



General Assembly

February Session, 2020

***Raised Bill No. 5346***

LCO No. 2039



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:  
(ET)

***AN ACT CONCERNING RESIDENTIAL SEWER USE CHARGES  
DURING THE SUMMER MONTHS.***

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

1 Section 1. Subsection (a) of section 7-255 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective October*  
3 *1, 2020*):

4 (a) The water pollution control authority [may] shall establish and  
5 revise fair and reasonable charges for connection with and for the use of  
6 a sewerage system. The owner of property against which any such  
7 connection or use charge is levied shall be liable for the payment thereof.  
8 Municipally-owned and other tax-exempt property which uses the  
9 sewerage system shall be subject to such charges under the same  
10 conditions as are the owners of other property, but nothing herein shall  
11 be deemed to authorize the levying of any property tax by any  
12 municipality against any property exempt by the general statutes from  
13 property taxation. No charge for connection with or for the use of a  
14 sewerage system shall be established or revised until after a public  
15 hearing before the water pollution control authority at which the owner

16 of property against which the charges are to be levied shall have an  
17 opportunity to be heard concerning the proposed charges. Notice of the  
18 time, place and purpose of such hearing shall be published at least ten  
19 days before the date thereof in a newspaper having a general circulation  
20 in the municipality. A copy of the proposed charges shall be on file in  
21 the office of the clerk of the municipality and available for inspection by  
22 the public for at least ten days before the date of such hearing. When the  
23 water pollution control authority has established or revised such  
24 charges, it shall file a copy thereof in the office of the clerk of the  
25 municipality and, not later than five days after such filing, shall cause  
26 the same to be published in a newspaper having a general circulation in  
27 the municipality. Such publication shall state the date on which such  
28 charges were filed and the time and manner of paying such charges and  
29 shall state that any appeals from such charges must be taken within  
30 twenty-one days after such filing. In establishing or revising such  
31 charges the water pollution control authority may classify the property  
32 connected or to be connected with the sewer system and the users of  
33 such system, including categories of industrial users, and, except for a  
34 residential user during the summer months, may give consideration to  
35 any factors relating to the kind, quality or extent of use of any such  
36 property or classification of property or users, including, but not limited  
37 to, (1) the volume of water discharged to the sewerage system, (2) the  
38 type or size of building connected with the sewerage system, (3) the  
39 number of plumbing fixtures connected with the sewerage system, (4)  
40 the number of persons customarily using the property served by the  
41 sewerage system, (5) in the case of commercial or industrial property,  
42 the average number of employees and guests using the property, and  
43 (6) the quality and character of the material discharged into the  
44 sewerage system. During the summer months, a residential user's  
45 charges for connection with and for the use of a sewerage system shall  
46 be based solely on such residential user's average volume of water  
47 discharged to the sewerage system during the nonsummer months. The  
48 water pollution control authority may establish minimum charges for  
49 connection with and for the use of a sewerage system. Any person  
50 aggrieved by any charge for connection with or for the use of a sewerage

51 system may appeal to the superior court for the judicial district wherein  
52 the municipality is located and shall bring any such appeal to a return  
53 day of said court not less than twelve or more than thirty days after  
54 service thereof. The judgment of the court shall be final.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2020</i>	7-255(a)

**Statement of Purpose:**

To set the charges for a residential user's connection with and use of a sewerage system during the summer months at an amount based upon the average volume of water discharged to the sewerage system during the nonsummer months.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*