

-----Original Message-----

From: Flug, Eileen <[eflug@westportct.gov](mailto:eflug@westportct.gov)>

Sent: Wednesday, July 12, 2023 2:48 PM

To: Wieser, Jeffrey <[jwieser@westportct.gov](mailto:jwieser@westportct.gov)>

Cc: Dunkerton, Jeffrey <[jdunkerton@westportct.gov](mailto:jdunkerton@westportct.gov)>; Falk, Harris <[hfalk@westportct.gov](mailto:hfalk@westportct.gov)>; Burkhardt, Ross <[rburkhardt@westportct.gov](mailto:rburkhardt@westportct.gov)>; Schneeman, Kristin <[kschneeman@westportct.gov](mailto:kschneeman@westportct.gov)>; Gold, Peter <[pgold@westportct.gov](mailto:pgold@westportct.gov)>; Ira Bloom <[ibloom@berchemmoses.com](mailto:ibloom@berchemmoses.com)>; Tooker, Jennifer <[jtooker@westportct.gov](mailto:jtooker@westportct.gov)>; Koskinas, Fotios <[fkoskinas@westportct.gov](mailto:fkoskinas@westportct.gov)>; Farrell, David <[dfarrell@westportct.gov](mailto:dfarrell@westportct.gov)>

Subject: Railroad Parking Fees - Review by RTM

Jeff:

Upon review of the materials presented to the Transit Committee, our opinion regarding the RTM's ability to review the railroad parking fees has changed. It is our opinion that the attached Regulations Governing Vehicle Parking in Parking Areas Serving the Westport (Saugatuck) and Greens Farms Railroad Stations (the "Railroad Parking Regulations") are governed by Section C4-6 of the Town Charter, and that changes in the railroad parking fees constitute amendments to the regulations, which are also governed by that section.

Historically, railroad parking fees have not been treated as regulations of Town properties under Section C4-6, and it is our understanding that this is the first time railroad parking fees have been appealed to the RTM for review. Nonetheless, as an amendment to the Railroad Parking Regulations, fee changes are appealable to the RTM, which may reject, modify, or affirm the fees.

Therefore, it is appropriate for the RTM to add to its agenda the review of the railroad parking fees adopted by the Board of Selectwomen on April 26, as requested by Harris Falk and Ross Burkhardt.

Please let me know if you have any questions.

Eileen

Eileen Lavigne Flug  
Assistant Town Attorney  
Town of Westport  
110 Myrtle Avenue  
Westport CT, 06880  
203-341-1043

CONFIDENTIALITY NOTICE: This email transmission (and/or the attachments accompanying it) may contain legally privileged and confidential information, and is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any dissemination, disclosure, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please promptly notify the sender by reply email and destroy the original message.