



TOWN OF NEWTOWN
BOARD OF POLICE COMMISSIONERS

MINUTES FROM THE BOARD OF POLICE COMMISSIONERS
REGULAR MEETING HELD TUESDAY, MAY 1, 2012
IN THE MEETING ROOM OF TOWN HALL SOUTH
3 MAIN STREET, NEWTOWN

**These minutes are not finalized until approved
At the next regularly scheduled meeting.*

Chairman Paul Mangiafico called the meeting to order at 7:30pm.

PRESENT: Brian Budd, Joel Faxon, Paul Mangiafico, and James Viadero

ABSENT: Andrew Sachs

ALSO PRESENT: Police Chief Michael Kehoe, Captain Jose Rios, Police Union President Scott Rusczyk, Public Works Director Fred Hurley, 1 member of the press, and 7 members of the public

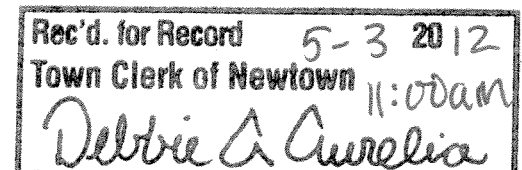
PUBLIC PARTICIPATION:

Peggy Fillion, 84 Underhill Road, told Police Commissioners that there is a major problem that needs significant attention which is affecting the safety of the children and dogs in town and said the situation was escalating. Mrs. Fillion was referring to the old No Tell Motel at 138 Under Hill Road. She noted that there have been significant break-ins in the area and the exchanging of drugs in the parking lot; and she said there are people living in the old Motel using hot plates. She suggested that police have been called by numerous people about the problem and noted that if it means shutting the place down, they will. According to Mrs. Fillion, she called the police at one point and the officer asked if they had a gun. Mrs. Fillion stated that they had one with a permit to carry it and she told Police Commissioners that the officer said, "Good." Mrs. Fillion said she brought the matter before the Board because they are the experts and stressed that the residents are afraid.

Commissioner Faxon asked what Chief Kehoe what the history of drug activity was there and the Chief stated that there were things they were made aware of and are looking into.. He suggested that they also have to look at all the particulars of the land use, but said he thinks that it conforms to with what it was permitted for years ago. He noted that if they are cooking there that is different.

Mrs. Fillion added that she had spoken to the Land-Use Director George Benson and he had indicated that because it was built before zoning in 1958 that they can basically do anything they want there.

Commissioner Faxon said that if they are a hotel they have to be licensed to do it and he suggested that they need to check if the owners were running it like they are presently that they are in conformation of the law.



Chairman Mangiafico asked Mrs. Fillion if she knew who owned the property and she said she didn't know. The Chairman added that if it is being used as a residence it is in violation of zoning regulations and is a planning and zoning matter and not the Board of Police Commissioners.

As a member of Planning and Zoning, Mrs. Fillion claimed she had P&Z covered. She said what she wants is protection and suggested that if police send a patrol car out on a regular basis for it would help.

Mrs. Fillion urged Commissioners to help protect the residents, children and the bus stop; and cut down the drug activity.

Chief Kehoe reassured Mrs. Fillion the department would look into the matter and stated that something might not happen tomorrow but may happen over the next couple of weeks.

Chairman Mangiafico asked Mrs. Fillion if they were looking for higher (police) visibility and Mrs. Fillion said yes.

In regards to the drug use, Chief Kehoe informed Mrs. Fillion that there laws that deal with drug houses and the department would have to establish that and would need drug arrests to do so.

Mrs. Fillion offered to help do research. Chief Kehoe indicated that they have personnel to do that and suggested she contact the Department's Record Manager, Robert Berkins.

Commissioner Faxon asked how long it's been going on and Mrs. Fillion said she has seen an increase in activity over the last 6 months. Commissioner Faxon noted that in order to make arrests there has to be activity going on.

Chief Kehoe suggested that Mrs. Fillion contact Mr. Berkins in 2 days.

Mrs. Fillion thanked the Board and left the meeting.

Don Ramsey, 3 Prospect Drive, thanked the Board of Police Commissioners their rapid response and said he was there that evening to express his concern about the 1.8 mile section of Route 25 between Green Briar Lane and Button Shop Road that is posted at 45 mph.

Mr. Ramsey suggested that the speed limit in that section of Route 25 be reduced due to the various hazards and conditions.

Mr. Ramsey produced a chart with pictures; and he gave Police Commissioners a copy of the letter he had written to the First Selectman Pat Llodra, Police Chief Michael Kehoe, Director of Public Works Fred Hurley, and State DOT Commissioner James Redeker.

Mr. Ramsey identified a few of his primary concerns:

- Left turn hazards with little to no shoulders causes sudden braking
- Inadequate line of sight due to curves and hills
- Heavy traffic that prohibits a safe following distance
- Large industrial trucks in great numbers
- School bus stops along the stretch
- No other road in Newtown has speed limit over

In addition, Mr. Ramsey raised four questions:

- What justifies 45 mph speed limit?
- How does it compare with other roads?
- What was initial road study provision that validated the 45 mph speed limit?
- Can the traffic hazards be corrected by reducing the speed?

Mr. Ramsey said he is worried for the safety of everyone traveling that road.

He concluded by saying he wanted to leave Police Commissioners with this information to explore the matter as they see fit.

Chairman Mangiafico thanked Mr. Ramsey; and told him he put together a nice presentation and the item was on that evening's agenda.

John Boccuzzi, 61 Queen Street, thanked the Board for moving ahead with the speed table on Queen Street and stated that traffic is slowing down.

Wayne Addressi, 13 Lovells Lane, said he has lived in Newtown since 1992. He informed Police Commissioners that a lot of paint has faded off various crosswalks and showed the board pictures of the ones in question. Some of the faded crosswalks included the ones in front of the Middle School, Hawley School, and from Church Hill across Main Street. Mr. Addressi suggested that one should be put from the Police Department to Ram's Pasture.

Mr. Addressi then addressed the two temporary speed tables on Queen Street. He said it was a surprise to him and indicated that he had never been notified about them. Mr. Addressi suggested that the speed tables were causing people to hit their horns and screech their tires when braking and accelerating. He said he would like to see traffic slow down on Queen Street but believed that the tables weren't solving the problem. Mr. Addressi told the Board that it seemed that 100 feet before the speed bump traffic slows down and then speeds up again afterwards. He recommended that if they were going to have speed tables they be placed every 100 feet. Mr. Addressi suggested that down the road from now there has to be better options and suggested a bike lane as one and recommended the town do as Ridgefield had done and put sidewalks in up and down all the roads in the center of Town.

Commissioner Faxon asked Mr. Addressi if had noticed any change in the traffic on Lovells Lane. Mr. Addressi said no but indicated that traffic backs up on Queen Street because there is really no warning about the speed tables.

Chief Kehoe asked Mr. Addressi if anyone was using his street as a short cut and Mr. Addressi said no not yet. The Chief reassured the concerned resident that the department would be doing a lot over the next several weeks.

Mr. Addressi concluded by recommending that there be reflectors on the speed bumps to increase visibility at night and then thanked Police Commissioners for their time.

Bob Geckle, 34 Queen Street, said that he came to say thank you to the Board for taking action on something that has been an issue for well over 10 years setting this test into place.

Chairman Mangiafico told Mr. Geckle that his thanks were appreciated but said this has gone on so long.

POLICE UNION PARTICIPATION:

Union President Scott Ruszczyk reported that everything well with the Union. He said that the biggest thing on their mind is the Department survey and what the next step will be.

CONSIDERATION AND ACTION OF THE MINUTES FOR: REGULAR MEETING APRIL 3, 2012 AND ADDENDUM – Commissioner Faxon moved to accept the minutes of the regular meeting of April 3, 2012 as corrected and addendum. Commissioner Budd seconded and the motion was unanimously approved.

Corrections:

Page 3, under Unfinished Business, 1st sentence – “Lovell Lane” should be “Lovells Lane” and Earl Lane should be Borough Lane.

Page 4, under New Business, discussion and action on adult businesses in Newtown, last sentence – “purveys” should be “purview”

CHIEF'S REPORT: Personnel Report – Chief Kehoe reported that he has a lot of injured officers out on leave and hopes to get them back soon. **Budget** – The Chief told Commissioners that the information was in their packets. **Training Report** – Chief Kehoe told Police Commissioners that the Field Training Officer (FTO) is doing well and said he expects him to be a part of the force in May. **Letters of Gratitude** – Chief Kehoe informed Commissioners the department received several letters of gratitude for the following officers: Officer Ketchum, Officer Figol; and Officers McCarthy, Siecienski, Seabrook; Sgt. Kullgren and Sgt. Wisentaner and Officer Figol. **Correspondences** – the Chief informed Commissioners they had received the following correspondences in their packets – one from the STC regarding pre-emption device at Route 25 and Mile Hill South and one from the Fiscal Year 2012 Local Road Accident Reduction Grant Program.

Chief Kehoe reminded Commissioners that they had talked about the Local Road Accident Reduction Grant in the past and how hard it was to get.

Mr. Hurley noted that very few projects were approved because of the criteria and said that no more than a handful were approved in the entire region. He also noted that the specs were set with high and low cost limits and suggested that the unused funds roll over year after year.

Chairman Mangiafico questioned why there was a lower limit and Mr. Hurley said he didn't know and said he doesn't know why they don't start at \$0.

The Chairman asked if the Town had any projects and Mr. Hurley said they have looked at different projects but never had any that fit the categories. He indicated that most recently they had two projects on Castle Hill Road but one was way over the limit and other was under the lower limit.

Commissioner Faxon suggested that the Board lobby the programs administrators through their State Representative in an effort to ease the restrictions.

Chairman Mangiafico noted that two projects have been completed in the last 22 years – 29 applications were submitted, 9 were approved and 2 projects were completed.

Detective Conference – Chief Kehoe told Police Commissioners he had one item that was not on their agenda. He reported that Scott Smith had been sent to the annual detective conference. The Chief explained that the conference was really a two week long school on how to improve juvenile crime investigation. Chief Kehoe said he was very pleased to be informed that Scott earned honors and was to be recognized at a ceremony that evening.

CAPTAIN'S REPORT: Independent Analysis Review 2012 -Captain Rios indicated that Police Commissioners had the breakdowns for January, February, March and April in their packets and that there was nothing significant to report. **Monthly Traffic Enforcement Unit (TEU) Report by Sgt Bahamonde April 2012** –Captain Rios reported that their Department had participated in a joint effort with the Redding Police Department setting up radar and looking for distracted drivers. The Captain indicated that the effort was conducted on Key Rock Road through Poverty Hollow and points through Redding down Hopewell or down Church Hill Road to Route 58. He noted that the campaign was successful in slowing down motorists.

Detective Division Report by Lt. Robinson April 2011 – Captain Rios indicated the report was in their packets. Chairman Mangiafico asked what it meant in the detectives recap that Det. Franks was investigating a “doctor shopping” case. Captain Rios stated that “doctor shopping” was when individuals go to various doctors to get prescriptions. Chief Kehoe elaborated indicating that it is illegal when a person is getting way too many prescriptions than they should be using or selling them on the street.

UNFINISHED BUSINESS:

Further discussion and action on 12 Queen Street project – Chief Kehoe showed Commissioners a site map of the proposed orthodontist office at 12 Queen Street. He said originally the plan was for the office to have its own entrance and exit coming out onto Queen Street 100 feet south of the traffic light. The Chief indicated that now the new plan calls for an entrance only at that driveway and an exit through the shopping center at the light.

Commissioner Faxon moved to approve the 4-10-12 plan as presented which shows one way ingress of the property from Queen Street with egress through the Big Y shopping center.

Commissioner Budd seconded and the motion was unanimously approved.

Following the motion, Chairman Mangiafico asked if there was anything anyone wanted to bring up while they were on the subject of Queen Street.

Commissioner Budd stated that he thinks everything is going well.

Commissioner Faxon suggested that the general concept is that the speed tables are temporary. He noted that they will evolve if the numbers and evidence comes back and the number will be more. Since the temporary speed bumps were placed on Queen Street, Commissioner Faxon said they have noticed a decrease of speed and have not seen an increase in traffic on the side roads. Additionally, Commissioner Faxon said he wants to see sidewalks tie in the Middle School and Reed School but indicated that the Safe Walks to School Grant had reportedly fizzled.

Commissioner Mangiafico told the Board that he spent a few of hours standing on Queen Street over the last couple of weeks. He stated that since the speed bumps were put in there has been a significant reduction of speed, but noted that when they go over the bump they accelerate. The Chairman told fellow Commissioners that he was absolutely convinced that 2 speed bumps won't do and that they need 4 or 5.

According to Chairman Mangiafico, he received an email from Jim Gaston, Warden of the Borough. He noted that Mr. Gaston was not exactly happy with what was happening on Queen Street and that the Warden said people were complaining traffic diverted onto other roads including Main Street. Chairman Mangiafico said he told Mr. Gaston they would discuss such information at public meetings.

Discussion, Consideration and Action on Noise Complaints within Newtown –

Chief Kehoe informed Police Commissioners that the Department has received numerous complaints regarding gun shots in town. He said he spoke to his colleagues and came up with two firearms ordinances – one in Darien and one in Wilton. The Chief indicated that he brought these to the Board to get the ball rolling.

Police Commissioners all agreed that something must be done.

Commissioner Faxon questioned whether there was a state law that would take precedence over these ordinances in Wilton (1998) and Darien (1965); and said he was interested to know if anyone has challenged the Wilton ordinance.

Chairman Mangiafico indicated that the Borough of Newtown doesn't allow it at all unless you are a police officer in the line of duty.

The Chairman said he suggested that the first selectman have the ordinance subcommittee of the Legislative Council look it up, but she said they don't do research and suggested that the police commissioners do this. He said he is in favor of proceeding with this and as a commission propose a regulation or adopt the borough's ordinance.

Chairman Mangiafico said sure it's a constitutional right to have and own a weapon but this is a safety issue.

Commissioners indicated they were all in favor of limiting the discharge of weapons in Newtown.

Commissioner Faxon noted that they didn't want to prevent people from hunting in Town.

Commissioner Faxon moved that the Chairman submits to the Legislative Council with the imprimatur of our Board Firearms Regulation Section 14-1 of Wilton that was adopted 2-2-98 with a Subsection G related to approval by the chief and applicable zoning officials of a shooting range. Commissioner Budd seconded and the motion was unanimously approved.

Chairman Mangiafico asked that the Board address another subject that was not on the agenda – Dr. McCabe’s Report; and he asked that the board make a motion to add it to the evening’s agenda. Commissioner Budd suggested that they wait until Commissioner Viadero arrived and discuss it at the end of the meeting.

Commissioner Viadero arrived at 9:07 pm.

NEW BUSINESS:

Discussion and possible action on traffic safety concerns FHH (Town) roads – tabled

Discussion and Action on Speed Limits on Route 25 – Chief Kehoe told Police Commissioners that he put in their packets the general guidelines for speed limits the DOT puts out. He noted that this would be applicable to Route 25 as the speed limit has been there for over 35 years. The Chief suggested that the landscape of Newtown had certainly changed over the years and recommended that the Board ask the STC to do study of the speed limit to have it reduced.

Chairman Mangiafico agreed that it might be time for a review.

Commissioner Faxon said it was his concern that it was out of their hands because the state has to make that decision.

Commissioner Budd moved they contact the STC requesting an investigation by the Division of Traffic and Engineering lowering the speed to 40 mph. Commissioner Faxon seconded and the motion was unanimously approved.

Discussion and action on Transfers – Commissioner Budd moved to transfer from account number 01310-4060 contractual services the amount of \$3,500 to account number 01310-1003 Personnel; and transfer from account number 01310-4060 contractual services the amount of \$15,000 to account number 01310-1005 Police Overtime. The money is needed to cover unanticipated expenses related to services provided. Commissioner Viadero seconded and the motion was unanimously approved.

PUBLIC PARTICIPATION: none

COMMISSIONER’S PARTICIPATION: none

UNFINISHED BUSINESS (continued):

Commissioner Faxon moved to add Dr. McCabe’s Survey the agenda. Commissioner Budd seconded and the motion was carried 3-1. Commissioner Viadero opposed.

Dr. McCabe’s Survey – Commissioner Faxon suggested that the Board needs Dr. McCabe at the meeting to present the report and talk to the Commissioners about his findings and methodology.

Chairman Mangiafico agreed stating that it should be done in public.

Commissioner Faxon agreed but believed portions of it should be done in public.

Commissioner Budd stated that they needed to have an executive session to discuss the rough draft.

Chairman Mangiafico reported that in the last 30 days the press asked about the interim report. He noted that the report was not given out. He said he read the interim report and received a call from the Editor of The Bee, Curtis Clark, who told him that the press was interested in seeing the report. The Chairman said he indicated it was not the final draft and the Editor stated that whether the report is complete or just a draft is irrelevant, in regards to FOI. He noted that a draft report to a Commission such as theirs is public.

Chairman Mangiafico told his fellow Commissioners that he went on to read the report again and question what makes it not a public document. He said he doesn't see the need to discuss it in executive session, but suggested that the Board will control what happens.

Commissioner Viadero said he respects the Chairman's opinion, but indicated that the intent of the study was to improve relationships. He added that to release the draft publically would hurt those relationships. He noted that the Board needs to discuss it thoroughly and then its recommendations will be put forth. Commissioner Viadero added that there was no intent to hide anything from the public. He noted that they don't have the recommendations they asked Dr. McCabe for yet and suggested that if they release it prematurely they will defeat the purpose of what the report was intended for originally.

After several more minutes of discussing the matter, Commission Faxon gave his opinion. He stated that given the draft nature of the report, the release of the report would show or portray an incomplete picture of what Dr. McCabe has done and could be potentially misleading or harmful in its content.

According to Commissioner Faxon, under the FOI statute if they make a finding that the disclosure of a draft document would create more misinformation or confusion than the benefit that would be derived from releasing it, than they have the discretion to withhold it.

Furthermore, Commissioner Faxon stated that given that it's incomplete, and the Board has not come to a conclusion, and that they want Dr. McCabe to present his findings; he is of the opinion that as it stands as a draft it would be inappropriate to release it.

EXECUTIVE SESSION: At 9:32 pm Commissioner Faxon made the motion enter into executive session for the purpose of discussing strategy and negotiations with respect of collective bargaining, also to discuss potentially with the Chief and the police union issues related to collective bargaining. He asked that the Board meet for 5 minutes before inviting the Captain, Chief and President of the Police Union to join them. Commissioner Viadero seconded and the motion carried 3-1. Chairman Mangiafico opposed.

At this time the clerk left the meeting.

Ted Swigart, Clerk

3 MAIN STREET
NEWTOWN, CONNECTICUT 06470
TEL. (203) 270-4360
FAX (203) 270-4247



Paul Mangiafico Brian Budd James Viadero Joel Faxon Andrew Sachs
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TOWN OF NEWTOWN
BOARD OF POLICE COMMISSIONERS

ADDENDUM TO
MINUTES

REGULAR MEETING OF THE TOWN OF NEWTOWN BOARD OF POLICE
COMMISSIONERS HELD ON MAY 1, 2012

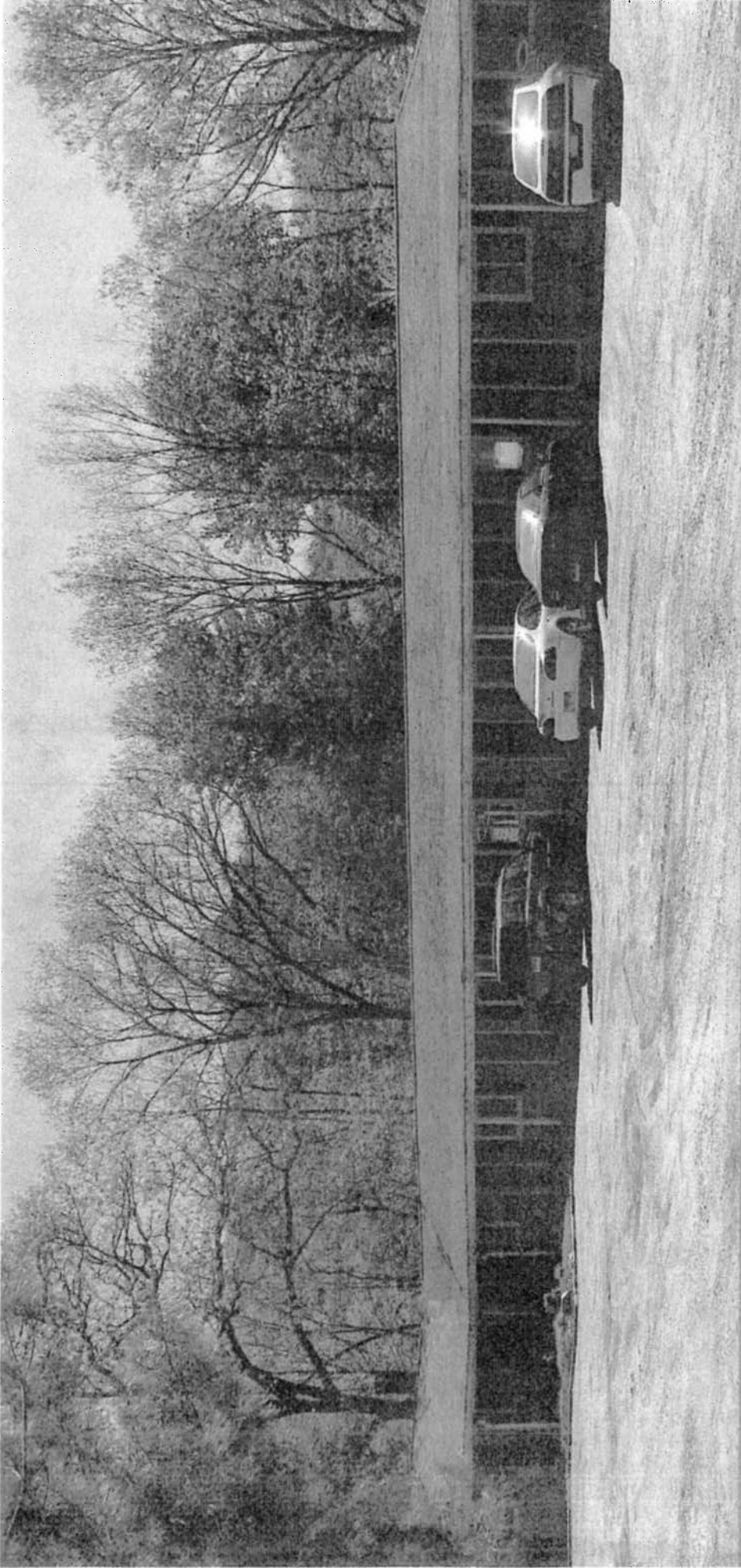
At 10:06 P. M., the Board left executive session.

The Chairman reported that the Board wanted to hold a special meeting on May 15 at 6:00 P. M. with the only agenda item being executive session.

At 10:11 P. M. Commissioner Budd made a motion to adjourn, seconded by Commissioner Faxon and the motion was unanimously approved.

The board adjourned the meeting with no other business to attend to.

Submitted by: _____
Chief Michael K. Kehoe



138 Wmoleerhill

April 19, 2012

Dear Patricia Llodra (Newtown 1st Selectman) Michael Kehoe (Newtown Chief of Police), Fred Hurley (Newtown Public Works Director), and James Redeker (Connecticut State Department of Transportation Commissioner):

This is a letter of concern regarding the (45mph) speed limit on the 1.8 mile section of South Main Street (Route 25) from Greenbrier Street to Button Shop Road in Newtown, CT. The reader will note that Route 25 (as a two way non divided road) runs 12 miles from Route 111 in Monroe, CT to Route 7 (four corners) in Brookfield, CT. Within that entire stretch, the 1.8 mile 45mph speed limit section is the only area with the 45mph speed limit. All other areas of the non divided Route 25 are 40mph or below. As expressed to Fred Hurley, Director of the Newtown Department of Public Works at a public hearing in 2007, my concern continues to center on the following five points:

1. Southbound on South Main Street Route 25, the first 45mph speed limit sign at Greenbrier Street appears just before a steep hill and a sharp curve as the beginning point on the aforementioned 1.8 mile stretch.
2. Combinations of curves, hills, and driveways (both commercial and private) are abundant along the aforementioned 1.8 mile stretch. Indeed, it is the most densely developed stretch of private and commercial development along the entire non divided Route 25.
3. Large industrial vehicles including cement mixers, dump trucks, tractor trailers, and tanker trucks utilize the aforementioned 1.8 mile stretch in great numbers at most times of the day.
4. Non commercial traffic is extremely heavy at most times of the day along the aforementioned 1.8 mile stretch. Cars continually access the stretch from private and commercial driveways.
5. The aforementioned 1.8 mile stretch has little or no shoulder with left turns happening virtually everywhere along the stretch of Route 25. That necessitates many dangerous sudden stops from a very high speed.

****See attached numbered photos in order along with corresponding Caption Key****

The five points mentioned raise three simple questions by any reasonable lay person as well as anyone in authority over public vehicular transportation:

1. Why is this singular 1.8 mile stretch of the 12 mile non divided Route 25 from Monroe to the "four corners" of Brookfield the only stretch to have such a high 45mph speed limit?
2. How does that compare to sections of Interstate 84 (a divided interstate highway) that has a 45mph speed limit in some stretches as well as other non divided roads in Newtown that are far less developed with greater linear visibility and a more level topography with speed limits of 35mph or less (IE Route 302) from Newtown to Bethel?
3. What is the initial road study provision that validated the 45mph speed limit? Was that an error that created a gross safety hazard worthy of an easy correction at minimal cost?

My hope is for the appropriate parties to respond and bring correction if warranted. I do thank you for your time, attention, and service for the public good. I really do worry about this particular situation!

Sincerely yours,

Donald H. Ramsey
3 Prospect Drive
Newtown, CT 06470
203-270-9714

OBSERVABLE TRAFFIC HAZARDS

***Left Turn Hazards With 18" (or less) Shoulders Causes Sudden Braking**

There is not adequate space to pass a left turn vehicle on the right.

A particular hazard exists near Prospect Drive as the driver heads southbound on Rt 25! A wider shoulder (just created) by Highland Plaza suddenly narrows just at the intersection that gives the driver the illusion that it is safe to pass a left turn vehicle on the right!

***Inadequate Line of Sight Due to Curves and Hills or Combinations of Both**

Pulling out of Greenbier Street onto Rt 25 northbound.

Pulling out of Prospect Drive onto Rt 25 northbound.

Pulling out of Wills Street onto Rt 25 northbound.

Pulling out of Orchard/Huntington in either direction.

***Heavy Traffic That Prohibits Safe Following Distance At 45MPH**

At 3 seconds - stopping distance is (200ft). This is virtually impossible.

***Large Industrial Trucks In Great Numbers**

Average count at 10:00 AM on 4/24 was three industrial trucks per minute

During a ten minute sample time period.

***School Bus Stops Along the Stretch**

***No Other Road in Newtown Has Speed Limit over 40MPH**

THREE QUESTIONS

1. What Justifies The 45MPH Speed Limit?
2. How Does That Compare to Other Roads?
3. What Was The Original Road Study Provision?
4. Can The Traffic Hazards Be Corrected By Reducing The Speed?

C. By the owner of land, or the tenant or authorized agent of the owner of land for the express and sole purpose of eliminating nondomestic animals which are menacing domestic animals and/or property on the owner's land, provided that prior notification shall be provided to the Wilton Police Department, except in case of an emergency, in which case the Wilton Police Department shall be notified immediately thereafter.

D. By a person legally authorized to hunt under the provisions of Connecticut General Statutes and the regulations issued hereunder, in such places and in such manner as is set forth under such statutes and regulations; however, nothing herein authorizes hunting on any public beach, park or other land owned or leased by the Town of Wilton. Hunting is specifically prohibited on town-owned or leased property.

E. On indoor ranges as otherwise permitted by law or governmental authority.

F. Ceremonial use of muskets and cannons and sports-related starter pistols which do not fire a projectile.

§ 14-2. Penalties for offenses.

Any person found guilty of violating any provision of this chapter will be fined not more than \$100.

§ 14-3. Copies available with hunting license.

Copies of this chapter, as revised, are available at the office of the Town Clerk of the Town of Wilton.

§ 14-4. Effective date.

This ordinance shall become effective on February 28, 1998.

Chapter 14

FIREARMS

§ 14-1. Use and discharge of firearms.

§ 14-2. Penalties for offenses.

§ 14-3. Copies available with hunting license.

§ 14-4. Effective date.

[HISTORY: Adopted by the Board of Selectmen of the Town of Wilton 2-2-1998.¹ Amendments noted where applicable.]

GENERAL REFERENCES

Parls -- See Ch. 23A.

§ 14-1. Use and discharge of firearms.

No person shall discharge any firearms, including, but not by way of limitation, any air rifle, air pistol, cannons, BB guns, pistols, revolvers, rifles or shotguns while in the Town of Wilton. Exceptions to this prohibition are as follows:

A. By duly authorized peace officers acting in the performance of their official duties or by members of the Armed Forces of the United States or of the State of Connecticut or by authorized messengers or bank guards when acting in the performance of their official or authorized duties.

B. When otherwise permitted by law, by an individual for the protection of life, limb or property.

¹ Editor's Note: This ordinance also superseded former Ch. 14, Firearms, adopted 6-5-1963.

DARIEN ORDINANCE 38-22

It shall be unlawful for any person to discharge in the town any air rifle, air pistol, cannon, gun (including BB gun), pistol, revolver, rifle, shotgun or other such weapon or firearm except as follows:

- (1) By peace officers acting in the performance of their duties as such, or by members of the armed forces of the United States or of the state, or by authorized messengers or bank guards when acting in performance of their duties as such.
- (2) For the protection of life or property.
- (3) On rifle, revolver, pistol, trap and skeet ranges authorized in writing by the chief of police of the town.
- (4) By a person legally authorized to hunt under the provisions of the General Statutes and the regulations issued thereunder, in such places and in such manner as is authorized under such statutes and regulations; provided, however, hunting is prohibited in or on any public beach, park, or other land owned or leased by the town.

(Code 1972, § 31-5; Ord. of 11-8-1965, § 1)