

TOWN OF HARWINTON
ANNUAL BUDGET MEETING
MAY 21, 2019

ORDINANCE AMENDING DRIVEWAY PERMIT ORDINANCE

Section 1. Authorization.

This Ordinance is adopted pursuant to Connecticut General Statutes §7-148(c)(6)(C), and amends the Harwinton Driveway Permit Ordinance #94 adopted October 11, 1995.

Section 2. Amendment.

“Section E. Bond and Insurance”, is amended by *deleting the entire paragraph and inserting in lieu thereof*: “A \$1,500.00 performance bond in the form of a bank check or teller’s check made payable to the Town of Harwinton shall be posted with the Town Treasurer at the time the driveway permit is issued, unless a higher amount is required by the Board of Selectmen. If the work is completed to the satisfaction of the Selectmen and the Highway Supervisor, the Town Treasurer will endorse the bond back to the person who posted it and secure a release of the town from any further obligation.

If it becomes necessary to call the bond to repair damage to the highway, its drainage system, or other town property, the town shall notify the person who posted the bond in writing, and thereafter, may cash the check without further authorization to reimburse the town for the cost of highway or drainage system repairs, clean-up and restoration. It is not the responsibility of the town to complete construction of the driveway apron, unless failure to do so shall result in further damage to the highway or drainage system. The town shall keep track of its costs for labor and materials, and if the amount is less than the amount of the bond, the balance shall be refunded to the person who posted the bond. If, however, the amount of such costs exceeds the amount of the bond, the town may seek further recourse against the owner, contractor or other responsible party. In addition, public or contractor liability insurance in the amount required by the Board of Selectmen shall be maintained during construction and a certificate naming the Town of Harwinton as an additional insured shall be filed with the First Selectman or the Highway Supervisor at the time of the application for the driveway permit.”

Section 3. Effective Date.

This Ordinance shall take effect fifteen (15) days after publication of a summary of its provisions in accordance with Connecticut General Statutes §7-157(b) and shall ratify and confirm all bonds posted since January 1, 2019.

ADOPTED BY TOWN MEETING HELD: May 21, 2019.
PUBLISHED IN THE REPUBLICAN AMERICAN: May 24, 2019.
EFFECTIVE DATE: June 7, 2019.
HARWINTON TOWN RECORDS: VOLUME 2 PAGE 32