

Special acts and resolutions of the General Assembly of the state of Connecticut. v.23 (v.XXIII) 1939-1941

AND ACT AMENDING THE CHARTER OF THE BLACK POINT BEACH CLUB ASSOCIATION.

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

SECTION 1. Section seven of number 462 of the special acts of 1931, as amended by number 229 of the special acts of 1935, is amended to read as follows: Said association may purchase, acquire, own or sell real estate and the governing board may enact by-laws and ordinances for the following purposes: To regulate travel over the highways within the limits of the association when, in the opinion of said board, the free and unrestricted use of said highways may become dangerous or inconvenient; to protect by suitable means property within its limits from theft or injury; to appoint at its expense one or more special policemen or watchmen, who shall have the powers and duties within its limits, in relation to criminals and criminal offenses, that constables have in towns, including the power to arrest for violation of any regulation or by-law of said association or any law, and the judiciary shall punish for resistance to or obstruction of such special policemen or watchmen while in the proper performance of their official duties in the same manner as though they were duly constituted police officers of the town of East Lyme; to clean and improve any and all ditches and drains and to open the ground of streets, highways, thoroughfares and public grounds for installing drain pipes and catch basins; to construct, maintain and repair drainpipes, ditches, sewage and waste pipes, wherever located within the territorial limits of said association; to care for beaches and waterfronts; to keep the streets and all public places within the limits of said association quiet and free from noise; to regulate the parking of motor vehicles; to build, repair and improve highways, roads and sidewalks within the limits of said association, and to charge fifty percent of the cost of construction and repair of side-walks to the adjoining property, which charge shall be a lien on the adjoining property; to construct, erect and maintain docks, jetties, breakwaters, diving rafts or floats, retaining walls and ramps; to require owners or lessors of land or buildings within the limits of said association to remove leaves and other inflammable material or obstructions from the highway adjacent to or in front of the property owned, leased or occupied by them; to prevent the deposit upon the property within the limits of said association of any refuse, garbage or waste material of any kind which, in the opinion of said board, may endanger the public health or safety or which may become a nuisance; to remove garbage, filth, nightsoil, ashes and other refuse matter within said limits and to authorize such person as the board may designate to make entry on any private property within said limits for the purpose of taking and removing all filth, garbage, ashes, nightsoil or any other offensive matters; to establish building lines; to protect any property from danger by fire, including the regulation of the number of cottages and structures that may be erected or placed on a single building lot within said limits; to regulate the carrying on within the limits of said association of any business that will, in the opinion of said board, be prejudicial to public health or dangerous to or constitute an unreasonable annoyance to those living or owning property in the vicinity thereof, which regulations shall be uniform for each class or kind of buildings or structures or class of business; to regulate peddling as provided for in towns under the general statutes; to restrict the right of entry upon the property of

said association except upon the highways and to promote the planting of trees and shrubbery and other work leading to the improvement of the general appearance of the community. The governing board shall have the right to borrow not in excess of five thousand dollars in anticipation of taxes and for public improvements, when authorized by a majority vote of the members of the association at any regular or special meeting duly warned. Said association shall have exclusive charge and control of all roads within the limits and shown on the maps referred to in section two of number 462 of the special acts of 1931, which are not under town or state control. Said governing board may fix a penalty for each violation of any such by-laws, ordinances or regulations, of not more than twenty dollars for each offense and the penalties may be recovered in any action brought for the purpose in the name of The Black Point Beach Club Association before any court having jurisdiction for the use and benefit of said association. No by-law or ordinance shall take effect until ten days after its passage, nor until it shall have been posted on a signpost within the limits of the association, to be designated by the governing board, for at least seven days. A certificate of the secretary of said association of the posting of any by-law or ordinance, as provided herein, shall be prima facie evidence of such posting. Nothing herein shall be construed as authorizing the board or the association to change by regulation restrictions in deeds and nothing herein shall impair the sole exclusive right of the Shore and Lake Corporation, its successors and assigns, to install and maintain water pipes in the streets shown on said maps.

SEC. 2. The first sentence of section eight of the special act of 1931 incorporating The Black Point Beach Club Association, as amended by section three of number 229 of the special acts of 1935, is amended to read as follows: At any annual meeting or adjourned annual meeting of said association upon notice to all members of said association by posting a notice, signed by the chairman or by any four members of the governing board, at least ten days before the date of such meeting, designating the time and place thereof, the association may by a majority vote of the members present at such meeting, adopt the basis of its assessment on all real property within the limits of said association to correspond to the assessment values of the property as shown on the tax list of the town wherein such property is located and may adopt such method as the basis of assessment and thereupon may establish such rate of taxation for the ensuing year as such meeting may determine.

Approved, April 10, 1941.