

Fw: LR30.108 - Legal Opinion

Rosenson, Valerie

Wed 5/19/2021 10:59 AM

To: Isidro, Judith <JIsidro@StamfordCT.gov>;

Cc: Dellaselva, Chris <CDellaselva@StamfordCT.gov>;

Please see the email below from Chair Lee.

From: Lee, Benjamin

Sent: Tuesday, May 18, 2021 7:25 PM

To: Rosenson, Valerie

Subject: LR30.108 - Legal Opinion

Dear Valerie,

During our meeting, Representative McMullen stated his belief that Item LR30.108 violates Section 9.7(b) of the Code of Ordinances, on the grounds that this is an impermissible second renewal for a period beyond the 1 year authorized by the Code.

Attorney Dellaselva noted that this process went through the full approval of Board of Reps, Board of Finance, and Planning Board, whereas Section 9-7(b) contemplates only approval by two boards, Board of Reps and Board of Finance, e.g., the difference in procedure, and indeed, more thorough process, indicates that Section 9-7(b) is inapplicable.

I would like the Law Department to provide their opinion as to whether approval of LR30.108 is permissible under the ordinances, and if so, their rationale for reaching that determination (either for the reason stated above or other reasoning). I'd like this opinion before our regular June meeting.

Best regards,

Ben

Benjamin Lee
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