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PENSIONS

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Chapter 56

PENSIONS

ARTICLE I

Chief Executive, Town Clerk and Tax Collector

- § 56-1. Establishment of retirement allowance.
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- § 56-10. Benefits to surviving spouse.
- § 56-11. When effective.

[HISTORY: Adopted by the Town of North Haven: Art. I, 8-28-86 Special Town Meeting. Amendments noted where applicable.]

ARTICLE I

Chief Executive, Town Clerk and Tax Collector
[Adopted 8-28-86 STM]

- § 56-1. Establishment of retirement allowance.

Any person having served as the elected chief executive, Town Clerk or Tax Collector of the Town of North Haven with eight (8) years' cumulative service in such position or combination thereof shall, upon reaching the age of sixty-five (65) years, receive an annual retirement allowance from the Town of North Haven.

§ 56-2. Amount.

The amount of said annual pension after eight (8) years of cumulative service shall be equal to forty percent (40%) of the average annual salary received by said person during the last five (5) years of service to the town while serving in any of the aforementioned elected positions and be computed at the rate of five percent (5%) per year for years of service in excess of eight (8) years of cumulative service, not to exceed fifty percent (50%) of such average salary.

§ 56-3. Deduction of salary.

Any salary received from the Town of North Haven or the Board of Education shall be deducted from the amount of said pension.

§ 56-4. Early retirement.

Early retirement may be elected by such elected official, if eligible for a retirement allowance in accordance with § 56-1 above, at the age of sixty-two (62) years with the approval of the Board of Selectmen of the Town of North Haven, by a majority vote, or other body so designated by the Board of Selectmen with the authority to approve, by a majority vote, said early retirement request.

§ 56-5. Amount of pension at early retirement.

If such elected official elects and is granted early retirement, the retirement allowance will be eighty percent (80%) of the full retirement allowance described in § 56-2 hereof if he retires while age sixty-two (62), eighty-five percent (85%) of the full retirement allowance if he retires while age sixty-three (63) and ninety percent (90%) of the full retirement allowance if he retires while age sixty-four (64).

§ 56-6. Social security adjustments.

To offset inflation or loss of purchasing power of the retirement allowance for such elected official, said retirement allowance shall be adjusted in accordance with the percentage changes in the social security retirement insurance benefit reflecting increases or decreases in accordance with the directives of the Social Security Administration occurring after the date of retirement as herein defined.

§ 56-7. Reelection after retirement.

Should any such elected official, after retirement and while receiving a retirement allowance, be again elected to any of such offices, such pension payments shall be suspended during the term of occupancy of any such elected office. Said pension shall be reinstated when such elected official is no longer holding any of such elected positions, with a recomputation of said pension allowance being made to incorporate the latest salary received. In no instance, however, will said pension allowance be decreased from that previously paid.

§ 56-8. Plan to be noncontributory.

This retirement allowance plan shall be noncontributory on the part of any such elected official of the Town of North Haven.

§ 56-9. Removal from office.

Any such elected official who is removed from office for cause shall not be eligible to receive a retirement allowance from the Town of North Haven.

§ 56-10. Benefits to surviving spouse.

Benefits equal to fifty percent (50%) of the pension benefits described in § 56-2 hereof shall be paid to the surviving spouse of said deceased elected official, provided that said surviving spouse had been married to said deceased elected official for a period of not less than five (5) years next

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preceding the date of death and further provided that such benefits shall terminate upon the remarriage of any such surviving spouse.

§ 56-11. When effective.

The effective date of this ordinance shall be October 1, 1986.

Chapter 58**PLANNING AND ZONING COMMISSION****ARTICLE I
Alternate Members**

§ 58-1. Election of members.

§ 58-2. Designation of alternate.

[HISTORY: Adopted by the Town of North Haven: Art. I, 8-12-1969 Special Town Meeting. Amendments noted where applicable.]

**ARTICLE I
Alternate Members
[Adopted 8-12-1969 STM]**

§ 58-1. Election of members.

In addition to the five (5) regular members of the Planning and Zoning Commission, there shall be three (3) alternate members of said Commission, each of whom shall be elected for a term of four (4) years commencing with the Town Election of 1969, no more than two (2) of whom shall be from the same political party.

§ 58-2. Designation of alternate. [Added 8-26-1991 ATM]

Pursuant to Section 8-1b of the Connecticut General Statutes, the following manner of designating alternate members of the Planning and Zoning Commission is hereby adopted: If a regular member of the Planning and Zoning Commission is absent, he may designate an alternate from the panel of alternates to act in his place. If he fails to make such designation or if he is disqualified, the Chairman of the Commission shall designate an alternate from such panel, choosing alternates in rotation so that they shall act as nearly equal

a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

Chapter 61

RECYCLING AUTHORITY

- § 61-1. Creation; location of office.
- § 61-2. Purpose; powers and duties.
- § 61-3. Membership.
- § 61-4. Representation on Authority; compensation.
- § 61-5. Nonparticipatory members.
- § 61-6. Termination of membership.
- § 61-7. Vote required for action.
- § 61-8. Liability.
- § 61-9. Commitment of recyclable waste to system.
- § 61-10. Late membership.
- § 61-11. Withdrawal from membership.

[HISTORY: Adopted by the Town of North Haven 8-26-1991 Annual Town Meeting. Amendments noted where applicable.]

GENERAL REFERENCES

Garbage, rubbish and refuse — See Ch. 127.

§ 61-1. Creation; location of office.

There is hereby created and designated a regional resources recovery authority pursuant to Sections 7-273aa to 7-273cc, inclusive, of the Connecticut General Statutes, to be known as the "South Central Connecticut Recycling Authority," subject to the modifications and limitations set forth in this chapter. The address of the Authority's principal office shall be care of South Central Regional Council of Governments, 23 Peck Street, North Haven, Connecticut 06473. The Authority shall have the power to change the location

of the principal office from time to time and to establish such additional offices as it shall determine at its discretion.

§ 61-2. Purpose; powers and duties.

The purpose of the Authority is to develop and operate a regional recycling system. In pursuit of this purpose, the Authority shall have all the powers and duties of a regional authority established pursuant to Chapters 446d and 446e of the Connecticut General Statutes and any amendments thereto and shall have all the rights, powers, duties and obligations of a regional authority established pursuant to Chapter 103b of the Connecticut General Statutes and any amendments thereto.

§ 61-3. Membership.

Membership in the Authority shall consist of the municipalities that adopt this chapter in the manner set forth in § 61-10 of this chapter. The term of office of each member municipality shall be in perpetuity unless its membership is terminated or withdrawn pursuant to this chapter. The names and addresses of the initial members of the Authority, provided that each such municipality adopts this chapter concurrently as set forth in § 61-10, are as follows:

Municipality	Address
Ansonia	253 Main Street, Ansonia, Connecticut 06401
Bethany	40 Peck Road, Bethany, Connecticut 06525
Cheshire	84 South Main Street, Cheshire, Connecticut 06410
Derby	35 Fifth Street, Derby, Connecticut 06418
East Haven	250 Main Street, East Haven, Connecticut 06512
Guilford	31 Park Street, Guilford, Connecticut 06437
Hamden	2372 Whitney Avenue, Hamden, Connecticut 06518
New Haven	95 Orange Street, New Haven, Connecticut 06510
North Branford	1599 Foxon Road, North Branford, Connecticut 06471
North Haven	18 Church Street, North Haven, Connecticut 06473
Seymour	1 First Street, Seymour, Connecticut 06483
West Haven	P.O. Box 526, West Haven, Connecticut 06516
Woodbridge	11 Meetinghouse Lane, Woodbridge, Connecticut 06525

§ 61-4. Representation on Authority; compensation.

Each member municipality shall be entitled to one (1) representative on the Authority and to one (1) alternate, who may vote only in the absence of the regular representative. The representative of each member municipality shall be the chief elected official. The alternate shall be designated by the chief elected official and shall serve at the pleasure of the chief elected official. Representatives and their alternates shall serve without compensation but may be reimbursed by the Authority for necessary expenses incurred in conducting Authority business.

§ 61-5. Nonparticipatory members.

Any member municipality that has failed to meet its general or material contractual obligations to the Authority shall be considered nonparticipating, and the representative or alternate of such municipality may not vote until such outstanding obligations have been resolved.

§ 61-6. Termination of membership.

Any municipality that does not approve a contract or contracts for the construction and/or operation of a regional recycling system within the time established by the Authority shall no longer be a member of the Authority. Such termination of membership will not in any manner relieve the municipality of any liability, responsibility or obligation assumed prior to termination.

§ 61-7. Vote required for action.

Each member municipality shall have one (1) vote. Action by the Authority shall require the affirmative vote of at least fifty-one percent (51%) of the representatives or alternates of all participating member municipalities.

§ 61-8. Liability.

A member municipality shall not assume any liabilities or responsibilities of the Authority or be responsible for payment of any expenses of said Authority unless an appropriation for the municipality's proportionate share of such

expenses has been approved by the municipality or a contract setting forth such liabilities and responsibilities for expenses has been approved by the municipality.

§ 61-9. Commitment of recyclable waste to system.

Each municipality commits its recyclable waste to the Authority's recycling system, subject to the terms and conditions of a specific service contract between the municipality and the Authority.

§ 61-10. Late membership.

Any municipality that adopts this chapter concurrently after June 28, 1991, shall become a member of the Authority only after approval of the Authority and upon such terms and conditions as the Authority may establish and as otherwise required by law.

§ 61-11. Withdrawal from membership.

A municipality may, by vote of its legislative body, withdraw its membership in the Authority, provided that it gives at least six (6) months' written notice to each of the other member municipalities and to the Authority. Such withdrawal shall be effective only after compliance with the terms and conditions contained in any contract between such municipality and the Authority or the holders of any bonds of the Authority. No such withdrawal of membership shall relieve the municipality of any liability, responsibility or obligation incurred by it as a member of the Authority or as a user of any of the Authority's projects or assumed prior to withdrawal.

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SOLDIERS' MEMORIAL

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Chapter 67

SOLDIERS' MEMORIAL

§ 67-1. Assumption of care.

[HISTORY: Adopted by the Town of North Haven 10-5-08 Annual Town Meeting. Amendments noted where applicable.]

§ 67-1. Assumption of care.

The town shall assume the care of the Soldiers' Memorial on the green.

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TAX SALES

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Chapter 69

TAX SALES

§ 69-1. Authorization.

§ 69-2. Advertisement required.

[HISTORY: Adopted by the Town of North Haven 6-17-46 Special Town Meeting. Amendments noted where applicable.]

§ 69-1. Authorization.

The Board of Selectmen of the Town of North Haven be and are hereby authorized to sell and convey and to execute any deed of conveyance or transfer of title as may be necessary in behalf of said town whatever interest the Town of North Haven or the Tax Collector of said town as such Collector shall have acquired to any real estate or personal property under any tax sale held by said Tax Collector of said town because of nonpayment of taxes, such property to be sold to the highest bidder by the Board of Selectmen of the Town of North Haven in such amounts and upon such terms and conditions, at either private or public sale, as said Board of Selectmen may determine and deem for the best interest of said town.

§ 69-2. Advertisement required.

All properties shall be legally advertised for bids before sale.