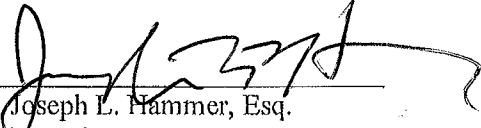


DOCKET NO. HHD-CV-15-6059633-S	:	SUPERIOR COURT
	:	
THE TRUSTEES OF TRINITY COLLEGE	:	J.D. OF HARTFORD
A/K/A TRINITY COLLEGE,	:	
Plaintiff,	:	
	:	
VS.	:	AT HARTFORD
	:	
CITY OF HARTFORD PLANNING AND	:	MARCH 29, 2016
ZONING COMMISSION,	:	
Defendant.	:	

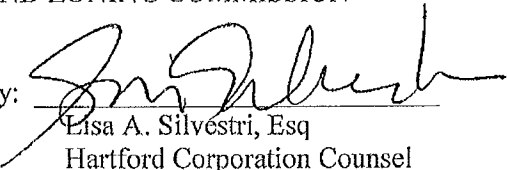
**JOINT MOTION FOR JUDGMENT  
IN ACCORDANCE WITH STIPULATION FOR JUDGMENT**

Pursuant to Conn. Gen. Stat. § 8-8(n) and Practice Book § 14-7B(j), the parties to the above-captioned land use appeal respectfully move that this Court approve the settlement reached by the parties and that judgment be entered in accordance with the Stipulation for Judgment attached hereto.

PLAINTIFF,  
THE TRUSTEES OF TRINITY COLLEGE  
A/K/A TRINITY COLLEGE

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CITY OF HARTFORD PLANNING  
AND ZONING COMMISSION

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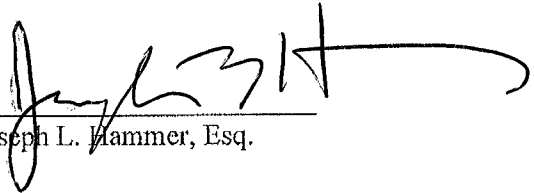


CERTIFICATION

This is to certify that a copy of the foregoing was sent via e-mail, on this 30<sup>th</sup> day of March,

2016, to all counsel of record as follows:

Lisa A. Silvestri, Esq  
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\_\_\_\_\_  
Joseph L. Hammer, Esq.

DOCKET NO. HHD-CV-15-6059633-S	:	SUPERIOR COURT
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VS.	:	AT HARTFORD
	:	
CITY OF HARTFORD PLANNING AND	:	MARCH 29, 2016
ZONING COMMISSION,	:	
Defendant.	:	

**STIPULATION FOR JUDGMENT**

The parties to the above-captioned action hereby stipulate and agree to the entry of judgment in the above-captioned appeal (“Appeal”) in accordance with this Stipulation for Judgment as follows:

WHEREAS, Plaintiff The Trustees of Trinity College a/k/a Trinity College (hereafter, “Trinity College”) brought this Appeal by Complaint dated May 14, 2015 (the “Complaint”);

WHEREAS, Trinity College is the owner of real property located in Hartford, Connecticut known as 300 Summit Street on which it operates a liberal arts college on a campus of approximately 78 acres, which campus includes various academic, athletic, and student residential facilities (the “Campus”);

WHEREAS, Defendant City of Hartford Planning and Zoning Commission (the “Commission”) is the agency charged with, *inter alia*, reviewing site plan applications within the City of Hartford;

WHEREAS, on or about March 12, 2015, Trinity College filed a site plan application with the Commission in connection with the improvement of Trinity College’s existing athletic facilities on the

Campus, which improvements included: re-orienting existing baseball, soccer and softball fields; adding bleachers, a press box, dugouts, fencing and sports lights to the baseball field; adding dugouts and fencing to the softball field; adding bleachers, a press box, fencing and lighting to the soccer field; converting existing natural grass playing surfaces on the baseball, soccer and softball field (collectively, the "Fields") to synthetic turf; and making certain drainage improvements, including the addition of a subsurface drainage system (the "Site Plan Application");

WHEREAS, the Commission's staff directed that Trinity College submit the Site Plan Application to the Commission on the basis that the proposed structures, including the press boxes, dugouts and bleachers, exceeded 5,000 square feet of gross floor area;

WHEREAS, following the conclusion of the presentation and discussion of the Site Plan Application during its April 28, 2015 meeting, the Commission, by a vote of three (3) in favor and two (2) opposed, approved the Site Plan Application (the "Site Plan Approval") subject to the condition that only natural turf be used on the Fields (the "Condition");

WHEREAS, notice of said decision was published in the Hartford Courant on May 5, 2015;

WHEREAS, as set forth more particularly in the Complaint, Trinity College brought this Appeal from the imposition of the Condition, alleging that the Condition is illegal, arbitrary, and in abuse of the Commission's discretion;

WHEREAS, the Appeal was served on May 15, 2015; and

WHEREAS, during the pendency of the Appeal, the Commission approved on January 12, 2016, and published notice of in the Hartford Courant on January 16, 2016, an amendment to the City

of Hartford Zoning Regulations that prohibits the use of artificial turf containing synthetic infill materials such as crumb rubber, and permits synthetic turf only if the infill is composed of organic material.

NOW, THEREFORE, in the interest of avoiding further litigation and the expenditure of further resources, the parties have agreed to resolve the Appeal pursuant to the following terms to which they hereby stipulate and agree:

1. The Site Plan Approval shall remain in full force and effect, subject to the modifications set forth below:
  - a. Trinity College may, at its option, install and use either: (i) artificial turf containing crumb rubber synthetic infill; or (ii) natural grass on the baseball field. The baseball field is the easternmost of the three (3) fields shown on the plan set submitted with the Site Plan Application entitled "Trinity College, Hartford, Connecticut Athletic Field Complex & Site Improvements March 2015" prepared by Clark Companies and Catella Engineering LLC (the "Plans"); and
  - b. Natural grass shall be used on the soccer field and softball field, which are the other two (2) fields that were part of the Site Plan Application and are shown on the Plans, except that Trinity College may, at its option, install and use artificial turf containing crumb rubber synthetic infill for up to two batting cages having a total area of not more than 2,500 square feet associated with the softball field.

2. Any modifications to drainage, stormwater or other improvements that are associated with the use of natural grass surface on any of the Fields shall be addressed through staff review without the need for any site plan or other application to or review by the Commission.

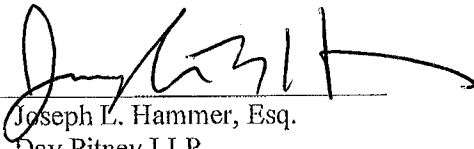
3. No party shall be awarded costs.

4. The Commission shall recommend that the City of Hartford Department of Public Works make available to Trinity College, at no cost, the baseball field located at Hyland Park, 355 New Britain Avenue, Hartford, for use during the April - May 2016 baseball season by Trinity College's varsity baseball team.

5. The terms of this Stipulation for Judgment were approved by the Commission at its meeting of March 22, 2016.

PLAINTIFF,  
THE TRUSTEES OF TRINITY COLLEGE  
A/K/A TRINITY COLLEGE

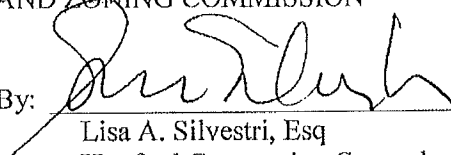
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By:



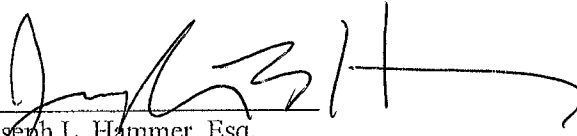
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Joseph L. Hammer, Esq.