

DRAFT FOR JANUARY 4, 2024 SPECIAL MEETING OF BOG

ORDINANCE ESTABLISHING AND CONCERNING A WATER POLLUTION CONTROL AUTHORITY FOR THE OLD LYME SHORES BEACH ASSOCIATION, INCORPORATED AMENDED AND RESTATED EFFECTIVE AS OF JANUARY 4, 2024

RESOLVED: That the following amended and restated ordinance be adopted by a vote of the Board of Governors of the Old Lyme Shores Beach Association, Incorporated on January 4, 2024, and shall supersede the June 16, 2012 ORDINANCE ESTABLISHING AND CONCERNING A WATER POLLUTION CONTROL AUTHORITY.

SECTION 1: Pursuant to the provisions of [Connecticut General Statutes Chapter 103, Municipal Sewerage Systems](#), The Old Lyme Shores Beach Association, Incorporated hereby adopts the following amended and restated “ORDINANCE ESTABLISHING AND CONCERNING A WATER POLLUTION CONTROL AUTHORITY FOR THE OLD LYME SHORES BEACH ASSOCIATION, INCORPORATED (“Ordinance”). As of January 4, 2024, this Ordinance supersedes the ordinance titled “AN ORDINANCE ESTABLISHING AND CONCERNING A WATER POLLUTION CONTROL AUTHORITY” with an effective date of June 16, 2012.

SECTION 2:

2.1 **Composition.** The Water Pollution Control Authority (“WPCA”) shall consist of seven (7) voting board members.

2.2 **Qualification.** Each board member of the WPCA shall be over twenty-one years of age and an owner of land within the territorial limits of the Association.

2.3 **Terms of Service.** Board members of the WPCA shall be elected by members of the Old Lyme Shores Beach Association, Incorporated (“Association”) at the 2024 annual meeting of the Association in accordance with the following terms of service: three (3) for a term of three (3) years; two (2) for a term of two (2) years; and two (2) for a term of one (1) year. At each annual meeting of the Association thereafter, successors to the board members whose terms then expire shall be elected for terms of three (3) years each. The terms of service for all board members of the WPCA serving just prior to the 2024 annual meeting of the Association, shall end at said 2024 annual meeting.

2.4 **Board of Governors; Ex-Officio Member.** No more than two (2) board members of the WPCA may also be members of the Board of Governors of the Association. The President of the Association shall be a non-voting, ex-officio member of the WPCA.

2.5 **Vacancy.** Any vacancy occurring in the board membership of the WPCA between annual meetings of the Association shall be filled by a vote of the remaining board members of the WPCA, until the next annual meeting, at which time the members of the Association shall elect as above prescribed, a board member of the WPCA for the unexpired portion of the term.

2.6 **Officers.** At the first meeting of the WPCA after each annual meeting of the Association (such first meeting to occur no later than thirty (30) days after each such annual meeting), the WPCA shall elect from its board members a chairperson, vice chairperson, secretary, and treasurer.

2.7 **Meetings.** The WPCA shall fix the time and place of its regular meetings. Special meetings of the WPCA may be held upon the call of the chairperson or upon the call of a majority of the board members of the WPCA in office at the time. Notice of each meeting shall be given in accordance with the provisions of the [Connecticut General Statutes Chapter 14, Freedom of Information Act](#), as amended. The WPCA may adopt rules for the conduct of its business and prescribe all necessary rules and regulations to carry out its functions.

2.8 **Removal.** The board members of the WPCA shall hold office until their successors shall be elected and shall have qualified, unless sooner disqualified by ceasing to be owners of land within the territorial limits of the Association, or upon their resignation, or upon their removal for cause by a vote of two-thirds of the total number of members of the Association taken at a meeting duly noticed and held for that purpose.

2.9 **Compensation.** The members of the WPCA, except as noted below, shall receive no compensation for their services, but shall be reimbursed by the WPCA for documented and necessary expenses incurred in the performance of their official duties, provided that such expenses were previously approved by vote of the WPCA. The WPCA shall set the compensation for the secretary and treasurer.

SECTION 3: The WPCA shall have the authority to seek advice and services as needed for WPCA-specific work, including but not limited to, administrative, engineering, legal, land surveying, etc. The costs of such advice or services shall be borne by the WPCA, except in the case of misuse or malfeasance by a WPCA member. In that instance, the costs shall be borne by the offending member or members.

SECTION 4: The WPCA shall have all the rights, powers, duties and obligations set forth in the [Connecticut General Statutes Chapter 103, Municipal Sewerage Systems](#), as amended.

SECTION 5: This amended and restated ordinance shall become effective on January 4, 2024.