1) Prior notification to the chief elected official of the municipality where the assembly is to gather, or a designee of the chief elected official, and (2) a letter to the chief elected official of the municipality, or a designee of the chief elected official, documenting that the requirements of section 19a-437 have been met. The person undertaking the gathering shall provide such notice and letter to the chief elected official of the municipality, or a designee of the chief elected official, not less than twenty days prior to the date when the assembly is to gather.

(1971, P.A. 696, S. 2; P.A. 09-232, S. 5; P.A. 10-92, S. 1.)

History: Sec. 19-550 transferred to Sec. 19a-436 in 1983; P.A. 09-232 amended Subsec. (a) by substituting "two thousand" for "three thousand" re number of persons anticipated at assembly and substituting "twelve" for "eighteen" re consecutive hours of assembly and amended Subsec. (b) by substituting "two thousand" for "three thousand" re number of people assembling; P.A. 10-92 amended Subsec. (a) by transferring responsibility for issuance of license from chief of police to chief elected official or official's designee, by requiring license for assembly for which the average number of persons during all hours of the assembly can reasonably be expected to equal or exceed 2,000 persons and by deleting provision re activities that may be held in connection with assembly, replaced former Subsec. (c) re maximum permissible number of people with new Subsec. (c) re municipality's authority to waive licensure process and deleted former Subsec. (d) re unreasonable sound, effective May 26, 2010.

Sec. 19a-437. (Formerly Sec. 19-551). Information required of applicant. Before the issuance of a license in accordance with the provisions of this chapter, the applicant shall first:

(1) Determine the maximum number of people which will be assembled or admitted to the location of the assembly, provided the maximum number shall not exceed the maximum number which can reasonably assemble at the location of the assembly in consideration of the nature of the assembly and provided, where the assembly is to continue overnight, the maximum number shall not be more than is allowed to sleep within the boundaries of the location of the assembly by the zoning or health ordinances of the municipality and that, for an assembly that occurs on an annual basis, the maximum number of people determined may be the average number of persons assembled each day of the assembly during the prior four years of the assembly;

(2) Provide proof that food concessions will be in operation on the grounds with sufficient capacity to accommodate the number of persons expected to be in attendance and that he will furnish before the assembly commences: (A) Potable water, meeting all federal and state requirements for purity, sufficient to provide drinking water for the maximum number of people to be assembled at the rate of at least one gallon per person per day and water for bathing at the rate of at least ten gallons per person per day; (B) separate enclosed toilets for males and females, meeting all state and local specifications, conveniently located throughout the grounds, sufficient to provide facilities for the maximum number of people to be assembled at the rate of

at least one toilet for every two hundred females and at least one toilet for every three hundred males, together with an efficient, sanitary means of disposing of waste matter deposited, which is in compliance with all state and local laws and regulations. A lavatory with running water under pressure and a continuous supply of soap and paper towels shall be provided with each toilet; (C) a sanitary method of disposing of solid waste, in compliance with state and local laws and regulations, sufficient to dispose of the solid waste production of the maximum number of people to be assembled at the rate of at least two and one-half pounds of solid waste per person per day, together with a plan for holding and a plan for collecting all such waste at least once each day of the assembly and sufficient trash cans with tight fitting lids and personnel to perform the task; (D) a copy of a written plan for the provision of emergency medical services, prepared by the applicant in consultation and cooperation with the primary service area responder, as defined in section 19a-175, for the location where the assembly is to occur, that is in compliance with state law and any applicable local ordinances; (E) a parking area sufficient to provide parking space for the maximum number of people to be assembled; (F) if the assembly is to continue overnight, camping facilities in compliance with all state and local requirements, sufficient to provide camping accommodations for the maximum number of people to be assembled; (G) a copy of a written plan for on-site security and for traffic control on public roads prepared by the applicant in consultation and cooperation with the local police authority that is in compliance with state law and any applicable local ordinances; and (H) a copy of a written plan for fire protection prepared by the applicant in consultation and cooperation with the local fire department that is in compliance with state law and any applicable local ordinances.

(1971, P.A. 696, S. 3; P.A. 08-184, S. 45; P.A. 10-92, S. 2.)

History: Sec. 19-551 transferred to Sec. 19a-437 in 1983; P.A. 08-184 made technical changes and amended Subdiv. (2)(D) by substituting requirement that applicant submit a written plan reviewed by the primary service area responder re on-site availability of an emergency medical service organization during duration of assembly in lieu of former provision that required on-site availability of physicians, nurses, a medical treatment center and at least one emergency ambulance; P.A. 10-92 amended Subdiv. (1) by adding provision re determining maximum permissible number of persons for assembly that occurs on annual basis and amended Subdiv. (2) by deleting "at his own expense" re applicant's responsibilities to provide certain goods and services at assembly, replacing former Subpara. (D) with new requirements re provision of emergency medical services, deleting former Subpara. (E) re illumination requirements, redesignating existing Subpara. (F) as Subpara. (E) and eliminating requirements therein that parking be free, inside of assembly grounds and at prescribed parking space rates, deleting former Subpara. (G) re telephone connections, redesignating existing Subpara. (H) as Subpara. (F), deleting former Subparas. (I) to (L) re security guards, fire protection, sound control and bond requirements, adding new Subpara. (G) re on-site security and traffic control and adding new Subpara. (H) re submission of fire protection plan, effective May 26, 2010.

Sec. 19a-438. (Formerly Sec. 19-552). Application for license. (a) Application for a license to hold an actual or anticipated assembly of two thousand or more persons that continues or can reasonably be expected to continue for twelve or more consecutive hours shall be made, in

writing, to the chief elected official of the municipality not less than twenty days prior to the date of such assembly and shall be accompanied by the license fee required by subsection (b) of section 19a-436.

(b) The application shall contain a statement made upon oath or affirmation that the statements contained therein are true and correct to the best knowledge of the applicant. The application shall be signed by the individual applicant, or in cases where the applicant is a partnership, corporation, limited liability company, firm, company, association, society or group, by a duly authorized representative of such entity.

(c) The application shall contain and disclose: (1) The name, age, residence and mailing address of the person signing the application in accordance with subsection (b) of this section; (2) the address and legal description of all property upon which the assembly is to be held, together with the name, residence and mailing address of the record owner or owners of all such property; (3) proof of ownership of all property upon which the assembly is to be held or a statement made upon oath or affirmation by the record owner or owners of all such property that the applicant has permission to use such property for an assembly of two thousand or more persons; (4) the nature or purpose of the assembly; (5) the dates and total number of hours and days, as the case may be, during which the assembly is to last; (6) the maximum number of persons which the applicant shall permit to assemble at any time, not to exceed the maximum number which can reasonably assemble at the location of the assembly, in consideration of the nature of the assembly or the maximum number of persons allowed to sleep within the boundaries of the location of the assembly by the zoning ordinances of the municipality if the assembly is to continue overnight; (7) the maximum number of tickets to be sold, if any; (8) a copy of a written plan prepared by the applicant to limit the maximum number of people permitted to assemble; (9) a copy of a written plan prepared by the applicant for the provision and existence of pure and adequate drinking water; (10) a copy of a written plan prepared by the applicant for the provision of toilet and lavatory facilities, including the source, number, location and type, and the means of disposing of waste deposited; (11) a copy of a written plan prepared by the applicant for holding, collecting and disposing of solid waste material; (12) a copy of a written plan for the provision of emergency medical services, prepared by the applicant in consultation and cooperation with the primary services area responder, as defined in section 19a-175, for the location where the assembly is to occur, that is in compliance with state law and any applicable local ordinances; (13) a copy of a written plan prepared by the applicant for parking vehicles, including size and location of lots, points of highway access and interior roads, including routes between highway access and parking lots; (14) a copy of a written plan prepared by the applicant for camping facilities, if any, including facilities available and their location; (15) a copy of a written plan for on-site security and traffic control on public roads, prepared by the applicant in consultation and cooperation with the local police authority, that is in compliance with state law and any applicable local ordinances; (16) a copy of a written plan for fire protection, prepared by the applicant in consultation and cooperation with the local fire department, that is in compliance with state law and any applicable local ordinances; and (17) a copy of a written plan prepared by the applicant that ensures compliance by concessioners with federal, state and municipal food protection laws.

(1971, P.A. 696, S. 4; P.A. 01-195, S. 147, 181; P.A. 09-232, S. 6; P.A. 10-92, S. 3.)

History: Sec. 19-552 transferred to Sec. 19a-438 in 1983; P.A. 01-195 amended Subsec. (a) to make a technical change, effective July 11, 2001; P.A. 09-232 amended Subsec. (a) by substituting "two thousand" for "three thousand" re number of persons anticipated at assembly and substituting "fifteen" for "thirty" days re deadline for application and bond, and amended Subsec. (c)(3) by substituting "two thousand" for "three thousand" re number of persons at assembly; P.A. 10-93 amended Subsec. (a) by requiring a license for assembly that continues or can reasonably be expected to continue for 12 or more consecutive hours, by requiring that license application be made to chief elected official not less than 20 days prior to date of assembly and by eliminating bond requirement, amended Subsec. (b) by replacing former application signature and affirmation provisions with provision re signature of individual or duly authorized representative of entity, and amended Subsec. (c) by conforming signature requirements to Subsec. (b) and eliminating certain submission requirements applicable to corporations in Subdiv. (1), requiring disclosure of dates of assembly in Subdiv. (5), requiring submission of written plans re maximum number of persons, drinking water, toilet and lavatory facilities, solid waste and emergency medical services in Subdivs. (8) to (12), deleting former Subdiv. (13) re plans for illumination, redesignating existing Subdiv. (14) as Subdiv. (13) and requiring submission of written plan re parking therein, deleting former Subdiv. (15) re plans for telephone service, redesignating existing Subdiv. (16) as Subdiv. (14) and requiring submission of written plan re camping facilities therein, deleting former Subdivs. (17) to (20) re plans for security, fire protection, sound control and food concessions and adding new Subdivs. (15) to (17) requiring submission of written plans re on-site security and traffic control, fire protection and compliance with food protection laws, effective May 26, 2010.

Sec. 19a-439. (Formerly Sec. 19-553). Issuance of license. If an applicant has complied with all licensure requirements prescribed in this chapter, the chief elected official of the municipality or a designee of the chief elected official shall issue a license for such assembly not later than fifteen days after the date of receipt of the application.

(1971, P.A. 696, S. 5; P.A. 10-92, S. 4.)

History: Sec. 19-553 transferred to Sec. 19a-439 in 1983; P.A. 10-92 replaced former provision re processing of license applications with requirement that license be issued not later than 15 days after date of receipt of application where applicant has complied with all licensure requirements, effective May 26, 2010.

Sec. 19a-440. (Formerly Sec. 19-554). Revocation of license for noncompliance. The chief elected official of the municipality, or a designee of the chief elected official, may revoke a license issued under the provisions of this chapter at any time if the person holding such license fails to comply with any of the conditions (1) necessary for the issuance of the license, or (2) contained in the license.

(1971, P.A. 696, S. 6; P.A. 10-92, S. 5.)

History: Sec. 19-554 transferred to Sec. 19a-440 in 1983; P.A. 10-92 transferred authority to revoke license from the "governing body of the municipality" to the "chief elected official of the municipality, or a designee of the chief elected official" and made technical changes, effective May 26, 2010.

Sec. 19a-441. (Formerly Sec. 19-555). Appeal from denial or revocation of license. Any person aggrieved by the denial or revocation of a license under this chapter may appeal therefrom in accordance with the provisions of section 4-183, except venue for such appeal shall be in the judicial district within which the assembly was to gather. Such appeal shall be privileged.

(1971, P.A. 696, S. 7; P.A. 76-436, S. 398, 681; P.A. 77-603, S. 58, 125; P.A. 78-280, S. 1, 127.)

History: P.A. 76-436 replaced court of common pleas with superior court and added reference to judicial districts, effective July 1, 1978; P.A. 77-603 replaced previous appeal provisions with statement that appeals to be made in accordance with Sec. 4-183, but retained statement that appeals to be privileged; P.A. 78-280 deleted reference to counties; Sec. 19-555 transferred to Sec. 19a-441 in 1983.

Sec. 19a-442. (Formerly Sec. 19-556). Injunction. Public nuisance. Fines. (a) The provisions of this chapter may be enforced by injunction in any court of competent jurisdiction.

(b) The holding of an assembly in violation of any provision or condition contained in this chapter shall be deemed a public nuisance and may be abated as such.

(c) Any person who violates subsection (a) of section 19a-436 or who violates any condition upon which he is granted a license shall be fined not less than one thousand dollars or more than ten thousand dollars. Each day of violation shall be considered a separate offense.

(1971, P.A. 696, S. 8.)

History: Sec. 19-556 transferred to Sec. 19a-442 in 1983.

Sec. 19a-443. (Formerly Sec. 19-557). Exceptions. (a) This chapter shall not apply to any regularly established, permanent place of worship, stadium, athletic field, arena, auditorium, coliseum or other similar permanently established place of assembly for assemblies which do not exceed by more than two hundred fifty people the maximum seating capacity of the structure where the assembly is held.

(b) This chapter shall not apply to government-sponsored fairs held on regularly established fairgrounds or to assemblies required to be licensed by other provisions of the general statutes or local ordinances.

(c) This chapter shall not apply to any annual agricultural fair provided: (1) Such agricultural fair has been held annually for not less than ten consecutive years since 1990 at the same grounds; (2) such agricultural fair is held on grounds owned or leased by the person holding

such agricultural fair and such grounds are specially improved and adapted for the holding of fairs; (3) the person holding such agricultural fair is a nonprofit organization organized under the laws of the state; and (4) a detailed description of the agricultural fair is hand-delivered to the chief elected official of the municipality, or a designee of the chief elected official, where the agricultural fair is to be held not less than ninety days prior to the date of commencement of such agricultural fair. The description shall include, but not be limited to: (A) The dates and hours of operation of the agricultural fair; (B) the location where the agricultural fair is to be held; (C) a copy of a written plan for the provision of emergency medical services, prepared by the applicant in consultation and cooperation with the primary services area responder, as defined in section 19a-175, for the location where the assembly is to occur, that is in compliance with state law and any applicable local ordinances; (D) a copy of a written plan for on-site security and traffic control on public roads, prepared by the applicant in consultation and cooperation with the local police authority, that is in compliance with state law and any applicable local ordinances; (E) a copy of a written plan for fire protection, prepared by the applicant in consultation and cooperation with the local fire department, that is in compliance with state law and any applicable local ordinances; (F) a copy of a written plan for traffic and transportation services; and (G) a copy of a written plan prepared by the applicant and reviewed by the local health department or district that ensures (i) the provision and existence of pure and adequate drinking water; (ii) proper sewage and solid waste disposal; and (iii) food protection measures in compliance with federal and state law and any applicable local ordinance. No provision of this subsection shall prohibit a municipality from enacting any ordinance relating to an agricultural fair as otherwise authorized by law.

(1971, P.A. 696, S. 9; P.A. 10-92, S. 6.)

History: Sec. 19-557 transferred to Sec. 19a-443 in 1983; P.A. 10-92 added Subsec. (c) re exemption for annual agricultural fairs, effective May 26, 2010.

Sec. 19a-444. Reserved for future use.