

**BOARD OF ALDERMEN
ORDINANCE COMMITTEE SPECIAL MEETING
and PUBLIC HEARING
AUGUST 30, 2021**

The Ordinance Committee of the Board of Aldermen held meeting and public hearing on Monday, August 30, 2021. Chairman Sutton called the meeting to order at 7:05 p.m.

MEMBERS PRESENT

A. Sutton, Chairman
A. Giannattasio
G. Harla
R. Vitali
P. Vetro

ALSO PRESENT

Mayor Ben Blake
J. Berchem, City Attorney

Chairman Sutton announced the Committee would considering three ordinances tabled at the August 2, 2021 meeting. He asked the Secretary to confirm the date of publication. Ms. Weeks confirmed the ordinances had been advertised the Wednesday prior to the August 2nd meeting on July 28, 2021 in the New Haven Register.

1. An Ordinance Establishing Chapter 13, License and Miscellaneous Business Regulations, Article I, In General, Section 13.3 of the Milford Code of Ordinances (Cannabis Establishments).

Ald. Giannattasio and Ald. Vetro made and seconded a motion to remove an Ordinance Establishing Chapter 13, License and Miscellaneous Business Regulations, Article I, In General, Section 13.3 of the Milford Code of Ordinances (Cannabis Establishments) from the table. Motion carried unanimously.

Chairman Sutton opened the public hearing at 7:07 p.m.

Speakers in Favor – None.
Speakers Opposed – None.

Chairman Sutton closed the public hearing at 7:08 p.m. He asked if the Board members had questions/comments.

Ald. Giannattasio commented he was in favor of forward the ordinance to the full Board for further discussion.

Ald. Vetro and Ald. Giannattasio made and seconded a motion to forward to the full Board of Aldermen with a favorable recommendation an Ordinance Establishing Chapter 13, License and Miscellaneous Business Regulations, Article I, In General,

Section 13.3 of the Milford Code of Ordinances (Cannabis Establishments). Motion carried unanimously.

3. An Ordinance Amending Chapter 15, Offenses and Miscellaneous Provisions, Article I, In General, Sections 15-3(a), (b) and (c) and 15-4(a) and (b) of the Code of Ordinances of the City of Milford (Possession, Consumption of Alcoholic Beverages).

Ald. Vetro and Ald. Harla made and seconded a motion to remove an Ordinance Amending Chapter 15, Offenses and Miscellaneous Provisions, Article I, In General, Sections 15-3(a), (b) and (c) and 15-4(a) and (b) of the Code of Ordinances of the City of Milford (Possession, Consumption of Alcoholic Beverages) from the table. Motion carried unanimously.

Chairman Sutton opened the public hearing at 7:10 p.m.

Speakers in Favor – None.

Speakers Opposed – None.

Chairman Sutton closed the public hearing at 7:11 p.m. He asked if the Board members had questions/comments.

Ald. Vitali commented that he was troubled the fine amount and that fines are much greater for lesser misdemeanor acts. He stated he understand the fine is established by statute, but feels it should be higher. Ald. Sutton commented that due the enabling legislation the fine is fixed at \$50.

Ald. Vetro and Ald. Harla made and seconded a motion to forward to the full Board of Aldermen with a favorable recommendation an Ordinance Amending Chapter 15, Offenses and Miscellaneous Provisions, Article I, In General, Sections 15-3(a), (b) and (c) and 15-4(a) and (b) of the Code of Ordinances of the City of Milford (Possession, Consumption of Alcoholic Beverages). Motion carried unanimously.

4. An Ordinance Establishing Chapter 8, Food and Food Establishments, Article I, In General, Section 8-12 of the Milford Code of Ordinances (Cannabis Prohibited).

Ald. Vetro and Ald. Harla made and seconded a motion to remove an Ordinance Establishing Chapter 8, Food and Food Establishments, Article I, In General, Section 8-12 of the Milford Code of Ordinances (Cannabis Prohibited). Motion carried unanimously.

Chairman Sutton opened the public hearing at 7:13 p.m.

Speakers in Favor – None.

Speakers Opposed – None.

Chairman Sutton closed the public hearing at 7:14 p.m. He asked if the Board members had questions/comments.

Mayor Blake stated the correct language for 12a-4 was distributed this evening. He asked that out of an abundance of caution the full ordinance be read into the record. Ald. Vitale asked if this is new language that is being added. Mayor Blake explained stated the correct version was distributed this evening and is now being considered. Ald. Sutton read the entire ordinance into the record.

***AN ORDINANCE ESTABLISHING CHAPTER 8, FOOD AND FOOD
ESTABLISHMENTS, ARTICLE I, IN GENERAL, SECTION 8-12
OF THE MILFORD CODE OF ORDINANCES
(Cannabis Prohibited)***

BE IT ORDAINED AND ENACTED by the Board of Aldermen of the City of Milford that Chapter 8, Food and Food Establishments, Article I, In General, Section 8-12 of the Milford Code of Ordinances is hereby enacted as follows:

Sec. 8-12. Cannabis Prohibited

- (a) *It shall be unlawful and a violation of this chapter for any person to consume, use or smoke any cannabis type substances as defined in Connecticut General Statutes Sec. 21a-240, in the outdoor section of any Food Establishment as defined in Sec. 8-2 above.*
- (b) *Penalty. Any Food Establishment found to be in violation of this Section 8-12 shall be subject to a fine of not more than \$1,000 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.*

Ald. Giannattasio asked why the language concerning Board of Aldermen approval he requested last meeting was not added to the ordinance. Mayor Blake explained the ordinance is as was presented at the last meeting and a motion can be offered for amending the language.

Ald. Vetro and Ald. Giannattasio made and seconded a motion to forward to the full Board of Aldermen with a favorable recommendation an Ordinance Establishing Chapter 8, Food and Food Establishments, Article I, In General, Section 8-12 of the Milford Code of Ordinances (Cannabis Prohibited). Motion carried unanimously.

There being no additional business, Ald. Giannattasio and Ald. Harla made and seconded a motion to adjourn. Motion carried unanimously.

The Committee adjourned at 7:20 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Toni Jo Weeks". The signature is written in a cursive style and is positioned above the printed name.

Toni Jo Weeks
Recording Secretary