



Legislation Text

File #: 22-501, Version: 1

APPOINTMENT

Motion/Request:

MOTION to reappoint the following members to the Building Code of Appeals for a five-year (5) term ending October 14, 2027:

Mr. Ernest A. Maynard, Jr. (U) 746 Shewville Road, Ledyard
Mr. Stanley Juber (R) 13 Iron Street, Ledyard
Mr. Gabriel B. Stern, (D) 1065 Long Cove Road, Gales Ferry
Mr. Wayne Chiapperini (R) 150 Library Street, Mystic
Mr. Hubert B. Sokolski (R) 14 Mary Belle Circle, Gales Ferry

Background:

The Building Code Board of Appeals only meets when there is an appeal.

Most Members have served on the Board for over five years.

Nominating Committee Recommendation:

The Members reappointments have been endorsed by their respective party.

Minority Representation - CGS 9-167a:

In accordance with Chapter IV; Section 8 of the Town Charter “Except as otherwise provided for in this Charter, the Town Council may appoint members to fill vacancies in other offices, boards, and commissions established by this Charter and by ordinance as vacancies may occur, and appointing members to such offices, boards, and commissions as may be created in the future. Such appointments shall be made by the Town Council for such terms and upon such conditions as provided in the respective ordinance”.

Chapter IV, Section 9: “In making appointments and removals, the Town Council shall act by the affirmative votes of at least a majority of all its members.

All members of boards, commissions, and committees contained in this Charter, or subsequently created under this Charter, except members of the Building Code Board of Appeals, the Fire Marshal, and the Deputy Fire Marshal(s), shall be electors of the Town at the time of their appointment and during their terms of office.”

Connecticut General Statutes

Sec. 9-167a. Minority representation. (a) (1) Except as provided in subdivision (2) of this subsection, the maximum number of members of any board, commission, legislative body, committee or similar body of the state or any political subdivision thereof, whether elective or appointive, who may be members of the same

political party, shall be as specified in the following table:

Total Membership	Maximum from One Party
3	2
4	3
5	4
6	4
7	5
8	5
9	6
More than 9 Two-thirds of total membership	

(2) The provisions of this section shall not apply (A) to any such board, commission, committee or body whose members are elected wholly or partially on the basis of a geographical division of the state or political subdivision, (B) to a legislative body of a municipality (i) having a town meeting as its legislative body or (ii) for which the charter or a special act, on January 1, 1987, provided otherwise or (C) to the city council of an unconsolidated city within a town and the town council of such town if the town has a town council and a representative town meeting, the town charter provides for some form of minority representation in the election of members of the representative town meeting, and the city has a city council and a body having the attributes of a town meeting or (D) to the board of directors and other officers of any district, as defined in section 7-324, having annual receipts from all sources not in excess of two hundred fifty Thousand dollars.

(b) Prior to any election for or appointment to any such body, the municipal clerk, in cases of elections, and the appointing authority, in cases of appointments, shall determine the maximum number of members of any political party who may be elected or appointed to such body at such election or appointment. Such maximum number shall be determined for each political party in the following manner: From the number of members of one political party who are members of such body at the time of the election or appointment, subtract the number of members of such political party whose terms expire prior to the commencement of the terms for which such election or appointment is being held or made and subtract the balance thus arrived at from the appropriate number specified in column II of subsection (a) of this section.

Meeting Detail:

Administration Committee Meeting 9/28/2022

File #: [22501 <https://ledyardct.legistar.com/LegislationDetail.aspx?ID=5814186&GUID=E2C7069F-CBA6-4209-A4C0-5F8D44613280>](https://ledyardct.legistar.com/LegislationDetail.aspx?ID=5814186&GUID=E2C7069F-CBA6-4209-A4C0-5F8D44613280) Version: 1

Type: Appointment

Title: MOTION to reappoint the following members to the Building Code of Appeals for a five-year (5) term ending October 14, 2027: Mr. Ernest A. Maynard, Jr. (U) 746 Shewville Road, Ledyard Mr. Stanley Juber (R) 13 Iron Street, Ledyard Mr. Gabriel B. Stern, (D) 1065 Long Cove Road, Gales Ferry Mr. Wayne Chiapperini (R) 150 Library Street, Mystic Mr. Hubert B. Sokolski (R) 14 Mary Belle Circle, Gales Ferry

Mover: Irwin Seconded: McGrattan

Action: Recommend to Approve

Meeting Note:

Moved by Councilor Irwin, seconded by Councilor McGrattan

Discussion: Councilor Ingalls stated the five-member Building Code Board of Appeals only meets when there is an appeal. She noted these members were interested in continuing to serve on the Board and that their reappointments have been endorsed by their respective parties.

Councilor Irwin noted that Mr. Chiapperini lived in Mystic; and therefore, he questioned whether the members of the Board had to be electors of the town.

It was noted that in accordance with CGS 29-266 that a Member of the Board of Assessment Appeals of one municipality may also be a member of a Board of Assessment Appeals in another municipality. Therefore, he did not need to be an elector of the town. Councilor McGrattan stated that Mr. Chiapperini formerly lived in Ledyard.

VOTE: 3 - 0 Approved and so declared

Action: Recommend to Approve