

ORDINANCE 2022-2
ORDINANCE REGARDING
THE NEW HARTFORD
WATER POLLUTION CONTROL AUTHORITY

BE IT ORDAINED by the legal voters of the Town of New Hartford in lawful meeting assembled:

1. The ordinance creating the New Hartford Water and Sewer Commission duly enacted at a Town Meeting on February 5, 1986, the ordinance concerning terms of office for members of the New Hartford Water and Sewer Commission duly enacted at a Town Meeting on April 1, 1986, and the ordinance duly enacted at a Town Meeting on June 23, 1987 concerning the New Hartford Water and Sewer Commission are all hereby rescinded effective as of the date of the consummation of the sale of the New Hartford public water supply and public sanitary sewer systems to Aquarion Water Company of Connecticut .
2. There is hereby created and continued the commission known as the New Hartford Water Pollution Control Authority (the "New Hartford WPCA") in accordance with and subject to the terms and conditions herein provided.
3. All actions taken by the New Hartford WPCA prior to the effective date of this ordinance are hereby ratified and confirmed.
4. All rules and regulations adopted by the New Hartford WPCA prior to the effective date of this ordinance are hereby rescinded effective as of the date of the consummation of the sale of the New Hartford public water supply and public sanitary sewer systems to Aquarion Water Company of Connecticut.
5. The New Hartford WPCA shall consist of seven (7) members appointed by the Board of Selectmen, four (4) of whom must be users of the New Hartford public water supply system or the New Hartford public sanitary sewer system and three (3) of whom shall not be users of either of said systems. All members shall serve terms of three (3) years expiring on December 31 as applicable. Vacancies shall be filled by the Board of Selectmen.
6. The members of the New Hartford WPCA seated on said commission as of the effective date of this ordinance shall continue to serve on said commission for the remainder of their respective terms.
7. The New Hartford WPCA shall have the following limited powers pursuant to Chapter 103 of the Connecticut General Statutes:
 - a. The power to designate and delineate the boundary of areas served by the public sewerage system in the Town of New Hartford; and
 - b. The power to order the owner of any building to which the public sewerage system in the Town of New Hartford is available to connect such building with said system.
8. The New Hartford WPCA may make non-binding recommendations to the Board of Selectmen regarding future extensions of the public sanitary sewer system.
9. The implementation of the provisions of this ordinance are conditioned on the consummation of the sale of the Town of New Hartford public water supply and public sanitary sewer systems to Aquarion Water Company of Connecticut pursuant to an Asset Purchase Agreement dated as of February 5, 2022. In the event that said sale is not consummated for any reason, the provisions of this ordinance shall be null and void and have no force or effect.

This Ordinance shall be effective fifteen (15) days after publication in a newspaper having circulation in the Town of New Hartford.

Dated at New Hartford, Connecticut this 11th day of January 2024.
Lynn A. Florio, CCTC, New Hartford Town Clerk