

**CITY COUNCIL MEETING AGENDA v.1**

**CITY COUNCIL CHAMBERS**

**September 28, 2015**

**7:30 PM**

(Name Plates & Sound Check)

1. **MOMENT OF SILENCE**
2. **PLEDGE OF ALLEGIANCE**
3. **CALL TO ORDER**
4. **LATE FILE ITEMS**
5. **PUBLIC COMMENT**
6. **MAYOR'S UPDATE**

**CONSENT AGENDA**

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

**7. APPROVAL OF MINUTES**

September 15, 2015

(Approve)

**8. TRANSFERS - None**

**9. COMMUNICATIONS**

1. Whittier Regional Vocational Technical High School (R&F)
2. Special Event Application Loco Sports, Inc. ½ marathon Nov. 15, 2015 (PS)
3. Application for Moveable Sign Avita of Newburyport (L&P)
4. Special Event Application Ladies Night out Run Dec. 12, 2015 (PS)
5. Letter re: 40R Smart Growth Overlay Zoning District from Gregory Winter (R&F)
6. Summary Report from Environmental Partners on Wastewater Treatment Facility & Odor Controls (PU)

**10. APPOINTMENTS – First Reading**

**APPOINTMENTS**

- |                   |                 |  |             |
|-------------------|-----------------|--|-------------|
| 1. Sarah M. White | 349 High Street | CPA Committee representing Historical Com. | Oct.1, 2018 |
|-------------------|-----------------|--|-------------|

**END OF CONSENT AGENDA  
REGULAR AGENDA**

**11. COMMUNICATIONS**

8. LATE FILE – Mayor's Communication

**12. APPOINTMENTS – TABLED**

**APPOINTMENTS - TABLED**

- |              |                  |                  |               |
|--------------|------------------|------------------|---------------|
| 2. Ann Dykes | 12 Munroe Street | Parks Commission | April 1, 2018 |
|--------------|------------------|------------------|---------------|

**13. APPOINTMENTS – 2<sup>nd</sup> Reading**

**APPOINTMENTS**

- |                         |                     |                         |                |
|-------------------------|---------------------|-------------------------|----------------|
| 3. Jane Niebling        | 45 Temple Street    | Cultural Commission     | Sept. 30, 2018 |
| 4. Joanna Fernandes     | 29 Hill Street      | Bartlet Mall Commission | Dec. 1, 2016   |
| 5. Marian Leighton Levy | 323 Merrimac Street | NRA                     | Oct. 30, 2020  |

**RE-APPOINTMENTS**

- |                           |                 |                              |               |
|---------------------------|-----------------|------------------------------|---------------|
| 6. Donald B. Notargiacomo | 5B Zabriskie Dr | Constable for Civil Business | Sept. 1, 2017 |
|---------------------------|-----------------|------------------------------|---------------|

**14. ORDERS**

1. TABLED Resolution to work collaboratively with Verizon to provide FIOS
2. Discontinue portion of Belcher's Street
3. Access Easement Way off Spofford Street
4. Accept Sec. 15B of Ch. 60 MGL authorizing establishment tax title collection revolv fund

5. \$14,000 Net premium paid to the City be appropriated to pay costs and reduce premium
6. \$5,000 Net premium paid to the City be appropriated to pay costs and reduce premium
7. \$20,000 Net premium paid to the City be appropriated to pay costs and reduce premium
8. Special Municipal Employees Community Preservation Commission (CPC)
9. Declaration of rental space at the Senior Community Center

## 15. ORDINANCES

1. 2<sup>nd</sup> Reading Amend Zoning ORD Appendix A Sec. XXIX Smart Growth District (SGOD)
2. Amend ORD Ch. 13-181 Parking Lots Waterfront Trust Lot
3. Amend ORD Ch. 13-181 Parking Lots Green Street Lot Police Vehicles

## 16. COMMITTEE ITEMS

### Budget & Finance

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Order Home Rule Petition- supplementing education budget (COTW)                       | *05/12/2014 |
| 2. Amend ORD Ch. 2 Section 2-45 City Council Salary                                      | *05/12/2014 |
| 3. Amend ORD Ch. 2 Section 2-61A School Committee Salary                                 | *05/12/2014 |
| 4. Letter from Hope Church regarding Master Box fee                                      | *11/10/2014 |
| 5. Statement re: Human Resources Dependent Audit   | *08/10/2015 |
| 6. FY2015 Year-End Financial Report  | *09/15/2015 |
| 7. Accept Gift of \$228,500 from the Friends of the NBPT Council on Aging for Senior Ctr | *09/15/2015 |

### General Government

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Letter re: Health Insurance Benefit                               | *05/11/2015 |
| 2. Required notice to establish screening committee for City Marshal | *09/15/2015 |
| 3. Changes to City Hall Rental Application and Rules of Use          | *09/15/2015 |
| 4. Create Ch. 2-2.5 City Flag  | *09/15/2015 |

### Joint Education

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Order Home Rule Petition- supplementing education budget (COTW) | *05/12/2014 |
|--|-------------|

### License & Permits

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Movable Sign Application Newburyport Brewing Company    | *02/10/2014 |
| 2. Amend ORD Sec. 9-114 Transient Vendors Restricted Areas | *04/28/2014 |
| 3. Letter regarding transient vendor licensing             | *06/30/2014 |
| 4. Amend ORD 15-32 Taxi Licenses                           | *06/29/2015 |
| 5. Regulations   | *08/10/2015 |
| 6. Amend Ch 9-111 Transient Vendors Definitions            | *08/10/2015 |

### Neighborhoods and City Services

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Temple Street sidewalk repair                                   | *04/27/2015 |
| 2. Letter re: sidewalks and bike paths to Hale Street and West End | *05/11/2015 |
| 3. Letter regarding Emerald Ash Borer                              | *05/26/2015 |
| 4. City-Wide Sidewalk Specifications                               | *06/08/2015 |
| 5. Amend Ch11 Parks and Recreation (COTW)                          | *08/10/2015 |
| 6. Amend Ch. 12-9 Maintenance of City Owned Sidewalks              | *09/15/2015 |
| 7. Amend Ch. 12-181 Protection of Public Trees                     | *09/15/2015 |

### Planning & Development

#### *In Committee:*

- |  |             |
|--|-------------|
| 1. Letter from Newburyport Preservation Trust                        | *03/31/2014 |
| 2. First Refusal to Purchase Lot 8 Low Street                        | *01/12/2015 |
| 3. Amend ORD Zoning Map Sec. III-C "Back Bay Area Zoning Map Change" | *01/12/2015 |
| 4. Request to present to City Council Essex Tech High School         | *05/11/2015 |
| 5. NRA Ad Hoc (COTW)   | *08/10/2015 |

- |  |             |
|--|-------------|
| 6. Establish a Waterfront Committee (COTW)   | *08/10/2015 |
| 7. Amend Zoning VIII-D Sign regulations  | *09/15/2015 |
| 8. Amend Zoning XI-I Glare   | *09/15/2015 |
| 9. Amend Ch. 2-116 Planning Board Established, membership, appointment             | *09/15/2015 |
| 10. Amend Ch. 2-119 Planning Board Members to serve without pay; powers and duties | *09/15/2015 |

#### **Public Safety**

##### ***In Committee:***

- |   |             |
|---|-------------|
| 1. London Livery request for valet parking at 38 State Street             | *04/27/2015 |
| 2. Order regarding Signs  | *05/26/2015 |
| 3. Amend ORD Ch. 13 Article IV Div 6 Sec. 13-175 2 hr No. Atkinson        | *06/29/2015 |
| 4. Letter regarding condition of Dove Street                              | *07/13/2015 |
| 5. Special Event Application Green Strides Half Marathon October 25, 2015 | *09/15/2015 |
| 6. 3 <sup>rd</sup> Annual Pumpkin Patch Fun Run event                     | *09/15/2015 |
| 7. River Relay for Real Lives   | *09/15/2015 |
| 8. Revising the Location of the EV Charging Station                       | *09/15/2015 |
| 9. Amend Ch. 3-2 Disposal of Animal Waste                                 | *09/15/2015 |
| 10. Amend Ch. 13-136 Designated Stop Intersections                        | *09/15/2015 |
| 11. Amend Ch. 13-168 Parking Restricted on Certain Streets                | *09/15/2015 |
| 12. Amend Ch. 13-180 Resident Parking                                     | *09/15/2015 |
| 13. Amend Ch. 13-168 Parking Restricted on Pauline Street                 | *09/15/2015 |

#### **Public Utilities Committee**

##### ***In Committee:***

- |  |             |
|--|-------------|
| 1. Water and Sewer Commissions adjustment of sewer bill charges re second meters | *11/24/2014 |
|--|-------------|

#### **Rules Committee**

### **17. GOOD OF THE ORDER**

### **18. ADJOURNMENT**

## **CONSENT AGENDA**

# CITY COUNCIL MEETING MINUTES - VERSION 1

September 15, 2015

**7:30 PM**

Council President O'Brien called the meeting to order at 7:30 pm. A moment of silence was held for the fallen as represented by the Field of Honor. This was followed by the Pledge of Allegiance. He then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Eigerman, Giunta, Heartquist, Herzog, Kinsey, Tontar, Vogel and O'Brien. 11 present.

1. **LATE FILES** – Polling Place Order in General Government not Joint Education, Communication #7 Mayor's Update, Communication #8 Pumpkin Patch Fun Run special event application, Communication #9 River Relay special event application

**Motion to waive the rules and accept the late file items by Councillor Cameron, seconded by Councillor Kinsey. So voted.**

## 2. PUBLIC COMMENT

- |                    |                     |                         |
|--------------------|---------------------|-------------------------|
| 1. Marian Levy     | 323 Merrimac Street | NRA Nominee             |
| 2. Leslie Eckholdt | 36 Warren Street    | NRA Nominee             |
| 3. Jerry Mullins   | 7 Parsons Street    | Sidewalk Ordinance      |
| 4. Richard Eaton   | 4 Horton Street     | Senior/Community Center |

**President O'Brien invited Richard Eaton with the members of the Friends of the Newburyport Council on Aging to present their gift of \$228,000 to the City.**

- |                 |                               |      |
|-----------------|-------------------------------|------|
| 5. Doug Locy    | 17 Alberta Avenue             | 40 R |
| 6. Jim McCarthy | 17 Russia Street              | 40 R |
| 7. Mark Bailly  | 18 Pheasant Run Drive         | 40 R |
| 8. Greg Winter  | 821 Barretts Mill Rd, Concord | 40 R |

## 3. Junior Mayor for a Day PROCLAMATION

**Gabrielle Waters and Alexandra Waters delivered the US Women's World Cup Champions Pride Day proclamation and took turns reading it.**

## 4. MAYOR'S UPDATE

**The Mayor gave an update.**

## CONSENT AGENDA

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

## 5. APPROVAL OF MINUTES

August 10, 2015

(Approved)

September 1, 2015

(Approved)

**Corrected the motion to go into Executive Session with 1 no, (Herzog).**

## 6. TRANSFERS - None

## 7. COMMUNICATIONS

- |   |                 |
|---|-----------------|
| 1. Special Event Application Green Strides Half Marathon October 25, 2015 | (Public Safety) |
| 2. Letter re: Human Resources position history                            | (R&F)           |
| 3. FY2015 Year-End Financial Report                                       | (B&F)           |
| 4. Required notice to establish screening committee for City Marshal      | (Gen. Gov't)    |

## 8. APPOINTMENTS – First Reading - None

### APPOINTMENTS

- |                  |                  |                     |                |
|------------------|------------------|---------------------|----------------|
| 1. Jane Niebling | 45 Temple Street | Cultural Commission | Sept. 30, 2018 |
| 2. Ann Dykes     | 12 Munroe Street | Parks Commission    | April 1, 2018  |

**Removed by Councillor Herzog.**

- |                     |                    |                         |              |
|---------------------|--------------------|-------------------------|--------------|
| 3. Joanna Fernandes | 15 Franklin Street | Bartlet Mall Commission | Dec. 1, 2016 |
|---------------------|--------------------|-------------------------|--------------|

**Corrected her new address to 29 Hill Street.**

### RE-APPOINTMENTS

5. Donald B. Notargiacomo 5B Zabriskie Dr Constable for Civil Business

Sept. 1, 2017

### END OF CONSENT AGENDA

**Motion to approve the consent agenda as amended by Councillor Cameron, seconded by Councillor Kinsey. So voted.**

### REGULAR AGENDA

#### 9. COMMUNICATIONS

5. Communication to Councillor Vogel from Chamber President Ann Ormond

**Motion to receive and file by Councillor Vogel, seconded by Councillor Herzog. So voted. Councillor Vogel asked President O'Brien to appoint an adhoc committee on the issue of way-finding and A-frame signs. President agreed thereto.**

6. Newburyport Youth Football & Cheering Tag Days Sept. 26 & 27 Market Square

**Motion to declare emergency because the tag day would be before the next meeting by Councillor Herzog, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Vogel. So voted.**

7. LATE FILE – Mayor's Communication

**Motion to receive and file by Councillor Cameron, seconded by Councillor Herzog. So voted.**

8. LATE FILE – 3<sup>rd</sup> Annual Pumpkin Patch Fun Run event

**Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.**

9. LATE FILE – River Relay for Real Lives

**Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.**

#### 10. APPOINTMENTS

2. Ann Dykes 12 Munroe Street Parks Commission

April 1, 2018

**Motion to table by Councillor Herzog, seconded by Councillor Tontar. So voted.**

#### 11. ORDERS

1. TABLED Resolution Car Free Day

**Motion to remove from the table by Councillor Herzog, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Herzog, seconded by Councillor Kinsey. So voted.**

2. Accept Gift of \$228,500 from the Friends of the Newburyport Council on Aging for Senior Center

**Motion to refer to Budget and Finance by Councillor Tontar, seconded by Councillor Kinsey. So voted.**

3. Resolution to work collaboratively with Verizon to provide FIOS

**Motion to table by Councillor Herzog, seconded by Councillor Cameron. 10 yes, 1 no (O'Brien). So voted.**

4. Changes to City Hall Rental Application and Rules of Use

**Motion to refer to General Government by Councillor Tontar, seconded by Councillor Giunta. So voted.**

5. Revising the Location of the EV Charging Station

**Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.**

#### 12. ORDINANCES

1. 2<sup>nd</sup> Reading Amend Ch. 9 Article 7 Div # Regulation of Door to Door Sales

**Motion to approve 2<sup>nd</sup> reading by Councillor Cronin, seconded by Councillor Tontar. Roll call vote, 9 yes, 2 no (Giunta, Herzog). So voted.**

2. Amend Zoning VIII-D Sign regulations

**Motion to refer to Planning & Development by Councillor Herzog, seconded by Councillor Cameron. So voted.**

3. Amend Zoning XI-I Glare

**Motion to refer to Planning & Development by Councillor Herzog, seconded by Councillor Cameron. So voted.**

4. Create Ch. 2-2.5 City Flag

**Motion to refer to General Government by Councillor Herzog, seconded by Councillor Heartquist. So voted.**

5. Amend Ch. 3-2 Disposal of Animal Waste

**Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Giunta. So voted.**

6. Amend Ch. 12-9 Maintenance of City Owned Sidewalks  
**Motion to refer to Neighborhood & City Services by Councillor Eigerman, seconded by Councillor Vogel. So voted.**
7. Amend Ch. 12-181 Protection of Public Trees  
**Motion to refer to Neighborhood & City Services by Councillor Eigerman, seconded by Councillor Cameron. So voted.**
8. Amend Ch. 13-136 Designated Stop Intersections  
**Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Cameron. So voted.**
9. Amend Ch. 13-168 Parking Restricted on Certain Streets  
**Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Cameron. So voted.**
10. Amend Ch. 13-180 Resident Parking  
**Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Cameron. So voted.**
11. Amend Ch. 13-168 Parking Restricted on Pauline Street  
**Motion to refer to Public Safety by Councillor Heartquist, seconded by Councillor Cameron. So voted.**
12. Amend Ch. 2-116 Planning Board Established, membership, appointment
13. Amend Ch. 2-119 Planning Board Members to serve without pay; powers and duties  
**Motion to refer to Ordinances #12 and #13 to Planning & Development by Councillor Herzog, seconded by Councillor Cameron. So voted.**

### 13. COMMITTEE ITEMS

#### Budget & Finance

##### *In Committee:*

1. Order Home Rule Petition- supplementing education budget (COTW) \*05/12/2014
  2. Amend ORD Ch. 2 Section 2-45 City Council Salary \*05/12/2014
  3. Amend ORD Ch. 2 Section 2-61A School Committee Salary \*05/12/2014
  4. Letter from Hope Church regarding Master Box fee \*11/10/2014
  5. Energy/Recyc RsvAppr Solid Waste Fees to Hshold Haz Waste \$20,000, Chipper Svc \$10,000 \*08/10/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Connell. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.**
6. City of Newburyport net assessment for 2015-2016 Whittier Regional Voc. Tech. HS \*08/10/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Cronin. So voted. Motion to receive and file by Councillor Tontar, seconded by Councillor Cameron. So voted.**
7. Statement re: Human Resources Dependent Audit \*08/10/2015
  8. Accept \$25,000 Grant Stanton Foundation \*08/10/2015
- Motion to remove by Councillor Tontar, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Cameron. 10 yes, 1 no (Connell). So voted.**
9. SEWER CIP - Sewer Easement to CIP- DPS Building, \$225,000 \*09/01/2015
  10. WATER CIP - Meter Replacement to CIP- DPS Building, \$225,000 \*09/01/2015
- Motion to remove items #8 and #9 collectively by Councillor Tontar, seconded by Councillor Herzog. So voted. Motion to approve items #8 and #9 collectively by Councillor Tontar, seconded by Councillor Cameron. So voted.**

#### General Government

##### *In Committee:*

1. Letter re: Health Insurance Benefit \*05/11/2015
2. Order Polling Place High Street \*07/13/2015

#### Joint Education

##### *In Committee:*

1. Order Home Rule Petition- supplementing education budget (COTW) \*05/12/2014

## **License & Permits**

### ***In Committee:***

1. Movable Sign Application Newburyport Brewing Company \*02/10/2014
2. Amend ORD Sec. 9-114 Transient Vendors Restricted Areas \*04/28/2014
3. Letter regarding transient vendor licensing \*06/30/2014
4. Amend ORD 15-32 Taxi Licenses \*06/29/2015
5. Regulations \*08/10/2015
6. Amend Ch 9-111 Transient Vendors Definitions \*08/10/2015

## **Neighborhoods and City Services**

### ***In Committee:***

1. Temple Street sidewalk repair \*04/27/2015
2. Letter re: sidewalks and bike paths to Hale Street and West End \*05/11/2015
3. Letter regarding Emerald Ash Borer \*05/26/2015
4. City-Wide Sidewalk Specifications \*06/08/2015
5. Amend Ch11 Parks and Recreation (COTW) \*08/10/2015

## **Planning & Development**

### ***In Committee:***

1. Letter from Newburyport Preservation Trust \*03/31/2014
2. First Refusal to Purchase Lot 8 Low Street \*01/12/2015
3. Amend ORD Zoning Map Sec. III-C "Back Bay Area Zoning Map Change" \*01/12/2015
4. Amend Zoning ORD Appendix A Sec. XXIX Smart Growth District (SGOD) \*01/29/2015

**Motion to remove from committee by Councillor Cameron, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Connell. Motion to amend pages 25 and 43 with respect to noise levels by Councillor Eigerman, seconded by Councillor Cameron. So voted. Motion to amend by changing the acceptable height on page 9 from 55 (fiftyfive) feet to 60 (sixty) feet. 9 yes, 2 no (Cronin, O'Brien). So voted. Motion to approve as amended 1st reading and order published by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 8 yes, 3 no (Cronin, Giunta, O'Brien). Motion passed.**

5. Request to present to City Council Essex Tech High School \*05/11/2015
6. NRA Ad Hoc (COTW) \*08/10/2015
7. Establish a Waterfront Committee (COTW) \*08/10/2015
8. Authorizing Acceptance of Hamilton Estates Preservation Restriction \*08/10/2015

**Motion to remove by Councillor Cameron, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Herzog. So voted.**

9. Authorizing Acceptance of Hamilton Estates Conservation Restriction \*08/10/2015

**Motion to remove by Councillor Cameron, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Herzog. So voted.**

## **Public Safety**

### ***In Committee:***

1. London Livery request for valet parking at 38 State Street \*04/27/2015
2. Order regarding Signs \*05/26/2015
3. Amend ORD Ch. 13 Article IV Div 6 Sec. 13-175 2 hr No. Atkinson \*06/29/2015
4. Special Event Application St. Vincent DePaul Walk for the Poor, Sept. 26, 2015 \*07/13/2015

**Motion to remove by Councillor Cronin, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Cameron. So voted.**

5. Special Event Application 24<sup>th</sup> Walk Against Violence, October 4, 2015 \*07/13/2015

**Motion to remove by Councillor Cronin, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Cameron. So voted.**

6. Letter regarding condition of Dove Street \*07/13/2015
7. Electric Charging Station Green Street Lot \*08/10/2015

**Motion to remove by Councillor Cronin, seconded by Councillor Cameron. So voted. Motion to receive and file by Councillor Cronin, seconded by Councillor Cameron. So voted.**



8. Location Agreement Public Way Authorization \*08/10/2015  
**Motion to remove by Councillor Cronin, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Cronin, seconded by Councillor Cameron. So voted.**

9. Use of sidewalk - Informational table request in front of library \*09/01/2015  
**Motion to remove by Councillor Cronin, seconded by Councillor Connell. So voted. Motion to amend to the bullnose by Councillor Cronin, seconded by Councillor Tontar. So voted. Motion to approve as amended by Councillor Cronin, seconded by Councillor Connell. So voted.**

#### **Public Utilities Committee**

##### ***In Committee:***

1. Water and Sewer Commissions adjustment of sewer bill charges re second meters \*11/24/2014

2. Mayor's Letter re: Water/Sewer rate vote \*07/13/2015

**Motion to remove by Councillor Herzog, seconded by Councillor Cameron. So voted. Motion to receive and file by Councillor Herzog, seconded by Councillor Cameron. So voted.**

#### **Rules Committee**

### **14. GOOD OF THE ORDER**

### **15. ADJOURNMENT**

**Councillor Cameron moved to adjourn, seconded by Councilor Cronin, at 9:50 pm. So voted.**

## TRANSFERS

## COMMUNICATIONS



Charles LaBella  
Chairperson  
School Committee

Maureen Lynch  
Superintendent

Communication #1  
Sept. 28, 2015

# Whittier Regional Vocational Technical High School

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 SEP 14 P 2:12

115 Amesbury Line Road  
Haverhill, MA 01830-1898  
978-373-4101  
Fax: 978-521-0260  
www.whittiertech.org

September 10, 2015

## ANNUAL OPERATIONAL REPORT

TO: The Honorable City Council Members

FROM: F. Nelson Burns, Whittier Representative  
Brett Murphy, Whittier Representative  
Maureen Lynch, Superintendent

Whittier offers 20 vocational technical career areas designed to provide the necessary training and skills for further education or work force success.

Whittier's academic program is designed to offer students the fundamental skills through its core curriculum in English, Math, Science and Technology, Social Studies, World Languages, Physical Education/Health, and Elective subjects. Courses are aligned with the Massachusetts Curriculum Frameworks in order to achieve success on the MCAS.

Courses are offered in a sequential format and are integrated with the vocational-technical areas, wherever practicable and mutually beneficial. All academic courses offer advanced sections for students who desire to further their education. We offer honors courses in English, science, and math to lead toward advanced placement courses. Moreover, a Tech Prep program is offered to eleventh and twelfth grade students which parallels the College Prep program and provides students with the opportunity to earn college credit and/or advanced college placement.

Since all programs are open to both females and males, we encourage our students to explore and to specialize in non-stereotyped, non-traditional vocational-technical areas and to strive for the maximum realization of their goals and potential.

Whittier Regional Vocational Technical High School is entering its forty second year. To date we have graduated 10,640 students from the day school.

The enrollment for the Evening School from Newburyport: 21

**Whittier Tech:** *Working on your future*

Honorable City Council Members  
September 10, 2015  
Page 2

The October 1, 2014 Day School Enrollment:

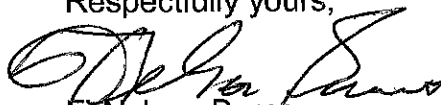
	Boys	Girls
Grade 9	4	3
Grade 10	5	0
Grade 11	4	0
Grade 12	1	1

Total – 18


2015 Graduates – 2

The cost to Newburyport for the school year 2014-2015 was \$336,873.00.

Respectfully yours,

  
F. Nelson Burns  
Newburyport Representative

  
Brett Murphy  
Newburyport Representative

  
Maureen Lynch  
Superintendent

ML/lr



FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE ☒

WALKATHON \_\_\_\_\_

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

Loco Sports, Inc.

2. Name, Address & Daytime Phone Number of Organizer: \_\_\_\_\_

Loco Sports Inc, PO Box 423 Newmarket NH 03857

603-659-2834

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up \_\_\_\_\_

Mike St. Laurent

603-767-1230

Loco sports 55 Main St. Suite 217 Newmarket NH 03857

4. Date of Event: November 15, 2015 Expected Number of Participants: \_\_\_\_\_

5. Start Time: 9:00 AM Expected End Time: 12:30 PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): \_\_\_\_\_

Parker, Mulliken Way, Harbor trail

7. Locations of Water Stops (if any): none

8. Will Detours for Motor Vehicles Be Required? No If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: 8:45 am 40 Parker St.

10. Dismissal Location & Time for Participants: 10:15-12:30 pm Michael's Harborside

11. Additional Parade Information:

• Number of Floats: N/A

• Locations of Viewing Stations: \_\_\_\_\_

• Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_

• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

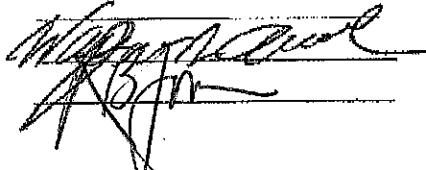
Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.



**FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY**

PARADE \_\_\_\_\_

ROAD RACE ☒

WALKATHON \_\_\_\_\_

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

Loco Sports, Inc.

2. Name, Address & Daytime Phone Number of Organizer: \_\_\_\_\_

Loco Sports Inc. PO Box 423 Newmarket NH 03857

603-654-2839

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up: \_\_\_\_\_

Mike St. Laurent 603-767-1230

Loco sports 55 Main St. Suite 217 Newmarket NH 03857

4. Date of Event: November 15, 2015 Expected Number of Participants: \_\_\_\_\_

5. Start Time: 9:00 AM Expected End Time: 12:30 PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): \_\_\_\_\_

Parker, Mulhens Way, Harbor Mill

7. Locations of Water Stops (if any): NONE

8. Will Detours for Motor Vehicles Be Required? NO If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: 8:45 AM 40 Parker St.

10. Dismissal Location & Time for Participants: 10:15-12:30pm Michael's Harborside

11. Additional Parade Information:

• Number of Floats: N/A

• Locations of Viewing Stations: \_\_\_\_\_

• Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_

• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

**APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE**

CITY MARSHAL

4 Orin Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Ave

CITY CLERK

60 Pleasant St

*[Signature]*



FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE ☒

WALKATHON \_\_\_\_\_

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

Loco Sports, Inc.

2. Name, Address & Daytime Phone Number of Organizer: \_\_\_\_\_

Loco Sports Inc, PO Box 423 Newmarket NH 03857

603-659-2824

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up \_\_\_\_\_

Mike St. Laurent

603-767-1230

Loco sports 55 Main St. Suite 217 Newmarket NH 03857

4. Date of Event: November 15, 2015 Expected Number of Participants: \_\_\_\_\_

5. Start Time: 9:00 AM Expected End Time: 12:30 PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): \_\_\_\_\_

Parker, Mullen Way, Harbor trail

7. Locations of Water Stops (if any): none

8. Will Detours for Motor Vehicles Be Required? No If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: 8:45 am 40 Parker St.

10. Dismissal Location & Time for Participants: 10:15-12:30 pm Michael's Harborside

11. Additional Parade Information:

• Number of Floats: N/A

• Locations of Viewing Stations: \_\_\_\_\_

• Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_

• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

LT Siemasko

## Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.
- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

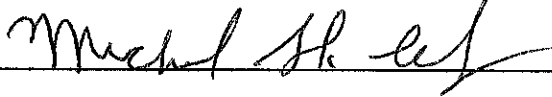
## 13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.

- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

***I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.***

**Signed:**



**Date:**

9-4-15

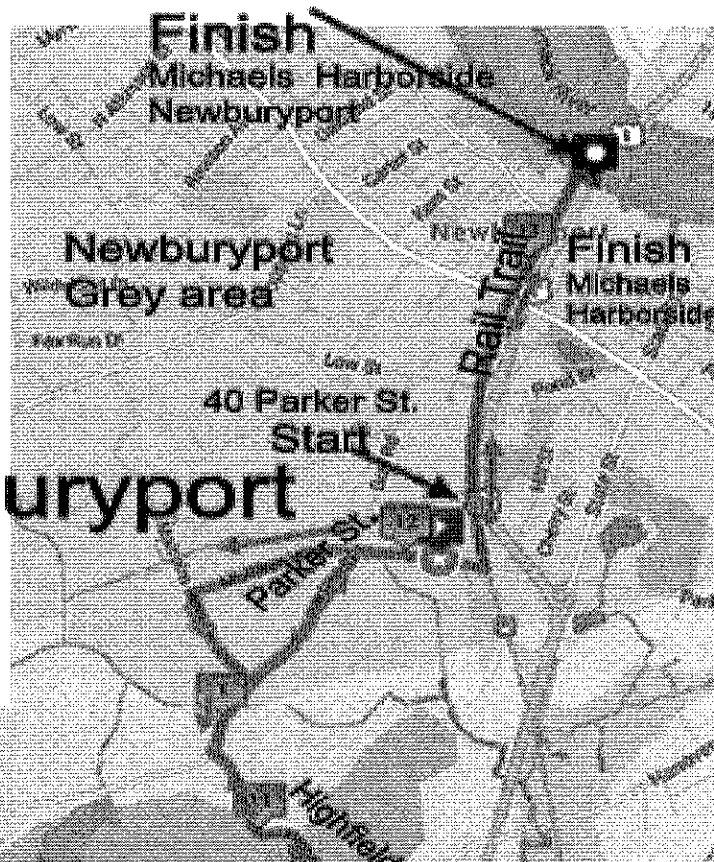
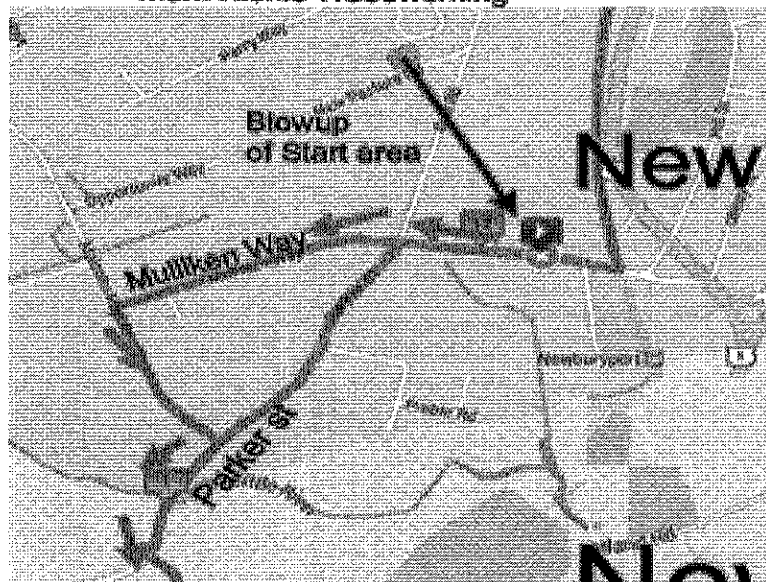
# Newburyport Section

**Start: 40 Parker St.**

**Newburyport**

**By big windmill**

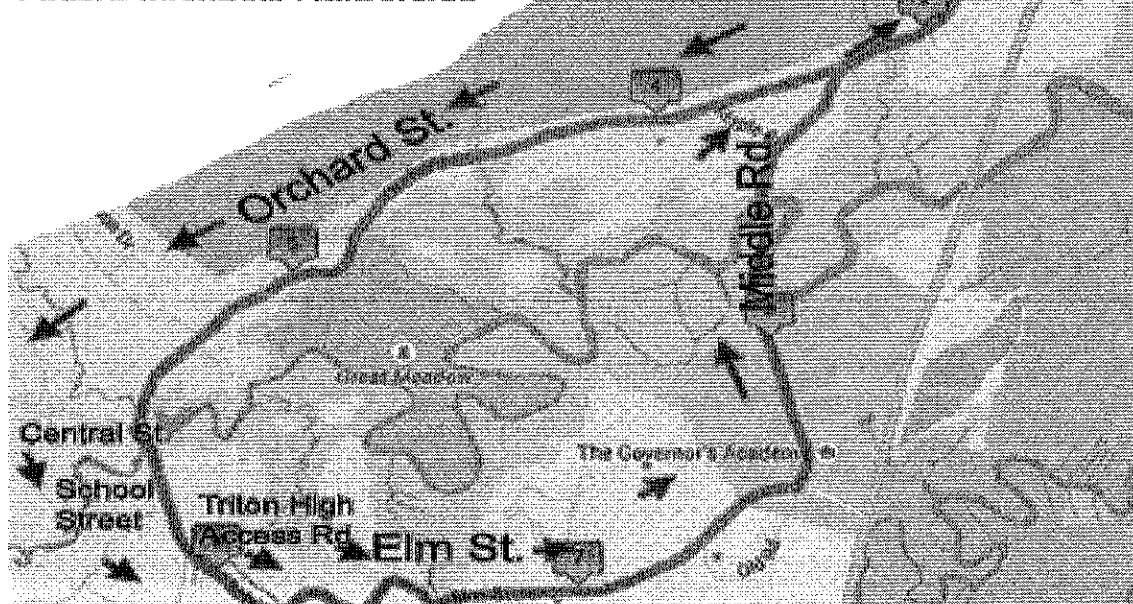
Mark Richie Woodworking



**Newburyport**

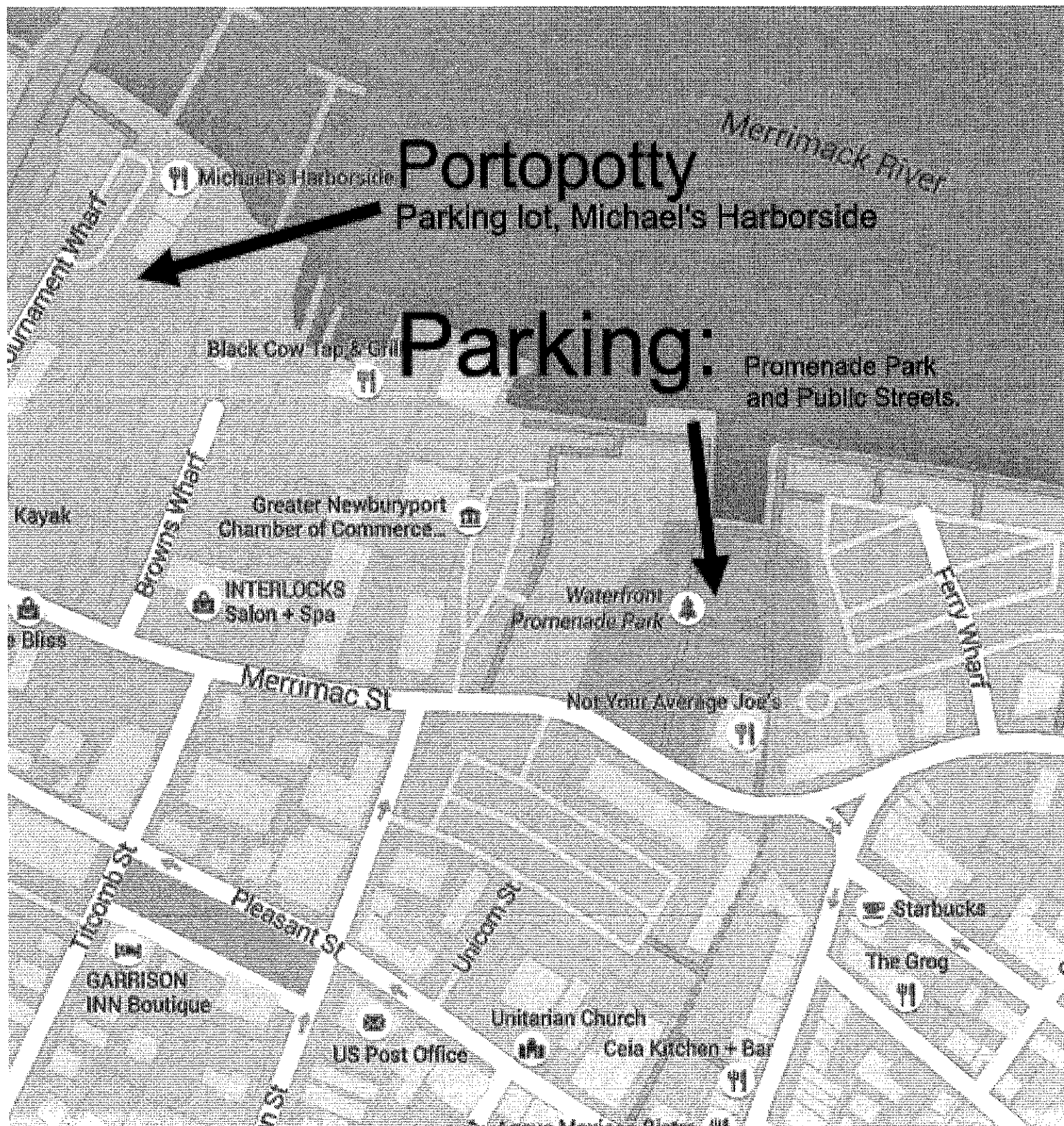
**Newbury**

Parker: Start  
Straight: Mulliken Way  
Right: Parker  
Left Highfield  
Right: Middle  
Right: Orchard  
Left: Central  
Left School  
Through: Triton High Access  
Left Elm  
Left Middle  
Left Highfield  
Right: Parker  
Left: Rail Trail  
Finish: Michaels Harborside





# Harborside Half Marathon Parking / Portopotty Map





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/11/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> STAR Insurance - Fort Wayne Office 2130 East Dupont Road  Fort Wayne IN 46825		<b>CONTACT NAME:</b> Margaret M. Mayers <b>PHONE (A/C No. Ext):</b> (260) 467-5689 <b>E-MAIL ADDRESS:</b> margaret.mayers@starfinancial.com <b>FAX (A/C No.):</b> (260) 467-5691	
<b>INSURED</b> Road Runners Club of America/2015 and Its Member Clubs 1501 Lee Highway, Suite 140 Arlington VA 22209		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> National Casualty Company <b>INSURER B:</b> Nationwide Life Insurance Co. <b>INSURER C:</b> <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	
		<b>NAIC #</b> 11991 66869	

**COVERAGES****CERTIFICATE NUMBER:** 2015 \$2M A.I.**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Legal Liability to Participant \$2,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:		KRO0000004913300	12/31/2014 12:01 AM	12/31/2015 12:01 AM	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ Unlimited PRODUCTS - COM/OP AGG \$ 2,000,000 Abuse and Molestation \$ 500,000
	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		KRO0000004913300	12/31/2014 12:01 AM	12/31/2015 12:01 AM	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$	<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE				EACH OCCURRENCE \$ AGGREGATE \$
	<input type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y/N N/A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
B	Excess Medical & Accident (\$250 Deductible/Claim)		SPX0000026656100	12/31/2014 12:01 AM	12/31/2015 12:01 AM	Excess Medical \$10,000 AD & Specific Loss \$2,500

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED AS RESPECTS THEIR INTEREST IN THE OPERATIONS OF THE NAMED INSURED. DATE OF EVENT(S): 11/15/15 Harborside Half Marathon INSURED RRCA CLUB/EVENT MEMBER: LOCO Sports, Inc., Att'n: Arlon Chaffee, PO Box 423, Newmarket, NH 03857

**CERTIFICATE HOLDER****CANCELLATION**

11/15/15 City of Newburyport, MA  
PO B ox 550  
Newburyport, MA 01950

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

John Lefever/MMA

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RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 SEP -8 A 10:37

LOCO Sports, Inc  
PO Box 423  
Newmarket, NH 03857



Newburyport City Council  
Newburyport, MA

August 24, 2015

Re: Road Race Request

Councilors,

We formally request permission to conduct a half marathon road race in Newburyport on Sunday, November 15th, 2015.

The event will start near 40 Parker Street and finish at the Harborside Restaurant. The event will bring hundreds of people to Newburyport to stay over for the weekend at local hotels and dine in local restaurants on a weekend in November that is normally quiet.

**Police:** We have already reviewed the course with Lieutenant Siemasko and have received a preliminary approval to seek city approval.

**Insurance:** The race will have a 1 million dollar liability insurance policy that names the City as additional insured

**Race Course:** The race course will have little impact on auto traffic, as only 2 miles of the course are on Newburyport roads and 1.2 miles on the rail trail. The rest are on rural roads in Newbury.

ALL Police and ambulance expenses to be paid by the race.

We would like to apply to hold this race at an upcoming City Council Meeting.

**Event Information**

The event will have at least 900 runners and over 1,000 spectators coming from all over New England, but include many locals. Volunteer groups from the Newburyport area will be encouraged to help out with the race in a variety of duties including handing out numbers and working at the start and the finish or food distribution.

The goal of the race is to distribute the proceeds locally to worthy school and non-profit groups. It is a great way for students to become involved in a healthy lifestyle event and earn money for their team or group. The event will be approved well in advance by the Town of Newburyport and Newbury and both Police departments.

**About us:** LOCO Sports conducts similar events with fields up to 5,000 runners including a half marathon in Hampton New Hampshire. Our goal is to provide a premier event that Newburyport can be proud of.

Thank you for your interest in helping us present this event.  
I await your comments and suggestions.

Sincerely,

Michael St. Laurent  
Owner, LOCO Sports, Inc.

APPLICATION FOR MOVABLE SIGNAGE ON PUBLIC PROPERTY

Application Fee \$50.00

Date: \_\_\_\_\_

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

FOR CITY CLERK'S OFFICE ONLY

Date Recorded \_\_\_\_\_

Amount Paid \_\_\_\_\_

To the City Council of the City of Newburyport. **2015 SEP 18 A 11:16**

The undersigned requests that he/she may be granted permission to place one (1) movable sign on public property. This permission will only be effective for the listed location, and will be subject to all of the terms, conditions, and limitations set forth in the Newburyport Code of Ordinances, and any applicable State and Federal laws and any condition prescribed by the City Council and/or City Departments, including, but not limited to, those conditions appearing below.

Name of applicant Avita of Newburyport (Dave Galanek)

Street address of applicant 4 Wallace Bashaw JR. Way

City, State, Zip of applicant Newburyport, Ma. 01950

Telephone of applicant 978-225-7000 ext. 308

Name of business Avita of Newburyport

Address of business 4 Wallace Bashaw JR. Way.

Telephone of business 978-225-7000

Description of the location and movable sign to placed on the Public Way.

Open house A frame Sign. on the  
corner of Low and Wallace Bashaw JR. Way.

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

I, the undersigned Applicant or Duly Authorized Agent, hereby agree to RELEASE, discharge and hold harmless, the City of Newburyport, a municipal corporation of the Commonwealth of Massachusetts, and its officers, employees, agents and servants from all actions, causes of action, claims, demands, damages, costs, loss of services, expenses and compensation associated with the undersigned's use of the public way as described herein.

Signature of Applicant or  
Duly Authorized Agent

Dave Galanek

Date \_\_\_\_\_



ACORD™

## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/17/2015

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PRODUCER <b>HUB Healthcare Solutions</b> <b>HUB International New England</b> <b>136 Turnpike Road, Suite 105</b> <b>Southborough, MA 01772</b>	CONTACT NAME:	
	PHONE (A/C, No, Ext): <b>978 657-5100</b>	FAX (A/C, No): <b>978-988-0038</b>
INSURED <b>Avita Newburyport, LLC</b> <b>c/o NBR Company, LLC</b> <b>71 Third Avenue</b> <b>Burlington, MA 01803</b>	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: <b>Columbia Casualty Co</b>	NAIC # <b>31127</b>
	INSURER B:	
	INSURER C:	
	INSURER D:	
INSURER E:		
INSURER F:		

## COVERAGES

## CERTIFICATE NUMBER:

## REVISION NUMBER:

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INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			4031700841	09/10/2015	09/10/2016	EACH OCCURRENCE \$1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000
	<input checked="" type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR						MED EXP (Any one person) \$5,000
							PERSONAL & ADV INJURY \$1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$6,000,000
	<input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC						PRODUCTS - COM/OP AGG \$6,000,000
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> NON-OWNED AUTOS					PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$						\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC STATUTORY LIMITS <input type="checkbox"/> OTHER <input type="checkbox"/>
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				E.L. EACH ACCIDENT \$
							E.L. DISEASE - EA EMPLOYEE \$
							E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

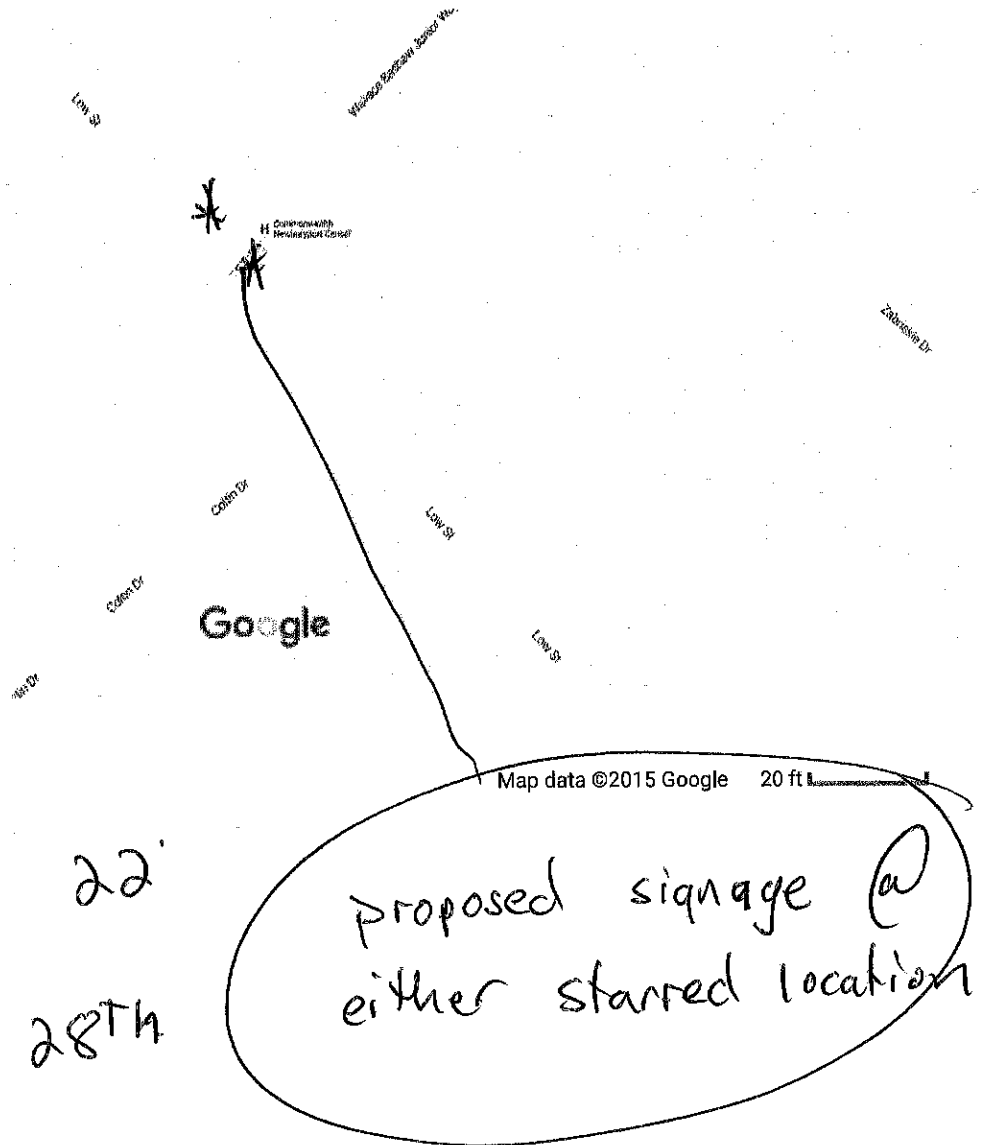
Certificate holder is included as additional insured as their interests may appear.

## CERTIFICATE HOLDER

## CANCELLATION

<b>City of Newburyport</b> <b>60 Pleasant St.</b> <b>Newburyport, MA 01950</b>	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE

Google Maps Google Maps



Deadline 22'  
meeting 28th

## NEWBURYPORT SPECIAL EVENT APPLICATION

### SPECIAL EVENTS

Tel. (978)-465-4407 Fax. (978)-462-7936

(For Parades, Road Races and Walkathons Only - Please complete reverse side of this application)

NAME OF EVENT: Ladies Night out Run / wine + chocolate

1. Date: 12/12/15 Time: from 2PM to 3PM  
Rain Date:                      Time: from                      to                     

2. Location: Nicholson Hall

3. Description of Property: Church Hall Public ☒ Private ☐

4. Name of Organizer: Ashley Steeves City Sponsored Event: Yes ☐ No ☒

Contact Person:

Address: 10 Hemmenway Rd Salem, MA 01970 Telephone:

E-Mail: ashley@bnsfitness.com Cell Phone: 978 836 0271

Day of Event Contact & Phone:                     

5. Number of Attendees Expected: 400

6. MA Tax Number:                     

7. Is the Event Being Advertised? NO Where?                     

8. What Age Group is the Event Targeted to? 21+

9. Have You Notified Neighborhood Groups or Abutters? Yes ☐ No ☒ Who?                     

### ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

A. Vending: Food ☒ Beverages ☒ Alcohol ☒ Goods ☐ Total # of Vendors (4-5)

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music ☐ DJ ☒ Radio/CD ☐  
Performers ☐ Dancing ☐ Amplified Sound ☐ Stage ☐

C. Games /Rides: Adult Rides ☐ Kiddie Rides ☐ Games ☐ Raffle ☐  
Other ☐ Total # ☐

Name of Carnival Operator:                     

Address:                     

Telephone:                     

D. Clean Up: # of additional trash receptacles required                      # of additional recycling receptacles required                     

E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)  
#                      Standard #                      ADA accessible

(AS) 1

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE ☒

WALKATHON \_\_\_\_\_

2015 SEP 22 A 10:26

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

BTS Fitness Programs / Ashley Steeves  
4th Annual Ladies Night out Run, wine + chocolate

2. Name, Address & Daytime Phone Number of Organizer: \_\_\_\_\_

Ashley Steeves 1978-836-0271  
10 Hemmerway Rd Salem MA 01970

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up SAME as above

4. Date of Event: 12/12/15 Expected Number of Participants: 400

5. Start Time: 2PM Expected End Time: 3PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): \_\_\_\_\_

See attached

7. Locations of Water Stops (if any): NA

8. Will Detours for Motor Vehicles Be Required? NO If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: Nicholson Hall (Harris St)

10. Dismissal Location & Time for Participants: " "

11. Additional Parade Information:

- Number of Floats: \_\_\_\_\_
- Locations of Viewing Stations: \_\_\_\_\_
- Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_
- Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

*[Signatures]*

## Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.
- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

## 13-101 Enforcement

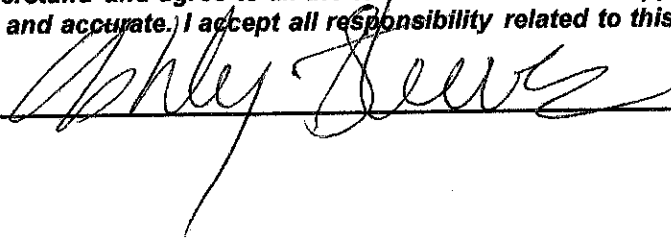
- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.



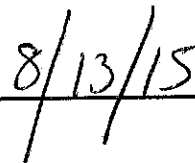
- (b) **"Warning"** In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) **"Noncriminal Disposition"** If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) **"Violation"** The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

**I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.**

**Signed:**

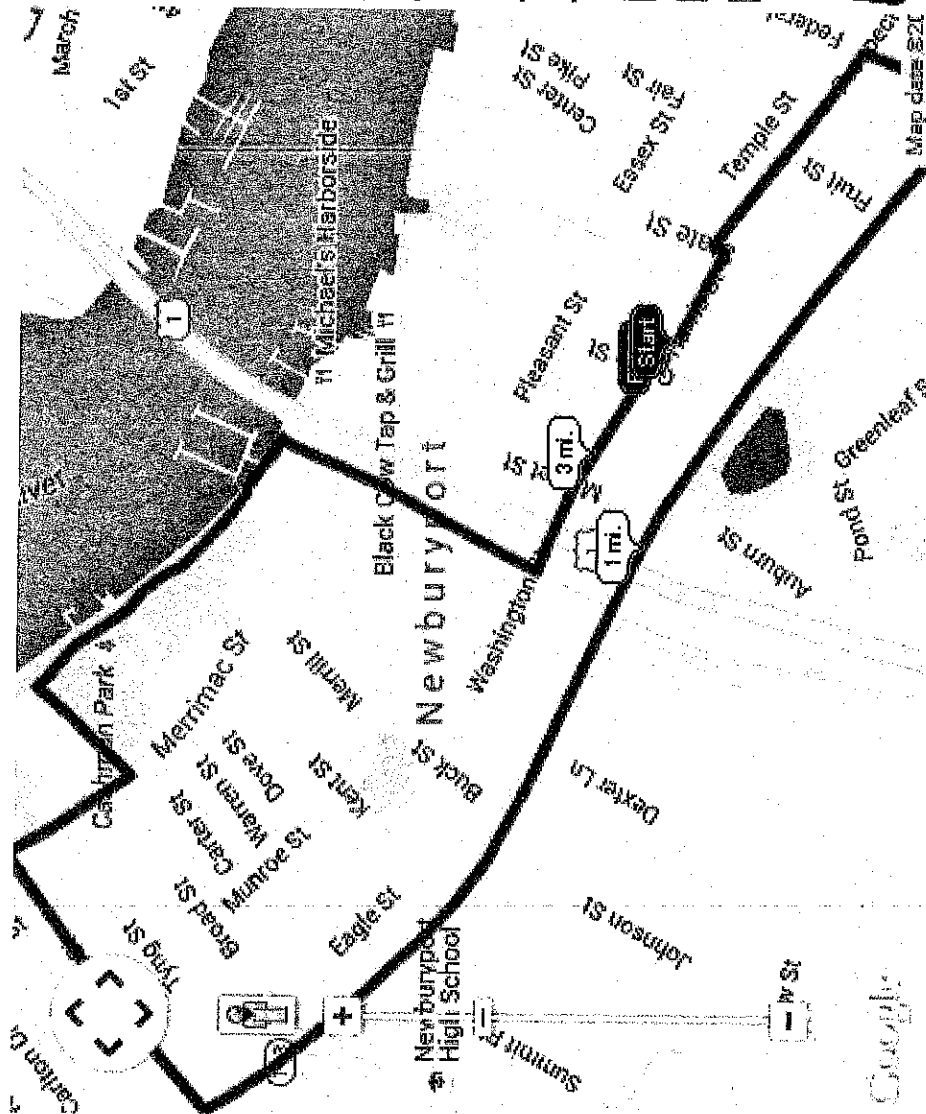


**Date:**



**Finish is on Harris St. in front of Nicholson Hall.**

**RAUM, WINE AND CHOCOLATE SERIES**





# CERTIFICATE OF LIABILITY INSURANCE

OP ID: MM

DATE (MM/DD/YYYY)

08/24/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> John J Walsh Ins Agency, Inc P O Box 4407 Salem, MA 01970-6407 John J. Walsh Ins. Agcy., Inc.		<b>CONTACT</b> NAME: PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL ADDRESS: PRODUCER CUSTOMER ID #: <b>9BSFI01</b>	
<b>INSURED</b> <b>B &amp; S Fitness Programs LLC</b> 15 Maple St Salem, MA 01970		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> Mesa Underwriters <b>INSURER B:</b> The Hartford <b>INSURER C:</b> Commerce Insurance Company <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	
		<b>NAIC #</b> <b>34754</b>	

**COVERAGES****CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	X	IN ISSUE	11/29/2015	11/29/2016	EACH OCCURRENCE \$ <b>1,000,000</b> DAMAGE TO RENTED PREMISES (Ea occurrence) \$ <b>50,000</b> MED EXP (Any one person) \$ <b>5,000</b> PERSONAL & ADV INJURY \$ <b>1,000,000</b> GENERAL AGGREGATE \$ <b>3,000,000</b> PRODUCTS - COM/OP AGG \$ <b>Included</b> Inc Profe \$ <b>1,000,000</b>
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS		BCYCKR	06/08/2015	06/08/2016	COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ <b>100,000</b> BODILY INJURY (Per accident) \$ <b>300,000</b> PROPERTY DAMAGE (PER ACCIDENT) \$ <b>100,000</b> \$ \$
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE  DEDUCTIBLE \$ RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/>	N/A	08WECI6608	04/16/2015	04/16/2016

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
Location 45 Congress St Dock 20, Salem MA 01970  
Certificate Holder added as additional insured Event 12/12/15

**CERTIFICATE HOLDER****CANCELLATION**

<b>0001003</b>  City of Newburyport 60 Pleasant St Newburyport, MA 01950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
--	---

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**Applicant Information**

Name of organization B+S Event Management  
 Contact name ASHLEY STEEVES  
 Address 10 Hemmenway Rd | Salem MA 01970  
 City Salem  
 State MA Zip 01970  
 Phone 978 836 0271 Fax \_\_\_\_\_  
 Email ashley@bnsfitness.com

**Scheduling Information**

Date of Application 8/13/15

**We request use of:**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Atwood Park - South End             | <input type="checkbox"/> Cushing Park                           | <input type="checkbox"/> Perkins Park - South End   |
| <input type="checkbox"/> Basketball Court                    | <input type="checkbox"/> Basketball Courts                      | (For ball field please use "Field Use Permit Form") |
| <input type="checkbox"/> Tennis Court                        | <input type="checkbox"/> Joppa Park at the Sea Wall - South End | <input type="checkbox"/> Basketball Courts          |
| <input type="checkbox"/> Brown Square                        | <input type="checkbox"/> Jason Sawyer Playground - Plum Island  | <input type="checkbox"/> Tennis Courts              |
| <input checked="" type="checkbox"/> Cashman Park - North End | <input type="checkbox"/> Basketball Court                       | <input type="checkbox"/> Moseley Woods Pavilion     |
| (For ball field please use "Field Use Permit Form")          | <input type="checkbox"/> Pavilion                               |   |
| <input type="checkbox"/> Basketball Courts                   | <input type="checkbox"/> March's Hill                           | <input type="checkbox"/> Bartlet Mall               |
| <input type="checkbox"/> Tennis Courts                       | <input type="checkbox"/> Basketball Court                       | <input checked="" type="checkbox"/> Rail Trail      |

Dates/days requested 12/12/15 4th annual Ladies Night out Run, wine + Chicks

Time slot requested 2pm - 3pm  
 (1 1/2 hour blocks)

Activity Running Through Park + Rail Trail Number of attendees 400

Authorized Applicant Signature Ashley Steeves

**FOR INTERNAL USE ONLY**

Approval is contingent upon approval from the following authorities:

- ☒ Health Department if you are selling food  
☐ Fire Department  
☒ Police Department regarding street crossings  
☒ Licensing Commission if you are selling alcohol  
☐ City Council  
☐ Harbormaster  
☐ No further approvals needed

**ADDITIONAL COMMENTS:**

Do not block rail trail with any obstructions  
 This permit does not give you exclusive use of the  
 Clipper City Rail Trail; please inform participants and/or  
 be sure to employ adequate staff or volunteers to  
 ensure that the trail is open to the general public for  
 regular use at all times during your event.

**Submit completed form to**

Newburyport Parks  
 Newburyport City Hall  
 60 Pleasant Street  
 Newburyport, MA 01950  
 parks@cityofnewburyport.com  
 978-465-4462

See page 2 for Rules and Regulations and contacts for use of other parks and recreational facilities

For Parks Commission Use
Date reviewed <u>9/20/2015</u>
Approved <u>XX</u>
Rejected _____
Comments _____
<b>PLEASE SEE NOTES ABOVE</b>
Donation received _____



# The Commonwealth of Massachusetts

## City of Newburyport

### New and Renewal Certificate of Inspection

In accordance with 780 CMR, Chapter 1 (The Sixth Edition of the Massachusetts State Building Code) and Chapter 30A of the Acts of 2004 (an Act to further enhance fire and life safety), this certificate of inspection is issued to the premises or structure or part thereof as herein identified.

<b>Issued to</b>	Identify Name of Establishment  Annunciation Greek Orthodox Church Nicholson Hall		Certificate No.  178 A
<b>Located at</b>	Identify property address including street number, name, city or town and county  5-7 Harris Street Newburyport MA Essex 02450/2016		
<b>Use Group Classification(s)</b>	Basement	First Floor	Second Floor
			Third Floor
			Fourth Floor
			Other
<b>Allowable Occupant Load</b>	500		

This certificate of inspection is hereby issued by the undersigned to certify that the premises, structure or portion thereof as herein specified has been inspected for general fire and life safety features. It shall be framed behind clear glass and/or laminated and posted in a conspicuous place within the space as directed by the undersigned inspectors.

*Failure to post or tampering with the contents of the certificate is strictly prohibited.*

<b>Name of Municipal Fire Chief</b>	Stephen H. Broadbury	<b>Name of Municipal Building Commissioner</b>	Gary W. Calderwood	<b>Date of Inspection</b>	3/25/2015
<b>Signature of Municipal Fire Chief</b>		<b>Signature of Municipal Building Commissioner</b>		<b>Date of Issuance</b>	3/25/2015

Gregory P. Winter  
Winter Real Estate Advisors, LLC  
821 Barretts Mill Road  
Concord, Ma 01742  
978 944-6061 cell  
617 624-8715 office

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 SEP 22 A 10:35

September 17, 2015

Newburyport City Council  
Newburyport City Hall  
60 Pleasant Street  
Newburyport, Ma 01950

Dear Councilors:

This letter serves to reinforce my testimony at the City Council hearing on September 15, 2015. I testified in favor of the 40R "Smart Growth Overlay Zoning District." and I encouraged the City Council to maintain the height limit at 60 feet within 250 feet of the train station.

As an Asset Management professional with over thirty years of experience managing the design, permitting and construction of multifamily buildings, I respectfully submit the following testimony.

There are four primary reasons for not reducing height limits within 250 feet of the train station from 60 feet to 55 feet.

1. **Class A versus Class B floor to ceiling heights** - A 55 foot height limit creates a class B building design because the floor to ceiling heights would approximate 8 feet versus a Class A height of 9 feet clear. Attachment I is a schematic section of an apartment building assuming a 60 foot height limit. As noted on this section, this plan achieves a Class A finish of a ten foot floor to ceiling height on the first floor and a nine foot floor to ceiling height on floors 2 through 5. A five foot reduction in height from 60 to 55 feet would reduce the floor to ceiling ratio down to about 8 feet clear.

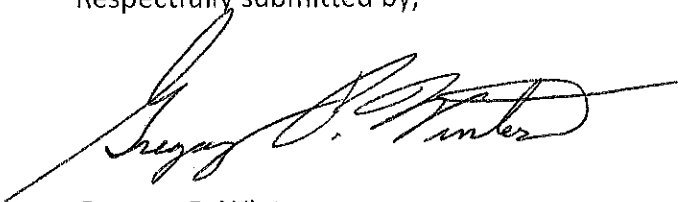
In order to finance an 8 foot clear residential apartment project you would underwrite with class B rents and class B income capitalization rates which are about 17-20% lower in economic value than class A rents and income capitalization rates. In brief, a 55 foot height limit creates a competitive disadvantage by reducing the rents achievable from a

new development. The economic feasibility of any multifamily project would be brought into question with a 55 foot height limit.

2. **Fire and Life Safety**- A 55 foot height limit would compromise the quality of the dryer exhaust venting throughout a building requiring more twists and turns than a more graceful 60 foot height limit, thus **providing a much greater risk** to the spontaneous combustion of lint in dryer vents. During my thirty year career as a multifamily management professional, there were three separate instances of dryer vent generated fires in properties that I managed.
3. **Piping**- A 55 foot height limit dramatically restricts the ability to channel piping throughout a building consequently significantly increasing construction costs. In brief, a 55 foot height limit increases the waste and inefficiency of a project.
4. **Building Aesthetics** - A 55 foot height limit that squeezes down the floor to ceiling ratio by one foot per floor according to Richard Bertman the Design Principal at CBT Architects –“causes significant compromises in the aesthetics of a building’s elevation when viewed from a distance.” Additionally, when viewed from the ground level you cannot tell the difference between a 55 foot and 60 foot height.

I applaud the City Council for embracing this zoning overlay district that will provide a roadmap for the channeling of future development of Newburyport in close proximity to the train station.

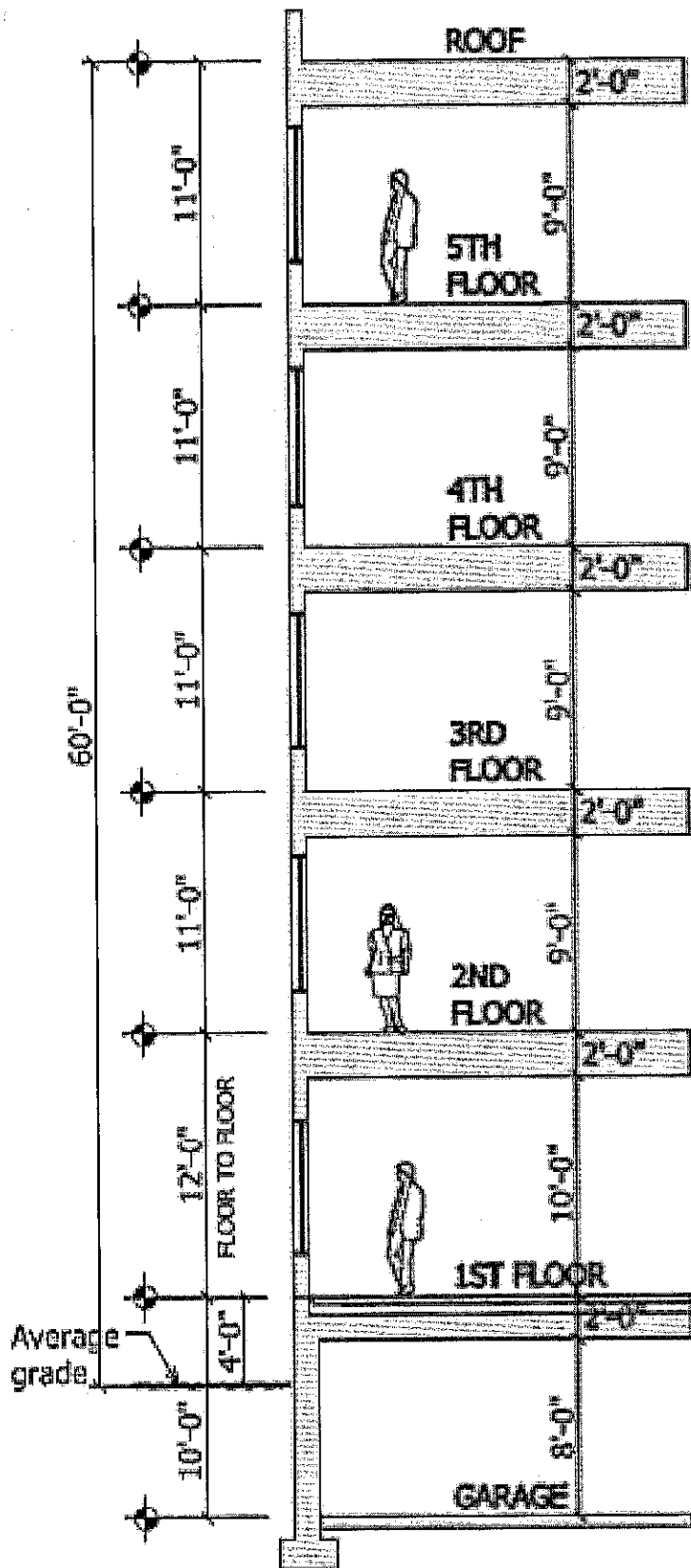
Respectfully submitted by,

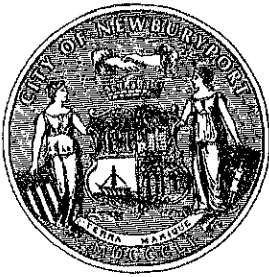
A handwritten signature in black ink, appearing to read 'Gregory P. Winter', with a long horizontal flourish extending to the right.

Gregory P. Winter

Principal

Winter Real Estate Advisors, LLC





CITY OF NEWBURYPORT  
OFFICE OF THE MAYOR  
DONNA D. HOLADAY, MAYOR

60 PLEASANT STREET - P.O. BOX 550  
NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA  
2015 SEP 22 P 2:09

To: President O'Brien & City Councilors

From: Mayor Donna D. Holaday

Re: Summary report from Environmental Partners on Wastewater Treatment Facility & Odor Controls

Date: September 22, 2015

The attached document from Environmental Partners (EP) is a summary report of their assessment work completed over the past several months to address odor control at the Wastewater Treatment Facility (WWTF). Discussion of the findings was presented to the Water and Sewer Commissioners at their meeting held on September 21, 2015. There was unanimous support for moving forward with EP, but the Commissioners are just receiving this information and need time to review and evaluate each of the recommendations. There are immediate steps that are underway with support of WWTF staff (ferric chloride dosing changes to impact the high sulfide levels entering the headworks and improving the building components). A phased approach is recommended and it will take several months to complete full design of the improvements. Major work will focus on covering the clarifiers, addressing the ventilation issues at several locations at the plant and introducing a new biofilter system with engineered media.

A schedule and estimated budget costs for two options are included. We anticipate the work will run in the \$3.3M range. We have some funding to address the early stage work and design but will need to borrow additional funds to complete this intensive and critical work. This should occur in early January. EP will attend a meeting scheduled by the City Council to review their findings directly. Please recognize that the Water and Sewer Commissioners will be working through the findings during the next several weeks and will be finalizing the direction this work will take with EP. My office would be happy to assist in coordinating a meeting with EP, Council Members, Water and Sewer Commissioners, and the public.



September 2015

## Newburyport WPCF Odor Control Assessment Sheet

### Headworks

- ☐ Excessively high sulfide (5 times recommended short-term limit) = hazardous environment and odors
- ☐ Inadequate ventilation compromises safety of staff
- ☐ Premature corrosion
- ☐ Greatest source of odors
- Odor and Safety
  - Add ferric chloride upstream to reduce sulfides from the force main
  - Convey air to a biofilter designed for high sulfide concentrations
  - Replace the vent near screenings barrel with a powered vent



Headworks Vent

### Primary Clarifiers

- ☐ Clarifiers create sulfide and odors
- ☐ Odors are not treated by the odor control system
- Cover clarifiers with flat covers
- Cover scum pits
- Convey air to the biofilter
- Operate both clarifiers



Primary Clarifier

### Odor Control Biofilter

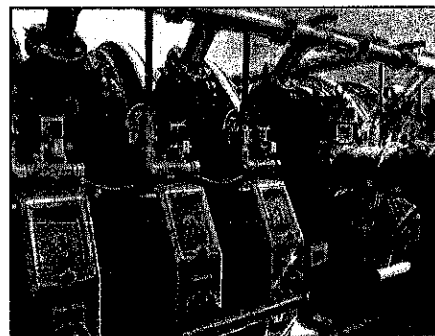
- ☐ Expansion is needed to address safety and odor concerns
- ☐ Existing biofilter does not operate at full capacity
- Replace with a biofilter comprised of engineered media:
  - Higher sulfide loads possible
  - Smaller footprint
  - Significantly less maintenance
  - Better air flow control
  - Fewest changes to the existing system



Biofilter

### Ventilation

- ☐ Inadequate for staff safety
- ☐ Insufficient for odor control
- ☐ Directly discharges odorous air
- ☐ Short circuits, bypassing the working level in the press room
- Assess and design ventilation corrections
- Increase the odor control air volume from sludge processing areas
- Provide powered & heated ventilation for supply air to the headworks



Sludge Press

**Hyannis:**396 North Street, Hyannis, MA 02601  
TL 508.568.5103 • FX 508.568.5125**Headquarters:**1900 Crown Colony Drive, Suite 402, Quincy, MA 02169  
TL 617.657.0200 • FX 617.657.0201**Woburn:**18 Commerce Way, Suite 2000, Woburn, MA 01801  
TL 781.281.2542 • FX 781.281.2543

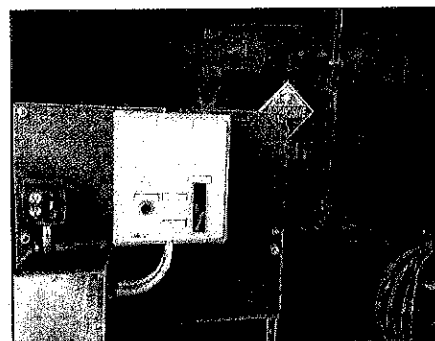


September 2015

## Newburyport WPCF Odor Control Assessment Sheet

### Ferric Chloride Shed Improvements

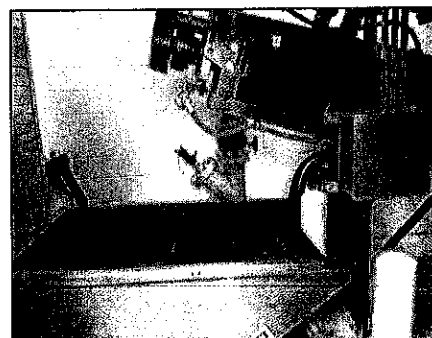
- ☐ Ferric chloride thickens and freezes (10° F) in cold weather
- ☐ Entry/egress improvements are needed
- Enclose and add insulation prior to winter 2015
- Create a safe entry by building out the north (open) side of the building
- Provide temporary heat and ventilation until the broader design of ventilation system improvements



Ferric Chloride Storage Tank

### Grit Handling and Disposal

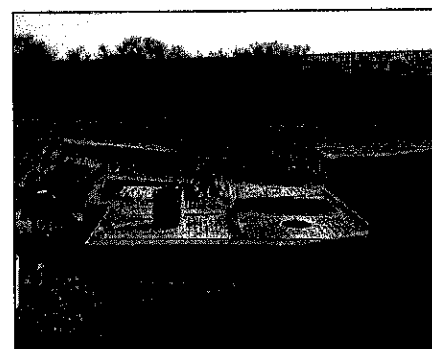
- ☐ Very odorous location and operation
- ☐ Handling of noxious grit by staff
- Evaluate conveying the grit directly to sludge disposal
- Eliminate handling of the grit dumpster outside
- Keep grit in areas with odor control



Grit Dumpster

### Septage Receiving

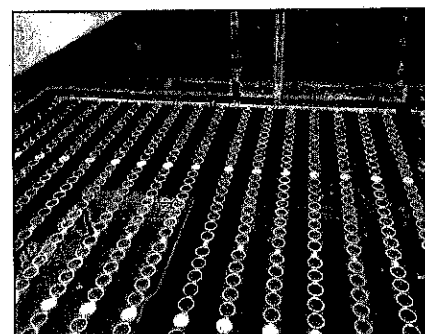
- ☐ Short term intense odors possible
- ☐ Inefficient odor control air collection
- Enclose the septage receiving station
- Convey air to the biofilter when septage is delivered



Septage Receiving

### Process Changes in Aeration Basins

- ☐ Continue success with nitrification and denitrification
- ☐ Create a smaller anoxic area to increase efficiency
- Test the process in one basin with half of the influent flow
  - Reduces the likelihood of odors from process upsets
  - Reduces odorous bacteria in the secondary clarifiers
  - Less wastewater is stored in the process tanks



Aeration Basin

**Hyannis:**

396 North Street, Hyannis, MA 02601  
TL 508.568.5103 • FX 508.568.5125

**Headquarters:**

1900 Crown Colony Drive, Suite 402, Quincy, MA 02169  
TL 617.657.0200 • FX 617.657.0201

**Woburn:**

18 Commerce Way, Suite 2000, Woburn, MA 01801  
TL 781.281.2542 • FX 781.281.2543





## September 2015

# Newburyport WPCF Odor Control Upgrades Budgetary Costs

### *Opinion of Probable Budgetary Costs*

Facility upgrades are needed to contain and convey the odorous air. Estimates include materials, installation with subcontractor costs and general contractor markup and overhead, a 25% contingency, and 20% for engineering services.

These costs are at a budgeting level and for planning purposes only, assuming all work is publically bid without significant labor contribution from City staff. Costs are rounded for readability.

**Table 1 – Budgetary Costs for Facility Upgrades Related to Odor Control**

Facility Scope of Work	Opinion of Budgetary Cost
Ferric chloride dosing changes	\$ 97,000
Primary clarifier covers for both clarifiers	\$726,000
Ferric chloride building improvements	\$145,000
Ventilation improvements for safety and odor control	\$337,000
Septage receiving enclosure and odor handling	\$112,000
Total	\$1,417,000

Combined with the associated upgrades potentially needed throughout the facility, the total budgetary cost for the recommended upgrades is approximately \$3.3 million to \$3.4 million.

**Table 2 – Total Budgetary Cost for Odor Control Treatment and Facility Upgrades**

Alternatives	Odor Treatment System	With Facility Work
1 One 20,000 cfm engineered media biofilter	\$1,890,000	\$3,310,000
2 Two 10,000 cfm engineered media biofilters	\$2,020,000	\$3,440,000



## September 2015 Newburyport WPCF Odor Control Upgrades – Next Steps and Schedule

Phase	Projects	Preliminary Design	Final Design	Construction
1	Aeration Basin "Selector" Testing <ul style="list-style-type: none"> <li>• Install baffle for anoxic zone</li> <li>• Process sampling and testing (1 year)</li> </ul>	Summer 2015	September 2015	September – October 2015
1A	Chemical Feed System <ul style="list-style-type: none"> <li>• Dose ferric chloride into influent manhole</li> <li>• Ferric chloride building with temporary H&amp;V</li> <li>• Ferric chloride dose matched to force main discharge</li> </ul>	September 2015	November 2015	November – December 2015
2	Primary Clarifiers <ul style="list-style-type: none"> <li>• Primary clarifier covers</li> </ul>	October – December 2015	December – January 2016	March – April 2016
3	Ventilation System <ul style="list-style-type: none"> <li>• Headworks air supply vent relocation and redesign</li> <li>• Grit wash room air supply from pump room</li> <li>• Ferric chloride building H&amp;V</li> <li>• Dewatering building air supply short circuiting</li> <li>• Dewatering building / truck bay interconnections</li> </ul>	October – December 2015	December – February 2016	April – May 2016
4	Odor Control Treatment System <ul style="list-style-type: none"> <li>• Grit disposal</li> <li>• Truck bay &amp; clarifiers odor control duct work</li> <li>• Septage receiving odor containment and treatment</li> <li>• Engineered media biofilter system</li> </ul>	October – December 2015	January – March 2016	May – June 2016

Assumes Notice to Proceed by October 1, 2015

Phases represent the sequence of work and projects that could be separately bid

City Staff labor

**APPOINTMENTS  
FIRST READING**

Appointment #1  
Sept. 28, 2015



# CITY OF NEWBURYPORT

OFFICE OF THE MAYOR  
DONNA D. HOLADAY, MAYOR  
RECEIVED  
MAYOR'S OFFICE  
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550  
NEWBURYPORT, MA 01950  
978-465-4413 PHONE  
978-465-4402 FAX  
2015 SEP 22 F 12:50  
Donna D. Holaday

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: September 22, 2015

Re: Appointment

---

I hereby appoint, subject to your approval, the following named individual as a member of the Community Preservation Act Committee representing the Historical Commission. This term will expire on October 1, 2018.

Sarah M. White  
349 High Street  
Newburyport, MA 01950

## **SARAH M. WHITE**

349 High Street, Newburyport, MA 01950

cell: 978-317-7794 email: sarah\_m\_white@yahoo.com

*Professional with 20 years of combined experience in corporate, municipal, non-profit and academic environments. Deep expertise in hands-on preservation and historic preservation management activities in public and private positions. Specific skills in regulation and policy, project management, organizational growth and programming.*

### **CONFERENCES, PUBLICATIONS, AWARDS**

#### ***National Trust for Historic Preservation, National Conference, 2014, Savannah, GA***

- Selected by the NTHP and National Council for Preservation Education (NCPE) to present paper "Historic Districts in Massachusetts: Is it Time to Change the Regulatory Paradigm?" at the 2014 national conference. Publication of article pending by the NCPE.

#### ***Massachusetts Historic Preservation Conference, 2015, Worcester, MA***

- Invited speaker and panelist presenting on the complexities within preservation policy and regulation as well as the publicity and marketing of private and public preservation efforts.

#### ***Boston Architectural College, 2015, Boston, MA***

- Awarded top graduate prize for Master's thesis project "Historic Districts in Massachusetts: Is it Time to Change the Regulatory Paradigm?"
- Awarded top historic preservation prize for Master's thesis project "Historic Districts in Massachusetts: Is it Time to Change the Regulatory Paradigm?"
- Copyrights pending on text, processes, and original research for this project.

### **PROFESSIONAL EXPERIENCE**

#### ***Planner – Preservation & Zoning, Office of Strategic Planning & Community Development (OSPCD), 2015 – present, Somerville, MA***

- Analyze and advise on regulatory components of zoning and/or preservation-related development applications submitted to Planning Office. Projects range from adaptive re-use of prominent Union Square buildings to residential projects.
- Manage team of external consultants conducting surveys of 100 Union Square properties as part of year-long state granted-funded project. Work directly with colleagues at Massachusetts Historical Commission (MHC) to ensure project remains on-time and on-budget without compromising quality of deliverable.
- Write grant applications lead technical and financial review team assessing RFP project responses; follow local and state review protocols.
- Coordinate efforts of Historic Preservation Commission's (HPC) Community Preservation Act (CPA) sub-committee. Create frameworks for determining HPC support of preservation-related CPA funding. Review and recommend preliminary applications for CPA preservation funding.
- Spearheading review of existing Local Historic District (LHD) ordinance and overhaul of demolition delay ordinance. Additional reviews and re-write of Minimum Maintenance Requirement ordinance and Historic Carriage Barn (re-use) ordinance pending late fall 2015.

- Conduct regular meetings with both private property owners and large-scale corporations proposing development projects in Somerville. Manage the outcomes of proposals to achieve a compromise between the desires of the developer/homeowner and those of the greater city community. Meetings address zoning and building code requirements, historic design review, Master Plan, neighborhood plans, and other regulatory and policy items.
- Regularly make Section 106 and section (4(f) determinations for the city of Somerville, including for numerous wireless communications installations.
- Manage city-side role in federal and MA historic preservation tax credit process for adaptive re-use of key Union Square building.
- Collaborate with Inspectional Services (building department) and co-conduct site visits to ensure property owner compliance with board and commission-approved plans.
- Provide staff supervision for Historic Preservation Commission (HPC) providing guidance on local and state regulations, proper meeting and regulatory procedure, and in-depth analyses of proposed restoration and redevelopment projects.
- Meet weekly with Chief Building Inspector and other planners to discuss zoning code compliance and historic preservation issues and to cement further the very positive working relationship that exists between the Planning Department and Inspectional Services Division (building department).

***Co-Chair, Cultural Resources Master Plan Committee, 2014 – 2015***

*Newburyport, MA*

- Co-led committee of local cultural leaders for first-ever inclusion of cultural resources as a key component of the city's Master Plan. Members included representatives from Massachusetts Audubon, Chamber of Commerce, Newburyport Cultural District, arts and history-centric organizations.
- Co-coordinated research into the economic impact of cultural / heritage tourism on state and local levels in Massachusetts. Presented data-driven findings at citywide public forum.

***Business Manager, Historical Society of Old Newbury, 2010-2014***

*Newburyport, MA.*

- Managed \$250,000 budget and at close of FY2014, achieved first budget surplus in nearly a decade.
- Drove nearly 100% increase in Annual Appeal fundraising campaign revenue from 2010 to 2013.
- Directed membership campaigns throughout the year to sustain current members and incentivize the public to join the Society. Achieved 25% increase in membership income during FY 2012-13.
- Planned and executed multiple fundraising and educational programs for membership and community at-large. Managed program budgets and supervised volunteer committees.
- Managed team of interns and volunteers working on multiple, simultaneous projects.
- Wrote yearly grant applications to obtain funding for interns, capital improvements, and program underwriting. All applications resulted in receipt of full funding requests.

***Chair, Newburyport Historical Commission (NHC), 2013 – present***  
*(Chair since April, 2015)*

*Newburyport, MA*

- Work to build better coordination between related boards (Zoning and Planning) and the NHC.
- Assess architectural plans and project proposals in accordance with NHC oversight of the Newburyport Demolition Delay ordinance and two home-rule zoning ordinances: the Demolition Control Overlay District (DCOD) and the Demolition Overlay District (DOD).
- Write Section 106 and Section 4(f) determinations for federally-funded projects.
- Write detailed NHC advisory reports for the Zoning Board of Appeals for demolition applications.
- Collaborate with NHC colleagues to guide NHC applicants toward historically-sensitive solutions for their construction projects.
- Perform architectural assessments for preservation easements approved by the Massachusetts Historical Commission (MHC).

- Coordinate with Planning Department Director and staff on NHC applications assessing the intersection of those requests with other pertinent zoning and planning-related issues.
- Write Form B survey reports for the Massachusetts Historical Commission assessment of perpetual preservation easements.

***Chair, Newburyport Local Historic District Study (LHD) Committee, 2007 - 2013*** *Newburyport, MA*

- Mayoral appointee to committee studying and proposing legislation for an LHD in Newburyport aimed at protecting a ~2,500 property National Register Historic District.
- Worked directly with local and state-level policy makers and the Director of Local Government Programs at the Massachusetts Historical Commission (MHC).
- Directed creation, launch and analysis of on-line and direct-mail public opinion survey. Achieved a 37% response rate in a field where a 10% response rate is considered typical.
- Secured \$21,000 in Community Preservation Act (CPA) and private funding for Study Committee.
- Initiated analysis of 10 years of local building permit trends to estimate potential impact of LHD.
- Led public education efforts and formal public hearings about the LHD. Served as media spokesperson for local newspapers and *Boston Globe*, developed live info sessions, local cable TV spots, print and web content.
- Spearheaded efforts to study 300+ years of building and socio-economic trends in proposed district.

***Co-founder Cultural Tourism Steering Committee, 2008 – 2009*** *Newburyport, MA*

- Co-leader of Steering Committee dedicated to studying impact of cultural heritage tourism on the greater Newburyport area and to create a comprehensive cultural tourism plan for the area.
- Engaged with over 30 area non-profits, cultural organizations, and tourism-impacted businesses.
- Co-managed sub-committees to evaluate local tourism-promotion efforts. Co-authored visitor survey to assess the needs and interests of the cultural heritage visitor.
- Co-wrote grant application resulting in award of Adams planning grant from the Commonwealth.

### **PAST CORPORATE EXPERIENCE**

***Manager, software quality assurance (various companies), 1996-2007*** *Boston, MA*

- Managed software quality assurance (SQA) teams delivering complex, integrated software solutions. Organizations included: Accenture (formerly Anderson Consulting), Harvard Business School, Houghton Mifflin Publishing Company, USPowerSolutions, Breakaway Solutions.

### **EDUCATION**

- Boston Architectural College: Masters in Historic Preservation awarded January 9, 2015.
- Boston Architectural College: Graduate Certificate, Historic Preservation Studies, Fall 2010.
- University of Michigan-Ann Arbor: (30 post-grad credits), Spanish, 1996.
- Smith College: BA, Spanish, 1994.

### **BOARDS & COMMISSIONS**

- Appointee to Newburyport Local Historic District Study Committee, 2007-2013.
- Appointee to Newburyport Historical Commission, 2013-present.
- Appointee to Newburyport Public Library Board of Directors, 2014- present.

### **OTHER**

- Native-level fluency in Spanish: speaking, reading, writing.
- Experience with HABS documentation, building surveys, architectural assessments for preservation/deed restrictions, site plan review, architectural / building plan review, zoning law, historic preservation / historic district case law, NHCP Section 106 reviews, Department of Transportation Act Section 4(f) reviews, National Register and local historic districting, Secretary of the Interior's Standards for Rehabilitation.
- OSHA courses and certification in-process.

- On-going courses in Urban Planning and Policy through Massachusetts Institute of Technology OpenCourseWare.
- Proficient in relevant software including PowerPoint, Excel, Word, MS Project, WordPress, MS Publisher, photo editing, social media/marketing tools (e.g., ConstantContact), integrated software systems, relational and hierarchical databases and issue-tracking tools.



**END OF CONSENT AGENDA**

**BEGINNING OF REGULAR AGENDA**

## APPOINTMENTS--TABLED

**MAYOR'S APPOINTMENTS**  
**September 28, 2015**  
**TABLED READING**

<b>2.</b>	<b>Ann Dykes</b>	<b>12 Munroe Street</b>	<b>Parks Commission</b>	<b>April 1, 2018</b>
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**In City Council September 15, 2015**

Removed from the Consent Agenda by Councillor Herzog.

Motion to approve the consent agenda as amended by Councillor Cameron, seconded by Councillor Kinsey. So voted.

Motion to table by Councillor Herzog, seconded by Councillor Tontar. So voted.

**APPOINTMENTS  
SECOND READING**

**MAYOR'S APPOINTMENTS**  
**September 28, 2015**  
**SECOND READING**

**APPOINTMENTS**

- |    |                      |                     |                         |                |
|----|----------------------|---------------------|-------------------------|----------------|
| 3. | Jane Niebling        | 45 Temple Street    | Cultural Commission     | Sept. 30, 2018 |
| 4. | Joanna Fernandes     | 29 Hill Street      | Bartlet Mall Commission | Dec. 1, 2016   |
| 5. | Marian Leighton Levy | 323 Merrimac Street | NRA                     | Oct. 30, 2020  |

**RE-APPOINTMENTS**

- |    |                        |                 |                              |               |
|----|------------------------|-----------------|------------------------------|---------------|
| 6. | Donald B. Notargiacomo | 5B Zabriskie Dr | Constable for Civil Business | Sept. 1, 2017 |
|----|------------------------|-----------------|------------------------------|---------------|

**In City Council September 15, 2015**

Motion to approve the consent agenda as amended by Councillor Cameron, seconded by Councillor Kinsey. So voted.

## ORDERS

## CITY OF NEWBURYPORT



IN CITY COUNCIL

September 15, 2015

**ORDERED: RESOLUTION OF THE CITY OF NEWBURYPORT**

**WHEREAS:** Access to reliable, high-speed Internet technology is essential to supporting Newburyport's economic growth and enhancing the lives of its residents; and

**WHEREAS:** Fiber optic technology is the most reliable and efficient way to transmit data to businesses and residences and would allow Newburyport to stay competitive in the business, education, science and technology sectors; and

**WHEREAS:** Verizon has focused its expansion of the FiOS network in over 113 communities in Massachusetts and left Newburyport in 2007- 2008 having installed 40% of the FiOS network leaving our residents and businesses unable to access this state-of-the- art services; and

**WHEREAS:** Competition from fiber optic technology could drive down the cost for consumers and boost the speed of other Internet connectivity options; and

**WHEREAS:** Deregulation and monopoly control have led to a significant downgrading in traditional landline service and an increase in resident complaints and requests for FiOS; and

**WHEREAS:** So-called market competition has resulted in less competition, higher prices and lower quality service and residents in localities where FiOS is not available are forced to pay monopoly prices for an inferior product; and

**THEREFORE, the Mayor and City Council resolve to work collaboratively with Verizon to complete the build out of our city's fiber network to provide FiOS to our residents, businesses and schools.**

\_\_\_\_\_  
Councillor Ari Herzog  
Chair, Public Utilities

TABLED ORDER #1  
September 29, 2015

**In City Council September 15, 2015**

Motion to table by Councillor Herzog, seconded by Councillor Cameron. 10 yes, 1 no (O'Brien). So voted.

CITY COUNCILLORS:

\_\_\_\_\_  
Thomas O'Brien, President/Ward 6

\_\_\_\_\_  
Larry G. Giunta/Ward 5

\_\_\_\_\_  
Allison Heartquist/Ward 1

\_\_\_\_\_  
Edward C. Cameron/Councillor at Large

\_\_\_\_\_  
Jared J. Eigerman/Ward 2

\_\_\_\_\_  
Barry N. Connell/Councillor at Large

\_\_\_\_\_  
Robert J. Cronin/Ward 3

\_\_\_\_\_  
Ari B. Herzog/Councillor at Large

\_\_\_\_\_  
Charles F. Tontar/Ward 4

\_\_\_\_\_  
Meghan C. Kinsey/Councillor at Large

\_\_\_\_\_  
Bruce L. Vogel/Councillor at Large

Approve: \_\_\_\_\_  
Donna D. Holaday, Mayor

Attest: \_\_\_\_\_  
Richard B. Jones, City Clerk

Date: \_\_\_\_\_



# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

THAT WHEREAS, Belcher Street was accepted as a public way by order of the City Council dated \_\_\_\_\_ but was not constructed to its full length on the ground; and

WHEREAS, the public interest and convenience requires that the portion of Belcher Street which is unconstructed and encroaching between 4 Belcher Street and 3 Belcher Street be discontinued;

NOW, THEREFORE, the City Council of the City of Newburyport, pursuant to General Laws Chapter 82, Sections 21 and 32A hereby specifically abandons and discontinues permanently the portion of the public way known as Belcher Street, as shown on the plan entitled "Discontinuance Exhibit," dated June 1, 2015, prepared by Winter GEC LLC., as shown on the plan as "Area of Discontinuance", and discontinues as part of said public way all land lying within the above described boundaries of said Belcher Street as specified as being discontinued on said Plan, and authorizes the Mayor, upon condition of receipt of the sum of \$1,000 from James T. Leonard and Ann M. Leonard, the owners of the land currently burdened by said unconstructed way, to release all right, title and interest of the City of Newburyport in the discontinued portion of Belcher Street.

Said portion of Belcher Street is hereby declared abandoned and is unused for ordinary travel and the common convenience and necessity no longer requires this portion of the public way to be maintained in a condition reasonably safe and convenient for travel. The City shall no longer be bound to keep such way or portion thereof in repair.

\_\_\_\_\_  
Council President Thomas F. O'Brien

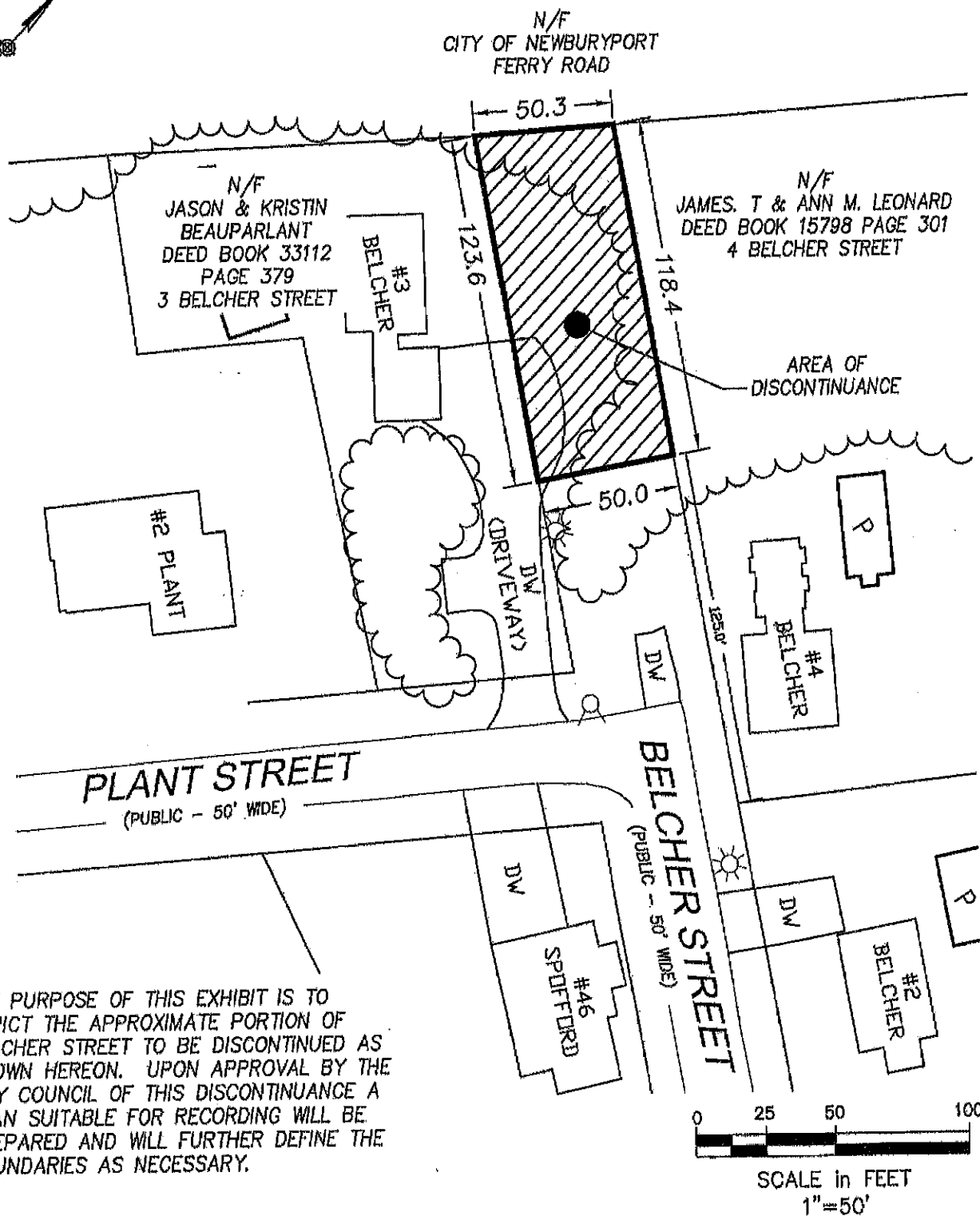
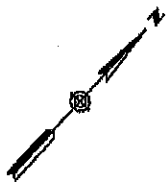
## City of Newburyport

### VOTE OF THE WATER AND SEWER COMMISSIONERS

The Newburyport Water and Sewer Commissioners hereby determine that the unnumbered parcel of land approximately forty (40) feet in width throughout its length located between Assessors' Lots 71-39 and 71-39A to the Northeast and Assessors' Lots 71-38 and 71-37 to the Southwest (the "Property"), which Property provides access from Spofford Street to Assessors Lot 112-3 and is described in the deed to the City recorded with the Essex South Registry of Deeds in Book 1771, Page 529, and is currently held in the care, custody, and control of the Water and Sewer Commission for water and/or sewer purposes, is not needed exclusively for such purposes, and that the care, custody and control of the Property may be transferred to the Water and Sewer Commission for water and/or sewer purposes and to the Mayor for the sole purpose of conveying a permanent easement for access purposes in said Property to serve Assessor's Lot 71-37, provided that the Water and Sewer Commission shall continue to hold the Property in its entirety, subject to such easement, and the easement granted shall not conflict with such purposes; and we further authorize our Chairman to forthwith give notice of this determination to the City Council for its action pursuant to and in accordance with General Laws Chapter 40, Section 15A.

--majority vote

520832.2/NBPT/0001



Winter GEC, LLC

34 WINTER STREET  
NEWBURYPORT, MA 01950  
978-270-8826

BELCHER STREET  
NEWBURYPORT, MASSACHUSETTS  
PREPARED FOR  
BOURQUE QUALITY HOMES  
21 STOREY AVENUE, 2ND FLOOR  
NEWBURYPORT, MA 01950

SHEET 1 OF 1

DISCONTINUANCE  
EXHIBIT

DATE: JUNE 1, 2015



34  
City of Newburyport

Building Department

CITY HALL

NEWBURYPORT, MASSACHUSETTS 01950

TELEPHONE: (617) 462-8701

*Handwritten notes:*  
L...  
M...  
J...  
S...  
R...

EDWARD A. HEWETT  
Building Official/Codes Administrator

April 14, 1986

Mrs. Nancy B. Leonard  
4 Belcher Street  
Newburyport, Ma. 01950

Dear Nancy:

SUBJECT: City of Newburyport Zoning Ordinance, Land Use Advisory  
ie: Realty at #4 Belcher Street, (City Use #1/Zone R-1)  
Legal Reference: City Land Use Controls/Ordinance  
Section V, VI, and X-B

Pursuant to the authority vested with your Community and its  
Regulatory Office, the City of Newburyport files its Zoning  
Ordinance/Land Use Advisory.

The City Office, having reviewed the Assessor's Plat Map  
Sectional and the Community Land Use Maps, we find your land,  
(House Lot) of some 44,180 square feet is Zoned Residential/and  
to be fully within the City's Zoning District, R-1. Please refer  
to the Dimensional Control Chart herewith enclosed. Your  
Community Land Use/Dimensional Control Chart lists minimum lot  
sizes, Lot Areas, Minimum Frontages, Maximum % Lot Cover, and  
Minimum Yard Set Back Requirements.

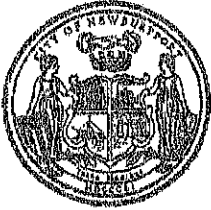
If we of the Community Land Use Controls Program may be of a  
further public service, do not hesitate addressing any land use  
question to our attention here at City Hall.

Regards,

*Handwritten signature of Edward A. Hewett*

Edward A. Hewett  
Community Land Use Manager  
City Zoning Official

EAH:bp  
enc



# City of Newburyport

Building Department

CITY HALL

NEWBURYPORT, MASSACHUSETTS

TEL. 462-8701

EDWARD A. HEWETT

Building Official/Codes Administrator

July 12, 1978

Mr. James Leonard  
13 Roosevelt Place  
Newburyport, Massachusetts

Dear James:

SUBJECT: City Zoning Opinion

This city zoning report is written in response to your request of my office for city (zoning) opinion under our recently-enacted new Zoning Ordinance.

The city Building Official's Office (Zoning Officer) finds that the land now of Carey at #4 Belcher Street (Lot #37 on Assessors Plat Map), does have sufficient area and frontage as to be split under the local ordinance as aforementioned (Section VI-B/1).

Special considerations should be given to the off-site improvements to be required by the city so as to provide services made necessary by such action of lot splitting.

If we here at the city Building Official's Office can be of any further service, do not hesitate in calling on me.

Very truly yours,

Edward A. Hewett  
Building Official/Codes Administrator  
Zoning Administrative Officer

EAH:ss

Enclosure

CC: City Solicitor  
City Clerk  
Planning Board

Reference Standards:

Massachusetts Zoning Law, Chapter #40A,  
as amended by Chapter #808/75.  
City Zoning Ordinance of 1978,  
Section X-B, Administration.  
Section VI-B/1, Reduction of Lot Areas and  
Separation of Lots.

# Map of Newburyport

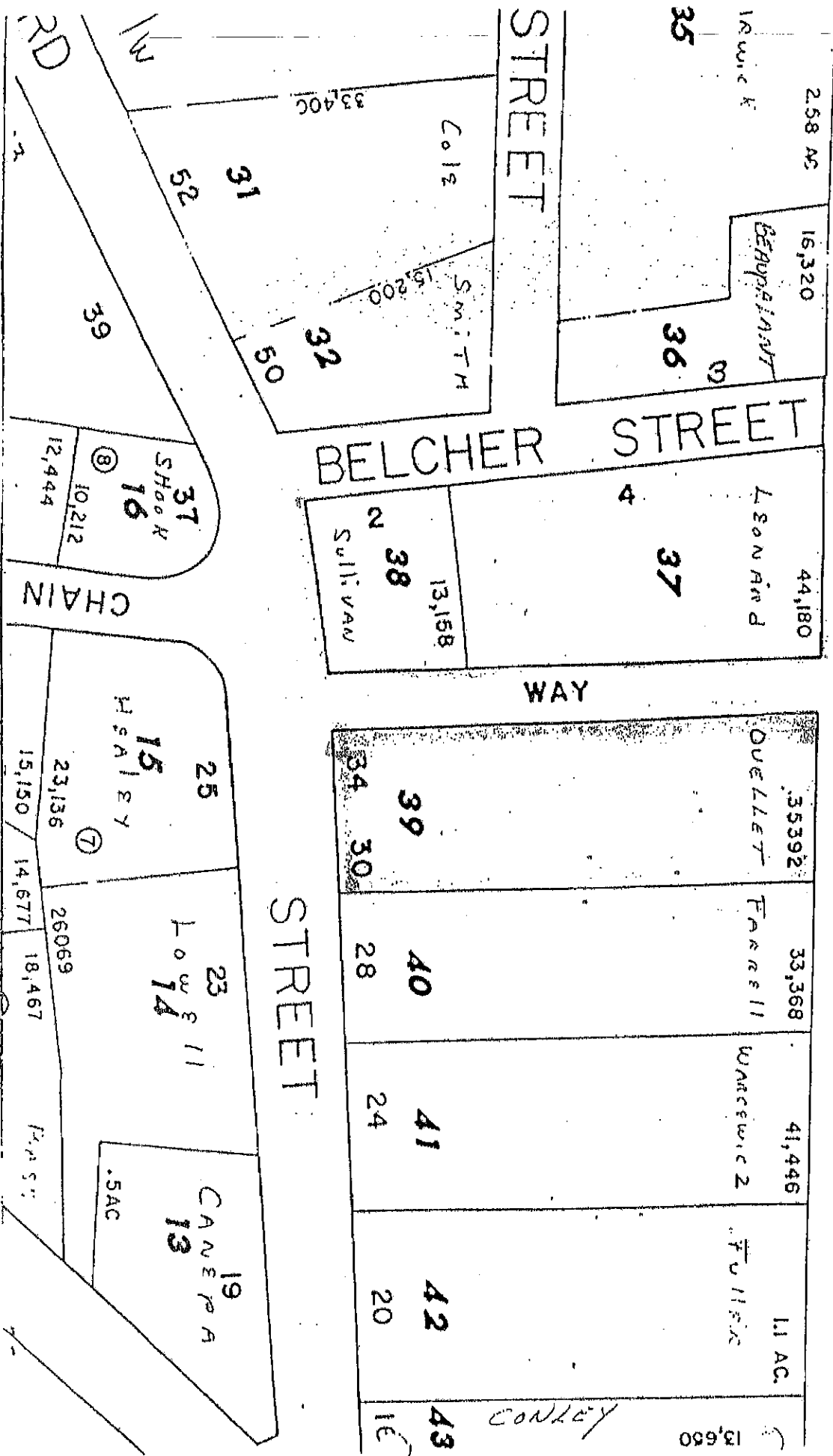
Building Department  
Newburyport, Massachusetts

EDWARD A. HEWITT  
Building Official/Codes Administrator

TELEPHONE  
462-8701

1" = 100'

COPY



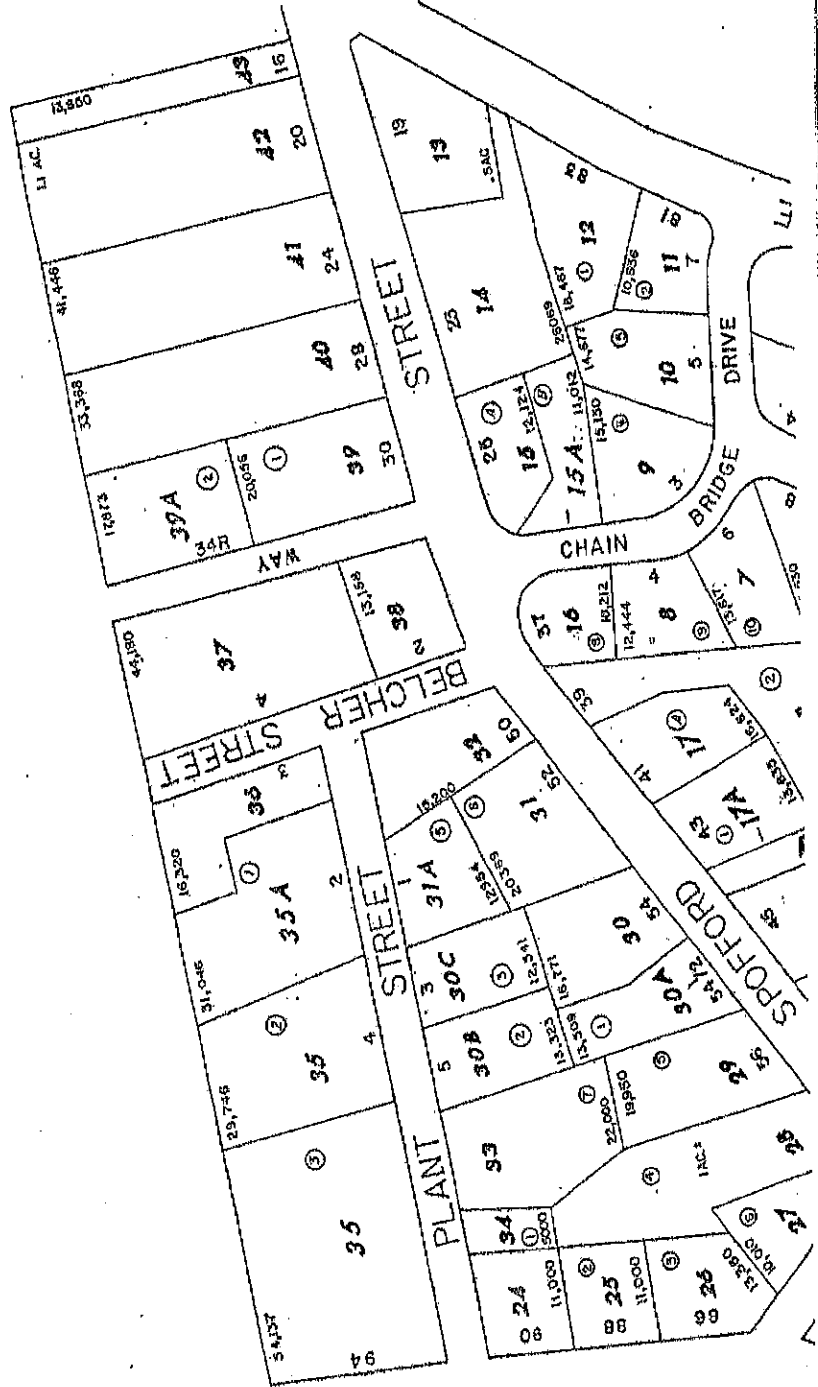
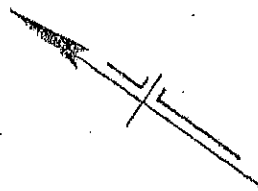


# City of Newburyport

Building Department  
Newburyport, Massachusetts

EDWARD A. HEWITT  
Building Official/Codes Administrator  
TELEPHONE 462-8701







**4 BELCHER ST****Location** 4 BELCHER ST**Assessment** \$737,300**Mblu** 71/ 37/ / /**PID** 4856**Owner** LEONARD JAMES T**Building Count** 1**Current Value**

Assessment			
Valuation Year	Improvements	Land	Total
2015	\$493,500	\$243,800	\$737,300

**Owner of Record**

**Owner** LEONARD JAMES T  
**Co-Owner** ANN M J/T  
**Address** 4 BELCHER ST  
 NEWBURYPORT, MA 01950

**Sale Price** \$0  
**Book & Page** 15798/0301  
**Sale Date** 07/08/1999

**Ownership History**

Ownership History			
Owner	Sale Price	Book & Page	Sale Date
LEONARD JAMES T	\$1	10878/0001	07/23/1991
LEONARD JAMES T	\$0	D1681/ 26	11/10/1978

**Building Information****Building 1 : Section 1**

**Year Built:** 1754  
**Living Area:** 3070

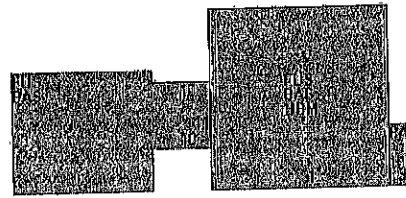
Building Attributes	
Field	Description
Style	Antique
Model	Residential
Stories:	2 Stories
Occupancy	1
Exterior Wall 1	Clapboard
Exterior Wall 2	Wood Shingle
Roof Structure:	Gable/Hip
Roof Cover	Asph/F Gls/Cmp
Interior Wall 1	Plastered
Interior Wall 2	
Interior Flr 1	Pine/Soft Wood

**Building Photo**

(<http://images.vgsi.com/photos/NewburyportMAPPhotos/\01\00\54\70.jpg>)

**Building Layout**

Interior Flr 2	
Heat Fuel	Gas
Heat Type:	Hot Water
AC Type:	None
Total Bedrooms:	3 Bedrooms
Total Bthrms:	2
Total Half Baths:	1
Total Xtra Fixtrs:	
Total Rooms:	8
Bath Style:	Average
Kitchen Style:	Average



Building Sub-Areas			Legend
Code	Description	Gross Area	Living Area
BAS	First Floor	1550	1550
FUS	Upper Story, Finished	1520	1520
UBM	Basement, Unfinished	930	0
		4000	3070

## Extra Features

Extra Features				Legend
Code	Description	Size	Value	Bldg #
FPL3	FIREPLACE 2 ST.	2 UNITS	\$6,900	1
FPO	EXTRA FPL OPEN	1 UNITS	\$1,100	1

## Land

## Land Use

Use Code 1010  
Description SINGLE FAM  
Zone R1

## Land Line Valuation

Size (Acres) 1.01  
Depth 0  
Assessed Value \$243,800

## Outbuildings

Outbuildings						Legend
Code	Description	Sub Code	Sub Description	Size	Value	Bldg #
SPL2	POOL-INGR VN/P			648 S.F.	\$10,400	1
PAT1	PATIO-AVG			300 S.F.	\$700	1

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RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 AUG 28 A 8:23

City Council  
City of Newburyport  
60 Pleasant St  
Newburyport MA 01950

RE: Discontinuance of the end of Belcher Street

Dear City Councilors;

I understand that there is a proposal before you to discontinue the end of Belcher Street, about the final 123 feet or so. That end of the street has not ever been constructed nor is it used as a street. We have no objections to the discontinuance of that part of the street.

Thank you

  
Signature

8-24-15  
Date

Todd Chase  
Printed Name

2 Belcher St  
Address

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 AUG 24 A 11:51

City Council  
City of Newburyport  
60 Pleasant St  
Newburyport MA 01950

RE: Discontinuance of the end of Belcher Street

Dear City Councilors;

I understand that there is a proposal before you to discontinue the end of Belcher Street, about the final 123 feet or so. That end of the street has not ever been constructed nor is it used as a street. We have no objections to the discontinuance of that part of the street.

Thank you

Francine Loh Wagnon 8/21/15  
Signature Date

Francine Loh Wagnon  
Printed Name

46 Spofford St  
Address

Newburyport MA

01950

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 AUG 26 P 2:35

City Council  
City of Newburyport  
60 Pleasant St  
Newburyport MA 01950

RE: Discontinuance of the end of Belcher Street

Dear City Councilors;

I understand that there is a proposal before you to discontinue the end of Belcher Street, about the final 123 feet or so. That end of the street has not ever been constructed nor is it used as a street. We have no objections to the discontinuance of that part of the street.

Thank you

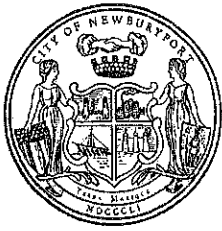
  
Signature

8-22-15  
Date

JASON BEAUPARLANT  
Printed Name

3 Belcher St.  
Address

## CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

### **ORDER AUTHORIZING THE MAYOR TO GRANT AN ACCESS EASEMENT IN LAND ON SPOFFORD STREET IN THE CITY OF NEWBURYPORT**

**WHEREAS**, pursuant to a deed recorded with the Essex South Registry of Deeds in Book 1771, Page 529, the City is the owner of an unnumbered parcel of land approximately forty (40) feet in width throughout its length located between Assessors' Lots 71-39 and 71-39A to the Northeast and Assessors' Lots 71-38 and 71-37 to the Southwest (the "Property"); which Property provides access from Spofford Street to other land of the City known as Assessors' Lot 112-3; and

**WHEREAS**, the Property is held in the care, custody, and control of the Newburyport Water and Sewer Commission, as affirmed by the City Council's vote of January 29, 2015; and

**WHEREAS**, the Owner of Assessors' Lot 71-37 (4R Belcher Street) seeks an easement in the Property to access his lot;

**WHEREAS**, in accordance with Massachusetts General Laws Chapter 40, Section 3, the City may convey an interest in its land upon proper authorization; and

**WHEREAS**, in accordance with Massachusetts General Laws Chapter 40, Section 15A, upon determination by a board or officer having charge of land that such land is no longer needed for such purpose, the City Council may, by a two-thirds vote, transfer the care, custody, management and control of all or a part of the such land to the same or another board or officer of the City for another specific municipal purpose; and

**WHEREAS**, in accordance with Massachusetts General Laws Chapter 40, Section 15A the Water and Sewer Commission has determined, and has provided written notice to the Council of its determination, that the Property is not needed exclusively for water and/or sewer purposes, and that the City Council may transfer such care, custody and control of the Property as is necessary to allow for the conveyance of a permanent easement for access purposes in said parcel to serve Assessor's Lot 71-37, provided that the Water and Sewer Commission shall continue to hold the Property in its entirety, as it may be subject to such easement, in its care, custody and control for water and/or sewer purposes, and the easement granted shall not conflict with such purposes.

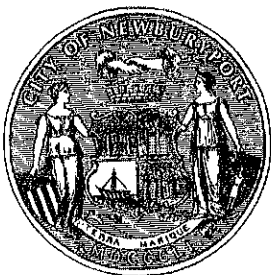
**NOW, THEREFORE, BE IT RESOLVED** by the Newburyport City Council as follows:

Joint care, custody and control of the Property is hereby transferred to the Water and Sewer Commission for water and/or sewer purposes and to the Mayor for the sole purpose of conveying a permanent easement for access purposes in said Property to serve Assessor's Lot 71-37;

And further, that the Mayor is hereby authorized to convey such easement upon such terms and conditions and for such consideration as the Mayor deems appropriate, provided that such easement shall not conflict with the use of the Property for water and/or sewer purposes.

---

Thomas F. O'Brien, Council President



# CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550  
NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

2015 SEP 22 P 3:37

*Donna D. Holaday*

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

Date: September 28, 2015

Subject: Tax Title Collection Revolving Fund

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The enclosed order accepts the provisions of M.G.L. Chapter 60, Section 15B, allowing for the establishment of a tax title collection revolving fund for use by the Treasurer/Collector. Attached is the new local acceptance statute that took effect in December 2014, which is recommended by the Department of Revenue as a means of accounting for fees and costs related to the tax title collection process.

The fund will be used to pay fees and costs for the following purposes: recording or filing documents and instruments, searching and examining titles, mailing, publishing or advertising notices or documents, petitioning the land court, serving court filings and documents and paying legal fees. The fund will then be credited, upon collection, with fees and costs added to taxes, tax titles, and tax foreclosures.

There is currently a \$12,500 line item in the operating budget for expenses related to the tax taking process; however, given the length of the process, this can create a strain on the budget as expenses are incurred well before they are eventually recovered through the collection process. The goal of creating this fund to place the incoming and outgoing fees into one account so that eventually this can be a self-supporting process and the line item in the budget can be reduced or eliminated altogether. As such, it is important to note that the revolving fund is strictly for the purpose of accounting for fees and expenses associated with the tax title process. The actual tax title revenue, which has averaged well over \$350,000 per year for the past five years, will not go into this fund and will remain a general revenue source used to fund the annual operating budget.

Thank you for your consideration.



# CITY OF NEWBURYPORT



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IN CITY COUNCIL

ORDERED:

September 28, 2015

**THAT** the City of Newburyport does hereby accept the provisions of Section 15B of Chapter 60 of the Massachusetts General Laws authorizing the establishment of a tax title collection revolving fund.

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Councillor Charles F. Tontar  
Chair, Budget & Finance Committee

**M.G.L. Chapter 60, Section 15B:**

**An Act Relative to the Establishment of Tax Title Collection Revolving Funds**

Chapter 60, Section 15B. (a) Notwithstanding sections 53 and 55 of chapter 44, a city or town that accepts this section may establish a tax title collection revolving fund pursuant to subsection (c) for 1 or more of the following officers: tax collector, treasurer and treasurer-collector. Such tax title collection revolving fund shall be accounted for separately from all other monies in the city or town and to which shall be credited any fees, charges and costs incurred by such officer under sections 15, 55, 62, 65, 68 or 79 and collected upon the redemption of tax titles and sales of real property acquired through foreclosures of tax titles. Expenditures may be made from such revolving fund without further appropriation, subject to this section; provided, however, that expenditures shall not be made or liabilities incurred from this revolving fund in excess of the balance of the fund nor in excess of the total authorized expenditures from this fund, nor shall any expenditures be made unless approved in accordance with sections 52 and 56 of chapter 41.

(b) Interest earned on a tax title collection revolving fund balance shall be treated as general fund revenue of the city or town. Expenditures from a tax title collection revolving fund authorized for the tax collector, treasurer or treasurer-collector shall be spent to pay expenses incurred by such officer under this chapter in connection with a tax taking or tax title foreclosure, including, but not limited to, fees and costs of recording or filing documents and instruments, searching and examining titles, mailing, publishing or advertising notices or documents, petitioning the land court, serving court filings and documents and paying legal fees.

(c) A city or town that accepts this section may establish a tax title collection revolving fund by: (i) by-law; (ii) ordinance; or (iii) a vote of the legislative body of a city or town taken upon the recommendation of the chief executive officer of a city or town or, in the case of a city with a Plan E form of government, the recommendation of the mayor or city manager. The establishment of such a fund shall be made not later than the beginning of the fiscal year in which the fund shall begin.

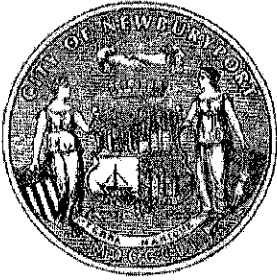
(d) The officer having charge of such tax title collection revolving fund shall annually report to the board of selectmen, the mayor of a city or city manager in a Plan E city or in any other city or town to the chief administrative or executive officer, the total amount of receipts and expenditures for the tax title collection revolving fund under its control for the prior fiscal year, by the date the by-law, ordinance or vote prescribes, together with other information as such by-law, ordinance or vote requires.

(e) Upon revocation of this section, or termination of any fund, the balance in the fund at the end of that fiscal year shall revert to surplus revenue.

(f) This section shall take effect in any municipality that accepts it by vote of the legislative body, subject to the charter of the municipality; provided, however, at any time after the expiration of 3 years from the date on which a municipality accepts this section, the municipality may revoke its acceptance in the same manner required for acceptance.

The director of accounts in the department of revenue may issue guidelines further regulating a tax title collection revolving fund established pursuant to this section.

Approved, December 16, 2014.



CITY OF NEWBURYPORT  
FINANCE DEPARTMENT  
60 PLEASANT STREET • P.O. BOX 550  
NEWBURYPORT, MA 01950  
(978) 465-4404 • (978) 462-3257 (FAX)  
WWW.CITYOFNEWBURYPORT.COM

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2015 SEP 22 A 10:38

DONNA D. HOLADAY  
MAYOR

ETHAN R. MANNING  
FINANCE DIRECTOR/CITY AUDITOR

To: President and Members of the Newburyport City Council  
From: Ethan R. Manning, Finance Director/City Auditor *ERM*  
Date: September 28, 2015  
Subject: Appropriation of Bond Premium

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The City recently completed a sale of \$9,730,000 in 20-year bonds to fund ongoing capital projects. FTN Financial Capital Markets was the winning bidder on the Bonds with an average interest rate of 2.216%. Prior to the sale, Standard & Poor's affirmed the City's 'AAA' credit rating; the highest attainable long-term rating, which was first assigned to the City in May 2015. Current market conditions, combined with the upgraded credit rating, resulted in an average interest rate 36.4 basis points lower than the previous long-term bond issuance in October 2014. This translates into an estimated savings of \$400,000 over the life of the bonds; an annual budgetary savings of approximately \$20,000.

As was the case with the last major issuance in October 2014, the bonds issued this month traded with a premium; meaning that the bonds were priced above par since the coupon rate paid to bondholders is higher than the prevailing market rate. Given the historically low interest rates, most municipal bonds are currently trading with a premium. As such, the Department of Revenue published a Bulletin in March 2013 (2013-01B) giving municipalities the ability to appropriate bond premiums to pay respective project costs and, in doing so, issue that much less in bonds.

Premium received in connection with the bond issuance totaled \$39,000, broken down as follow: \$14,000 for the Bresnahan School construction project, \$5,000 for the Nock/Molin School construction and renovation project, and \$20,000 for the Nock/Molin baseball field construction project. There are three procedural orders before you that are required, by statute, to appropriate said bond premium to the projects and, in turn, extinguish the same amount of borrowing authorization.

# CITY OF NEWBURYPORT



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IN CITY COUNCIL

ORDERED:

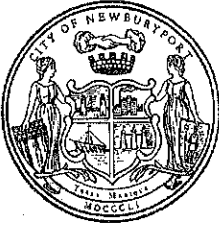
September 28, 2015

**THAT**, \$14,000 net premium paid to the City by the purchaser of bonds or notes issued for the construction of the City's New Bresnahan School Project (the "New Bresnahan School Project") authorized under an order of the City Council passed August 13, 2012, amended on August 11, 2014 and approved by the Mayor on August 26, 2014, excluded from the limitations of Proposition 2 ½, so-called, on June 5, 2012 (Question 1), be appropriated to pay costs of the New Bresnahan School Project, and to reduce by such premium the remaining amount authorized to be borrowed for the New Bresnahan School Project, or to take any other action relative thereto.

---

Councillor Charles F. Tontar  
Chair, Budget & Finance Committee

# CITY OF NEWBURYPORT



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IN CITY COUNCIL

ORDERED:

September 28, 2015

**THAT**, \$5,000 net premium paid to the City by the purchaser of bonds or notes issued for the construction of the City's Nock Molin Elementary School Project (the "Nock Molin Elementary School Project") authorized under an order of the City Council passed August 13, 2012 and approved by the Mayor, excluded from the limitations of Proposition 2 ½, so-called, on June 5, 2012 (Question 2), be appropriated to pay costs of the Nock Molin Elementary School Project, and to reduce by such premium the remaining amount authorized to be borrowed for the Nock Molin Elementary School Project, or to take any other action relative thereto.

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Councillor Charles F. Tontar  
Chair, Budget & Finance Committee

# CITY OF NEWBURYPORT



\_\_\_\_\_  
IN CITY COUNCIL

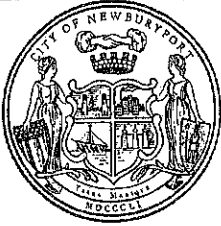
ORDERED:

September 28, 2015

**THAT**, \$20,000 net premium paid to the City by the purchaser of bonds or notes issued for the construction of the City's Nock Molin Baseball Field Project (the "Nock Molin Baseball Field Project") authorized under an order of the City Council passed August 13, 2012 and approved by the Mayor, as amended by an order of the City Council approved by the Mayor on August 26, 2014, excluded from the limitations of Proposition 2 ½, so-called, on December 9, 2014, be appropriated to pay costs of the Nock Molin Baseball Field Project, and to reduce by such premium the remaining amount authorized to be borrowed for the Nock Molin Baseball Field Project, or to take any other action relative thereto.

\_\_\_\_\_  
Councillor Charles F. Tontar  
Chair, Budget & Finance Committee

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

**THAT** the City Council of the City of Newburyport shall classify the positions on the Community Preservation Committee as Special Municipal Employees pursuant to MGL Chapter 268A, Sec. 1 et al.

Councillor Charles F. Tontar

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CITY OF NEWBURYPORT

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IN CITY COUNCIL

ORDERED:

September 28, 2015

**THAT** the City Council of the City of Newburyport hereby declares 1,475 sq. ft. of space at the Senior Community Center at 331 High St available for disposition to a tenant through a competitive procurement process. This procurement process is pursuant to MGL Chapter 30B and any and all rules and regulations thereunder.

---

Councillor Charles F. Tontar  
Chair, Budget & Finance Committee



## ORDINANCES

# CITY OF NEWBURYPORT



IN CITY COUNCIL

JANUARY 26, 2015

## **ORDERED:**

### **A ZONING ORDINANCE ESTABLISHING THE NEWBURYPORT SMART GROWTH DISTRICT (SGD)**

Be it ordained by the City Council of the City of Newburyport as follows:

Zoning Ordinance Amendment:

### **APPENDIX A: ZONING ORDINANCE OF THE CITY OF NEWBURYPORT**

#### **SECTION XXIX: SMART GROWTH DISTRICT (SGD)**

Appendix A to the Code of Ordinances, City of Newburyport, Massachusetts, is hereby amended by adding a new section, to be numbered Section XXIX, which reads as follows:

#### **SECTION XXIX: SMART GROWTH DISTRICT (SGD)**

##### **XXIX-A Purposes**

##### **XXIX-B Establishment & Applicability**

##### **XXIX-C Definitions.**

##### **XXIX-D Permitted Uses.**

##### **XXIX-E Prohibited Uses.**

##### **XXIX-F Dimensional & Parking Requirements.**

##### **XXIX-G Requirements for Housing Affordability.**

##### **XXIX-H Permitting Procedure & Criteria for Approval.**

##### **XXIX-I Design Standards.**

##### **XXIX-J Mitigation of Development Impacts**

##### **XXIX-K Appeals.**

##### **XXIX-L Severability.**

##### **XXIX-A Purposes.**

The purpose of this Section (XXIX) is to establish the Newburyport Smart Growth District (SGD) and to encourage "Smart Growth" in accordance with the purposes of M.G.L. Chapter 40R consistent with the 2001 Newburyport Master Plan, 2015 Master Plan Update, and 2004 Strategic Land Use Plan.

### **FULL TEXT AND MAP AVAILABLE IN CITY CLERK'S OFFICE**

Councillor Jared J. Eigerman

Councillor Meghan C. Kinsey

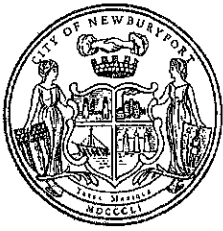
#### **In City Council January 26, 2015**

Motion to refer to Planning & Development by Councillor Eigerman, seconded by Councillor Herzog. So voted.

#### **In City Council Sept. 15, 2015**

Motion to remove from committee by Councillor Cameron, seconded by Councillor Herzog. So voted. Motion to approve by Councillor Cameron, seconded by Councillor Connell. Motion to amend pages 25 and 43 with respect to noise levels by Councillor Eigerman, seconded by Councillor Cameron. So voted. Motion to amend by changing the acceptable height on page 9 from 55 (fiftyfive) feet to 60 (sixty) feet. 9 yes, 2 no (Cronin, O'Brien). So voted. Motion to approve as amended 1st reading and order published by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 8 yes, 3 no (Cronin, Giunta, O'Brien). Motion passed.

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

Be it ordained by the Newburyport City Council:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing, and Parking
Section 181	Parking Lots

**Delete (b) pertaining to 3-hour lots:**

Waterfront Trust Lot

**Delete (e):**

Four (4) spaces on the westerly side of the Central Business District Lot shall be designated for police vehicles only

**Add (e):**

Ten (10) spaces on the westerly side of the Central Business District Lot shall be designated for police vehicles only

Councillor Ari B. Herzog

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

Be it ordained by the Newburyport City Council:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing, and Parking
Section 181	Parking Lots

**Delete (e):**

Four (4) spaces on the westerly side of the Central Business District Lot shall be designated for police vehicles only, and the time limit and payment requirement shall not apply to police vehicles parked in these designated spaces.

**Add new (e):**

Ten (10) spaces on the westerly side of the Central Business District Lot shall be designated for police vehicles only, and the time limit and payment requirement shall not apply to police vehicles parked in these designated spaces.

Councillor Ari B. Herzog

## COMMITTEE ITEMS

## BUDGET AND FINANCE

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

MAY 12, 2014

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ADMINISTRATION**

Be it ordained by the City Council of the City of Newburyport as follows:

*General Ordinance Amendment:*

**Chapter 2: ADMINISTRATION**  
**Article II: City Council**

ADD:

**Sec. 2-45. Salary of the City Council**

The members of the city council shall receive on an annual basis a salary equal to eight percent of the annual compensation of the mayor effective the first Monday in January, 2016. The President of the City Council shall receive an additional amount of One Thousand (\$1,000) Dollars effective the first Monday in January, 2016.

\_\_\_\_\_  
Councillor Thomas F. O'Brien

motion  
by  
C/SC  
BV/EC/AM/PL/4/10

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

MAY 12, 2014

## AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ADMINISTRATION

Be it ordained by the City Council of the City of Newburyport as follows:

*General Ordinance Amendment:*

Chapter 2: ADMINISTRATION  
Article II: Boards, Committees, Commissions  
Division 1: Generally

ADD:

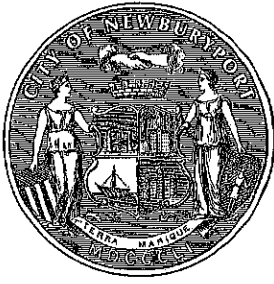
Sec. 2-61A. Salary of the School Committee

The members of the school committee shall receive on an annual basis a salary equal to four percent of the annual compensation of the mayor effective the first Monday in January, 2016. The Vice Chair of the School Committee shall receive an additional amount of One Thousand (\$1,000) Dollars effective the first Monday in January, 2016.

Councillor Thomas F. O'Brien

Motion  
TO  
APV B&F  
RC/LG  
roll call yes - TO  
no - BUE PH PRE  
BUE LG JE MK





# CITY OF NEWBURYPORT

Communication #2  
August 10, 2015  
b9f

## CITY COUNCIL

NEWBURYPORT CITY HALL

60 PLEASANT STREET

P.O. Box 550

NEWBURYPORT, MA 01950

TEL: 978-465-4407

FAX: 978-462-7936

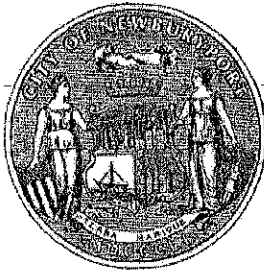
August 4, 2015

Council President O'Brien and Members of the Newburyport City Council,

At the July 13, 2015 City Council Meeting, the Council voted to remove the Dependent Audit from the Budget and Finance Committee and further voted to receive and file the audit. These acts resulted from the fact that the Budget and Finance Committee had received evidence from the Human Resource Director that all city funds expended on city employees and dependents no longer eligible for coverage had been reimbursed to the City by the Massachusetts Interlocal Insurance Association (MIIA).

However, the Human Resource Director is still investigating whether or not the City has been reimbursed for insurance premiums owed the City by former and current elected officials. The Budget and Finance Committee would like to assure on an evidentiary basis that all such monies have been reimbursed or that programs are in place to do so.

Charles Tontar  
Ward 4 Councillor



CITY OF NEWBURYPORT  
FINANCE DEPARTMENT

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RECEIVED  
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NEWBURYPORT, MA

2015 SEP -2 P 1:34

DONNA D. HOLADAY  
MAYOR

ETHAN R. MANNING  
FINANCE DIRECTOR/CITY AUDITOR

To: Mayor Donna D. Holaday  
President and Members of the Newburyport City Council

From: Ethan R. Manning, Finance Director/City Auditor

Date: September 2, 2015

Subject: FY2015 Year-End Financial Report

The fiscal year 2015 year-end financial report is presented to the Mayor and City Council as a preliminary look at the City of Newburyport's financial performance over the past year prior to the release of the audited financial statements. This report compares original and revised appropriations/estimates to actual expenditures and collections for the General Fund, as well as, Water, Sewer and Harbormaster Enterprise Funds for the year-ending June 30, 2015.

**FY2015 Expenditures**

Expenditures within the General Fund and Enterprise Funds were made within the budgetary appropriations approved by the City Council. Remaining and unrestricted appropriations from fiscal year 2015, totaling \$1,781,899, will be a positive factor in the Free Cash and Retained Earnings calculations as of July 1, 2015. Below is a summary of the year-end expenditures by fund, which is broken out in greater detail in the reports that follow:

	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
001 GENERAL FUND	57,975,764	55,060,375	2,147,429	767,961	95.0%
060 WATER ENTERPRISE FUND	4,887,817	4,489,461	23,148	375,208	91.9%
061 SEWER ENTERPRISE FUND	6,594,675	5,820,939	216,719	557,016	88.3%
6520 HARBORMASTER ENTERPRISE FUND	357,684	271,573	4,396	81,714	75.9%
<b>TOTAL BUDGETARY FUNDS</b>	<b>69,815,939</b>	<b>65,642,348</b>	<b>2,391,692</b>	<b>1,781,899</b>	<b>94.0%</b>

## **FY2015 Revenue**

Total revenue for the budgetary funds exceeded estimates for FY2015 with collections at 101.8% of estimated revenue. The General Fund, Water Enterprise Fund and Harbormaster Enterprise Fund all exceeded their FY2015 estimates, while the Sewer Enterprise Fund came in below their estimate at 94.9%. Below is a summary of the year-end revenue by fund, which is broken out in greater detail in the reports that follow:

	ESTIMATE	ACTUAL	OVER/ (BELOW)	% OF ESTIMATE
001 GENERAL FUND	55,976,448	57,344,995	1,368,547	102.4%
060 WATER ENTERPRISE FUND	4,467,817	4,614,613	146,796	103.3%
061 SEWER ENTERPRISE FUND	5,927,877	5,624,789	-303,088	94.9%
6520 HARBORMASTER ENTERPRISE FUND	357,684	379,537	21,853	106.1%
<b>TOTAL BUDGETARY FUNDS</b>	<b>66,729,825</b>	<b>67,963,933</b>	<b>1,234,109</b>	<b>101.8%</b>

Once the Massachusetts Department of Revenue verifies and certifies the City's year-end financial results later this fall, funds will be available for any legal expenditure at the recommendation of the Mayor and approval of a majority vote of the City Council. All financial information contained in this report is presented on an unaudited basis and, as such, is subject to further adjustment until finalized. The audited financial statements will be filed with the City Clerk no later than March 1, 2016 in accordance with the City Charter.

Please feel free to contact me if you have any questions.

### **Attachments:**

- Expenditure Summary (page 1)
- Expenditures by Budget Category (page 2)
- Revenue Summary (page 7)
- Revenue by Source (page 8)



**City of Newburyport**  
**FY2015 Year-End Expenditure Summary**

	ORIGINAL APPROP.	TRANSFERS/ ADJSMTS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>001 GENERAL FUND</b>							
111 CITY COUNCIL	69,680	0	69,680	68,670	987	23	98.6%
121 MAYOR'S DEPARTMENT	278,181	0	278,181	275,181	0	3,000	98.9%
129 GENERAL ADMINISTRATION	453,666	-103,786	349,880	337,029	8,300	4,551	96.3%
135 AUDITOR'S DEPARTMENT	305,503	0	305,503	285,297	8,875	11,332	93.4%
141 ASSESSORS DEPARTMENT	225,479	1,500	226,979	225,444	0	1,535	99.3%
145 TREASURER'S DEPARTMENT	497,916	0	497,916	491,354	0	6,562	98.7%
151 INFO TECHNOLOGY DEPT	261,527	17,857	279,384	277,264	1,951	169	99.2%
152 HUMAN RESOURCES	194,735	3,608	198,343	137,635	0	60,708	69.4%
161 CITY CLERK'S DEPARTMENT	223,986	0	223,986	223,042	210	735	99.6%
163 BOARD OF REGISTRARS	40,040	9,500	49,540	49,540	0	0	100.0%
165 LICENSE COMMISSION	6,840	0	6,840	6,235	0	605	91.2%
171 CONSERVATION COMMISSION	1,800	0	1,800	1,800	0	0	100.0%
175 PLANNING BOARD	1,800	0	1,800	1,650	0	150	91.7%
176 ZONING BOARD	1,800	0	1,800	1,800	0	0	100.0%
182 PLANNING & DEVELOPMENT	291,333	0	291,333	284,688	0	6,645	97.7%
191 LEGAL DEPARTMENT	70,000	50,000	120,000	120,000	0	0	100.0%
210 POLICE DEPARTMENT	3,385,795	5,877	3,391,672	3,236,712	4,687	150,273	95.4%
220 FIRE DEPARTMENT	3,359,635	126,729	3,486,364	3,482,483	1,041	2,840	99.9%
241 BUILDING DEPARTMENT	168,231	0	168,231	167,841	122	268	99.8%
291 EMERGENCY MANAGEMENT	27,250	0	27,250	22,628	104	4,518	83.0%
292 ANIMAL CONTROL	61,978	0	61,978	46,394	171	15,413	74.9%
293 PARKING CLERK DEPARTMENT	43,486	0	43,486	43,486	0	0	100.0%
300 SCHOOL DEPARTMENT	25,148,813	0	25,148,813	23,234,153	1,914,660	0	92.4%
398 ESSEX NORTH SHORE TECH SCHOOL	0	21,865	21,865	21,865	0	0	100.0%
399 WHITTIER VO TECH SCHOOL	336,873	0	336,873	336,873	0	0	100.0%
421 PUBLIC SERVICES DEPARTMENT	2,232,884	217,000	2,449,884	2,272,381	99,519	77,984	92.8%
423 SNOW & ICE	180,000	705,496	885,496	885,496	0	0	100.0%
510 HEALTH DEPARTMENT	178,948	0	178,948	166,381	2,701	9,865	93.0%
519 SUSTAINABILITY	1,190,518	49,197	1,239,715	1,097,069	91,805	50,841	88.5%
541 COUNCIL ON AGING	266,411	0	266,411	245,178	2,586	18,647	92.0%
542 YOUTH SERVICES	244,611	16,875	261,486	253,459	54	7,973	96.9%
543 VETERANS' DEPARTMENT	258,580	19,000	277,580	274,781	973	1,826	99.0%
610 LIBRARY DEPARTMENT	1,293,998	0	1,293,998	1,275,677	0	18,321	98.6%
630 PARKS COMMISSION	167,866	0	167,866	167,731	0	135	99.9%
691 HISTORICAL COMMISSION	1,800	0	1,800	1,800	0	0	100.0%
710 DEBT EXCLUSION	2,520,695	0	2,520,695	2,431,664	0	89,031	96.5%
720 ORDINARY DEBT SERVICE	855,202	0	855,202	855,202	0	0	100.0%
911 RETIREMENT BOARD	3,428,009	0	3,428,009	3,428,009	0	0	100.0%
914 INSURANCE GROUP	7,990,396	-478,938	7,511,458	7,280,261	8,683	222,514	96.9%
921 COMMISSION ON DISABILITY	5,927	0	5,927	4,431	0	1,496	74.8%
942 STABILIZATION OUTLAY	5,000	0	5,000	5,000	0	0	100.0%
990 INTERFUND TRANSFERS	0	1,036,789	1,036,789	1,036,789	0	0	100.0%
<b>001 GENERAL FUND Total</b>	<b>56,277,195</b>	<b>1,698,570</b>	<b>57,975,764</b>	<b>55,060,375</b>	<b>2,147,429</b>	<b>767,961</b>	<b>95.0%</b>
<b>060 WATER ENTERPRISE FUND</b>							
450 WATER DEPARTMENT	4,887,817	0	4,887,817	4,489,461	23,148	375,208	91.9%
<b>060 WATER ENTERPRISE FUND Total</b>	<b>4,887,817</b>	<b>0</b>	<b>4,887,817</b>	<b>4,489,461</b>	<b>23,148</b>	<b>375,208</b>	<b>91.9%</b>
<b>061 SEWER ENTERPRISE FUND</b>							
440 SEWER DEPARTMENT	6,247,877	346,798	6,594,675	5,820,939	216,719	557,016	88.3%
<b>061 SEWER ENTERPRISE FUND Total</b>	<b>6,247,877</b>	<b>346,798</b>	<b>6,594,675</b>	<b>5,820,939</b>	<b>216,719</b>	<b>557,016</b>	<b>88.3%</b>
<b>6520 HARBORMASTER ENTERPRISE FUND</b>							
295 HARBORMASTER DEPARTMENT	357,684	0	357,684	271,573	4,396	81,714	75.9%
<b>6520 HARBORMASTER ENTERPRISE FUND Total</b>	<b>357,684</b>	<b>0</b>	<b>357,684</b>	<b>271,573</b>	<b>4,396</b>	<b>81,714</b>	<b>75.9%</b>
<b>TOTAL BUDGETARY FUNDS</b>	<b>\$67,770,572</b>	<b>\$2,045,368</b>	<b>\$69,815,939</b>	<b>\$65,642,348</b>	<b>\$2,391,692</b>	<b>\$1,781,899</b>	<b>94.0%</b>



**City of Newburyport**  
**FY2015 Year-End Expenditures by Budget Category**

	ORIGINAL APPROP.	TRANSFERS/ ADJSMTS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>001 GENERAL FUND</b>							
<b>111 CITY COUNCIL</b>							
001 PERSONNEL SERVICES	60,680	0	60,680	60,680	0	0	100.0%
002 PURCHASE OF SERVICES	9,000	0	9,000	7,990	987	23	88.8%
<b>111 CITY COUNCIL Total</b>	<b>69,680</b>	<b>0</b>	<b>69,680</b>	<b>68,670</b>	<b>987</b>	<b>23</b>	<b>98.6%</b>
<b>121 MAYOR'S DEPARTMENT</b>							
001 PERSONNEL SERVICES	224,181	0	224,181	224,181	0	0	100.0%
002 PURCHASE OF SERVICES	39,000	0	39,000	36,000	0	3,000	92.3%
007 OTHER CHARGES & EXPENSES	15,000	0	15,000	15,000	0	0	100.0%
<b>121 MAYOR'S DEPARTMENT Total</b>	<b>278,181</b>	<b>0</b>	<b>278,181</b>	<b>275,181</b>	<b>0</b>	<b>3,000</b>	<b>98.9%</b>
<b>129 GENERAL ADMINISTRATION</b>							
001 PERSONNEL SERVICES	13,500	0	13,500	10,991	0	2,509	81.4%
002 PURCHASE OF SERVICES	152,700	18,938	171,638	164,138	7,500	0	95.6%
004 SUPPLIES	6,000	0	6,000	4,268	0	1,732	71.1%
007 OTHER CHARGES & EXPENSES	281,466	-122,724	158,742	157,632	800	310	99.3%
<b>129 GENERAL ADMINISTRATION Total</b>	<b>453,666</b>	<b>-103,786</b>	<b>349,880</b>	<b>337,029</b>	<b>8,300</b>	<b>4,551</b>	<b>96.3%</b>
<b>135 AUDITOR'S DEPARTMENT</b>							
001 PERSONNEL SERVICES	257,273	0	257,273	245,947	0	11,327	95.6%
002 PURCHASE OF SERVICES	46,500	0	46,500	37,625	8,875	0	80.9%
004 SUPPLIES	1,500	0	1,500	1,500	0	0	100.0%
007 OTHER CHARGES & EXPENSES	230	0	230	225	0	5	97.8%
<b>135 AUDITOR'S DEPARTMENT Total</b>	<b>305,503</b>	<b>0</b>	<b>305,503</b>	<b>285,297</b>	<b>8,875</b>	<b>11,332</b>	<b>93.4%</b>
<b>141 ASSESSORS DEPARTMENT</b>							
001 PERSONNEL SERVICES	200,679	0	200,679	200,679	0	0	100.0%
002 PURCHASE OF SERVICES	20,600	1,500	22,100	21,008	0	1,092	95.1%
004 SUPPLIES	4,200	0	4,200	3,757	0	443	89.4%
<b>141 ASSESSORS DEPARTMENT Total</b>	<b>225,479</b>	<b>1,500</b>	<b>226,979</b>	<b>225,444</b>	<b>0</b>	<b>1,535</b>	<b>99.3%</b>
<b>145 TREASURER'S DEPARTMENT</b>							
001 PERSONNEL SERVICES	281,216	0	281,216	281,216	0	0	100.0%
002 PURCHASE OF SERVICES	54,500	0	54,500	49,751	0	4,749	91.3%
004 SUPPLIES	4,350	0	4,350	3,771	0	579	86.7%
007 OTHER CHARGES & EXPENSES	157,850	0	157,850	156,616	0	1,234	99.2%
<b>145 TREASURER'S DEPARTMENT Total</b>	<b>497,916</b>	<b>0</b>	<b>497,916</b>	<b>491,354</b>	<b>0</b>	<b>6,562</b>	<b>98.7%</b>
<b>151 INFO TECHNOLOGY DEPT</b>							
001 PERSONNEL SERVICES	77,794	0	77,794	77,743	0	51	99.9%
002 PURCHASE OF SERVICES	182,133	17,857	199,990	198,039	1,951	0	99.0%
004 SUPPLIES	1,600	0	1,600	1,482	0	118	92.6%
<b>151 INFO TECHNOLOGY DEPT Total</b>	<b>261,527</b>	<b>17,857</b>	<b>279,384</b>	<b>277,264</b>	<b>1,951</b>	<b>169</b>	<b>99.2%</b>
<b>152 HUMAN RESOURCES</b>							
001 PERSONNEL SERVICES	73,498	3,608	77,106	51,247	0	25,859	66.5%
002 PURCHASE OF SERVICES	110,637	0	110,637	83,711	0	26,927	75.7%
004 SUPPLIES	10,000	0	10,000	2,314	0	7,686	23.1%
007 OTHER CHARGES & EXPENSES	600	0	600	364	0	236	60.6%
<b>152 HUMAN RESOURCES Total</b>	<b>194,735</b>	<b>3,608</b>	<b>198,343</b>	<b>137,635</b>	<b>0</b>	<b>60,708</b>	<b>69.4%</b>

	ORIGINAL APPROP.	TRANSFERS/ ADJSTMS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>161 CITY CLERK'S DEPARTMENT</b>							
001 PERSONNEL SERVICES	211,886	0	211,886	211,651	0	235	99.9%
002 PURCHASE OF SERVICES	12,100	0	12,100	11,390	210	500	94.1%
<b>161 CITY CLERK'S DEPARTMENT Total</b>	<b>223,986</b>	<b>0</b>	<b>223,986</b>	<b>223,042</b>	<b>210</b>	<b>735</b>	<b>99.6%</b>
<b>163 BOARD OF REGISTRARS</b>							
001 PERSONNEL SERVICES	4,040	0	4,040	4,040	0	0	100.0%
007 OTHER CHARGES & EXPENSES	36,000	9,500	45,500	45,500	0	0	100.0%
<b>163 BOARD OF REGISTRARS Total</b>	<b>40,040</b>	<b>9,500</b>	<b>49,540</b>	<b>49,540</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>165 LICENSE COMMISSION</b>							
001 PERSONNEL SERVICES	5,340	0	5,340	5,340	0	0	100.0%
007 OTHER CHARGES & EXPENSES	1,500	0	1,500	895	0	605	59.7%
<b>165 LICENSE COMMISSION Total</b>	<b>6,840</b>	<b>0</b>	<b>6,840</b>	<b>6,235</b>	<b>0</b>	<b>605</b>	<b>91.2%</b>
<b>171 CONSERVATION COMMISSION</b>							
001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
<b>171 CONSERVATION COMMISSION Total</b>	<b>1,800</b>	<b>0</b>	<b>1,800</b>	<b>1,800</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>175 PLANNING BOARD</b>							
001 PERSONNEL SERVICES	1,800	0	1,800	1,650	0	150	91.7%
<b>175 PLANNING BOARD Total</b>	<b>1,800</b>	<b>0</b>	<b>1,800</b>	<b>1,650</b>	<b>0</b>	<b>150</b>	<b>91.7%</b>
<b>176 ZONING BOARD</b>							
001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
<b>176 ZONING BOARD Total</b>	<b>1,800</b>	<b>0</b>	<b>1,800</b>	<b>1,800</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>182 PLANNING &amp; DEVELOPMENT</b>							
001 PERSONNEL SERVICES	275,283	0	275,283	272,926	0	2,357	99.1%
002 PURCHASE OF SERVICES	10,000	0	10,000	6,500	0	3,500	65.0%
004 SUPPLIES	6,050	0	6,050	5,262	0	788	87.0%
<b>182 PLANNING &amp; DEVELOPMENT Total</b>	<b>291,333</b>	<b>0</b>	<b>291,333</b>	<b>284,688</b>	<b>0</b>	<b>6,645</b>	<b>97.7%</b>
<b>191 LEGAL DEPARTMENT</b>							
002 PURCHASE OF SERVICES	70,000	50,000	120,000	120,000	0	0	100.0%
<b>191 LEGAL DEPARTMENT Total</b>	<b>70,000</b>	<b>50,000</b>	<b>120,000</b>	<b>120,000</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>210 POLICE DEPARTMENT</b>							
001 PERSONNEL SERVICES	3,035,881	-10,778	3,025,103	2,917,529	519	107,054	96.4%
002 PURCHASE OF SERVICES	178,866	0	178,866	158,460	153	20,254	88.6%
004 SUPPLIES	110,600	0	110,600	83,732	4,015	22,853	75.7%
007 OTHER CHARGES & EXPENSES	9,448	0	9,448	9,335	0	113	98.8%
008 CAPITAL OUTLAY	51,000	16,655	67,655	67,655	0	0	100.0%
<b>210 POLICE DEPARTMENT Total</b>	<b>3,385,795</b>	<b>5,877</b>	<b>3,391,672</b>	<b>3,236,712</b>	<b>4,687</b>	<b>150,273</b>	<b>95.4%</b>
<b>220 FIRE DEPARTMENT</b>							
001 PERSONNEL SERVICES	2,968,035	236,729	3,204,764	3,204,404	141	219	100.0%
002 PURCHASE OF SERVICES	309,750	-77,000	232,750	230,990	900	860	99.2%
004 SUPPLIES	76,400	-33,000	43,400	43,400	0	0	100.0%
007 OTHER CHARGES & EXPENSES	5,450	0	5,450	3,689	0	1,761	67.7%
<b>220 FIRE DEPARTMENT Total</b>	<b>3,359,635</b>	<b>126,729</b>	<b>3,486,364</b>	<b>3,482,483</b>	<b>1,041</b>	<b>2,840</b>	<b>99.9%</b>

	ORIGINAL APPROP.	TRANSFERS/ ADJSMTS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>241 BUILDING DEPARTMENT</b>							
001 PERSONNEL SERVICES	167,156	0	167,156	166,766	122	268	99.8%
002 PURCHASE OF SERVICES	1,075	0	1,075	1,075	0	0	100.0%
<b>241 BUILDING DEPARTMENT Total</b>	<b>168,231</b>	<b>0</b>	<b>168,231</b>	<b>167,841</b>	<b>122</b>	<b>268</b>	<b>99.8%</b>
<b>291 EMERGENCY MANAGEMENT</b>							
001 PERSONNEL SERVICES	13,000	702	13,702	13,351	0	351	97.4%
002 PURCHASE OF SERVICES	10,000	0	10,000	8,776	104	1,120	87.8%
004 SUPPLIES	2,250	0	2,250	501	0	1,749	22.3%
007 OTHER CHARGES & EXPENSES	2,000	-702	1,298	0	0	1,298	0.0%
<b>291 EMERGENCY MANAGEMENT Total</b>	<b>27,250</b>	<b>0</b>	<b>27,250</b>	<b>22,628</b>	<b>104</b>	<b>4,518</b>	<b>83.0%</b>
<b>292 ANIMAL CONTROL</b>							
001 PERSONNEL SERVICES	49,548	0	49,548	42,971	0	6,577	86.7%
002 PURCHASE OF SERVICES	9,840	0	9,840	2,031	153	7,656	20.6%
004 SUPPLIES	2,290	0	2,290	1,092	18	1,180	47.7%
007 OTHER CHARGES & EXPENSES	300	0	300	300	0	0	100.0%
<b>292 ANIMAL CONTROL Total</b>	<b>61,978</b>	<b>0</b>	<b>61,978</b>	<b>46,394</b>	<b>171</b>	<b>15,413</b>	<b>74.9%</b>
<b>293 PARKING CLERK DEPARTMENT</b>							
001 PERSONNEL SERVICES	43,486	0	43,486	43,486	0	0	100.0%
<b>293 PARKING CLERK DEPARTMENT Total</b>	<b>43,486</b>	<b>0</b>	<b>43,486</b>	<b>43,486</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>300 SCHOOL DEPARTMENT</b>							
002 PURCHASE OF SERVICES	25,148,813	0	25,148,813	23,234,153	1,914,660	0	92.4%
<b>300 SCHOOL DEPARTMENT Total</b>	<b>25,148,813</b>	<b>0</b>	<b>25,148,813</b>	<b>23,234,153</b>	<b>1,914,660</b>	<b>0</b>	<b>92.4%</b>
<b>398 ESSEX NORTH SHORE TECH SCHOOL</b>							
002 PURCHASE OF SERVICES	0	21,865	21,865	21,865	0	0	100.0%
<b>398 ESSEX NORTH SHORE TECH SCHOOL Total</b>	<b>0</b>	<b>21,865</b>	<b>21,865</b>	<b>21,865</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>399 WHITTIER VO TECH SCHOOL</b>							
002 PURCHASE OF SERVICES	336,873	0	336,873	336,873	0	0	100.0%
<b>399 WHITTIER VO TECH SCHOOL Total</b>	<b>336,873</b>	<b>0</b>	<b>336,873</b>	<b>336,873</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>421 PUBLIC SERVICES DEPARTMENT</b>							
001 PERSONNEL SERVICES	1,379,442	0	1,379,442	1,270,926	241	108,276	92.1%
002 PURCHASE OF SERVICES	385,567	0	385,567	370,077	51,542	-36,052	96.0%
004 SUPPLIES	222,875	150,000	372,875	329,806	43,172	-103	88.4%
008 CAPITAL OUTLAY	245,000	67,000	312,000	301,573	4,564	5,863	96.7%
<b>421 PUBLIC SERVICES DEPARTMENT Total</b>	<b>2,232,884</b>	<b>217,000</b>	<b>2,449,884</b>	<b>2,272,381</b>	<b>99,519</b>	<b>77,984</b>	<b>92.8%</b>
<b>423 SNOW &amp; ICE</b>							
001 PERSONNEL SERVICES	90,000	83,007	173,007	173,007	0	0	100.0%
002 PURCHASE OF SERVICES	90,000	622,489	712,489	712,489	0	0	100.0%
<b>423 SNOW &amp; ICE Total</b>	<b>180,000</b>	<b>705,496</b>	<b>885,496</b>	<b>885,496</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>510 HEALTH DEPARTMENT</b>							
001 PERSONNEL SERVICES	167,703	0	167,703	166,652	420	630	99.4%
002 PURCHASE OF SERVICES	4,245	0	4,245	2,800	550	895	66.0%
004 SUPPLIES	5,000	0	5,000	3,081	1,731	187	61.6%
007 OTHER CHARGES & EXPENSES	2,000	0	2,000	-6,152	0	8,152	-307.6%
<b>510 HEALTH DEPARTMENT Total</b>	<b>178,948</b>	<b>0</b>	<b>178,948</b>	<b>166,381</b>	<b>2,701</b>	<b>9,865</b>	<b>93.0%</b>

	ORIGINAL APPROP.	TRANSFERS/ ADJSMTS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>519 SUSTAINABILITY</b>							
001 PERSONNEL SERVICES	73,119	21,697	94,816	92,974	0	1,842	98.1%
002 PURCHASE OF SERVICES	1,116,399	27,500	1,143,899	1,003,094	91,805	48,999	87.7%
004 SUPPLIES	1,000	0	1,000	1,000	0	0	100.0%
<b>519 SUSTAINABILITY Total</b>	<b>1,190,518</b>	<b>49,197</b>	<b>1,239,715</b>	<b>1,097,069</b>	<b>91,805</b>	<b>50,841</b>	<b>88.5%</b>
<b>541 COUNCIL ON AGING</b>							
001 PERSONNEL SERVICES	221,311	0	221,311	205,366	557	15,387	92.8%
002 PURCHASE OF SERVICES	32,100	0	32,100	31,060	77	963	96.8%
004 SUPPLIES	13,000	0	13,000	8,752	1,952	2,296	67.3%
<b>541 COUNCIL ON AGING Total</b>	<b>266,411</b>	<b>0</b>	<b>266,411</b>	<b>245,178</b>	<b>2,586</b>	<b>18,647</b>	<b>92.0%</b>
<b>542 YOUTH SERVICES</b>							
001 PERSONNEL SERVICES	150,893	0	150,893	146,144	0	4,749	96.9%
002 PURCHASE OF SERVICES	19,300	5,000	24,300	23,648	0	653	97.3%
007 OTHER CHARGES & EXPENSES	74,418	11,875	86,293	83,668	54	2,571	97.0%
<b>542 YOUTH SERVICES Total</b>	<b>244,611</b>	<b>16,875</b>	<b>261,486</b>	<b>253,459</b>	<b>54</b>	<b>7,973</b>	<b>96.9%</b>
<b>543 VETERANS' DEPARTMENT</b>							
001 PERSONNEL SERVICES	74,500	0	74,500	74,500	0	0	100.0%
002 PURCHASE OF SERVICES	5,180	0	5,180	4,884	63	233	94.3%
007 OTHER CHARGES & EXPENSES	178,900	19,000	197,900	195,397	910	1,593	98.7%
<b>543 VETERANS' DEPARTMENT Total</b>	<b>258,580</b>	<b>19,000</b>	<b>277,580</b>	<b>274,781</b>	<b>973</b>	<b>1,826</b>	<b>99.0%</b>
<b>610 LIBRARY DEPARTMENT</b>							
001 PERSONNEL SERVICES	966,201	-20,000	946,201	936,518	0	9,683	99.0%
002 PURCHASE OF SERVICES	327,797	20,000	347,797	339,159	0	8,638	97.5%
<b>610 LIBRARY DEPARTMENT Total</b>	<b>1,293,998</b>	<b>0</b>	<b>1,293,998</b>	<b>1,275,677</b>	<b>0</b>	<b>18,321</b>	<b>98.6%</b>
<b>630 PARKS COMMISSION</b>							
001 PERSONNEL SERVICES	64,000	0	64,000	64,000	0	0	100.0%
002 PURCHASE OF SERVICES	98,866	0	98,866	98,731	0	135	99.9%
004 SUPPLIES	5,000	0	5,000	5,000	0	0	100.0%
<b>630 PARKS COMMISSION Total</b>	<b>167,866</b>	<b>0</b>	<b>167,866</b>	<b>167,731</b>	<b>0</b>	<b>135</b>	<b>99.9%</b>
<b>691 HISTORICAL COMMISSION</b>							
001 PERSONNEL SERVICES	1,800	0	1,800	1,800	0	0	100.0%
<b>691 HISTORICAL COMMISSION Total</b>	<b>1,800</b>	<b>0</b>	<b>1,800</b>	<b>1,800</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>710 DEBT EXCLUSION</b>							
009 DEBT SERVICE	2,520,695	0	2,520,695	2,431,664	0	89,031	96.5%
<b>710 DEBT EXCLUSION Total</b>	<b>2,520,695</b>	<b>0</b>	<b>2,520,695</b>	<b>2,431,664</b>	<b>0</b>	<b>89,031</b>	<b>96.5%</b>
<b>720 ORDINARY DEBT SERVICE</b>							
009 DEBT SERVICE	855,202	0	855,202	855,202	0	0	100.0%
<b>720 ORDINARY DEBT SERVICE Total</b>	<b>855,202</b>	<b>0</b>	<b>855,202</b>	<b>855,202</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>911 RETIREMENT BOARD</b>							
001 PERSONNEL SERVICES	3,428,009	0	3,428,009	3,428,009	0	0	100.0%
<b>911 RETIREMENT BOARD Total</b>	<b>3,428,009</b>	<b>0</b>	<b>3,428,009</b>	<b>3,428,009</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>914 INSURANCE GROUP</b>							
001 PERSONNEL SERVICES	7,990,396	-478,938	7,511,458	7,280,261	8,683	222,514	96.9%
<b>914 INSURANCE GROUP Total</b>	<b>7,990,396</b>	<b>-478,938</b>	<b>7,511,458</b>	<b>7,280,261</b>	<b>8,683</b>	<b>222,514</b>	<b>96.9%</b>



	ORIGINAL APPROP.	TRANSFERS/ ADJSMTS	REVISED BUDGET	YTD EXPENDED	FY2015 ENCUMB.	REMAINING BUDGET	% OF BUDGET
<b>921 COMMISSION ON DISABILITY</b>							
001 PERSONNEL SERVICES	2,640	0	2,640	2,640	0	0	100.0%
004 SUPPLIES	3,287	0	3,287	1,791	0	1,496	54.5%
<b>921 COMMISSION ON DISABILITY Total</b>	<b>5,927</b>	<b>0</b>	<b>5,927</b>	<b>4,431</b>	<b>0</b>	<b>1,496</b>	<b>74.8%</b>
<b>942 STABILIZATION OUTLAY</b>							
007 OTHER CHARGES & EXPENSES	5,000	0	5,000	5,000	0	0	100.0%
<b>942 STABILIZATION OUTLAY Total</b>	<b>5,000</b>	<b>0</b>	<b>5,000</b>	<b>5,000</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>990 INTERFUND TRANSFERS</b>							
010 OTHER FINANCING USES	0	1,036,789	1,036,789	1,036,789	0	0	100.0%
<b>990 INTERFUND TRANSFERS Total</b>	<b>0</b>	<b>1,036,789</b>	<b>1,036,789</b>	<b>1,036,789</b>	<b>0</b>	<b>0</b>	<b>100.0%</b>
<b>001 GENERAL FUND Total</b>	<b>56,277,195</b>	<b>1,698,570</b>	<b>57,975,764</b>	<b>55,060,375</b>	<b>2,147,429</b>	<b>767,961</b>	<b>95.0%</b>
<b>060 WATER ENTERPRISE FUND</b>							
<b>450 WATER DEPARTMENT</b>							
001 PERSONNEL SERVICES	1,942,554	0	1,942,554	1,765,076	0	177,478	90.9%
002 PURCHASE OF SERVICES	807,972	0	807,972	690,066	16,724	101,181	85.4%
004 SUPPLIES	227,785	0	227,785	171,347	6,424	50,014	75.2%
007 OTHER CHARGES & EXPENSES	81,858	0	81,858	65,880	0	15,977	80.5%
008 CAPITAL OUTLAY	155,000	0	155,000	124,442	0	30,558	80.3%
009 DEBT SERVICE	1,672,649	0	1,672,649	1,672,649	0	0	100.0%
<b>450 WATER DEPARTMENT Total</b>	<b>4,887,817</b>	<b>0</b>	<b>4,887,817</b>	<b>4,489,461</b>	<b>23,148</b>	<b>375,208</b>	<b>91.9%</b>
<b>060 WATER ENTERPRISE FUND Total</b>	<b>4,887,817</b>	<b>0</b>	<b>4,887,817</b>	<b>4,489,461</b>	<b>23,148</b>	<b>375,208</b>	<b>91.9%</b>
<b>061 SEWER ENTERPRISE FUND</b>							
<b>440 SEWER DEPARTMENT</b>							
001 PERSONNEL SERVICES	1,991,411	85,776	2,077,187	1,926,993	0	150,193	92.8%
002 PURCHASE OF SERVICES	1,332,913	261,022	1,593,935	1,267,905	144,384	181,647	79.5%
004 SUPPLIES	351,790	0	351,790	215,243	5,335	131,211	61.2%
007 OTHER CHARGES & EXPENSES	29,265	0	29,265	28,471	0	794	97.3%
008 CAPITAL OUTLAY	271,000	0	271,000	158,395	67,000	45,605	58.4%
009 DEBT SERVICE	2,271,498	0	2,271,498	2,223,931	0	47,567	97.9%
<b>440 SEWER DEPARTMENT Total</b>	<b>6,247,877</b>	<b>346,798</b>	<b>6,594,675</b>	<b>5,820,939</b>	<b>216,719</b>	<b>557,016</b>	<b>88.3%</b>
<b>061 SEWER ENTERPRISE FUND Total</b>	<b>6,247,877</b>	<b>346,798</b>	<b>6,594,675</b>	<b>5,820,939</b>	<b>216,719</b>	<b>557,016</b>	<b>88.3%</b>
<b>6520 HARBORMASTER ENTERPRISE FUND</b>							
<b>295 HARBORMASTER DEPARTMENT</b>							
001 PERSONNEL SERVICES	236,659	0	236,659	198,321	0	38,338	83.8%
002 PURCHASE OF SERVICES	40,750	0	40,750	27,687	1,587	11,476	67.9%
004 SUPPLIES	18,200	0	18,200	12,310	2,809	3,080	67.6%
007 OTHER CHARGES & EXPENSES	6,075	0	6,075	3,255	0	2,820	53.6%
008 CAPITAL OUTLAY	30,000	0	30,000	30,000	0	0	100.0%
009 DEBT SERVICE	26,000	0	26,000	0	0	26,000	0.0%
<b>295 HARBORMASTER DEPARTMENT Total</b>	<b>357,684</b>	<b>0</b>	<b>357,684</b>	<b>271,573</b>	<b>4,396</b>	<b>81,714</b>	<b>75.9%</b>
<b>6520 HARBORMASTER ENTERPRISE FUND Total</b>	<b>357,684</b>	<b>0</b>	<b>357,684</b>	<b>271,573</b>	<b>4,396</b>	<b>81,714</b>	<b>75.9%</b>
<b>TOTAL BUDGETARY FUNDS</b>	<b>\$67,770,572</b>	<b>\$2,045,368</b>	<b>\$69,815,939</b>	<b>\$65,642,348</b>	<b>\$2,391,692</b>	<b>\$1,781,899</b>	<b>94.0%</b>



City of Newburyport  
FY2015 Year-End Revenue Summary

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
<b>001 GENERAL FUND</b>				
412 REAL ESTATE TAX REVENUE	47,068,513	46,999,873	-68,639	99.9%
411 PER PROP TAX REVENUE	622,114	624,361	2,246	100.4%
401 MOTOR VEHICLE EXCISE	2,250,000	2,528,304	278,304	112.4%
402 OTHER EXCISE	640,000	674,627	34,627	105.4%
403 PEN/INT ON TAX & EXCISE	335,000	383,169	48,169	114.4%
404 PAYMENT IN LIEU TAXES	60,000	58,107	-1,893	96.8%
410 FEES	300,000	581,343	281,343	193.8%
416 OTHER DEPARTMENT REVENUE	55,000	56,347	1,347	102.4%
417 LICENSES/PERMITS	650,000	786,321	136,321	121.0%
419 FINES & FORFEITS	15,000	8,027	-6,973	53.5%
420 INVESTMENT INCOME	130,000	154,347	24,347	118.7%
421 MISCELLANEOUS RECURRING	40,000	100,206	60,206	250.5%
422 MISCELLANEOUS NON-RECURRING	0	51,625	51,625	n/a
437 OTHER DEPARTMENTAL REVENUE	0	1,803	1,803	n/a
460 CHERRY SHT - EDUCATION	3,808,123	3,805,195	-2,928	99.9%
462 CHERRY SHT - GEN GOVT	2,617,738	2,730,156	112,418	104.3%
464 CHERRY SHT - ASSESSMENT	-2,615,040	-2,572,885	42,155	98.4%
497 INTERFUND TRANSFERS IN	0	374,069	374,069	n/a
<b>001 GENERAL FUND Total</b>	<b>55,976,448</b>	<b>57,344,995</b>	<b>1,368,547</b>	<b>102.4%</b>
<b>060 WATER FUND Total</b>	<b>4,467,817</b>	<b>4,614,613</b>	<b>146,796</b>	<b>103.3%</b>
<b>061 SEWER FUND Total</b>	<b>5,927,877</b>	<b>5,624,789</b>	<b>-303,088</b>	<b>94.9%</b>
<b>6520 HARBORMASTER Total</b>	<b>357,684</b>	<b>379,537</b>	<b>21,853</b>	<b>106.1%</b>
<b>TOTAL BUDGETARY FUNDS</b>	<b>\$66,729,825</b>	<b>\$67,963,933</b>	<b>\$1,234,109</b>	<b>101.8%</b>



**City of Newburyport**  
**FY2015 Year-End Revenue by Source**

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
<b>001 GENERAL FUND</b>				
<b>412 REAL ESTATE TAX REVENUE</b>				
REAL ESTATE TAX REVENUE	47,068,513	46,999,295	-69,218	99.9%
DEFERRED TAXES REVENUE	0	579	579	n/a
<b>412 REAL ESTATE TAX REVENUE Total</b>	<b>47,068,513</b>	<b>46,999,873</b>	<b>-68,639</b>	<b>99.9%</b>
<b>411 PER PROP TAX REVENUE</b>				
PERS PROP TAX REVENUE	622,114	624,361	2,246	100.4%
<b>411 PER PROP TAX REVENUE Total</b>	<b>622,114</b>	<b>624,361</b>	<b>2,246</b>	<b>100.4%</b>
<b>401 MOTOR VEHICLE EXCISE</b>				
MOTOR VEHICLE REVENUE	2,250,000	2,528,304	278,304	112.4%
<b>401 MOTOR VEHICLE EXCISE Total</b>	<b>2,250,000</b>	<b>2,528,304</b>	<b>278,304</b>	<b>112.4%</b>
<b>402 OTHER EXCISE</b>				
MEALS EXCISE	545,000	561,480	16,480	103.0%
CO MA ROOM OCCUPANCY	95,000	112,842	17,842	118.8%
OTHER EXCISE	0	305	305	n/a
<b>402 OTHER EXCISE Total</b>	<b>640,000</b>	<b>674,627</b>	<b>34,627</b>	<b>105.4%</b>
<b>403 PEN/INT ON TAX &amp; EXCISE</b>				
INT/PEN PP/RE TAX REV	185,000	168,946	-16,054	91.3%
INT ON TAX TITLES	40,000	91,703	51,703	229.3%
CO MA REG MOTOR VEHICLES	70,000	69,545	-455	99.4%
INT/PEN MV EXCISE	40,000	50,772	10,772	126.9%
INT/PEN OTHER	0	2,203	2,203	n/a
<b>403 PEN/INT ON TAX &amp; EXCISE Total</b>	<b>335,000</b>	<b>383,169</b>	<b>48,169</b>	<b>114.4%</b>
<b>404 PAYMENT IN LIEU TAXES</b>				
PAYMENT IN LIEU TAXES	60,000	58,107	-1,893	96.8%
<b>404 PAYMENT IN LIEU TAXES Total</b>	<b>60,000</b>	<b>58,107</b>	<b>-1,893</b>	<b>96.8%</b>
<b>410 FEES</b>				
TAX TITLE REVENUE	175,000	427,297	252,297	244.2%
FIRE MASTER BOX CONNECTION FEE	80,000	85,625	5,625	107.0%
OFF DUTY FEES	15,000	37,855	22,855	252.4%
MUNICIPAL LIENS	23,000	21,410	-1,590	93.1%
REGISTRY FEES	7,000	9,020	2,020	128.9%
OTHER FEES	0	135	135	n/a
<b>410 FEES Total</b>	<b>300,000</b>	<b>581,343</b>	<b>281,343</b>	<b>193.8%</b>
<b>416 OTHER DEPARTMENT REVENUE</b>				
COPIES/RECORDINGS	49,000	45,747	-3,253	93.4%
BUSINESS CERTIFICATES	3,000	7,590	4,590	253.0%
ZONING/ORDINANCES	3,000	3,010	10	100.3%
<b>416 OTHER DEPARTMENT REVENUE Total</b>	<b>55,000</b>	<b>56,347</b>	<b>1,347</b>	<b>102.4%</b>

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
<b>417 LICENSES/PERMITS</b>				
BLDG DEPT ALTERATION PERMITS	235,000	320,345	85,345	136.3%
ALCOHOLIC BEVERAGES	190,000	207,955	17,955	109.5%
OTHER PERMITS	60,000	106,808	46,808	178.0%
BUILDING PERMITS	60,000	41,326	-18,674	68.9%
CLK PASSPORT	30,000	36,980	6,980	123.3%
FIRE PERMITS	15,000	17,340	2,340	115.6%
BLDG DEPT OTHER PERMITS	25,900	15,472	-10,429	59.7%
DOG LICENSES	11,500	13,185	1,685	114.7%
ROAD OPENING PERMIT DPW	10,000	11,000	1,000	110.0%
UTILITY CONTRACTORS LIC DPW	8,000	9,200	1,200	115.0%
MARRIAGE LICENSES	3,000	3,830	830	127.7%
LICENSES/PERMITS DPW	500	1,800	1,300	360.0%
AUCTION LIC/PERMITS	650	550	-100	84.6%
RAFFLE PERMITS	400	530	130	132.5%
UTILITY PERMITS	50	0	-50	0.0%
<b>417 LICENSES/PERMITS Total</b>	<b>650,000</b>	<b>786,321</b>	<b>136,321</b>	<b>121.0%</b>
<b>419 FINES &amp; FORFEITS</b>				
COURT FINES	7,000	7,087	87	101.2%
PARKING FINES	7,550	940	-6,610	12.5%
POLICE FINES	450	0	-450	0.0%
<b>419 FINES &amp; FORFEITS Total</b>	<b>15,000</b>	<b>8,027</b>	<b>-6,973</b>	<b>53.5%</b>
<b>420 INVESTMENT INCOME</b>				
CO MA DIV MEDICAL ASSISTANCE	85,000	99,485	14,485	117.0%
INT ON INVESTMENTS	45,000	46,558	1,558	103.5%
CO MA EMERGENCY MANAGEMENT	0	6,375	6,375	n/a
POL INCIDENT/ACCIDENTS	0	1,929	1,929	n/a
<b>420 INVESTMENT INCOME Total</b>	<b>130,000</b>	<b>154,347</b>	<b>24,347</b>	<b>118.7%</b>
<b>421 MISCELLANEOUS RECURRING</b>				
MISC RECURRING <sup>(1)</sup>	40,000	100,206	60,206	250.5%
<b>421 MISCELLANEOUS RECURRING Total</b>	<b>40,000</b>	<b>100,206</b>	<b>60,206</b>	<b>250.5%</b>
<b>422 MISCELLANEOUS NON-RECURRING</b>				
MISC NON-RECURRING <sup>(2)</sup>	0	51,625	51,625	n/a
<b>422 MISCELLANEOUS NON-RECURRING Total</b>	<b>0</b>	<b>51,625</b>	<b>51,625</b>	<b>n/a</b>
<b>437 OTHER DEPARTMENTAL REVENUE</b>				
FIRE DEPT RECEIPTS	0	1,803	1,803	n/a
<b>437 OTHER DEPARTMENTAL REVENUE Total</b>	<b>0</b>	<b>1,803</b>	<b>1,803</b>	<b>n/a</b>
<b>460 CHERRY SHT - EDUCATION</b>				
CHRY-CH 70: EDUCATION AID	3,658,992	3,658,992	0	100.0%
CHRY-CHARTER SCH TUITION	149,131	146,203	-2,928	98.0%
<b>460 CHERRY SHT - EDUCATION Total</b>	<b>3,808,123</b>	<b>3,805,195</b>	<b>-2,928</b>	<b>99.9%</b>
<b>462 CHERRY SHT - GEN GOVT</b>				
CHRY-ADDITIONAL ASSISTANCE	2,269,433	2,269,433	0	100.0%
CHRY-VETERANS BENEFITS	137,908	154,325	16,417	111.9%
CHRY-STATE OWNED LAND	127,167	116,570	-10,597	91.7%
CHRY-URBAN RENEWAL	0	106,306	106,306	n/a
CHRY-EXEMPT: VET/BLD/SUR SPC	0	57,543	57,543	n/a
CHRY-EXEMPT: ELDERLY	83,230	25,979	-57,251	31.2%
<b>462 CHERRY SHT - GEN GOVT Total</b>	<b>2,617,738</b>	<b>2,730,156</b>	<b>112,418</b>	<b>104.3%</b>

	ESTIMATE	ACTUAL	OVER/(BELOW)	% OF ESTIMATE
<b>464 CHERRY SHT - ASSESSMENT</b>				
ASSESS: SPECIAL EDUCATION	-17,395	-6,299	11,096	36.2%
ASSESS: AIR POLLUTION	-6,506	-6,506	0	100.0%
ASSESS: MOSQUITO CONTROL	-38,118	-38,118	0	100.0%
ASSESS: RMV-NONRENEWAL SUR	-45,260	-45,260	0	100.0%
ASSESS: REGIONAL TRANSIT AUTH	-115,101	-115,101	0	100.0%
ASSESS: SCHOOL CHOICE	-406,028	-318,051	87,977	78.3%
ASSESS: CHARTER SCHOOL	-1,986,632	-2,043,550	-56,918	102.9%
<b>464 CHERRY SHT - ASSESSMENT Total</b>	<b>-2,615,040</b>	<b>-2,572,885</b>	<b>42,155</b>	<b>98.4%</b>
<b>497 INTERFUND TRANSFERS IN</b>				
TRFS FROM SPECIAL REV FUNDS	0	374,069	374,069	n/a
<b>497 INTERFUND TRANSFERS IN Total</b>	<b>0</b>	<b>374,069</b>	<b>374,069</b>	<b>n/a</b>
<b>001 GENERAL FUND Total</b>	<b>55,976,448</b>	<b>57,344,995</b>	<b>1,368,547</b>	<b>102.4%</b>
<b>060 WATER FUND</b>				
UTILITY BILLING/METERS	4,207,817	4,310,763	102,946	102.4%
MISC FEES	175,000	210,991	35,991	120.6%
WATER LIENS	60,000	68,687	8,687	114.5%
PENALTIES/INTEREST	25,000	24,172	-828	96.7%
<b>060 WATER FUND Total</b>	<b>4,467,817</b>	<b>4,614,613</b>	<b>146,796</b>	<b>103.3%</b>
<b>061 SEWER FUND</b>				
UTILITY BILLING/METERS	5,727,877	5,419,603	-308,274	94.6%
SEWER LIENS	80,000	86,598	6,598	108.2%
MISC FEES	75,000	74,535	-465	99.4%
PENALTIES/INTEREST	30,000	29,663	-337	98.9%
INDUSTRIAL PRETREATMNT	15,000	13,244	-1,756	88.3%
MISC NON-RECURRING	0	1,146	1,146	n/a
<b>061 SEWER FUND Total</b>	<b>5,927,877</b>	<b>5,624,789</b>	<b>-303,088</b>	<b>94.9%</b>
<b>6520 HARBORMASTER</b>				
MOORING & SLIP	130,000	125,358	-4,642	96.4%
BOAT EXCISE	75,684	75,402	-282	99.6%
WATERFRONT DOCKS	50,000	61,597	11,597	123.2%
PLUM ISLAND PRK	50,000	59,882	9,882	119.8%
CASHMAN PARK	40,000	36,977	-3,023	92.4%
VESSEL CHARGES	5,000	12,210	7,210	244.2%
PENALTIES/INTEREST	5,000	3,486	-1,514	69.7%
SHELLFISH PERMITS	0	2,525	2,525	n/a
FISH PIER	2,000	2,100	100	105.0%
<b>6520 HARBORMASTER Total</b>	<b>357,684</b>	<b>379,537</b>	<b>21,853</b>	<b>106.1%</b>
<b>TOTAL BUDGETARY FUNDS</b>	<b>\$66,729,825</b>	<b>\$67,963,933</b>	<b>\$1,234,109</b>	<b>101.8%</b>

(1) Cell tower lease, animal control (\$20k), veterans' services (\$83k), FWS refuge revenue sharing.

(2) Small one-time receipts, including \$35k reimbursement from Comm of MA for 250th Anniversary Celebration.

*BoF*

CITY OF NEWBURYPORT



IN CITY COUNCIL

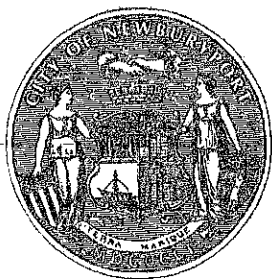
ORDERED:

September 15, 2015

THAT, The CITY COUNCIL of the City of Newburyport accepts with gratitude a gift from the Friends of the Newburyport Council on Aging in the amount of \$228,500.00 for the purpose of constructing a senior/community center and appropriates said funds to the Senior/Community Center Project in accordance with M.G.L. Chapter 44, Section 53A.

Councillor Charles F. Tontar

*MURTO/BoF*  
*MR. TONTAR*  
*LS*  
*WITHDRAWN*



# CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

60 PLEASANT STREET - P.O. BOX 550

NEWBURYPORT, MA 01950

978-465-4413 PHONE

978-465-4402 FAX

2015 SEP -9 A 11: 55

W.R. Mudge, Executive Vice President, Wireline Operations  
Tami A. Erwin, President, Consumer & Mass Business Verizon  
1 Verizon Way  
Basking Ridge, NJ 07920

September 8, 2015

Dear Mr. Mudge and Ms. Erwin:


I am writing to once again inquire of Verizon officials why the City of Newburyport, Massachusetts continues to be excluded from all-fiber FiOS network. FiOS is currently available in 113 communities in Massachusetts, including municipalities on the North Shore and Merrimac Valley. What is particularly frustrating is that I recently learned that 40% of our city already 'has FiOS up in the air' and it just needs to be fired up. I am willing to enter into a franchise agreement with Verizon immediately to move this process forward. I have also heard that workers come into our city and remove FiOS components when needed for repairs in surrounding communities.

The City of Newburyport is a seaport community that is rich in culture, history and the arts and is an ever-growing tourist destination. The city is in high demand for residential properties and has a strong commercial base both in our downtown with numerous restaurants, small businesses and retailers as well as a large business and industry base. Our largest employer is Anna Jaques Hospital with a satellite in Amesbury and partnership with Beth Israel Hospital in Boston.

Our community has been very frustrated with having only one internet provider in the community. My office receives numerous complaints from residents and businesses regarding our current provider and repeated requests for FiOS. Newburyport's economic expansion and desire to have a state-of-the-art fiber system will improve the overall quality of life for our residents; business will benefit in marketing and servicing customers; and our schools will have the service and applications needed for student learning in the 21st century.

As I mentioned, with 40% of the City ready with FiOS, I implore you to finish the fiber network in Newburyport. I look forward to building our working relationship and hope we may meet soon to address this important initiative. Please contact me at [DHoladay@cityofnewburyport.com](mailto:DHoladay@cityofnewburyport.com) or 978-465-4413. Thank you for your time and consideration.

Sincerely,

  
Donna D. Holaday, Mayor

## **LICENSE & PERMITS**



# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

June 29, 2015

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 15                      Vehicles for Hire  
Article 2                        Taxicabs  
Section 15-32 et al

DELETE:

Section 15 - 32; 15 - 34

ADD:

**Sec. 15-32. - Fees and terms for permits/licenses.**

All permits and licenses granted under this chapter shall continue and remain in full force and effect for a period from the first day of October each year until midnight on the 31st of September of the year in which said permit or license was granted.

- (1) The fee for a permit shall be fifty dollars (\$50.00) each year or any part of a year for each taxicab payable in advance of the application for a permit.
- (2) The fee for a license shall be twenty-five dollars (\$25.00) per year or any part of a year.
- (3) The fee for restoration of any permit that has been suspended or revoked shall be fifty dollars (\$50.00).

**Sec. 15-34. - Application for renewal of permit or licenses.**

All applications for renewal of permits or licenses must be filed with the city clerk no later than the first day of August of any year in order to keep the renewal privilege. The city clerk may issue renewal permits or licenses at any time thereafter.

**Sec. 15-38. -- Effective Date.**

The effective date for the above Sec. 15 - 32 and Sec. 15-34 amended herewith shall be August 1, 2016.

Councillor Allison Heartquist

Ldp  
PA/EC

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

APRIL 28, 2014

## AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED LICENSES, PERMITS AND BUSINESS REGULATIONS

Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 9      Licenses, Permits and Business Regulations  
Article VII    Transient Vendors, Hawkers and Peddlers  
Division 1     Transient Vendors  
Section 9-114   Restricted Areas

### DELETE:

#### Sec. 9-114. Restricted areas.

Approved transient vendors may operate only on Inn Street, pursuant to license commission regulations. This provision does not apply to licensees holding a valid license on December 31, 2010.

### ADD

#### ~~Sec. 9-114. Restricted areas.~~

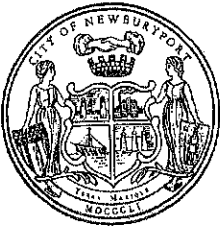
Three approved transient vendors may operate only on Inn Street, and one approved transient vendor may operate in Cashman Park pursuant to license commission regulations.

Councillor Robert J. Cronin

Refer to  
RC LHP  
PH SV

# PLANNING & DEVELOPMENT

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 28, 2015

**THAT THE CITY COUNCIL** of the City of Newburyport respectfully requests as follows:

1. That the President form an ad hoc committee including five members of the city council, including one to serve as chair, and non-voting representatives of stakeholder entities, all as appointed by the President.
2. That the committee develop policies and objectives regarding a long term vision on Central Waterfront, including number of parking spaces, land ownership, and operational and maintenance responsibilities, subject to full Council approval.
3. That the NRA determine whether there is a further need for the authority, and the scope of its outstanding obligations.
4. That all stakeholder entities represented in the committee provide the committee with information related to their interests, capacities, and positions on the Waterfront.

Councillor Cameron  
Councillor Cronin  
Councillor Vogel

*Refer to  
pt D  
com*

# CITY OF NEWBURYPORT



\_\_\_\_\_  
IN CITY COUNCIL

ORDERED:

August 10, 2015

**THAT THE CITY COUNCIL** of the City of Newburyport hereby requests that the President of the City Council convene a working group whose purpose shall be the orderly transition of the Newburyport Redevelopment Authority ("NRA") property into parkland and associated parking in perpetuity.

The group shall consist the of at least three City Councillors, one Waterfront Trustee (non-voting), one NRA member (non-voting), one Harbor Commission member (non-voting), other waterfront stakeholders and advocates as deemed appropriate by the Council President. The sole purpose of this working group is to accomplish the disbanding of the NRA and the successful transition into parkland and associated parking.

\_\_\_\_\_  
Councillor Robert J. Cronin

*referred to  
p10  
can*

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

August 10, 2015

Be it so ordered that the City Council establish an ad hoc Waterfront Committee to include the Planning and Development Committee and two other Councillors designated by the Council President.

The purpose of said Committee is to make recommendations to the City Council and Mayor as to process for the City to design, fund, create and manage an expanded waterfront park which would include expansion of existing parkland and a reduction in existing parking.

Said recommendations shall be informed by testimony from the public and various stakeholders including, but not limited to, the Newburyport Redevelopment Authority, the Waterfront Trust, the Mayor and City of Newburyport Planning Department, and the Harbor Commission.

Process includes but is not limited to roles and responsibilities of the various public entities, timeframes, and scenarios as to design, funding, implementation, and management of the expanded park.

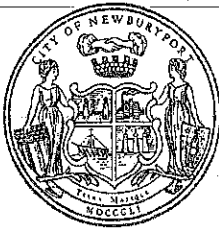
Said recommendations shall be reported out of committee in a timely fashion to enable the full Council's approval or disapproval of a recommended course of action by the end of the current Council term.

The ad hoc Committee meetings will be chaired by the chair of the Planning and Development Committee and will be posted also as Committee of the Whole to allow the full participation of all Councillors.

Councillor Edward C. Cameron  
Councillor Bruce L. Vogel

# **PUBLIC SAFETY**

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

REVISED ORDER

August 10, 2015

Be it ordained by the City Council of the City of Newburyport as follows:

**THAT** the City Council of the City of Newburyport hereby approves and authorizes the installation of a dual electric vehicle charging station. Said station is to be installed in the State Street parking lot in the southeast corner (High St. side) closest to State St.

The fee per hour for the use of the charging station and adjacent space shall be 50 cents.

Councillor Robert J. Cronin

Councillor Jared J. Eigerman

**In City Council August 10, 2015**

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Tontar. So voted.

RC  
CT  
BS



# NEWBURYPORT SPECIAL EVENT APPLICATION

## SPECIAL EVENTS

Tel. (978)-465-4407 Fax. (978)-462-7936

(For Parades, Road Races and Walkathons Only - Please complete reverse side of this application)

- NAME OF EVENT: Newburyport Half Marathon
1. Date: 10/25/15 Time: from 10:00 am to 3:00 pm  
Rain Date: 11/1/15 Time: from 10:00 am to 3:00 pm
2. Location: Cashman Softball Field
3. Description of Property: \_\_\_\_\_ Public ☒ Private ☐
4. Name of Organizer: Eli Bailin City Sponsored Event: Yes \_\_\_\_\_ No \_\_\_\_\_  
Contact \_\_\_\_\_ Person: \_\_\_\_\_  
Address: 55 Prospect St Telephone: \_\_\_\_\_  
E-Mail: elibailin@hotmail.com Cell Phone: 978 270 2026  
Day of Event Contact & Phone: same
5. Number of Attendees Expected: 4,000
6. MA Tax Number: 47-0987984
7. Is the Event Being Advertised? yes Where? email blasts
8. What Age Group is the Event Targeted to? 21-64+
9. Have You Notified Neighborhood Groups or Abutters? Yes ☒ No \_\_\_\_\_ Who? \_\_\_\_\_

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

- A. Vending: Food ☒ Beverages ☒ Alcohol ☒ Goods \_\_\_\_\_ Total # of Vendors 10
- B. Entertainment: (Subject to City's Noise Ordinance.) Live Music ☒ DJ \_\_\_\_\_ Radio/CD \_\_\_\_\_  
Performers \_\_\_\_\_ Dancing \_\_\_\_\_ Amplified Sound ☒ Stage ☒
- C. Games /Rides: Adult Rides \_\_\_\_\_ Kiddie Rides \_\_\_\_\_ Games \_\_\_\_\_ Raffle \_\_\_\_\_  
Other \_\_\_\_\_ Total # \_\_\_\_\_  
Name of Carnival Operator: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_
- D. Clean Up: # of additional trash receptacles required 10 # of additional recycling receptacles required 10
- E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)  
# 28 Standard # 2 ADA accessible

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE ☒

WALKATHON ☐

NEWPORT, MA

1. Name of the Group or Person Sponsoring the Road Race, Parade, or Walkathon: Green Stride

2. Name, Address & Daytime Phone Number of Organizer: Eli Bailin  
55 Prospect St Amesbury, MA 01913  
(978) 270-2026

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Same

4. Date of Event: 10/25/15 Expected Number of Participants: 4,000

5. Start Time: 10:00am Expected End Time: 3:00pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): See attached

7. Locations of Water Stops (if any): See attached

8. Will Detours for Motor Vehicles Be Required? YES If so, where? multiple areas along route. NBPT PD and DMSE Sports working closely to execute.

9. Formation Location & Time for Participants: 8:00am

10. Dismissal Location & Time for Participants: 3:00pm

11. Additional Parade Information:

• Number of Fleets: \_\_\_\_\_

• Locations of Viewing Stations: \_\_\_\_\_

• Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_

• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE/CROSSING

CITY MARSHAL [Signature] 4 Green St FIRE CHIEF [Signature]

DEPUTY DIRECTOR [Signature] 1 Perry Way CITY CLERK [Signature]

Greenleaf St.

60 Pleasant St.

## DEPARTMENT APPROVAL (For Committee members use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, & others may request cash in advance payment.

Approval Required	Date: _____	Signature: _____
_____	1. Special Events: _____	
_____	2. Police: _____	
	Is Police Detail Required: _____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation: _____	
_____	4. ISD/Health: _____	
_____	5. ISD/Building: _____	
_____	6. Electrical: _____	
_____	7. Fire: _____	
	Is Fire Detail Required: _____	# of Details Assigned: _____
_____	8. Public Works: _____	
_____	9. Recreation Department: _____	
_____	10. License Commission: _____	

The Departments listed above have their own application process. Applicants are responsible for applying for and obtaining all required permits & certificates from the various individual Departments.

### Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"* All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.
- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.

- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

### 13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.
- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

*I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.*

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

8/10/15



GREEN-9 OP ID: KQ

## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
09/10/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur S Page Insurance Agency 57 State St. Newburyport, MA 01950 None	CONTACT NAME: None
	PHONE (A/C, No, Ext): 978-465-5301 FAX (A/C, No): 978-462-0890
INSURED Green Stride Eli Bailin 55 Prospect St. Amesbury, MA 01950	E-MAIL ADDRESS:
	INSURER(S) AFFORDING COVERAGE
	INSURER A: Mesa Underwriters
	INSURER B:
	INSURER C:
	INSURER D:
	INSURER E:
INSURER F:	

## COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURED	SUBROGATION	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	X		APP	10/25/2015	10/26/2015	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/OP AGG \$ 1,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB DED: RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	Commercial Applica			APP	10/25/2015	10/26/2015	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

NEWBURYPORT 1/2 MARATHON  
City of Newburyport is Additional Insured

## CERTIFICATE HOLDER

## CANCELLATION

CITY001  City of Newburyport 60 Pleasant Street Newburyport, MA 01950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE <i>Mark E. Gell</i>

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## COURSE DESCRIPTION

---

START: Merrimac & Kent St intersection  
Continue Merrimac St- 1 mile Jefferson St before Atkinson Common  
Left on Spofford St- 2 miles  
Right on Ferry Rd  
Across bridge over Route 95  
Continue to Pine Hill Rd- 3miles  
Bear right onto Curzon Mill Rd  
Left on Hoyts Ln  
Left on Storey Ave, Route 113- 4 miles  
Right on Dennett Dr  
Left on Everett Dr.  
Right on Turkey Hill Rd  
Right on Plummer Spring Rd- 5 miles  
Continues to Middle St  
Left on Garden St- 6 miles  
Left on Rogers St- 7 miles  
Left on Turkey Hill Rd- 8 miles  
Right on Hale St- 9 miles  
Right on Malcolm K Hoyt Rd- 10 miles  
Left on Milliken Way to reverse direction at turn around point  
Left on Malcolm K Hoyt Rd -11 miles  
Left on Parker St  
Continue right on Parker St  
Left on Clipper City Rail Trail- 12 miles  
Finish: adjacent to Cashman Park parking lot



Distance: 13.42 mi



1/2 Marathon Road Race 10/25/15  
10 AM

# &K0000002014 GREEN STRIDE HALF MARATHON & RELAY

## Water Stop Locations

### LOCATION

WATER STOP #1: Merrimac St. opposite Christie St in parking lot  
WATER STOP #2: before Pine Hill Rd / Curzon Mill intersection on runner right  
WATER STOP #3: Plummer Spring after turn from Turkey Hill  
WATER STOP #4: Rogers St; cut out on right before bridge  
WATER STOP #5: Turkey Hill Rd; cut out opposite reservoir  
WATER STOP #6: #16 Malcolm Hoyt; Rochester Electronics driveway  
WATER STOP #7: #50 Parker St; parking lot

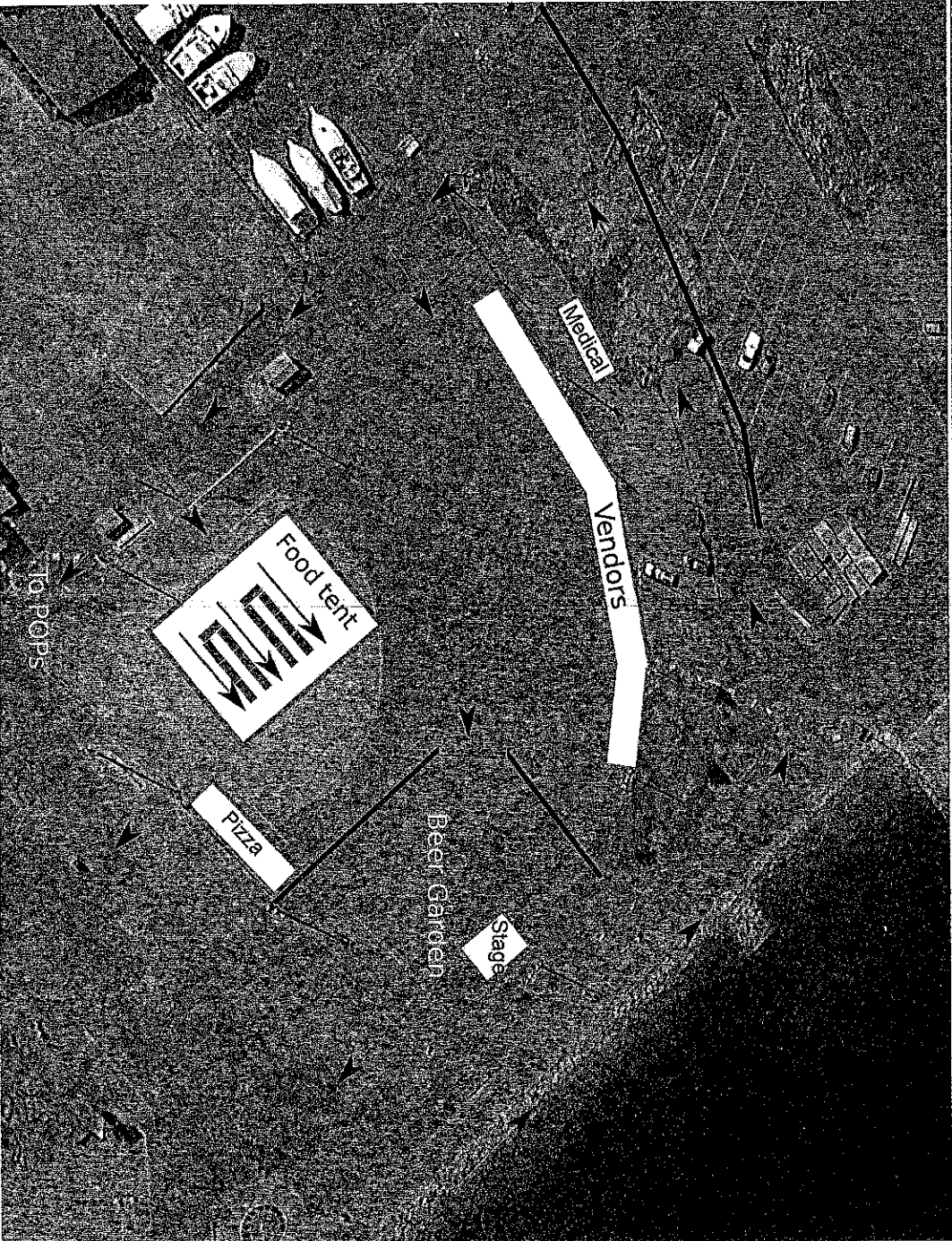


# Newburyport Half Marathon

Sunday,

October 25th, 2015

## Finish Area



Prepared by:

**DVMSSE**  
DAVE MCGILLIVRAY SPORTS ENTERPRISES  
**SPORTS**

V. 07/17/2015

# NEWBURYPORT SPECIAL EVENT APPLICATION

## SPECIAL EVENTS

Tel. (978)-465-4407 Fax. (978)-462-7936

(For Parades, Road Races and Walkathons Only - Please complete reverse side of this application)

NAME OF EVENT: River Relay for Real Lives

1. Date: Sat. October 3, 2015 Time: from 3:00 pm to 4:00 pm  
 Rain Date: N/A Time: from N/A to N/A
2. Location: Cashman Park
3. Description of Property: Near the fountain Public ☒ Private ☐  
before a new
4. Name of Organizer: The Arc of Greater Haverhill City Sponsored Event: Yes ☐ No ☒  
 Contact Kim Bachman Person:  
 Address: Winter St. Newburyport 978.373.0522 X29 Telephone:  
 E-Mail: Kim.bachman@thearc.org Cell Phone: 978.430.7088  
 Day of Event Contact & Phone: \_\_\_\_\_
5. Number of Attendees Expected: 75 - 100
6. MA Tax Number: 046-154-794
7. Is the Event Being Advertised? yes Where? N. Act & Haverhill
8. What Age Group Is the Event Targeted to? ALL
9. Have You Notified Neighborhood Groups or Abutters? Yes ☐ No ☒ Who? \_\_\_\_\_

### ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

- N/A A. Vending: Food ☒ Beverages ☒ Alcohol ☐ Goods ☐ Total # of Vendors 1
- B. Entertainment: (Subject to City's Noise Ordinance.) Live Music ☐ DJ ☐ Radio/CD ☐  
 Performers ☐ Dancing ☐ Amplified Sound ☐ Stage ☐
- C. Games / Rides: Adult Rides ☐ Kiddie Rides ☐ Games ☐ Raffle ☐  
 Other ☐ Total # ☐  
 Name of Carnival Operator: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Telephone: \_\_\_\_\_
- D. Clean Up: # of additional trash receptacles required \_\_\_\_\_ # of additional recycling receptacles required \_\_\_\_\_
- E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)  
 # \_\_\_\_\_ Standard # \_\_\_\_\_ ADA accessible

Sep/14/2016 9:41:03 AM

NEWBURYPORT POLICE DEPARTMENT

2/5

From:

09/16/2016 16:11

#278 P.006/006

# FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE \_\_\_\_\_

WALKATHON ☒

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

The Arc of Greater Haverhill - Newburyport

2. Name, Address & Daytime Phone Number of Organizer: Kim Bachman @ The Arc

57 Wingate St Haverhill Ma 01832 (Haverhill Location)

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up: Winder St Newburyport Ma 01950 978-373-0552

Same as above

4. Date of Event: 10/3/16 Expected Number of Participants: 50-1005. Start Time: 3:00 pm Expected End Time: 4:00 pm

6. Road Race, Parade or Walkathon Route: (List street names &amp; attach map of route): \_\_\_\_\_

7. Locations of Water Stops (if any): N/A8. Will Delays for Motor Vehicles Be Required? N/A If so, where? \_\_\_\_\_9. Formation Location & Time for Participants: Cityman Park @ 3:0010. Dismissal Location & Time for Participants: Elks Lodge 9:00 (After Event gathering)

11. Additional Parade Information:

• Number of Floats: N/A• Locations of Viewing Stations: N/A• Are Weapons Being Carried: Yes \_\_\_\_\_ No ☒• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No N/A

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Pury Way

CITY CLERK

60 Pleasant St

Sep/12/2015 11:56:48 AM

Newburyport Fire Dept 978-463-9177

3/8

From:

09/10/2015 16:16

#286 P.003/008

# FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

 PARADE \_\_\_\_\_ ROAD RACE \_\_\_\_\_ WALKATHON ☒

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

The Arc of Greater Haverhill - Newburyport

2. Name, Address & Daytime Phone Number of Organizer: Kim Bachman @ The Arc

57 Wingate St Haverhill Ma 01832 (Haverhill Location)

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up 978-573-0552

Same as above

4. Date of Event: 10/3/15 Expected Number of Participants: 50-1005. Start Time: 3:00 pm Expected End Time: 4:00 pm

6. Road Race, Parade or Walkathon Route: (List street names &amp; attach map of route): \_\_\_\_\_

7. Locations of Water Stops (if any): N/A8. Will Detours for Motor Vehicles Be Required? N/A If so, where? \_\_\_\_\_9. Formation Location & Time for Participants: Chatham Park @ 3:0010. Dismissal Location & Time for Participants: Elks Lodge 9:00 (After event gathering)

11. Additional Parade Information:

• Number of Floats: N/A• Locations of Viewing Stations: N/A• Are Weapons Being Carried: Yes \_\_\_\_\_ No ☒• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No N/A

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

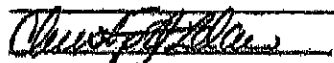
Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.



Sep/11/2015 1:03:15 PM

Newburyport DPS 9784651623

1/1

From:

09/11/2015 12:54

#286 P.002/008

# FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE \_\_\_\_\_

ROAD RACE \_\_\_\_\_

WALKATHON ☒

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

The Arc of Greater Haverhill - Newburyport

2. Name, Address & Daytime Phone Number of Organizer: Kim Bachman @ The Arc

57 Wingate St Haverhill Ma 01832 (Haverhill Location)

3. Name, Address &amp; 24/7 Telephone Number of Person Responsible for Clean Up \_\_\_\_\_

Same as above

4. Date of Event: 10/3/15 Expected Number of Participants: 50-1005. Start Time: 3:00 pm Expected End Time: 4:00 pm

6. Road Race, Parade or Walkathon Route; (List street names &amp; attach map of route): \_\_\_\_\_

7. Locations of Water Stops (if any): N/A8. Will Detours for Motor Vehicles Be Required? N/A If so, where? \_\_\_\_\_9. Formation Location & Time for Participants: Cathman Park @ 3:0010. Dismissal Location & Time for Participants: Elks Lodge 9:00 (After Event gathering)

11. Additional Parade Information:

• Number of Floats: N/A• Locations of Viewing Stations: N/A• Are Weapons Being Carried: Yes \_\_\_\_\_ No ☒• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No N/A

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHAL

4 Green Street

FIRE CHIEF

Groveland Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

*[Signature]*

*[Signature]*

## Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 8:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.
- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the City of Newburyport as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

## 13-101 Enforcement

- (a) *"Regulations"* Consistent with this ordinance, the city shall promulgate regulations to enforce and otherwise implement the provisions of this ordinance upon passage by the City Council. Any event previously approved by City Council shall be deemed permitted.

- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

*I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.*

Signed: Karen Bachman Date: 9/10/15



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/23/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Eaton & Berube Insurance Agency, Inc. 11 Concord St Nashua NH 03064		<b>CONTACT NAME:</b> Kimberly Gutekunst <b>PHONE (A/C, No, Ext):</b> 603-882-2766 <b>E-MAIL:</b> kgutekunst@eatonberube.com <b>ADDRESS:</b> kgutekunst@eatonberube.com		<b>FAX (A/C, No):</b> 603-886-4230
<b>INSURED</b> THEAR1 The Arc of Great Haverhill-Newburyport 57 Wingate St Ste 301 Haverhill MA 01832		<b>INSURER(S) AFFORDING COVERAGE</b>		<b>NAIC #</b>
		INSURER A: Philadelphia Insurance Companies		
		INSURER B:		
		INSURER C:		
		INSURER D:		
		INSURER E:		
		INSURER F:		

**COVERAGES****CERTIFICATE NUMBER:** 1502364671**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY			PHPK1286298	3/1/2015	3/1/2016	EACH OCCURRENCE	\$1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$5,000
							PERSONAL & ADV INJURY	\$1,000,000
							GENERAL AGGREGATE	\$2,000,000
							PRODUCTS - COMP/OP AGG	\$2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:							\$
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC							
A	AUTOMOBILE LIABILITY			PHPK1286298	3/1/2015	3/1/2016	COMBINED SINGLE LIMIT (Ea accident)	\$1,000,000
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident)	\$
	<input checked="" type="checkbox"/> HIRED AUTOS						PROPERTY DAMAGE (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS							\$
	<input checked="" type="checkbox"/> NON-OWNED AUTOS							
A	<input checked="" type="checkbox"/> UMBRELLA LIAB			PHUB487975	3/1/2015	3/1/2016	EACH OCCURRENCE	\$
	<input type="checkbox"/> EXCESS LIAB						AGGREGATE	\$
	<input type="checkbox"/> CLAIMS-MADE							\$
	DED <input checked="" type="checkbox"/> RETENTION \$10,000							
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC STATU-TORY LIMITS	OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)						E.L. EACH ACCIDENT	\$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Regarding event: October 25, 2015 at River Relay for Real Lives

The City of Newport are additional insured on the general liability when required pay contract per Philadelphia Insurance form PLSE001

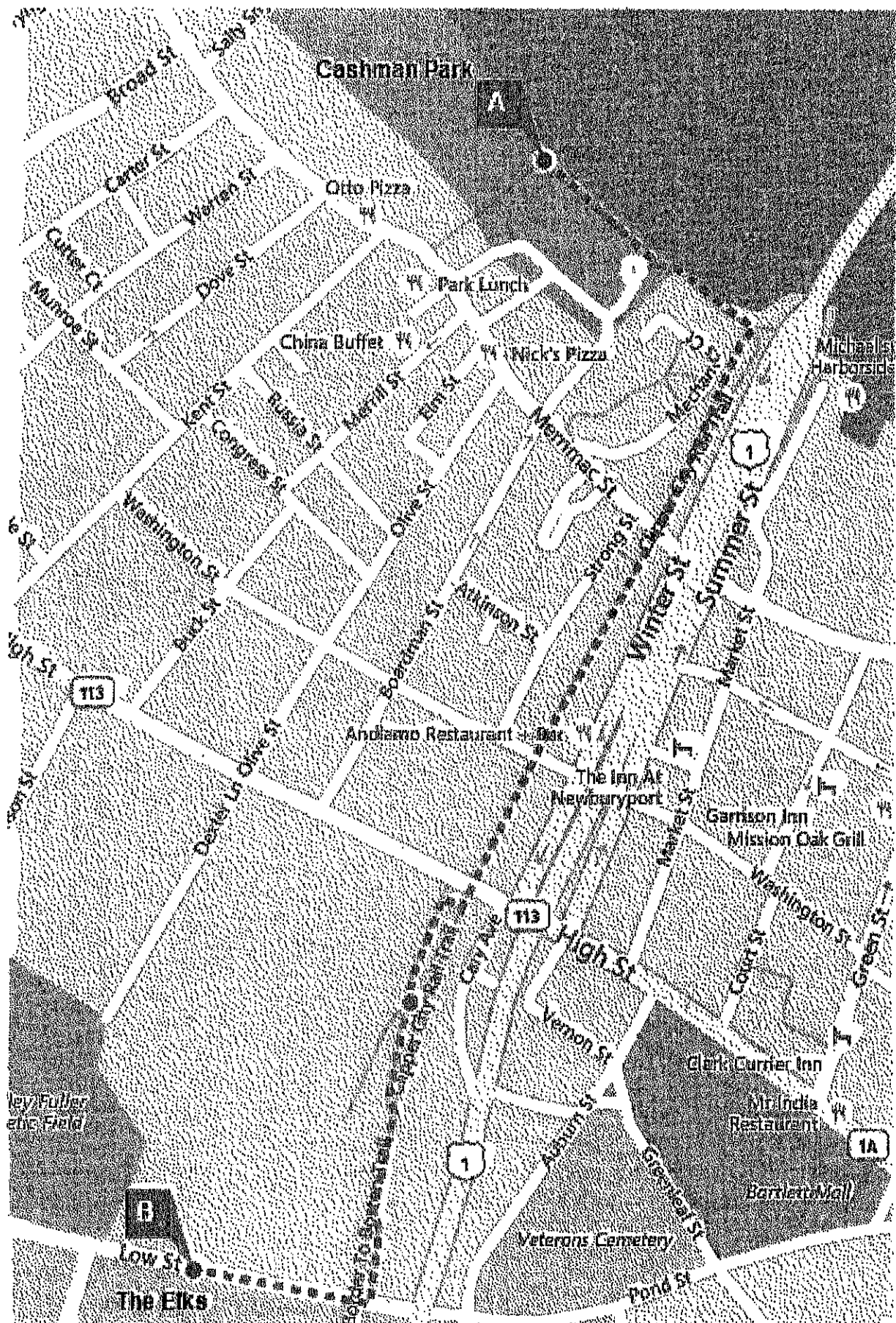
**CERTIFICATE HOLDER**City of Newburyport  
60 Pleasant Street  
Newburyport MA 01950**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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Newburyport  
Parks

## One-Day Use Permit Application

### Applicant Information

Name of organization The Arc of Greater Haverhill - Newburyport  
 Contact name Buddy Bostick / Bianca Gill  
 Address 57 Wingate Street, Suite 301  
 City Haverhill  
 State MA Zip 01832  
 Phone 978-373-0552 Fax 978-373-0557  
 Email \_\_\_\_\_

### Scheduling Information

Date of Application 4-1-15

### We request use of:

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Atwood Park - South End             | <input type="checkbox"/> Cushing Park                           | <input type="checkbox"/> Perkins Park - South End   |
| <input type="checkbox"/> Basketball Court                    | <input type="checkbox"/> Basketball Courts                      | (For ball field please use "Field Use Permit Form") |
| <input type="checkbox"/> Tennis Court                        | <input type="checkbox"/> Joppa Park at the Sea Wall - South End | <input type="checkbox"/> Basketball Courts          |
| <input type="checkbox"/> Brown Square                        | <input type="checkbox"/> Jason Sawyer Playground - Plum Island  | <input type="checkbox"/> Tennis Courts              |
| <input checked="" type="checkbox"/> Cashman Park - North End | <input type="checkbox"/> Basketball Court                       | <input type="checkbox"/> Moseley Woods Pavilion     |
| (For ball field please use "Field Use Permit Form")          | <input type="checkbox"/> Pavilion                               | <input type="checkbox"/> Bartlet Mall               |
| <input type="checkbox"/> Basketball Courts                   | <input type="checkbox"/> March's Hill                           | <input checked="" type="checkbox"/> Rail Trail      |
| <input type="checkbox"/> Tennis Courts                       | <input type="checkbox"/> Basketball Court                       |   |

Dates/days requested 10-3-15

Time slot requested 2 pm - 3:30 pm (Cashman) 3-4:30 pm (Rail Trail)  
 (1 1/2 hour blocks)

Activity walking Number of attendees 150

Authorized Applicant Signature Buddy Bostick

### FOR INTERNAL USE ONLY

Approval is contingent upon approval from the following authorities:

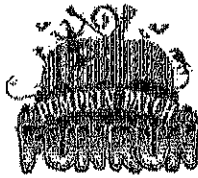
- ☐ Health Department  
☐ Fire Department  
☐ Police Department  
☐ Licensing Commission  
☐ City Council  
☐ Harbormaster  
☐ No further approvals needed

ADDITIONAL COMMENTS:

Submit completed form to  
 Newburyport Parks  
 Newburyport City Hall  
 60 Pleasant Street  
 Newburyport, MA 01950  
 parks@cityofnewburyport.com  
 978-465-4462

See page 2 for Rules and Regulations and contacts for use of other parks and recreational facilities

For Parks Commission Use	
Date reviewed	<u>4/2/2015</u>
Approved	<input checked="" type="checkbox"/>
Rejected	<input type="checkbox"/>
Comments	
<div style="display: flex; justify-content: space-between;"> <div> <p><b>Lise</b></p> <p><b>Reid</b></p> </div> <div> <p>Digitally signed by            Lise Reid            DN: cn=Lise Reid,            o=City of            Newburyport,            ou=Parks,            email=lise.reid@cityofne            wburyport.com, c=US            Date: 2015.04.02</p> </div> </div>	



Sept 15, 2015  
Late File  
rebe PS

August 25, 2015

Thomas F. O'Brien, President  
Newburyport City Council  
City Hall  
60 Pleasant Street  
Newburyport, MA 01950

Dear Mr. O'Brien and City Council Members,

My name is Maddie Dahn and I am a 13-year-old student who attends the Laurel Springs Home School program at my house in Newburyport in order to pursue competitive figure skating full time. I am writing to ask for City Council approval of our plans for the 3<sup>rd</sup> Annual Pumpkin Patch Fun Run, scheduled for Saturday October 17, 2015 at Cashman park, Newburyport, MA from 8:00 AM (registration) – 10:00 AM.

The Fun Run is a 1K costume run on the Newburyport Rail Trail for local area children, it was a huge success last year and the proceeds of the event go to sponsor the Youth Empowerment Services at the Jeanne Geiger Crisis Center. The Fun Run has received approval from the City of Newburyport Parks Commission.

As in the past, we have an army of volunteers who are stationed along the route to direct runners. If you have any questions, please contact me at 978-270-7513.

I hope you will look favorably upon this request. Thank you for your immediate attention to this matter. I look forward to your earliest response so that we may publicize this exciting event.

Thank you for your consideration.

Sincerely,

Maddie Dahn  
Cc: Richard B. Jones, City Clerk

enclosure



# CERTIFICATE OF LIABILITY INSURANCE

JEANN-1

CP ID: LK

DATE (MM/DD/YYYY)

09/10/2015

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<b>PRODUCER</b> Chase & Lunt LLC 65 Parker Street Newburyport, MA 01950 James J Howlett III	<b>CONTACT NAME:</b> Jim Aitchison <b>PHONE (A/C, No, Ext):</b> 978-462-4434 <b>FAX (A/C, No):</b> 978-465-6204 <b>E-MAIL ADDRESS:</b> <b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> Philadelphia Insurance Company <b>INSURER B:</b> American Zurich Ins. <b>INSURER C:</b> <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>
<b>INSURED</b> Jeanne Gelger Cris Center Suzanne Dubus 2 Harris Street Newburyport, MA 01950	<b>NAIC #</b>

**COVERAGES****CERTIFICATE NUMBER:****REVISION NUMBER:**

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INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JEST <input type="checkbox"/> LOC OTHER:	X	PHPK1312182	05/07/2015	05/07/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000		PHUB456997	05/07/2015	05/07/2016	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/> N/A	TO BE ISSUED BY CARRIER			PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Pumpkin Patch Fun Run at Cashman Park, 5 Toppanns Lane, Newburyport, MA to be held Sunday, October 16, 2015. City of Newburyport is additional insured for General Liability as required by written contract.

**CERTIFICATE HOLDER****CANCELLATION**

City of Newburyport 60 Pleasant Street Newburyport, MA 01950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE
--	---

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# NEWBURYPORT SPECIAL EVENT APPLICATION

## SPECIAL EVENTS

Tel. (978)-465-4407 Fax. (978)-462-7936

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

(For Parades, Road Races and Walkathons Only - Please complete reverse side of this application)

NAME OF EVENT: 1K RUN AKA FUN RUN (3<sup>rd</sup> ANNUAL)

1. Date: SAT. OCT. 17, 2015 Time: from 8AM to 10AM

Rain Date: \_\_\_\_\_ Time: from \_\_\_\_\_ to \_\_\_\_\_

2. Location: CASHMAN PARK / RAIL TRAIL

3. Description of Property: CASHMAN PARK REGISTRATION / RAIL TRAIL RUN/WALK Public ☒ Private \_\_\_\_\_

4. Name of Organizer: JEANNE GEIGER CRISIS CENTER City Sponsored Event: Yes \_\_\_\_\_ No \_\_\_\_\_

Contact KELLY MATEWSKI Person: \_\_\_\_\_

Address: 2 HARRIS ST. NBPT MA 01950 Telephone: \_\_\_\_\_

E-Mail: KMATEWSKI@JEANNEGEIGER Cell Phone: 978 465-0999

Day of Event Contact & Phone: CRISISCENTER.ORG KELLY MATEWSKI (978) 764-8162

5. Number of Attendees Expected: 50

6. MA Tax Number: 22-2474823

7. Is the Event Being Advertised? YES Where? NBPT PAPER

8. What Age Group is the Event Targeted to? 1-12 YRS OLD

9. Have You Notified Neighborhood Groups or Abutters? Yes ☒ No \_\_\_\_\_ Who? PAUL HOGG

HARBOR MASTER WHO RUNS CASHMAN PARK PARKING LOT & RAMP

ACTIVITIES: (Please check where applicable.) Subject to Licenses & Permits from Relevant City Departments

A. Vending: Food \_\_\_\_\_ Beverages \_\_\_\_\_ Alcohol \_\_\_\_\_ Goods \_\_\_\_\_ Total # of Vendors 0

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music \_\_\_\_\_ DJ \_\_\_\_\_ Radio/CD \_\_\_\_\_  
Performers \_\_\_\_\_ Dancing \_\_\_\_\_ Amplified Sound \_\_\_\_\_ Stage \_\_\_\_\_

C. Games / Rides: Adult Rides \_\_\_\_\_ Kiddie Rides \_\_\_\_\_ Games \_\_\_\_\_ Raffle \_\_\_\_\_  
Other \_\_\_\_\_ Total # \_\_\_\_\_

Name of Carnival Operator: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

D. Clean Up: # of additional trash receptacles required 0 # of additional recycling receptacles required 0

E. Portable Toilets: (Each cluster of portable toilets must include at least one ADA accessible toilet)

# 0 Standard # 0 ADA accessible

**FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY**

PARADE \_\_\_\_\_

ROAD RACE \_\_\_\_\_

WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: \_\_\_\_\_

JEANNE GEIGER CRISIS CENTER  
KELLY MATEWSKI

2. Name, Address & Daytime Phone Number of Organizer: KELLY MATEWSKI

JEANNE GEIGER CRISIS CENTER  
2 HARRIS ST.

NBPT, MA 01950

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up \_\_\_\_\_

KELLY MATEWSKI (978) 764-8162 PAUL DANN (978) 869-6070

4. Date of Event: OCT. 17/2015 Expected Number of Participants: 50

5. Start Time: 8AM Expected End Time: 10:00 AM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): \_\_\_\_\_

CASHMAN PARK NEAR TENNIS COURTS UP RAIL TRAIL  
TURN AROUND UNDER HIGH ST BRIDGE & BACK (SAME AS  
LAST 2 YRS)

7. Locations of Water Stops (if any): \_\_\_\_\_

8. Will Detours for Motor Vehicles Be Required? NO If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: CASHMAN PARK 8AM (SAME AS  
LAST 2 YRS)

10. Dismissal Location & Time for Participants: CASHMAN PARK 10:30 (SAME AS  
LAST 2 YRS)

11. Additional Parade Information:

• Number of Floats: \_\_\_\_\_

• Locations of Viewing Stations: \_\_\_\_\_

• Are Weapons Being Carried: Yes \_\_\_\_\_ No \_\_\_\_\_

• Are Marshalls Being Assigned to Keep Parade Moving: Yes \_\_\_\_\_ No \_\_\_\_\_

**APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE**

CITY MARSHAL

4 Green Street

FIRE CHIEF

Greendale Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

[Signature] Ed Szymusko  
[Signature]  
[Signature]

## DEPARTMENT APPROVAL (For Committee members use only):

It will be necessary for you to obtain permits or certificates from the following Departments: Please note that costs for some City support services during an event are an estimate only. Some Departments may forward an invoice for services rendered at the completion of the event, & others may request cash in advance payment.

Approval Required	Date: _____	Signature _____
_____	1. Special Events: _____	
_____	2. Police: _____	
	Is Police Detail Required: _____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation: _____	
_____	4. ISD/Health: _____	
_____	5. ISD/Building: _____	
_____	6. Electrical: _____	
_____	7. Fire: _____	
	Is Fire Detail Required: _____	# of Details Assigned: _____
_____	8. Public Works: _____	
_____	9. Recreation Department: _____	
_____	10. License Commission: _____	

The Departments listed above have their own application process. Applicants are responsible for applying for and obtaining all required permits & certificates from the various individual Departments.

### Limitations

- (a) "Procedure" All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
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- (b) *"Warning"* In the circumstance that this ordinance is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the City Clerk and City Council and may be used as a factor in future application approvals and denials.
- (c) *"Noncriminal Disposition"* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in Subsection 1-17 of Chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in 13-101(d)
- (d) *"Violation"* The non-criminal violation shall be \$100.00 for the first offense and \$250.00 for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the City Clerk and City Council and shall be used as a factor in future application approvals and denials.

*I fully understand and agree to all the terms set forth in this application. The information that I have provided is truthful and accurate. I accept all responsibility related to this event.*

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

8/24/15





Newburyport  
Parks

# One-Day Use Permit Application

## Applicant Information

Name of organization Joanne Geiger CRISIS Center  
 Contact name Kelly Magowski  
 Address 2 Burne Street  
 City NPPT  
 State MA Zip 01950  
 Phone 978-465-8999 Fax \_\_\_\_\_  
 Email kmagowski@joannegeigercrisiscenter.org

## Scheduling Information

Date of Application \_\_\_\_\_

### We request use of:

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Atwood Park - South End             | <input type="checkbox"/> Cushing Park                           | <input type="checkbox"/> Perkins Park - South End   |
| <input type="checkbox"/> Basketball Court                    | <input type="checkbox"/> Basketball Courts                      | (For ball field please use "Field Use Permit Form") |
| <input type="checkbox"/> Tennis Court                        | <input type="checkbox"/> Joppa Park at the Sea Wall - South End | <input type="checkbox"/> Basketball Courts          |
| <input type="checkbox"/> Brown Square                        | <input type="checkbox"/> Jason Sawyer Playground - Plum Island  | <input type="checkbox"/> Tennis Courts              |
| <input checked="" type="checkbox"/> Cashman Park - North End | <input type="checkbox"/> Basketball Court                       | <input type="checkbox"/> Moseley Woods Pavilion     |
| (For ball field please use "Field Use Permit Form")          | <input type="checkbox"/> Pavilion                               | <input type="checkbox"/> Bartlet Mall               |
| <input type="checkbox"/> Basketball Courts                   | <input type="checkbox"/> March's Hill                           | <input checked="" type="checkbox"/> Rail Trail      |
| <input type="checkbox"/> Tennis Courts                       | <input type="checkbox"/> Basketball Court                       |   |

Dates/days requested Saturday, October 17

Time slot requested 9-10

(1 1/2 hour blocks)

Activity 11k run Number of attendees 50

## IF YOUR ORGANIZATION SERVES YOUTH UNDER 18 YEARS OLD PLEASE INCLUDE THE FOLLOWING ITEMS WITH YOUR APPLICATION:

- A statement of your organization's purpose including, if applicable, website, program information, brochures
- A copy of a Certificate of Insurance
- A notarized letter stating that the organization runs criminal history, CORI checks, on all staff and volunteers
- A copy of proof that the organization is certified to perform CORI checks through the State of Massachusetts

It is expressly understood and agreed that the regulations of the Parks Commission are to be strictly complied with, and that the undersigned hereby assumes full responsibility for any damages to, or loss of, City Property in consequence of such use of the accommodations described above, and engages to make the same good without any expense to the City. The undersigned also further agrees to promptly pay such charges as may be made for the accommodations requested.

Authorized Applicant Signature Kelly Magowski

Submit to Parks Commission mail slot in City Hall or mail to:  
 City of Newburyport Parks Commission  
 P.O. Box 550  
 Newburyport, MA 01950

Direct further inquiries to

Lise Reid, Parks Coordinator, 978-465-4462, parks@cityofnewburyport.com  
 See page 2 for Rules and Regulations and contacts for use of other parks and recreational facilities

Do not block rail trail with any obstructions. This permit does not give you exclusive use of the Clipper City Rail Trail; please inform participants and/or be sure to employ adequate staff or volunteers to ensure that the trail is open to the general public for regular use at all times during your event.

For Parks Commission Use	
Date reviewed	<u>9/20/15</u>
Approved	<u>/</u>
Rejected	_____
Comments	_____
<b>SEE NOTES AT LEFT</b>	
Donation received	_____



**Pumpkin Patch Fun Run**  
**Saturday, October 17, 2015**  
**Registration 8:00 am & Run 9:00 am**  
**Newburyport Rail Trail**  
**Newburyport, MA**

*"Teaching boys and girls how to act in the face of violence!"*



**Who:**

The Jeanne Geiger Crisis Center is a non-profit organization founded in 1982 to help victims of family violence regain safety, well being and self-sufficiency. We recognize that leaving an abusive relationship is a process, and our services are designed to help victims every step of the way. We have achieved national recognition for our Domestic Violence High Risk Team (DVHRT) innovative approach that was created and is still implemented locally.

**What:**

**Pumpkin Patch Fun Run!**

Running together to end domestic violence, one step at a time.

**Bring the Family!**

**Wear your costumes!**

**When & Where:**

**Saturday, October 17, 2014**

**Registration 10:00 am & Run 11:00 am**

**Meet at Cashman Park in Newburyport and hop on the rail trail for a 1 mile fun run!**

**Join us after for some "Trunker Treating!"**

**Rain or Shine!**

**Why:**

The Jeanne Geiger Crisis Center, Inc. (JGCC) is committed to working with the next generation to prevent future family violence. The Center's Youth Empowerment Services (YES) Program uses evidence-based and nationally-recognized approaches to educate and engage girls and boys in breaking the cycle of domestic violence. The proposed expansion of YES will reach over 950 young men and women aged 9 to 18 from ten communities in greater Newburyport, Massachusetts. Participants will serve as youth leaders in preventing violence and gain the life-saving and affirming skills for forming healthy, nonviolent relationships.

Through peer education, YES will potentially reach another 3,000 to 4,000 middle and high school students from five school districts in Essex County by the end of 2015.

**Sponsorship Levels:**

- Presenting Sponsor: \$3,000
- Mentor Sponsors: \$2,000
- Community Sponsors: \$1,000

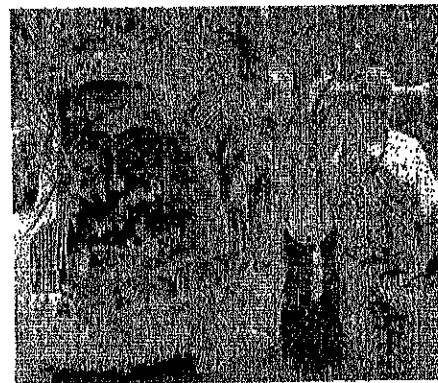
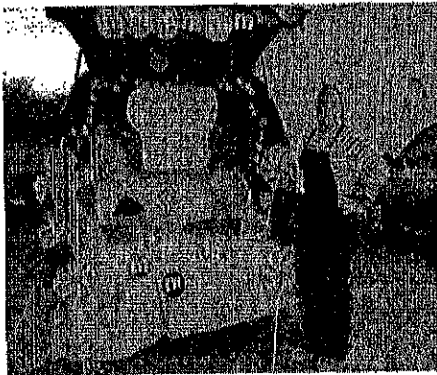
**Registration fee: \$10 per runner or \$15 with T-shirt**

For more information contact: Kelly Majewski ~ 978-465-0999 ~ [kmajewski@jeannegeigercrisiscenter.org](mailto:kmajewski@jeannegeigercrisiscenter.org)



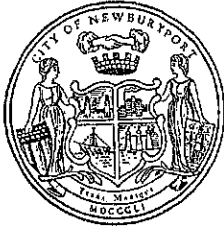
Join us for  
**"Trunk or Treating"**  
Immediately following the Pumpkin Patch Fun Run  
Saturday, October 17th 9 a.m., Cushman Park Newburyport, MA

A Trunk or Treat is a Halloween event where people gather and park their cars in a large parking lot. They open their trunks, or the backs of their vehicles, and decorate them. Then they pass out candy from their trunks. The event provides a safe family environment for trick or treaters.



## **PUBLIC UTILITES**

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

November 24, 2014

That the Newburyport Water and Sewer Commission allow for adjustment of sewer billing charges to reflect water which is measured by the potable water meter but which does not enter the city sanitary sewer system. This would revise a 1997 policy prohibits second meters.

Councilor Ari Herzog

Councilor Robert Cronin

motion to  
re fa  
PU / RC  
SV

roll call  
8 yes  
(3) NO-CT BV TO

## BACKGROUND:

The sewer use bill is predicated upon metered water consumption for those properties receiving water from the Water Department. Some residential property owners use city water for irrigation or for swimming pools. Commercial, residential, and industrial properties are charged a sewer rate based upon one hundred percent (100%) of the metered water use.

As of the date of the current policy, domestic water is provided by the Water Department to most properties within the city. It is the responsibility of the Sewer Department to provide water meters to properties served by the water distribution system, and residents must comply with the regulations and requirements of the Sewer Department relative to multiple water meters, which currently are prohibited under a 1997 policy.

This proposal involves the Sewer Department supplying, at the owners expense, second meters for properties that use water from the water distribution system for lawn or garden irrigation or for swimming pools. The Sewer Department will install a first meter measuring all water usage, and may supply, at the property owner's request (and expense) in conformity with the rules and regulations of the City, a second meter. Water for domestic use will pass through the first meter and all domestic plumbing lines will divert water for domestic or potable use before the water passes to the second meter.