

FREEDOM OF INFORMATION COMMISSION  
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by )  
William A. Houzak, Complainant ) Report of Hearing Officer  
 )  
against ) Docket #FIC77-107  
 )  
Town of Beacon Falls and ) June 20, 1977  
Planning and Zoning Commission )  
of the Town of Beacon Falls, )  
Respondents )

The above captioned matter was heard as a contested case on June 15, 1977, at which time the complainant appeared and presented testimony and argument on the complaint.

After consideration of the entire record, the following facts are found:

1. The respondents are public agencies as defined in §1-18a(a), G.S.

2. On May 16, 1977, the complainant made a request for all permits relating to earth removal and a variety of information that may be contained in these documents.


3. Having failed to receive a response within four business days, the complainant filed the present appeal with this Commission on June 1, 1977, treating such failure as a denial of his rights under the Freedom of Information Act.

4. The respondent commission did not respond until after this complaint had been brought. The respondent indicated that the complainant could inspect and copy any material at the office of the custodian of the records of the Planning and Zoning Commission.

The following order by the Commission is hereby recommended on the basis of the record concerning the above captioned complaint:


1. Pursuant to §1-19(a), G.S., respondent commission shall mail, after payment of reasonable cost, to the complainant all permits now in the respondent's possession which relate to earth removal.

2. The remaining documents sought are not sufficiently specified and as to these the complaint is dismissed.

  
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Commissioner Judith A. Lahey

as Hearing Officer

Approved by order of the Freedom of Information Commission on  
July 13, 1977.

  
Louis J. Tapogna, as Clerk of the  
Commission