

# **Bond Case Briefs**

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## **ZONING & PLANNING - CONNECTICUT**

### **McLoughlin v. Planning and Zoning Commission of Town of Bethel**

**Supreme Court of Connecticut - April 5, 2022 - A.3d - 342 Conn. 737 - 2022 WL 1002241**

Applicants sought review of town planning and zoning commission's denial of application for special permit to construct and operate a crematory in business park in industrial zone.

The Superior Court dismissed. The Appellate Court affirmed. Applicants appealed.

The Supreme Court held that:

- Objections based on general standards in zoning regulations may serve as a basis to deny a special permit application; but
- Substantial evidence did not support commission's determination as adverse environmental effects from emissions;
- Substantial evidence did not support determination as to detrimental effect on neighbors or development;
- Substantial evidence did not support determination as to harmonious and orderly development; and
- Substantial evidence did not support determination as to suitability of design elements on other properties' value.