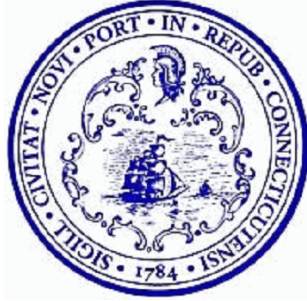


City of New Haven

*165 Church Street
New Haven, CT 06510
(203) 946-6483 (phone)
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Meeting Minutes

Tuesday, December 5, 2023

6:00 PM

Meeting can be viewed on Board of Alders YouTube.

Aldermanic Chambers

Legislation Committee

(Board of Alders Notice New Haven) The Legislation Committee of the Board of Alders will meet “in-person” on Tuesday, December 5, 2023 at 6:00 p.m. in the Board of Alders Chamber located at 165 Church Street, 2nd Floor; New Haven, CT to hear and act on the following items:

- 1) [LM-2019-0643](#)
- 2) [LM-2017-0257](#) A REQUEST FOR A HEARING ON ENABLING THE CITY TO ENFORCE CITY ORDINANCES RELATED TO PUBLIC SPACE REQUIREMENTS
- 3) [LM-2021-0226](#) ORDINANCE AMENDMENT OF THE NEW HAVEN CODE OF ORDINANCES REQUIRING THE REMOVAL OF PORTABLE TOILETS FROM CONSTRUCTION SITES WITHIN ONE MONTH OF DISUSE AND/OR IMMEDIATELY AFTER A BUILDING PERMIT HAS BEEN WITHDRAWN.

Committee Action Only

- 4) [OR-2022-0022](#)

Per Order: Hon. Ellen Cupo, Chair;

Attest: Hon. Michael Smart, City/Town Clerk

These items are on file and available in the Office of the City Clerk, Room 202 at 200 Orange Street; New Haven, CT 06510.

For accessibility related accommodations, please call (203) 946 7651 (V) or (203) 946 8582 (TTY/TDD).

Public comment/testimony may also be submitted via email to publictestimony@newhavenct.gov before 2:00 pm on the day of the meeting.

This meeting may be viewed on the New Haven Board of Alders YouTube page.

Minutes

Alder Ellen Cupo, Chair, called the public hearing to order at 6:02 p.m.

Present were Alders Ellen Cupo, Chair; Richard Furlow, Vice-Chair; Rosa Santana; Jeanette L. Morrison; Adam J. Marchand; E. Rodriguez, and Eli Sabin.

1. ORDER OF THE NEW HAVEN BOARD OF ALDERS REGARDING AMENDMENTS TO THE CODE OF GENERAL ORDINANCES, SECTION 7 (ANIMALS): REGARDING POTENTIALLY DANGEROUS, DANGEROUS, AND/OR VICIOUS DOGS, BREEDERS' PERMITS, PARVOVIRUS VACCINATIONS, AND DOG LEASHES.

PUBLIC TESTIMONY

Stacey Ober, J.D., AKC Government Relations Regional Manager for New England, Massachusetts, presented the changes in the original submission as well as the amended submission that includes recent changes in state law.

Earle Giovanniello, Assistant Corporation Counsel, 600 Hawkins Road, Orange, spoke in favor of the changes submitted by Stacey Ober on behalf AKC.

In response to Alder Furlow, Attorney Ober reviewed how other states and towns have implemented changes including requiring shelters to microchip animals adopted from the shelter. Discussed cultural differences in dog breeding and allowing dogs to roam.

In response to Alder Marchand, Attorney Ober reviewed how this ordinance affects people who are breeding dogs as a hobby versus people who are breeding professionally. Reviewed how breeder permits typically cost more to implement than enforcement warrants.

In response to Alder Sabin, Attorney Ober discussed how they do caution against creating burdensome ordinances as people who follow the rules will dot their "I's" and cross their "T's," but others will not comply. Reviewed how fixing dogs early before adolescence can cause health issues including cancer and arthritis, so more people are waiting to spay or neuter their dogs. Discussed how if the city's ordinance uses different terminology than the state statute, it risks being vague and conflicting with state law.

Assistant Corporation Counsel Giovanniello reviewed how the ordinance does need to be amended to comply with the state statute, as the statute referenced has been appealed and is no longer applicable. Confirmed needs to comply with state statute.

In response to Alder E. Rodriguez, Attorney Ober reviewed how she believes the drafters copied language from state statutes regarding the definition of animals.

COMMITTEE ACTION

No committee action.

2. ORDINANCE AMENDMENT OF THE NEW HAVEN CODE OF ORDINANCES REQUIRING THE REMOVAL OF PORTABLE TOILETS FROM CONSTRUCTION SITES WITHIN ONE MONTH OF DISUSE AND/OR IMMEDIATELY AFTER A BUILDING PERMIT HAS BEEN WITHDRAWN.

PUBLIC TESTIMONY

No public testimony.

COMMITTEE ACTION

Alder Marchand moved item # 2 to be read and filed, seconded by Alder Furlow. All the Alders spoke in favor of reading and filing the item. The motion was unanimously approved, and the motion passed.

3. NEW HAVEN BOARD OF ALDERS PUBLIC HEARING REGARDING A REQUEST ON ENABLING THE CITY TO ENFORCE CITY ORDINANCES RELATED TO PUBLIC SPACE REQUIREMENTS.

PUBLIC TESTIMONY

No public testimony.

COMMITTEE ACTION

Alder Marchand moved item # 3 to be read and filed, seconded by Alder Furlow. All the Alders spoke in favor of reading and filing the item. The motion was unanimously approved, and the motion passed.

Committee Action Only

4. ORDINANCE AMENDMENT TO THE CODE OF ORDINANCES OF THE CITY OF NEW HAVEN REQUIRING NOTIFICATION OF THE AREA ALDER BEFORE CLOSING OFF ANY CITY STREET FOR A PARADE OR SPECIAL EVENT.

PUBLIC TESTIMONY

No public testimony.

COMMITTEE ACTION

No committee action.

Alder Marchand moved to close the public hearing, seconded by Alder Furlow. The motion was unanimously approved at 7:12 p.m.

Alder Furlow moved to adjourn, seconded by Alder Morrison. The motion was unanimously approved.

Adjourn: 7:20 p.m.

A recording of this meeting can be viewed on the Board of Alders' YouTube channel here:
<https://youtube.com/@boardofalders8363>.

Respectfully submitted,
Misty Maza, J.D., Legislative Aide II