

STATE OF CONNECTICUT

Bill No. 1832

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Referred to Committee on FIN

LCO No. 5248

Introduced by SEN. CASHMAN, 20th District

General Assembly,

January Session, A.D., 1971

AN ACT CONCERNING ASSESSMENTS FOR EXTENSION OF WATER MAINS

CONNECTICUT  
STATE LIBRARY  
LEGISLATIVE REFERENCE  
SECTION

Be it enacted by the Senate and House of Representatives in  
General Assembly convened:

Section 1. Section 7-137c of the 1969 supplement to the  
general statutes is repealed and the following is substituted in  
lieu thereof: Any municipality may appropriate funds to extend or  
cause to have extended water mains (a) into areas to be used for  
industrial or commercial purposes or partly for industrial or  
commercial purposes and partly for residential purposes, or (b)  
into residential areas or into areas zoned for residential use.  
THE MUNICIPALITY SHALL ASSESS each owner of property which abuts  
such main [shall, upon making use of such main, reimburse the  
municipality] his proportionate share, to be determined by such  
rule as the municipality by ordinance adopts, WHICH ORDINANCE  
SHALL ALSO ESTABLISH WHETHER SUCH ASSESSMENT SHALL BE MADE AT THE  
TIME THE OWNER MAKES USE OF SUCH MAIN OR PRIOR THERETO. Said  
share shall represent a reasonable proportion of the total cost  
of such water mains, including materials, installation, pumping  
stations, service connections, curb, sidewalk and highway repairs  
and the cost of installation of gate-valves or shut-offs, if any;  
except that if residential or agricultural property or property  
zoned for residential or agricultural use abuts lines of  
construction of water mains to be used for industrial or  
commercial purposes or partly for industrial or commercial  
purposes, and such property is not being used for such purposes,  
the proportionate share of the owners of such property shall be

computed on [a front-foot or other] SUCH equitable basis for a 43  
standard or minimum size main AS SAID ORDINANCE SHALL PROVIDE. 44  
Such shares shall be proportioned in such a way as to ultimately 45  
leave the municipality free of any of the cost of the extension 46  
of the water main and expenses incidental thereto except where 47  
any portion of such water service is to be used for a municipal 48  
purpose in which instance the municipality shall contribute a 49  
fair proportion of the expense representing such proportionate 50  
municipal share. Within sixty days of an assessment under this 52  
section, the owner of any property so assessed may appeal to the 53  
court of common pleas for the county or judicial district within 54  
which such land is situated from the valuation of his assessment, 55  
by service of process made in accordance with the provisions of 56  
section 52-67. Such appeal shall be a privileged case and shall 57  
not stay any proceeding under this section. The court shall have 58  
the power to grant such relief as to justice and equity 59  
appertains, upon such terms and in such manner and form as 60  
appears equitable. 61

Sec. 2. This act shall take effect July 1, 1971. 62

STATEMENT OF PURPOSE: To make the method and time of assessment 65  
optional with the municipality. 66

[Proposed deletions are enclosed in brackets and proposed 68  
additions are all capitalized, or underlined where appropriate.] 70