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Members of the public who wish to view the meeting, but are not participating, can view a live stream on the City of Norwalk YouTube channel. This stream is delayed by approximately 20 seconds. Please find the information using the link above. The meeting recording and minutes will be posted on the City of Norwalk website within seven (7) days after the meeting.



Members of the public who wish to provide public comment are encouraged to submit those via email in advance of the meeting. For these comments to be read into the record, they should be submitted at least three hours in advance of the meeting start time. Please email Brian Candela at [bcandela@norwalkct.org](mailto:bcandela@norwalkct.org) to provide written public comment prior to the meeting.

## **COMMON COUNCIL ORDINANCE COMMITTEE** **REGULAR MEETING**

**November 17, 2020**  
**7:00 p.m. – By videoconference and Teleconference**

### **AGENDA**

- 1. ROLL CALL:**
- 2. PUBLIC HEARING (possible action on):**
- 3. PUBLIC HEARING DISCUSSION:**
- 4. PUBLIC COMMENT:**
- 5. ACCEPTANCE OF MINUTES:**

- October 20, 2020 – regular meeting of the ordinance committee

**6. OLD BUSINESS:**

- Discuss and vote on Code of Ethics Section 32-4 – Conflicts of Interests; interference with duties; prohibited interests; exceptions.
- Discuss and vote on Chapter 38, Article 1, Sections 38-1, 38-2, 38-3, 38-4, 38-5 and 38-6.

**7. NEW BUSINESS:**

**8. DISCUSSION ITEM:**

**9. ADJOURNMENT:**

**Draft Meeting Minutes  
from the 10/20/2020 Ordinance  
Committee Meeting**

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**CITY OF NORWALK  
ORDINANCE COMMITTEE  
OCTOBER 20, 2020  
BY VIDEOCONFERENCE AND TELECONFERENCE**

ATTENDANCE: Lisa Shanahan, Chair; David Heuvelman; Dominique Johnson; Thomas Keenan; Manny Langella; Thomas Livingston; Kadeem Roberts

STAFF: Brian Candela, Corporation Counsel; Sabrina Church; Director of Business Development and Tourism; Police Chief Thomas Kulhawik

OTHERS: Michael Church, Board of Ethics; Nicholas Sacchinelli, Common Council member

## **ROLL CALL**

Ms. Shanahan called the meeting to order at 7:00 p.m. and called the Roll as indicated above.

## **PUBLIC HEARING** (possible action on)

A public hearing was not held this evening.

## **PUBLIC HEARING DISCUSSION**

There was no discussion this evening.

## **PUBLIC COMMENT**

No members of the public wished to speak this evening.

## **ACCEPTANCE OF MINUTES:**

September 15, 2020 – regular meeting

The following corrections were made to the minutes:

Correct the spelling of Mr. Heuvelman's name throughout.

Page 2 – Old Business: fifth paragraph, second sentence - ...stating that she did not receive any reporting records...

Page 2: last paragraph, barred should be replaced with not covered and status should be replaced with statute

Page 3: first paragraph – Mr. Bonnist said the living wage does not apply to entities that employ 25 or more employees and CPS employs three with the City of Norwalk. He said that by definition Century Protective Services is barred from the application of the Ordinance.

Page 3: third paragraph – change should be replaced with describes.

Page 3: fifth paragraph – second sentence. She asked how many total employees Century employs.

Page 3: sixth paragraph – Mr. Soracco said that during the orientation process, new employees are given a handbook and they have the chance to read the handbook...

Page 4: first paragraph – add authority to the end of the second sentence.

Page 4: second paragraph, first sentence – Mr. Heuvelman asked CPS if they accept the

...

Page 4: second paragraph, third sentence – If CPS is a covered entity

Page 4: fourth paragraph, fifth sentence – employee should be changed to supervisor

Ordinance Committee

Regular Meeting

October 20, 2020

Page 2

Via Teleconference and videoconference

Page 4: seventh paragraph, first sentence – Ms. Shanahan made the following motion  
Page 4: seventh paragraph, third sentence should read: Respondent failed to comply with the Living Wage and failed to comply with the reporting requirements.

- \*\* **MR. LIVINGSTON MOVED TO ACCEPT THE MINUTES AS CORRECTED**
- \*\* **MOTION PASSED UNANIMOUSLY**

### **OLD BUSINESS**

#### Discuss and Vote on Code of Ethics Section 32-4 – Conflicts of Interests; interference with duties; prohibited interests; exceptions

Ms. Shanahan explained that she and Mr. Livingston with the help of Mr. Heuvelman have been working on this item. Mr. Livingston explained his reservations because the language being used was not consistent throughout the document.

Mr. Church asked if there was something the Committee would like the Board of Ethics to look at. Ms. Shanahan said she would welcome any thoughts or comments from the Ethics Board.

Mr. Candela noted the Board of Ethics received a clean copy of Section 32-4 and it is also posted on the website. He added that this is on their agenda this week. Mr. Livingston asked if it would make sense for the Board to review this before the Committee makes any revisions. Mr. Church said they would be happy to review this Section and provide commentary. He said they have gone through this several times and they are looking for something that the Ordinance Committee will be comfortable with. Mr. Heuvelman said it may be better for the Board of Ethics to review this.

- \*\* **MR. HEUVELMAN MOVED TO TABLE THE DISCUSSION AND VOTE ON CODE OF ETHICS SECTION 32-4 – CONFLICTS OF INTERESTS; INTERFERENCE WITH DUTIES; PROHIBITED INTERESTS; EXCEPTIONS**
- \*\* **MOTION PASSED UNANIMOUSLY BY A SHOW OF HANDS**

#### Discuss and Vote on Chapter 38, Article 1, Sections 38-1, 38-2, 38-3, 38-4, 38-5, and 38-6

Ms. Shanahan explained that the amendments to this statute is in response to an issue that came up about a year ago regarding hunting waterfowl. She said this is the work of a number of people.

Mr. Heuvelman asked about the prohibition of firearms within the City and what is new in this Ordinance compared to the existing Ordinance. Mr. Livingston said he submitted his changes and they were forwarded to the Ordinance Committee members.

Mr. Keegan asked Chief Kulhawik if there are a lot of complaints about hunting at Calf Pasture Beach that would necessitate the Ordinance. Chief Kulhawik said there are not a lot of complaints. Mr. Keegan asked if when responding to a complaint, the Police found the hunters to be in compliance. Chief Kulhawik said they are in compliance.

Ms. Shanahan explained that the Committee followed the statute for Connecticut. It is a matter of people carrying guns across city properties. Mr. Keegan asked if they should change the language in 38-3 regarding skeet ranges and the Commission appointment dates. This Commission licenses rifle, pistol and skeet and trap shooting ranges. He noted that the dates for the appointments are the second Tuesday in November 1948, 1949 and 1950. Mr. Candela said he did not know if this specific commission exists. Mr. Livingston said there is a shooting range on Rt. 123 and suggested leaving in the language referencing skeet shooting ranges. Mr. Keegan suggested striking the outdated language on page 19.

The Committee members discussed section 38-4 regarding rules for carrying firearms and hunting in or on city owned or leased properties and facilities.

Ms. Shanahan asked if an off duty Police officer would have a duty to intervene if they were in a City owned building and they had their firearm with them. Chief Kulhawik said it would depend on the situation; however, he would expect they would intervene and if not, they would have to determine if the off duty Police officer was derelict in their duties.

Ms. Shanahan said there is a concern because Connecticut is an open carry state. She added that if they are going to address hunting, they should address people carrying firearms on City property. Mr. Sacchinelli said there are people who are legally licensed to carry a firearm, but under this Ordinance that would be a crime. He asked Chief Kulhawik if this was enforceable. Chief Kulhawik said that right now certain buildings post a notice that no firearms are permitted in that building. The general approach is to ask a person who is legally carrying a firearm to leave the building. Mr. Candela said that a person with a license for a firearm can bring it into a building unless there is a sign posted, prohibiting anyone from bringing a firearm into the building.

Mr. Sacchinelli said he was concerned about the broadness of the language and asked if this can make a legally armed resident a criminal. Chief Kulhawik said that would depend on the circumstances. Mr. Sacchinelli asked if the Ordinance is approved, if it would be enforceable if someone who is legally licensed to carry a firearm, brings it into a City owned building where there is no posting prohibiting the firearm. Chief Kulhawik

Ordinance Committee

Regular Meeting

October 20, 2020

Page 4

Via Teleconference and videoconference

said it would fall under the City property. Mr. Sacchinelli said that he was fairly certain that the Ordinance as written was an infringement of an individual's Constitutional rights. Mr. Candela said that he understood that other jurisdictions in Connecticut have this type of Ordinance and it has not been challenged. Mr. Livingston said this Ordinance was created under the authority of the State statute.

Mr. Livingston said that City buildings and parks should be gun free areas. He said the only issue is whether or not parking lots should be covered.

Mr. Heuvelman asked Chief Kulhawik if the complaints about guns have been around waterfowl or hunting. Chief Kulhawik said the only complaints they receive are related to hunting waterfowl. Mr. Heuvelman asked if there was a way to write a "peaceful transport" that would cover the parking lot situation. He said that signage is needed. Mr. Heuvelman said he hears issues on both sides and said that he does not want to see guns in City parks or in City buildings. Mr. Sacchinelli said he does not want to put a legally armed resident in a bad situation.

Mr. Candela said he will forward the Ordinance from other municipalities.

Ms. Johnson said that the City owns the school buildings, and that Connecticut has stringent weapon laws. She asked if there have been any instances of people asking to cross school property with an unloaded weapon. Chief Kulhawik said he has not had that request. He described a situation where a person at Marvin School called the Police because they saw someone riding their bicycle past the school and they had a weapon. The person was heading to Calf Pasture Beach to go hunting.

Ms. Johnson asked about the state of signage prohibiting weapons at the schools. Mr. Candela said the statutes in Connecticut are very stringent concerning weapons in the schools. Chief Kulhawik added that even if someone is licensed to carry a weapon, they are prohibited in the schools. Mr. Candela suggested looking at the Weston municipal code.

Mr. Langella asked about wildlife management. He asked if the City would see a cost to contract out for wildlife management if people decrease the amount of hunting they would normally do. Ms. Shanahan said the only place hunting is allowed is at Calf Pasture Beach and certain areas at Veteran's Park. Mr. Livingston noted that the City is not currently culling wildlife.

Mr. Heuvelman suggested changing the pellet size to #1. He said that he wants to see people who are duly licensed are not unduly burdened. He said they need to come up with a clear solution.

Ordinance Committee

Regular Meeting

October 20, 2020

Page 5

Via Teleconference and videoconference

- \*\* MS. JOHNSON MOVED TO TABLE THE VOTE ON CHAPTER 38,  
ARTICLE 1, SECTIONS 38-1, 38-2, 38-3, 38-4, 38-5, AND 38-6  
\*\* MOTION PASSED UNANIMOUSLY**

### **NEW BUSINESS**

Discuss Chapter 45, Article 4, Sections 45-29, 45-30, 45-31, 45-32, 45-33 and 45-34

Ms. Church explained that due to Covid the City has had to expand outdoor dining. She said that the Executive Orders provides more outdoor dining without additional parking requirements. She said they are looking to expand the Ordinance to reflect the Executive Orders. She added that they want to have a process that is easy for the business owners.

Ms. Johnson asked about ADA compliance. Ms. Church explained that was something they had to deal with. They had to make temporary ramps on Washington Street. She said they will have to do something to remain ADA compliant. Ms. Johnson said she wants to be sure there is accessibility.

Ms. Shanahan asked if there are things they need to consider during the shoulder season. Ms. Church explained that these changes are for the warmer weather. Very soon, they will be releasing information regarding tents for outdoor dining.

Ms. Church said they are looking to complete a FAQ (frequently asked questions). She said this Ordinance is for outdoor dining anytime during the year.

Mr. Candela said he will be forwarding a publication describing outdoor dining to everyone.

Mr. Heuvelman asked Ms. Church if she is looking for continued use of a right of way or if they are looking to make this site specific, for example, in SoNo. Ms. Church said she wants to allow the use of the right of way on a case by case basis.

### **DISCUSSION ITEM**

There were no further discussions.

### **ADJOURNMENT**

- \*\* MR. LANGELLA MOVED TO ADJOURN  
\*\* MOTION PASSED UNANIMOUSLY**

There was no further business and the meeting was unanimously adjourned at 8:26 p.m.

Respectfully submitted,

Rosemarie Lombardi  
Telesco Secretarial Services

## **Chapter 32 -- Code of Ethics**

**Section 32:4 Conflicts of Interest; interference with duties; prohibited interests; exceptions**

## Code of Ethics Revisions

### Chapter 32. Code of Ethics

#### § 32-4. Conflicts of interests; interference with duties; prohibited interests; exceptions.

A. **Conflict of interest** means any of the following:

1. A conflict of interest arises when there is a direct or indirect personal or financial interest of an Officer or Employee, ~~or a person or group closely tied with the Officer or Employee, including someone from his or her~~ Immediate Family or a business associate, in the outcome of an official act or action, or any other matter pending before the Officer or Employee or before the public body in which the Officer or Employee holds office or is employed. A conflict of interest may include, but not be limited to, the following forms:
  - a. A direct financial conflict of interest arises when an Officer or Employee acts on a matter that he or she derives a Financial Benefit.
  - b. An indirect financial conflict of interest arises when an Officer or Employee acts on a matter that his or her Immediate Family or business associate derives a Financial Benefit.
  - c. A direct personal conflict of interest arises when an Officer or Employee acts on a matter that has a direct impact on the Officer or Employee in a non-financial way ~~but is of significant importance to the Officer or Employee.~~
  - d. An indirect personal conflict of interest arises when an Immediate Family member or business ~~or personal~~ associate of an Officer or Employee, ~~or an organization in which an Officer or Employee is affiliated,~~ receives an improper benefit as a result of an act or decision by the Officer or Employee.

~~2. A situation where an Officer or Employee has not disclosed ex parte communication(s) related to an administrative proceeding that is before the body to which that Officer or Employee belongs or is employed.~~

#### **B. Prohibited Actions and Transactions**

Unless otherwise provided in Section 32-4, an ~~Municipal~~ Employee or Officer shall not:

1. Take any action, directly or indirectly, to coerce, command or require an ~~Municipal~~ Employee, Officer or Agency to appoint an Immediate Family member to a ~~City municipal~~ position, whether paid or unpaid;
2. Have a role, directly or indirectly, in obtaining a Financial Benefit, hiring, promoting, demoting, disciplining, or taking other personnel action involving an Immediate Family member;
3. Take any action, directly or indirectly, to coerce, command or require an ~~Municipal~~ Employee, Officer or Agency to refrain from hiring, promoting, demoting, disciplining, or taking other personnel action involving an Immediate Family member;

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4. Provide a Financial Benefit to a ~~third party business or independent contractor,~~ which is owned, operated, and/or controlled by an Immediate Family member;
5. Engage in any business or transaction, ~~directly or indirectly or have a personal, Immediate Family or business interest, directly or indirectly, that is in material conflict with, influences and/or impairs his or her independence of judgment and action in the proper discharge of his or her official duties.~~
6. Deliberate or participate in a decision or action by the Agency of which the Individual is a member or is employed if such Individual or any member of his or her Immediate Family has any interest in the matter or would be likely to gain or lose any benefit that is not common to the general interest of the public as a result of the decision or action before that Agency, unless otherwise provided by law.
7. Grant, by virtue of his or her office or position of employment with the City, any special consideration, treatment or advantage to any Person beyond that which is generally available to the public;
8. Receive by virtue of his or her office or position of employment with the City, any special consideration, treatment or advantage in any activity or business transaction beyond that which is generally available to the public or Officers and Employees of the City.

**C. Exceptions:**

A "conflict of interest" does not arise in the case of an official act or action in which the Officer or Employee has a personal or financial interest in the outcome, such as in the establishment of a tax rate, that is no greater than that of other persons generally affected by the decision. In addition, subsections A and B of this section do not prohibit the following:

- (1) The employment of an Officer or Employee by a Person who has or who may enter into a contract with the City that is available to members of the general public through open bidding or other process, if the preparation, procurement or performance of the contract is not before the Officer's or Employee's Agency or the Officer or Employee is not responsible for any aspect of the transaction underlying the contract, and the Officer's or Employee's relationship is disclosed in writing to the City Clerk.
- (2) A purchase, sale, foreclosure or condemnation of property or any interest therein involving the City and an Officer or Employee of the City, if the transaction is conducted according to applicable public procedures. The Officer or Employee must take no part in the transaction on behalf of the City and an independent Officer or Agency must approve the terms of the transaction, in writing.

- (3) A contract or transaction between an Officer or Employee and the City, which contract or transaction does not involve his or her Agency and is available to the general public through open bidding or other process.
- (4) Performance of a contract involving the City and an Officer or Employee or a member of his or her Immediate Family, which was executed or entered prior to the date of hire, appointment or election of such Officer or Employee by the City, when written disclosure of the terms of such contract is filed in accordance with this Code of Ethics with the City Clerk.
- (5) Employment of an Officer or Employee by a media organization that publishes a public notice, resolution, ordinance or other document, the publication of which is required by law.
- (6) Unless otherwise prohibited by law, nothing herein shall preclude an Officer or Employee of the City from serving on the board of charitable or nonprofit entities ~~or agencies~~, provided the Officer or Employee makes written disclosure of the relationship to the City Clerk and the Officer or Employee shall take no action with regard to the City related to such charitable or nonprofit entity ~~or Agency~~.
- (7) Unless otherwise prohibited by law, nothing herein shall preclude an Officer or Employee of the City from serving on the board of an entity or Agency as a designated representative of the City and in such capacity his or her actions as a representative of the City shall not of itself constitute a conflict of interest under this Code of Ethics.
- (8) An Officer or Employee participating in any program offered by the City to Employees and Officers generally, including such programs as discount purchase programs, health and education programs, and recreational events.
- (9) City's Ordinance List Employees may represent the City's interests in any ~~municipal-City~~ labor contract negotiation or grievance procedure.

**§ 32-4. Conflicts of interests; interference with duties; prohibited interests; exceptions.**

- A. Officers and employees of the City should avoid engaging in any business or transaction and should refrain from having an interest, directly or indirectly, which is materially in conflict with or materially incompatible with the proper discharge of his or her official duties for the City or might otherwise influence or impair his or her independence of judgment and action in the performance of said duties for the City. In the event an officer or employee of the City has a known conflict, he or she shall disclose it in writing to the City Clerk, and if such conflict is material, he or she shall recuse himself or herself from taking any action, with regard to the City, related to the conflicting transaction, business or interest, except as otherwise provided for herein.
- B. Unless otherwise provided by law, an officer or employee of the City shall not deliberate or participate in a decision or action by the agency of which the individual is a member or is employed if such individual or any member of his or her immediate family has any interest in the matter or would be likely to gain or lose any benefit that is not common to the general interest of the public as a result of the decision or action before that agency. Nothing herein shall prohibit any of the City's ordinance list employees from representing the City's interests in any municipal labor contract negotiation or grievance procedure, merely because he or she is an ordinance list employee.
- C. An officer or employee, in performing in his or her office or position of employment with the City, shall not grant any special consideration, treatment or advantage to any person beyond that which is generally available to the public.
- D. An officer or employee shall not by virtue of his or her office or position of employment with the City receive any special consideration, treatment or advantage in any activity or business transaction beyond that which is generally available to the public or officers and employees of the City generally.
- E. Subsections A, B, C, and D of this section do not prohibit the following:
  - (1) The employment of an officer or employee by a person who has or who may enter into a contract with the City that is available to members of the general public through open bidding or other process, if the preparation, procurement or performance of the contract is not before the officer's or

employee's agency or the officer or employee is not responsible for any aspect of the transaction underlying the contract, and the employee's or officer's relationship is disclosed in writing to the City Clerk.

- (2) A purchase, sale, foreclosure or condemnation of property or any interest therein involving the City and an officer or employee of the City, if the transaction is conducted according to applicable public procedures. The officer or employee must take no part in the transaction on behalf of the City and an independent officer or agency must approve the terms of the transaction, in writing. Where appropriate and in accordance with this Code of Ethics, the officer or employee should make written disclosure of the transaction to the City Clerk.
- (3) A contract or transaction between an officer or employee and the City, which contract or transaction does not involve his or her agency and is available to the general public through open bidding or other process.
- (4) Performance of a contract involving the City and an officer or employee or a member of his or her immediate family, which was executed or entered prior to the date of hire of such officer or employee by the City, when written disclosure of the terms of such contract is filed in accordance with this Code of Ethics with the City Clerk.
- (5) Employment of an officer or employee by a newspaper that publishes a public notice, resolution, ordinance or other document, the publication of which is required by law.
- (6) Employment of an officer or employee by a public utility regulated by the Public Utilities Commission.
- (7) Nothing herein shall preclude an officer or employee of the City from serving on the board of charitable or nonprofit entities or agencies, provided the officer or employee makes written disclosure of the relationship to the City Clerk and the officer or employee shall take no action with regard to the City related to such charitable or nonprofit entity or agency.
- (8) Nothing herein shall preclude an officer or employee of the City from serving on the board of an entity or agency as a designated representative of the City and in such capacity his or her actions as a representative of the City shall not of itself constitute a conflict of interest under this Code of Ethics.

- (9) An officer or employee participating in any program offered by the City to employees and officers generally, including such programs as discount purchase programs, health and education programs, and recreational events.

**Chapter 38, Article 1, Sections 38-1 through 38-6**

As Amended November 5, 2020

Chapter 38 **Explosives**

Article I **General**

§ 38-1. **License.**

No person shall hereafter keep, sell or expose for sale torpedoes, gunpowder or other explosives without first obtaining a license from the City-Town Clerk, which license shall be good for one year and for which a fee of \$[5] shall be paid.

§ 38-2. **Firearms.**

No air rifles, air pistols, cannons, guns, pistols, revolvers, rifles, shotguns, or other firearms shall be discharged within the limits of the City, except as follows:

- A. This section shall not apply to the discharge of air rifles, air pistols, pistols, revolvers, rifles, or shotguns when discharged on a range licensed under this Article or operated by the Police Department of the City of Norwalk or by or under the authority of any state or federal agency.
- B. This section shall not apply to the discharge of shotguns when discharged by a duly licensed waterfowl hunter of the State of Connecticut using a load not heavier than No. 14 shot when discharged in the Norwalk Harbor (1) outside a 250 feet radius of the high tide mark at Calf Pasture Beach, Shady Beach, or Veteran's Memorial Park, or (2) on land along the shore of Norwalk Harbor or Long Island Sound when permission has been obtained from the owner of such land, provided in each case that such hunter is otherwise in compliance with this Article and all applicable state and federal laws and regulations, including State of Connecticut hunting laws and regulations.
- C. This section shall not apply to the discharge of firearms to protect life or property.
- D. The discharge of shotguns as provided in Section 38-2B shall not be within 100 feet of a public or private highway or within 500 feet of a dwelling.

§ 38-3. **Rifle and skeet ranges; license; Commission.**

The Mayor, subject to the approval of the Common Council, ~~shall~~ may appoint a Commission to license rifle, pistol and skeet and trap shooting ranges ~~consisting of three members, one to hold office until the second Tuesday in November 1948, one to hold office until the second Tuesday in November 1949 and one to hold office until the second Tuesday in November 1950. The terms of such Commissioners shall begin on the day of their appointments. Annually thereafter, the Mayor shall appoint, in the manner hereinbefore provided, one Commissioner of such Commission to serve for a term of three years. Any vacancy which may occur in the membership of such Commission shall be filled for the unexpired portion of the term in the manner hereinbefore provided. The members of such Commission shall serve without compensation.~~ The members of such Commission shall make rules and regulations for the licensing of rifle, pistol

**As Amended November 5, 2020**

and skeet and trap shooting ranges, including fees, and such rules and regulations shall have the same force and effect as though incorporated in this Article when such rules and regulations have been approved by the Mayor and Common Council.

**§ 38-4. Rules for use or carrying of firearms and hunting in or on certain City owned ~~or leased~~ properties and facilities.**

- A. No person, other than peace or police officers, or properly authorized security personnel; ~~each~~ acting in the discharge of their duties as such, shall use, carry, or possess air rifles, air pistols, cannons, guns, pistols, revolvers, shotguns, or other firearms in or on any City owned ~~or leased property or facility, including any~~ park, beach, or other recreational property or facility or in any of the City owned buildings designated by the resolution of the Common Council. A Schedule of the buildings so designated shall be available in the Office of the Town Clerk.
- B. No person, other than peace or police officers, properly authorized security personnel, or City hired animal control officers, each acting in the discharge of their duties as such, shall hunt, trap, or pursue any bird, reptile, or animal at any time in or on any City owned ~~or leased~~ property or facility, including any park, beach, or other recreational property or facility, nor shall any person other than those excluded herein use, carry, or possess any spring gun, bow and arrow, crossbow, sling, or any kind of trapping device, or any other weapon or device potentially harmful to birds, reptiles, or animals and dangerous to human safety in or on any City owned ~~or leased~~ property or facility, including any park, beach, or other recreational property or facility.
- C. Notwithstanding the provisions of this Section 38-4, unloaded shotguns may be carried by duly licensed waterfowl hunters at the marina at Veteran's Memorial Park for the sole purpose of gaining access to or from boats used for waterfowl hunting, provided that such carrying and hunting is otherwise in compliance with this Article and all applicable state and federal laws and regulations, including State of Connecticut hunting laws and regulations.

**§ 38-5. Distribution of Article.**

The Town Clerk shall give a copy of this Article and the Schedule referenced in Section 38-4 to each person to whom a ~~hunting~~ license is issued by the City.

**As Amended November 5, 2020**

**Chapter 38 Explosives  
Building Schedule**

Pursuant to Chapter 38 of the Norwalk City Code, no person, other than peace or police officers, or properly authorized security personnel acting in the discharge of their duties as such, shall use, carry, or possess air rifles, air pistols, cannons, guns, pistols, revolvers, shotguns, or other firearms in or on any City owned park, beach, or other recreational property or facility or in any of the following City owned buildings:

- City Hall
- Health Department
- Norwalk Library (all branches)
- Roosevelt Senior Center
- Ben Franklin Center
- Nathaniel Ely Center
- Lockwood Mathews Mansion Museum
- Norwalk Museum
- Transfer Station and Yard Waste Site
- 98 South Main Street

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**§ 38-1. License.**

No person shall hereafter keep, sell or expose for sale torpedoes, gunpowder or other explosives without first obtaining a license from the City Clerk, which license shall be good for one year and for which a fee of \$5 shall be paid.

**§ 38-2. Firearms.**

No air rifles, air pistols, cannons, guns, pistols, revolvers, rifles, shotguns or other firearms shall be discharged within the limits of the city, except as follows:

- A. This section shall not apply to the discharge of air rifles, air pistols, pistols, revolvers, rifles or shotguns when discharged on a range licensed under this Article or operated by the Police Department of the City of Norwalk or by or under the authority of any state or federal agency. **[Amended 6-10-1980]**
- B. This section shall not apply to the discharge of shotguns when discharged by a duly licensed hunter of the state using a load not heavier than No. 4 shot when discharged in the Norwalk Harbor or on land along the shore of Norwalk Harbor or on land along the shore of Norwalk Harbor or Long Island Sound when permission has been obtained from the owner of such land.
- C. (Reserved)<sup>1</sup>
- D. This section shall not apply to the discharge of firearms to protect life or property.
- E. This section shall not apply to the discharge of firearms by property owners, their employees or agents to kill vermin or wild animals which are destroying property.
- F. The discharge of shotguns as provided in § 38-2B and 2C shall not be within 100 feet of a public or private highway or within 500 feet of a dwelling.

**§ 38-3. Rifle and skeet ranges; license; Commission.  
[Amended 6-10-1980]**

The Mayor, subject to the approval of the Common Council, shall appoint a Commission to license rifle, pistol and skeet and trap shooting ranges consisting of three members, one to hold office until the second Tuesday in November 1948, one to hold office until the

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1. Editor's Note: Former Subsection C, pertaining to land north of the Post Road, was repealed 6-9-1998.

second Tuesday in November 1949 and one to hold office until the second Tuesday in November 1950. The terms of such Commissioners shall begin on the day of their appointments. Annually thereafter, the Mayor shall appoint, in the manner hereinbefore provided, one Commissioner of such Commission to serve for a term of three years. Any vacancy which may occur in the membership of such Commission shall be filled for the unexpired portion of the term in the manner hereinbefore provided. The members of such Commission shall serve without compensation. The members of such Commission shall make rules and regulations for the licensing of rifle, pistol and skeet and trap shooting ranges, including fees, and such rules and regulations shall have the same force and effect as though incorporated in this Article when such rules and regulations have been approved by the Mayor and Common Council.

**§ 38-4. (Reserved)<sup>2</sup>**

**§ 38-5. (Reserved)<sup>3</sup>**

**§ 38-6. Distribution of Article.**

Copies of this Article shall be furnished to the office of the Town Clerk of the city, and he shall give a copy to each person to whom he issues a hunting license.

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2. Editor's Note: Former § 38-4, Enforcement, was repealed 6-10-1980.

3. Editor's Note: Former § 38-5, Carrying firearms, was repealed 6-10-1980.