

City of Newburyport



ANNUAL REPORT
2 0 1 2

*Newburyport's history centers around
shipbuilding with the production of
clipper ships built well into the 1800's*

*The industry gave rise to the city's
nickname "The Clipper city."*



A MESSAGE FROM MAYOR DONNA D. HOLADAY

Dear Readers,

Our City of Newburyport is magnificent with a beautiful waterfront, Plum Island, state and local parks, historic homes and rich in culture, history and art. It has been an honor and a privilege to serve the people of Newburyport as the 68th Mayor.

It is my pleasure to present to you our Fiscal Year 2012 Annual Report. You will notice a new layout and format this year and we hope you will find the report more accessible and informative. The year was very productive in Newburyport as we continue to maintain a strong AA Bond rating and financial position while holding spending to less than a one percent increase and generating new revenue streams through Meals Tax and Paid Parking. We have maintained a stable workforce and continued current levels of resident services with a renewed emphasis on customer service, volunteerism and access to information. This was accomplished in part through a major upgrade in technology from IT and phone systems that were severely outdated. We continue to move towards increased online services and payments.

The year has also been very productive with progress on several capital projects including the Wastewater Treatment Facility, Water Treatment Plant and re-opening of the Emma Andrews Library. However, the greatest achievement occurred on June 5, 2012 when the voters of Newburyport overwhelmingly supported the long outstanding need to address our aging schools and build a Community/Senior Center. The MA School Building Authority will be reimbursing the city approximately 48% for the renovation of Nock-Molin Schools and the development of new pre-k – grade 3 Bresnahan Elementary School. We continue our active engagement with our neighboring com-

munities in working with the State on the Accelerated Bridge Project for the Whittier Bridge replacement and are pleased to announce this bridge will be the first in the State with an alternative path that allows connection of Newburyport, Salisbury and Amesbury Rail Trails. We were also successful in securing State funding from the Small Bottleneck Bill Program for funding for the roundabout at Merrimac and Spofford Streets. Other projects and activities may be viewed by visiting the city website at www.cityofnewburyport.com and accessing my State of the City Address and Planning Office. Also in FY 2012, the citizens of Newburyport voted to revise the City Charter to include the establishment of a Department of Finance consisting of the offices of the City Auditor, City Treasurer / Collector, Assessor, and Purchasing. The charter revision also included the creation of a Human Resources Department, under the direction of a Human Resources Director. These changes will enhance administrative functions within city government and will be fully implemented in FY 2013.

In closing, my administration, in partnership with our City Council, will continue to work collaboratively to address capital needs and prioritize efforts to address more sidewalks and streets. We will continue to work hard for the citizens of our city and to be responsive to their inquiries and needs as we focus on fiscal stability, economic development, green initiatives and cultural tourism.

Sincerely,
Donna D. Holaday, Mayor

COURTESY OF THE NEWBURYPORT PUBLIC LIBRARY ARCHIVAL CENTER



The launching of the Edith H. Symington, at the old Currier and Townsend yard at the foot of Ashland Street. Builder William S. Currier, 1900. The shipyard produced 97 Clipper Ships and many other vessels over the years.

*Every seam and joint
on a wooden vessel had
to be caulked with oakum,
a blend of cotton and old rope.*

TABLE OF CONTENTS

Mayor's Message	Page 4
City Government	Page 6
City Council	Page 12
Mayors of Newburyport	Page 7
City Officials	Page 6
Boards & Committees	Page 8
City Clerk	Page 10
License Commission	Page 11
Vital Statistics	Page 10
Elections	Page 14

FINANCE

City Assessor	Page 20
City Auditor	Page 24
Retirement Board	Page 25
City Treasurer	Page 26

PUBLIC SAFETY

City Fire Department	Page 28
City Marshal/Police Dept.	Page 30
Harbormaster	Page 32
Emergency Management Dept.	Page 33
Health Dept., Board of Health	Page 34

PUBLIC SERVICES

DPS-Highway Division	Page 36
----------------------------	---------

PLANNING AND DEVELOPMENT

Planning & Development	Page 38
City Building Department	Page 40
City Parks	Page 42
Conservation Commission	Page 39
Historical Commission	Page 39
Planning Board	Page 38
Zoning Board	Page 38

SOCIAL SERVICES

Council on Aging	Page 44
Public Library	Page 46
Veterans Services	Page 48
Youth Services	Page 49

ENTERPRISE FUNDS

Water Division	Page 50
Sewer Department	Page 52
Information Services	Page 54

APPENDICES

Appendix A, Budget Report
Appendix B, City Ordinances
Appendix C, Boards and Committees Listing



CITY GOVERNMENT

CITY OFFICIALS

Mayor	Donna D. Holaday
Dir. Policy/Administration	Andrew Flanagan
Assessor	Daniel F. Raycroft
Asst. Assessor	Jill Brennan
City Auditor	William Squillace
Asst. Auditor	Barbara Neelon
Building Commissioner	Gary W. Calderwood
City Clerk	Richard B. Jones
Asst. City Clerk & Clerk of Committees	Patricia E. Barker
City Solicitor	Kopelman and Paige
Council on Aging	Roseann Robillard
Youth Services Director	Andrea Egmont
Fire Chief	Stephen J. Cutter
Deputy Fire Chief	Stephen H. Bradbury
Harbormaster	Paul Hogg
Health Director	Robert Bracey
Animal Control Officer	Tina Boucher/Matthew Lipinski
Housing Authority Director	Christine Cashman
Head Librarian	Cynthia Diminture
City Marshal	Thomas Howard
MIS Director	Mark Kavanagh
Parking Clerk	Richard B. Jones
Parks Administrator	Lisë Reid
Planning Director	Andrew Port
Public Services Director	Anthony Furnari
Deputy Director Public Services	Andrew Lafferty
Recycling & Energy Coordinator	Molly Ettenborough
Superintendent of Schools	Marc Kerble
Asst. Superintendent	Deirdre Farrell
Treasurer and Collector	Julie Languirand
Asst. Treasurer and Collector	Kathleen Chase
Veteran's Service Director	Kevin Hunt
Wiring Inspector	David Zinck
Worker's Compensation Agent	Kathi Leo

MAYORS OF NEWBURYPORT

MAYOR

1.	HON. CALEB CUSHING	1851-1852
2.	HON. HENRY JOHNSON	1852-1853
3.	HON. MOSES DAVENPORT	1854-1855
4.	HON. WILLIAM CUSHING	1856-1858
5.	HON. ALBERT CURRIER	1859-1860
6.	HON. MOSES DAVENPORT	1861
7.	HON. GEORGE W. JACKMAN, JR	1861-1862
8.	HON. ISAAC H. BOARDMAN	1863
9.	HON. GEORGE W. JACKMAN, JR	1864-1865
10.	HON. WILLIAM GRAVES	1866
11.	HON. EBEN F. STONE	1867
12.	HON. NATHANIEL PIERCE	1868-1869
13.	HON. ROBERT COUCH	1870-1871
14.	HON. ELBRIDGE G. KELLEY	1871-1872
15.	HON. WARREN CURRIER	1873-1874
16.	HON. BENJAMIN F. ATKINSON	1875-1876
17.	HON. GEORGE W. JACKMAN, JR	1877
18.	HON. JONATHAN SMITH	1878
19.	HON. JOHN JAMES CURRIER	1879-1880
20.	HON. ROBERT COUCH	1881
21.	HON. BENJAMIN HALE	1882
22.	HON. WILLIAM A. JOHNSON	1883-1884
23.	HON. THOMAS C. SIMPSON	1885
24.	HON. CHARLES C. DANE	1886
25.	HON. J. OTIS WINCKLEY	1887
26.	HON. WILLIAM H HUSE**	1888
27.	HON. ALBERT C. TITCOMB	1888-1889
28.	HON. ELISHA P. DODGE	1890-1891
29.	HON. ORRIN J. GURNEY	1892-1895
30.	HON. ANDREW J. CURTIS	1896-1897
31.	HON. GEORGE H. PLUMMER	1898
32.	HON. THOMAS HUSE	1899-1900
33.	HON. MOSES BROWN	1901-1902
34.	HON. JAMES F. CARENS	1903-1904

MAYOR

35.	HON. WILLIAM F. HOUSTON	1905-1906
36.	HON. ALBERT F. HUNT	1907
37.	HON. IRVIN BESSE	1908
38.	HON. ALBERT F. HUNT	1909
39.	HON. ROBERT E. BURKE	1910-1912
40.	HON. HIRAN H. LANFORD	1913-1914
41.	HON. CLARENCE J. FOGG	1915-1916
42.	HON. WALTER B. HOPKINSON	1917-1918
43.	HON. DAVID P. PAGE	1919-1921
44.	HON. MICHAEL CASHMAN	1922-1925
45.	HON. OSCAR H. NELSON	1926-1927
46.	HON. ANDREW J. GILLIS	1928-1931
47.	HON. GAYDEN W. MORRILL	1932-1935
48.	HON. ANDREW J. GILLIS	1936-1937
49.	HON. JAMES F. CARENS	1938-1941
50.	HON. JOHN M. KELLEHER	1942-1949
51.	HON. ANDREW J. GILLIS	1950-1953
52.	HON. HENRY GRAF, JR.	1954-1957
53.	HON. ANDREW J. GILLIS	1958-1959
54.	HON. ALBERT H. ZABRISKIE	1960-1963
55.	HON. GEORGE H. LAWLER, JR	1964-1967
56.	HON. BYRON J. MATTHEWS	1968-1977
57.	HON. RICHARD E. SULLIVAN	1978-1985
58.	HON. PETER J. MATTHEWS	1986-1987
59.	HON. EDWARD G. MOLIN	1988-1989
60.	HON. PETER J. MATTHEWS	1990-1993
61.	HON. LISA L. MEAD	1994-1997
62.	HON. CHRISTOPHER R. SULLIVAN	1997
63.	HON. MARY M. CARRIER	1998-1999
64.	HON. LISA L. MEAD	2000-2001
65.	HON. ALAN P. LAVENDER	2002-2003
66.	HON. MARY ANNE CLANCY	2004-2005
67.	HON. JOHN F. MOAK	2006-2009
68.	HON. DONNA D. HOLADAY	2010-2013

MAYOR

Honorable Donna D. Holaday

Term — Two Years

CITY COUNCIL PRESIDENT

Thomas F. O'Brien

COUNCILLORS-AT-LARGE

Term — Two Years

Edward C. Cameron

Barry N. Connell

Ari B. Herzog

Kathleen O'Connor Ives

Richard E. Sullivan, Jr.

WARD ONE

Allison Heartquist

WARD TWO

Gregory D. Earls

WARD THREE

Robert J. Cronin

WARD FOUR

Thomas E. Jones

WARD FIVE

Brian P. Derrivan

WARD SIX

Thomas F. O'Brien

CITY CLERK

Richard B. Jones

SCHOOL COMMITTEE

Term — Four Years

Donna D. Holaday, Ex- Officio

Nicholas B. deKanter, Expires 2015

Bruce M. Menin, Expires 2015

Audrey McCarthy, Expires 2015

Cheryl G. Sweeney, Expires 2013

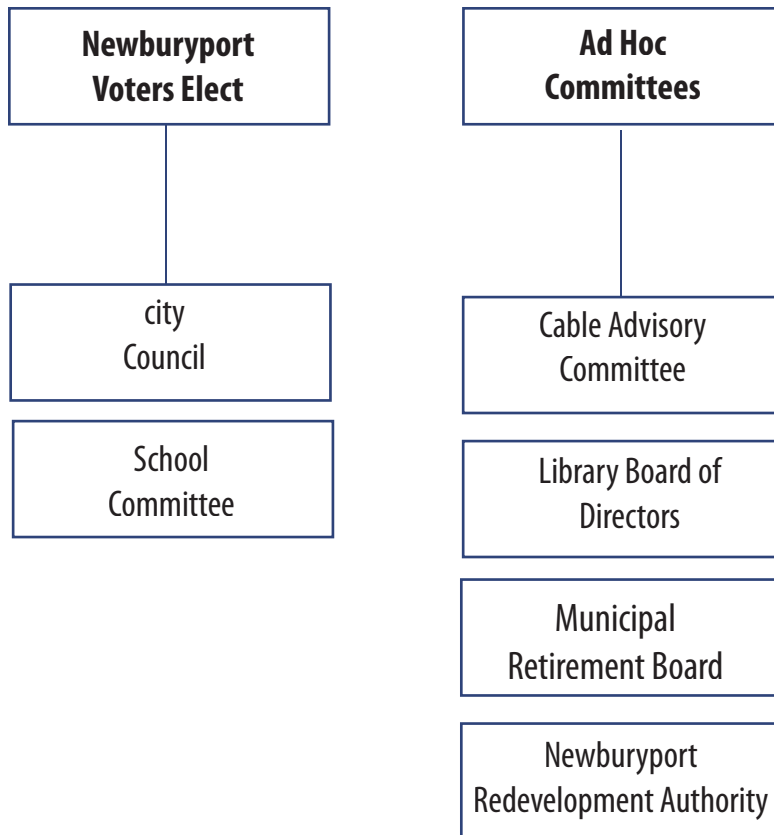
Daniel J. Koen, Expires 2013

Steven P. Cole, Expires 2013



BOARDS & COMMITTEES





For a complete listing of city boards and committees please see Appendix C.



CITY CLERK

Richard Jones
CITY CLERK

MISSION

The mission of the City Clerk's Office is to provide quality administrative support to the City Council; conduct municipal elections with the highest integrity; administer the paid parking meters and data collection system, ticket and related appeal process and provide professional customer service to the citizens of Newburyport through accurate, timely and courteous service.

FY '12 ACCOMPLISHMENTS

- Planned, purchased and installed new kiosks for the Paid Parking Program;
- Implemented the new ticket and collection system through Complus Data;
- Hired and oversaw the training of six new parking enforcement officers;
- Managed collection and flow of monies and accounting of paid parking program;

- Renovated the alternate polling place for Ward 1P – The boathouse (Coast Guard Auxiliary Building) has been upgraded to meet State Standards and was used for the November, 2011 municipal election;
- Administered the local November election in accordance with statutory requirements; provided information to candidates and the public regarding election requirements and procedures;
- Managed Newburyport Passport Agency in conjunction with the Assessor's office;
- Continued indexing and updating vital records; implementing the new state system for vitals;
- Continued the work of archivist group;
- Continued process of issuing and acknowledging new Conflict of Interest law with the notice and monitoring of the newly required online ethics test in conjunction with the School Department. New database created and continuously updated.

REPORT OF THE CITY CLERK Vital Statistics

July 1, 2011 June 30, 2012

BIRTHS

	MALES	FEMALES
Births Recorded	337	323
Births in Newburyport, parents residing in city	66	67
Births in Newburyport, parents residing elsewhere	238	215
Births outside Newburyport, parents residing in city	33	41

DEATHS

	MALES	FEMALES
Deaths Recorded	137	166
Residents of Newburyport died in city	45	64
Non-residents died in Newburyport	70	79
Residents of Newburyport died elsewhere	24	21

MARRIAGES

Marriage Licenses Issued 157

City Clerk Programs and Services

City Clerk

- Prepare Council Agendas
- Draft any orders or ordinances requested
- Draft and prepare minutes
- Assist at Council

Passport Facility

- Manages the issuance of new passports
- Photographs applicants

Records

Management

- Maintain vitals: birth, death and marriage
- Prepare annual list of residents
- Maintain the code of ordinances
- Provide genealogical research
- Provide notarial services
- Serve as State Ethics Commission liaison and Training Officer
- Issue DBA certificates
- Maintain databases associated with records

Elections

& Voter Registration

- Serve on Board of Registrars
- Maintain voter registration
- Manage all elections
- Conduct annual census
- Certify nomination papers

Dog Licensing

- Issue annual dog and kennel licenses
- Maintain dog database

Parking

Management

- Maintain 12 pay and display kiosks
- Collect and deposit kiosks monies
- Manage seven enforcement officers
- Coordinate the data collection, ticket payment, and payments systems
- Handle ticket appeals and hearings
- Issue parking permits
- Prepare quarterly reports on income and expenses for Parking Advisory Committee

LICENSING COMMISSION

The Commission normally holds their meetings at 7 p.m. on the first Wednesday of the month. The commissioners visited restaurants, package stores, clubs, etc. throughout the city during 2012.

The Police Department held a compliance check in July 2012 with four restaurants in violation. Scheduled hearings for the Black Cow, Hana Japan, Szechuan Taste and

the Upper Crust were held Sept. 5, 2012. The Licensing Commission gave all four restaurants a written warning and asked them to attend an alcohol server training. The Black Cow hosted that training in November. All licensees renewed for calendar year 2012.

COMMISSIONERS

T. Bradley Duffin, Chair
Joseph Devlin
Margaret Lucey
Sean King
Richard Sharp
Donald Zabriskie

NEWBURYPORT LICENSE COMMISSION REPORT FOR 2012 RENEWALS

	No. of Licenses	Fee	Sub-total
Restaurants/All Alcohol	20	\$3,750	\$75,000
Restaurants/Wine & Malt	2	\$3,000	\$6,000
Restaurant/Function Room	1	\$3,750	\$3,750
Restaurants/All Alcohol, Less than 50 Seats	2	\$2,000	\$4,000
Restaurants/Wine & Malt, Less than 50 Seats	4	\$1,150	\$4,600
Package Store/All Alcohol	4	\$3,750	\$15,000
Package Store/Wine & Malt	5	\$3,000	\$15,000
Fraternal Clubs & Organizations	4	\$3,000	\$12,000
Inn Street Vendors 2012	3	\$700	\$2,100
Hawkers & Peddlers 2012	2	\$75	\$150
Common Victualers	70	\$350	\$24,500
Entertainment/Live Accoustic	7	\$300	\$2,100
Entertainment/Live Amplified	9	\$2,250	\$20,250
Electronic Devices/TV, Radio, CD, etc.	68	\$50	\$3,400
Automatic Amusement Devices	5	\$75	\$375
Lodging, Bed & Breakfast	11	\$200	\$2,200
One-Day All Alcohol Licenses 2012 (Charitable)	10	\$100	\$1,000
One-Day Beer & Malt Licenses 2012 (Charitable)	17	\$100	\$1,700
Farm/Winery	3	\$50	\$150

License totals:

\$193,275

LICENSING COMMISSION



CITY COUNCIL

6-1

The current City Council consists of 11 members; 5 elected at-large and 6 elected by ward. Councilors are elected for two-year terms. The Council appoints a city clerk and confirms department heads as well as board and commission appointments made by the Mayor. The City Council holds the powers of municipal legislative bodies in Massachusetts.

City Council typically meets on the second and fourth Mondays of each month.

COMMITTEE ASSIGNMENTS FOR 2012

Budget & Finance

Edward C. Cameron, Chair
Robert J. Cronin
Ari B. Herzog

Planning & Development

Barry N. Connell, Chair
Kathleen O'Connor Ives
Brian P. Derrivan

General Government

Robert J. Cronin
Donna D. Holaday
Thomas O'Brien

Public Safety

Robert J. Cronin, Chair
Brian P. Derrivan
Thomas E. Jones

Joint Education

Allison Heartquist, Chair
Gregory D. Earls
Richard E. Sullivan, Jr.

Public Utilities

Ari B. Herzog, Chair
Barry N. Connell
Richard E. Sullivan, Jr.

License & Permits

Gregory D. Earls, Chair
Kathleen O'Connor Ives
Richard E. Sullivan, Jr.

Neighborhoods & City Services

Thomas E. Jones, Chair
Edward C. Cameron
Allison Heartquist

Rules Committee

Kathleen O'Connor Ives, Chair
Thomas E. Jones
Thomas F. O'Brien

COUNCILLORS-AT-LARGE



Ed Cameron
Councilor at Large



Barry Connell
Councilor at Large



Ari Herzog
Councilor at Large



Kathleen O'Connor Ives
Councilor at Large



Richard Sullivan, Jr.
Councilor at Large

WARD COUNCILLORS



Allison Heartquist
Ward 1



Gregory Earls
Ward 2



Robert Cronin
Ward 3



Thomas Jones
Ward 4



Brian Derrivan
Ward 5



Thomas F. O'Brien
Council President, Ward 6

COUNCIL PRESIDENT

Thomas F. O'Brien

COUNCILLORS-AT-LARGE

Term – Two Years

Edward C. Cameron

Barry N. Connell

Ari B. Herzog

Kathleen O'Connor Ives

Richard E. Sullivan, Jr.

WARD ONE

Allison Heartquist

WARD TWO

Gregory D. Earls

WARD THREE

Robert J. Cronin

WARD FOUR

Thomas E. Jones

WARD FIVE

Brian P. Derrivan

WARD SIX

Thomas F. O'Brien



ELECTIONS

Presidential Primary March 6, 2012 Democratic Candidates for Ward Committees

Ward 1	Address	1	1P
BLANKS		3,295	752
Frederick R. Lucey, Jr.	225 Water St	73	18
Elliot R. Newman	5 Shore St	59	18
Sean C. King	15 Charles St	60	17
Margaret S. Lucey	225 Water St	75	19
David R. Clarridge	15 Bromfield St.	77	16
WRITE-INS			
Andrew Packer		1	0
		3,640	840

Ward 3	Address	Votes
BLANKS		3,406
Paul M. Bevilacqua	126 Merrimac St	62
Hugh Kelleher	8 Summit Pl	68
M. Lisette Kaplowitz	126 Merrimac St	53
Michael J. Early	126 Merrimac St	59
Walter H. Clay	203 High St	61
Leslie H. Eckholdt	36 Warren St	70
Karen H. Hudner	24 Merrill St	63
WRITE-INS		
Deborah Andrews		1
Ruth Allen		3
Nancy Peace		2
Patricia Jones		2
		3,850

Ward 5	Address	Votes
BLANKS		1,986
Marc K. Tucker	31 Virginia Ln	44
Leslie Tucker	4 Cutting Dr.	43
Katherine A. Genron	8 Brooks Ct.	35
Maureen E. Woods	17 Myrtle Ave	39
Victoria L. Hendrickson	157 Low St	46
Pamela Brown	154 Hale St	41
Diane W. Hawkins-Clark	25 Storeybroo	40
WRITE-INS		
Tom Robillard		1
		2,275

Ward 2	Address	Votes
BLANKS		3,861
Charles A. Carroll	25 Hill St	65
Robert Allison	1 Central Pl	67
Donna D. Holaday	6 Parsons St	90
Diana F. Kerry	33 Temple St	77
Fred Neidhardt	70 Middle St	72
WRITE-INS		
Greg Earls	25 Milk St	1
Nancy Earls	25 Milk St	1
Deborah Andrews		1
		4,235

Ward 4	Address	Votes
BLANKS		3,101
Edward C. Cameron	17 Oakland St	68
Barry N. Connell	36 Woodland St	62
Charles F. Tontar	29 Jefferson St.	55
WRITE-INS		
Peter Flynn		1
Han Schonemann		1
Thomas Jones		2
Hailey Klein		1
		3,291

Ward 6	Address	Votes
BLANKS		2,698
Deborah S. Massa	4 Turkey Hill Rd	55
Walter D. Mott	4 Turkey Hill Rd	54
Michael R. Sanberg	10 Arthur Welch Dr	47
Maryla O. Sanberg	10 Arthur Welch Dr	51
WRITE-INS		
		2,905

Presidential Primary March 6, 2012 Green-Rainbow Candidates for Ward Committees

Ward 1	Address	Votes
BLANKS		10
Ward - 1-p		
BLANKS		0

Ward 2	Address	Votes
BLANKS		10

Ward 3	Address	Votes
BLANKS		20

Presidential Primary March 6, 2012

Republican Candidates for Ward Committees

Ward 1	Address	Votes
BLANKS		6,504
Write-ins		
Matthew Zeller		2
John Bertrone		1
O. Simon Panell		1
Andrew Packer		1
Gregg Kelly		1
		6,510
Ward - 1-p		
BLANKS		2,065
WRITE-INS		0
		2,065

Ward 3	Address	Votes
BLANKS		6,653
Rosemarie A. Serino	36 Johnson St.	85
Susanne K. Meyer	126 Merrimac St	91
Patrice Lamy	186 High St	78
Karen A. Hodge	186 High St	91
WRITE-INS		0
Cameron Dunn		1
Colleen Fallon		1
		7,000

Ward 5	Address	Votes
BLANKS		7,896
Colleen A. Fallon	433 Merrimac St	108
Larry G. Giunta, Jr.	139 Crow Ln	143
Joseph M. Paru	27 Turkey Hill Rd	102
Lyndi L. Lanphear	347 High St	116
WRITE-INS		0
		8,365

Ward 2	Address	Votes
BLANKS		5,554
Raymond A Nippes	16 Essex St.	80
Jerry Allen Mullins	7 Parson St.	79
Karl D.Chambers	31 Federal St	70
Sheila A. Mullins	7 Parsons St	89
Kathryn L. Haried	100 High St.	78
WRITE-INS		0
		5,950

Ward 4	Address	Votes
BLANKS		9,379
Richard D. Hordon	338 Merrimac	136
Kathleen Hordon	338 Merrimac	131
Christos Patrinos	10 Maple St	127
James F. Ragonese	274 High St	113
Priscilla H. Ragonese	274 High St	115
WRITE-INS		
William Webb		2
Scott Sutherland		1
RC Matthews		1
Michael Comber		1
Kathleen Terry		1
Bruce Menin		1
Clete Kijek		1
Cam Bennett		1
		10,010

Ward 6	Address	Votes
BLANKS		8,504
Elaine M. Andralouis	65 Clipper Way	93
Ann Marie Baia	39 Clipper Way	86
Steven R. Hutcheson	76 Longfellow Dr	150
Alison J. Trimper	9 Hawthorne Rd	87
J.Francis Cashman	43 Daniel Lucy Way	109
WRITE-INS		
Ben Consoli		1
		9,030

Ward 4	Address	Votes
BLANKS		0

Ward 5	Address	Votes
BLANKS		10

Ward 6	Address	Votes
BLANKS		20



ELECTIONS

June 5, 2012- Special Municipal Election

Question 1

"Shall the City of Newburyport be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to pay costs of designing, constructing, furnishing and commissioning a new Bresnahan Model School building which will be located at 333 High Street, Newburyport, MA 01950, including the payment of all costs incidental or related thereto?"

Office	Ward 1P	Ward 1	Ward2	Ward3	Ward4	Ward5 Blanks	Ward6 0	TOTAL 2	0	3
1	3	3	12							
Yes	83	543	654	684	808	615	605	3992		
No	115	219	175	249	337	296	329	1720		
TOTAL	198	764	829	936	1146	914	937	5724		

13162 totals voters / 5724 = 44%

Question 2

"Shall the City of Newburyport be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to pay costs of designing, constructing, renovating and upgrading the Nock/Molin Upper Elementary school which is located at 70 Low Street, Newburyport, MA 01950, including the payment of all costs incidental or related thereto?"

Office	Ward 1P	Ward 1	Ward2	Ward3	Ward4	Ward5	Ward6	TOTAL
Blanks	0	3	3	3	2	2	2	15
Yes	83	569	657	682	802	618	590	4001
No	115	192	169	251	342	294	345	1708
TOTAL	198	764	829	936	1146	914	937	5724

Question 3

"Shall the City of Newburyport be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to pay costs of designing, constructing, furnishing and commissioning a new Senior & Community Center at the site of the current Bresnahan Elementary School, including the payment of all costs incidental or related thereto?"

Office	Ward 1P	Ward 1	Ward2	Ward3	Ward4	Ward5	Ward6	TOTAL
Blanks	0	1	1	4	4	3	3	16
Yes	71	442	529	523	653	509	484	3211
No	127	321	299	409	489	402	450	2497
TOTAL	198	764	829	936	1146	914	937	5724

Newburyport Municipal Election November 8, 2011 results

Office	Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	TOTAL
Mayor								
Blank	46	104	118	166	195	165	225	1019
Holaday	151	395	515	452	476	371	403	2763
Write-in	0	0	0	0	0	0	0	0
TOTAL	197	499	633	618	671	536	628	3782

Councillor

Blank		58	164	154	177	227	153	222	1155
Heartquist-	Ward 1	139	335						474
Earls-	Ward 2			479					479
Cronin-	Ward 3			441					441
Jones-	Ward 4				444				444
Derrivan-	Ward 5					383			383
O'Brien-	Ward 6						406		406
Write-in		0	0	0	0	0	0	0	0
TOTAL		197	499	633	618	671	536	628	3782

Councillor

At-Large	Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	TOTAL
Blank	283	632	830	871	982	817	1020	5435
Connell	106	304	388	360	403	278	307	2146
Herzog	119	313	384	337	315	224	252	1944
Hutcheson	79	227	286	249	256	240	287	1624
Ives	82	310	435	363	342	270	279	2081
Cameron	75	263	339	278	388	212	214	1769
Early	73	137	183	171	136	107	148	955
Giunta	67	123	125	161	214	259	292	1241
Sullivan	101	186	195	300	319	267	340	1708
Write-in	0	0	0	0	0	0	0	0
TOTAL	985	2495	3165	3090	3355	2674	3139	18903

School

Committee 4	Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	TOTAL
Blank	200	460	593	570	648	510	667	3648
de Kanter	93	271	334	342	373	292	302	2007
Menin	116	315	397	370	403	306	347	2254
McCarthy	98	229	274	292	316	289	294	1792
McClure	84	222	301	280	273	206	274	1640
Write-in	0	0	0	0	0	0	0	0
TOTAL	591	1497	1899	1854	2013	1603	1884	11341

Question #1	Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	TOTAL
Blank	9	24	22	16	22	24	27	144
Yes	127	346	479	431	417	322	359	2481
No	61	129	132	171	232	190	242	1157
TOTAL	197	499	633	618	671	536	628	3782



ELECTIONS

March 6, 2012 Presidential Preference

Newburyport, Massachusetts

Candidate	Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	TOTAL
DEMOCRATIC PARTY								
Presidential Preference								
Blanks	1	5	4	4	5	3	5	27
Barack Obama	22	97	111	98	82	55	73	538
No Preference	1	2	6	8	7	7	5	36
Write-ins	0	0	0	0	0	0	0	0
TOTALS	24	104	121	110	94	65	83	601

State Committee Man

Blanks	8	33	33	31	32	16	27	180
James J. Fiorentini	16	71	88	79	62	49	56	421
Write-ins	0	0	0	0	0	0	0	0
TOTALS	24	104	121	110	94	65	83	601

State Committee Woman

Blanks	10	31	32	29	27	14	24	167
Louise C. Bevilacqua	14	73	89	81	67	51	59	434
Write-ins	0	0	0	0	0	0	0	0
TOTALS	24	104	121	110	94	65	83	601

Ward Committee-Groups

Blanks	10	59	68	66	56	33	38	330
Group Ward (1)	14	45						59
Group Ward (2)			53					53
Group Ward (3)				44				44
Group Ward (4)					38			38
Group Ward (5)						32		32
Group Ward (6)							45	45
Write-ins								
TOTALS	24	104	121	110	94	65	83	601

GREEN-RAINBOW Ward 1P Ward 1 Ward 2 Ward 3 Ward 4 Ward 5 Ward 6 TOTAL Presidential Preference

Blanks	0	0	0	0	0	1	2	3
Kent Mesplay	0	0	0	0	0	0	0	0
Jill Stein	0	1	1	1	0	0	0	3
Harley Mikkelsen	0	0	0	0	0	0	0	0
No Preference	0	0	0	1	0	0	0	1
Write-ins	0	0	0	0	0	0	0	0
TOTALS	0	1	1	2	0	1	2	7

State Committee Man

Blanks	0	1	1	2	0	1	2	7
Write-ins	0	0	0	0	0	0	0	0
TOTALS	0	1	1	2	0	1	2	7

March 6, 2012 Presidential Preference*Newburyport, Massachusetts*

REPUBLICAN PARTY Presidential Preference		Ward 1P	Ward 1	Ward 2	Ward 3	Ward 4	Ward 5	Ward 6	Total
Blanks	1	0	0	1	1	1	3	7	
Ron Paul	5	23	16	19	28	14	21	126	
Mitt Romney	38	130	126	148	216	182	190	1030	
Rick Perry	0	1	1	2	0	1	1	6	
Rick Santorum	8	15	17	17	23	18	24	122	
Jon Huntsman	0	3	2	1	5	1	4	16	
Michele Bachmann	0	0	0	0	1	1	0	2	
Newt Gingrich	7	11	7	9	10	18	12	74	
No Preference	0	3	1	3	2	3	3	15	
Write-ins	0	0	0	0	0	0	0	0	
TOTALS	59	186	170	200	286	239	258	1398	

State Committee Man

Blanks	11	53	55	63	104	73	69	428
William H. Ryan	31	97	70	90	109	110	120	627
Alexander R. Veras	17	36	45	47	73	56	69	343
Write-ins	0	0	0	0	0	0	0	0
TOTALS	59	186	170	200	286	239	258	1398

State Committee Woman

Blanks	9	39	38	43	77	51	39	296
Dorothy Early	12	30	23	36	30	33	34	198
Shelia A. Mullins	38	117	109	121	179	155	185	904
Write-ins	0	0	0	0	0	0	0	0
TOTALS	59	186	170	200	286	239	258	1398

Ward Committee

Blanks	59	186	113	134	194	159	186	1032
Group Ward 1	0	0						0
Group Ward 2			57					57
Group Ward 3				66				66
Group Ward 4					92			92
Group Ward 5						80		80
Group Ward 6							71	71
Write-ins							0	
TOTALS	59	186	170	200	286	239	257	1398

GREEN-RAINBOW Ward 1P Ward 1 Ward 2 Ward 3 Ward 4 Ward 5 Ward 6 TOTAL**State Committee Woman**

Blanks	0	1	1	2	0	1	2	7
Write-ins	0	0	0	0	0	0	0	0
TOTALS	0	1	1	2	0	1	2	7

Ward Committee

Blanks	0	10	10	20	0	10	10	60
Write-ins	0	0	0	0	0	0	0	0



ASSESSOR

MISSION

The mission of the Assessor's Department is to provide fair and equitable property assessments to the taxpayers of the City of Newburyport so they may feel assured that each and every taxpayer is shouldering his or her fair share of the city's total tax burden.

FUNCTIONS

The Assessor's Department is responsible for valuing a portfolio of approximately 8,000 real estate parcels, as well as roughly 700 personal property accounts. This department prepares tax commitments for all tax billing, including excise taxes, and processes all statutory exemption and abatement applications including those related to the Community Preservation Act (CPA). This department works in cooperation with all other city

departments and elected officials as well as the public. This department operates in accordance with Commonwealth of Massachusetts General Laws and city Ordinances while adhering to strict guidelines set forth by the Massachusetts Department of Revenue.

FY '12 ACCOMPLISHMENTS

- Successfully completed Interim Year Adjustments to Values as mandated by the Department of Revenue;
- Successfully defended three of three FY 2011 appeals at the Appellate Tax Board;
- Settled three abatement cases and convinced five appellants to withdraw.



City & State warrants call for the following amounts:

Total Appropriations	\$62,403,106.53
Total Offsets	\$1,022,234.00
School Choice	354,158.00
Charter School	1,899,520.00
Essex County Agricultural Inst.	73,631.00
State Charges & Under Estimates	169,978.00
Overlay for Current Year	300,568.58
Total Amount to be Raised	\$66,223,196.11

State & Local Estimated Receipts	\$21,008,006.10
Available Funds	664,646.72
Free Cash Appropriations	708,173.05
Other Revenue Sources	300,000.00
CPA Surcharge	1,435,367.88
	\$24,116,193.75

Total Amount to be raised by	
Taxation on Property	\$42,107,002.36
FY2012 Commercial, Industrial and	
Personal Property Valuation	482,532,625
FY2012 Residential Valuation	2,807,076,934
FY2012 Total Valuation	3,289,609,559

Commercial, Industrial and Personal	
Property Tax @ 12.80	\$6,176,417.60
Residential Property Tax @ 12.80	\$35,930,584.76
Total Taxes	
Levied on Property	\$42,107,002.36

Change in Valuation

Fiscal Year 2011	Fiscal Year 2012
3,361,665,168	3,289,609,559

Daniel Raycroft
ASSESSOR



ASSESSOR

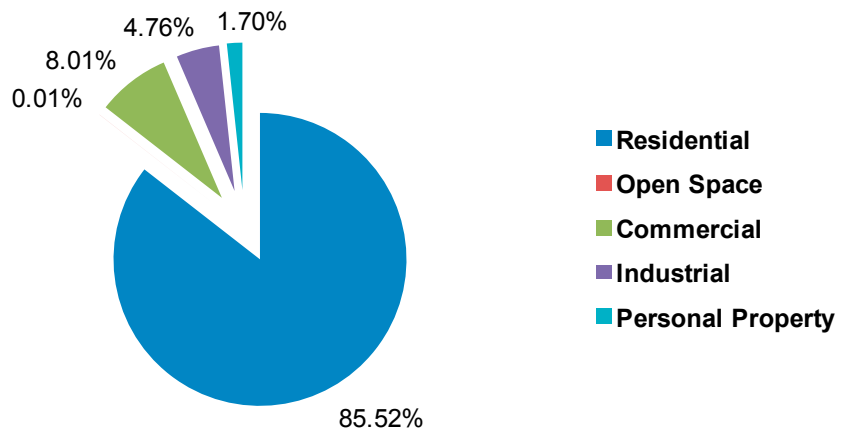
PROPERTY TAXES

Data	FY2009	FY2010	FY2011	FY2012	FY2013
Residential	2,982,381,107	2,868,495,595	2,874,944,363	2,806,857,334	2,783,697,944
Open Space	335,400	335,400	227,300	219,600	211,500
Commercial	270,908,893	277,150,605	266,129,137	263,399,466	260,663,356
Industrial	169,211,900	165,911,200	160,478,500	159,790,800	154,911,100
Personal Property	54,611,381	57,798,685	59,885,868	59,342,359	55,355,972
Total Valuation	3,477,448,681	3,369,691,485	3,361,665,168	3,289,609,559	3,254,839,872

Residential Tax Rate

(per thousand)	\$10.93	\$11.66	\$12.07	\$12.80	\$13.32
Avg Single Family Home Value	\$468,605	\$451,108	\$456,553	\$445,226	\$438,272
Avg Residential Tax Bill	\$5,122	\$5,260	\$5,511	\$5,699	\$5,838

FY2013 Valuation by Classification



TOP TEN TAXPAYERS

NAME	NATURE OF BUSINESS	FISCAL 2012 ASSESSED VALUATION	% OF TOTAL ASSESSED VALUATION
Newburyport Manager LLC	Real Estate	39,272,100	1.19%
National Grid (Mass. Electric Co.)	Utility/Real Estate	20,047,397	0.61%
Hall & Moskow	Real Estate	19,344,900	0.59%
Port Plaza Realty	Real Estate	12,648,000	0.38%
HJ Heinz Company LP	PP/Real Estate	12,260,311	0.37%
FRCA of Newburyport LLC	Real Estate	10,341,100	0.31%
Verizon	Utility/Real Estate	9,605,100	0.29%
Demoulas Super Markets Inc	Real Estate	8,668,800	0.26%
National Grid (Essex Gas Co.)	Utility	8,432,468	0.26%
James Mill Company	Real Estate	6,805,000	0.21%
TOTALS		147,425,176	4.48%

TOTAL AMOUNTS COMMITTED TO THE COLLECTOR OF TAXES FOR FISCAL YEAR 2012

The Board of Assessors committed eleven Motor Vehicle Excise Tax Commitments & one Boat Excise Tax Commitment for Fiscal Year 2012

Total Excise Tax on Motor Vehicles	\$2,178,605.18
Total Excise Tax on Boats	\$73,927.00

Total Real Estate Tax and Personal Property Tax \$42,107,002.36

Total CPA surcharge \$646,815.44

Total Sewer Betterment Assessment \$228,440.10

Low Street Project \$49,610.47

Plum Island Project \$178,829.63

Total Committed Interest on the sewer betterment assessment \$169,067.33

Low Street Project \$29,766.25

Plum Island Project \$139,301.08

Total Water Betterment Assessment \$167,173.55

Plum Island Project \$167,173.55

Total Committed Interest on the water betterment assessment \$53,502.33

Plum Island Project \$53,502.33

Total Water Lien \$129,946.60

Total Sewer Lien \$158,603.61

Total abatements granted on Motor Vehicle Excise Tax \$69,489.32

Levy of 2007 \$208.75 *Levy of 2010* \$2,680.63

Levy of 2009 \$628.96 *Levy of 2011* \$35,693.38

Levy of 2008 \$58.75 *Levy of 2012* \$30,218.85

Total abatements granted on Boat Excise Tax \$1,521.50

Levy of 2009 \$195.00

Levy of 2010 \$139.00

Levy of 2011 \$228.00

Levy of 2012 \$959.50

Total CPA abatements granted \$10,790.12

Levy of 2008 \$69.43 *Levy of 2011* \$134.20

Levy of 2009 \$70.54 *Levy of 2012* \$10,397.42

Levy of 2010 \$118.53

Total abatements granted on Real Estate Tax \$144,754.42

Levy of 2011 \$10,230.54

Levy of 2012 \$134,523.88

Total abatements granted on Personal Property Tax \$18,501.84

Levy of 2012 \$18,501.84

Daniel Raycroft
ASSESSOR



AUDITOR

William Squillace
AUDITOR

MISSION

The mission of the City Auditor's Department is to insure that financial transactions and activities are carried out in accordance with all applicable federal, state, and local laws, ordinances, and regulations. In addition, the City Auditor's Office works to implement professional accounting and financial management standards established by the Government Accounting Standards Board (GASB) and the Massachusetts Department of Revenue, Division of Local Services. These standards help to insure that accurate and timely reporting of financial and accounting information is successfully carried out.

The City Auditor's office also provides financial management assistance to city departments and personnel covering: budget administration, revenue forecasts, accounts payable procedures, insurance coverage, contract administration, MUNIS financial applications and operational procedures, and labor negotiations.

PROGRAMS AND SERVICES

The department carries out a wide variety of accounting and financial management activities including: maintenance of electronic accounting records, processing accounts payable and receivable; administering the city insurance program including: property, casualty, worker's compensation, police and fire injured-on-duty programs, and unemployment insurance.

Other programs and services include: working with the City Treasurer's Office to reconcile and monitor cash receipts; preparing budget information and budget transfers; preparing budget revenue estimates and tracking expenditures and collections; reviewing city contracts and leases to insure that adequate funding is available; preparation of mandatory city, state, and federal reports covering a wide range of financial activities; and conducting internal audits of city departments to insure that laws and policies are being followed.

The City Auditor meets on an on-going basis with the Mayor, City Council, the City Council's Budget and Finance Committee, city department heads and staff, city boards and commissions, business and financial institutions, and bond rating agencies to discuss issues impacting financial operations within city government. The City Auditor also serves as an ex-officio member of the Newburyport Retirement Board and attends monthly Retirement Board meetings.

FY 2012 ACCOMPLISHMENTS

- The city maintained a "AA" bond rating throughout FY 2012 from Standard & Poors and Moody's bond rating agencies, reflecting confidence in the city's financial management and its ability to maintain sound fiscal health and stability during challenging economic times. Short-term rating for BANS (Bond Anticipation Notes) was increased by S&P in preparation of BANS that were issued in late winter 2012;
- Worked with the city's financial team and other city officials to prepare, and submit, in a timely and accurate manner, financial reports and information required by city officials, outside auditors, government entities, and various financial institutions, including: Tax Rate Recapitulation Report, Enterprise Fund Reports, Schedule "A", budget transfers, Community Preservation Reports, Year-End Report of Budget Expenditures and Revenues, Free Cash Certification Report, annual audit of city financial statements, Mid-Year Budget Report, and updating the city's official statement required when debt is issued;
- Administered city's insurance program including: property, casualty, liability, unemployment, police and fire injured-on-duty, and worker's compensation. Coordinated the Mass Interlocal Insurance Association (MIIA) Rewards Program resulting in a cost savings of over \$30,000 for participation in seminars designed to help lower insurance risks and losses. Cost of city insurance dropped by \$26,000 in FY2012 due to initiatives to lower premiums;
- Completed several staff development and training opportunities offered by MIIA, Mass Municipal Association (MMA), Mass Department of Revenue (DOR), and the Eastern Mass Municipal Accountants and Auditors Association (EMMAAA) increasing staff capabilities and educating staff about changes in Massachusetts' public finance laws and practices.
- Successfully processed an estimated 27,200 payments to vendors and individuals doing business with the city and school departments including review, approval, and processing of contracts, invoices, warrants, payrolls, and tax forms.
- The annual audit of the city's financial statements, carried out by the outside CPA firm of Melansen Health & Co. PC., indicated that the city's financial statements and position were presented fairly in all material aspects and in compliance with GASB and GAAP.

BUDGET REPORT Please see Appendix A.

RETIREMENT

Membership as of 12/31/2011

Active	388
Inactive	138
Pensioners	216
Deaths	9
Withdrawals	23
Retirements	8

Assets

Cash	1,594,199.03
Pension Reserve Investment Trust	46,971,047.89
Accounts Receivable	108,309.42
Accounts Payable	-518.57
	48,673,037.77

Liabilities

Annuity Savings Fund	14,821,523.56
Annuity Reserve Fund	4,214,441.63
Military Service Fund	14,319.54
Pension Fund	3,403,099.83
Pension Reserve Fund	26,219,653.21
	48,673,037.77

BOARD MEMBERS

Paula Fowler, Elected
Member
Alexander Kravchuk, Board
Appointee
Attorney Vincent Malgeri,
Chairman
Joseph Spaulding, Elected
William Squillace, city
Auditor



RETIREMENT



TREASURER

MISSION STATEMENT

The mission of the Newburyport Treasurer/Collector's office, as defined by state statute, is to collect all revenues due the city, and to hold and invest those revenues until such time as the Treasurer's Office is directed by warrant to pay the city's current obligations. Further, it is our goal to be knowledgeable in our field and continue to provide quality customer service to the taxpayers and residents of the city.

FY12 Accomplishments

- Engaged new Investment Firm for management of city Trust Funds and Maintenance and Capital funds, realizing \$45,000.00 in capital gains;
- Worked with the Mayor's office to bring trust fund processes current for management and expenditure of funds, as well as, to clarify funds to best suit the city's needs and adhere to wishes and bequests of individuals;
- Reviewed current online collection processes to move towards full automation of real estate, personal property and motor vehicle collection, as well as, implemented customer credit card payments made at the counter; and updated payroll technology;
- Worked with Harbormaster to initiate boat excise demands for collection of past due amounts, resulting in over \$8,500.00 in collections of past year taxes;
- With the assistance of tax title attorneys, we have revised our current tax taking process and implemented new procedures for collection of delinquent taxes; updated property information, and improved communication with taxpayers. This effort has resulted in collection of over \$1.4M in outstanding taxes over the last 18 months.

Goals/Objectives:

Treasurer's Department Performance and Efficiency

- Improve upon department efficiency and streamline our internal processes within the Treasurer's office and with other departments to ensure that all processes are in accordance with Mass General laws and in compliance with accepted auditing standards;
- Continued cross-training of staff members to promote efficiency and completion of daily tasks, with periodic staff meetings to ensure quality job performance, concentration on customer service,

knowledge and understanding of duties, and inter-office communication.

City's Cash Flow

- Ensure the Treasurer's Office will take every opportunity to utilize the most current cash flow processes available to maintain the city in the best financial position including review and pursuit of upgrading of city's credit rating by Standard and Poor's; reviewing bank accounts and other services to avoid maintenance costs; and assess our collateralization and insured policies to make sure that the city's investments are well protected;
- Review borrowing projects and determine possible upcoming re-financing options to pay down debt amounts. Consider bundling projects together when going out for long term borrowing to get the best rates available;
- Continue to implement and utilize technological awareness in conjunction with banking and payroll processes to better serve the city's future needs for reporting, reconciliation and customer inquiries.

The Treasurer/Collector's office remains dedicated to meeting the needs of the taxpayers by supporting a budget under the restraints of Proposition 2 ½ during uncertain times of suppressed State and Federal aid and the city's rising costs. The Treasurer/Collector's office is committed to collecting above 95% of the Real Estate and Personal Property taxes due each fiscal year. We continue a regular cycle of tax takings to ensure tax delinquencies are managed in a timely fashion and with fairness to all taxpayers. We are willing to work with taxpayers who may be finding times difficult, while educating residents of city collection practices and providing assistance in conjunction with the Assessor's office, the Council on Aging and community development when necessary.



TREASURER'S ANNUAL TRUST FUND REPORT FY12 July 1, 2011 - June 30, 2012

INVESTMENTS: COMMONWEALTH FINANCIAL

FUNDS	PRINCIPAL ACCT #	PRINCIPAL BAL	INCOME ACCT #	FY12 INTEREST INCOME	PURPOSE
EMMA ANDREWS	081-30101	1,000.00	8201-49900	\$35.95	SO END READING ROOM
MARGARET ATWOOD	081-30301	11,000.00	8251-49900	\$395.34	POOR & RELIGIOUS
BALCH FUND	081-30202	10,000.00	8244-49900	\$359.41	BARTLETT MALL
J.M. BRADBURY	081-30102	1,000.00	8202-49900	\$35.95	GENERAL USE OF LIBRARY
C.W. BRADSTREET	081-30103	1,000.00	8203-49900	\$35.95	GENERAL USE OF LIBRARY
JOHN BROMFIELD	081-30203	98,835.35	8245-49900	\$3,552.16	SIDEWALK & TREES
MOSES BROWN	081-30361	15,000.00	8257-49900	\$539.09	SCHOOLS
W.O. COFFIN	081-30104	10,000.00	8204-49900	\$359.41	BOOKS FOR LIBRARY
LUCY B. COLBY	081-30105	700.00	8205-49900	\$25.15	REPLACEMENT OF OLD BOOKS
CHARLOTTE COLE	081-30106	2,000.00	8206-49900	\$71.88	SUPT. OF READING ROOM
JOHN J. CURRIER	081-30107	1,000.00	8207-49900	\$35.95	NBPT. & NBY BOOKS
JOHN N. CUSHING	081-30109	1,000.00	8210-49900	\$35.95	PUBLIC LIBRARY PURCHASE
CALEB CUSHING	081-30110	1,000.00	8209-49900	\$35.95	BOOKS FOR NHS SENIOR
A.E. CUTTER	081-30108	4,000.00	8208-10400	\$143.74	GENERAL USE OF LIBRARY
A.G. CUTTER	081-30204	54,125.10	8246-49900	\$1,945.27	BEAUTIFYING CITY
ANNIE D. DAVIS	081-30302	1,000.00	8252-49900	\$35.95	AGED LADIES
TIMOTHY DEXTER	081-30303	2,137.50	8253-49900	\$76.81	POOR
NATHAN D. DODGE	081-30111	1,020.00	8211-49900	\$36.67	BOOKS FOR LIBRARY
W.H.P. DODGE	081-30112	2,645.00	8212-49900	\$95.07	BOOKS & PAPERS FOR LIB
SUSAN DONNELL	081-30113	3,000.00	8213-49900	\$107.81	GENERAL USE OF LIBRARY
L.M. FOLLANSBEE	081-30305	3,706.25	8255-49900	\$133.20	POOR
DANIEL FOSTER	081-30114	250.00	8214-49900	\$8.98	BOOKS FOR LIBRARY
J.A. FROTHINGHAM	081-30115	1,000.00	8215-49900	\$35.95	BOOKS FOR LIBRARY
A.M. GORWAIZ	081-30252	100.00	8249-49900	\$3.60	ATKINSON COMMON
SARAH GREEN	081-30116	2,000.00	8216-49900	\$71.88	BOOKS FOR LIBRARY
GEORGE HASKELL	081-30118	1,072.50	8218-49900	\$38.56	BOOKS FOR LIBRARY
LAURENCE HAYWARD	081-30120	5,000.00	8220-49900	\$179.70	CHRISTMAS GIFTS LIB. EMPL.
CHARLES HALL	081-30117	500.00	8217-49900	\$17.97	LIBRARY TRAVEL
DR.THOMAS HEALEY	081-30119	1,000.00	8219-49900	\$35.95	MEDICAL BOOKS
HIGHLAND CEMETARY	081-30406	16,333.46	8256-49900	\$587.04	CEMETARY
WILLIAM HORTON	081-30304	28,520.00	8254-49000	\$1,025.00	AGED & NEEDY OF NBPT
EDITH KENDALL	081-30364	5,000.00	8260-49900	\$179.70	SCHOOL-SCIENCE
EDITH KENDALL	081-30365	5,000.00	8261-49900	\$179.70	SCHOOL-MEDICAL
CHARLES KNIGHT	081-30253	400.00	8250-49900	\$14.36	ATKINSON COMMON
S.W. MARSTON	081-30122	5,000.00	8222-49900	\$179.70	GENERAL USE OF LIBRARY
PAUL A. MERRILL	081-30362	1,000.00	8258-49900	\$35.95	SCHOOL PRIZE
GRACE C. MOODY	081-30123	1,000.00	8223-49900	\$35.95	PUBLIC LIBRARY
E.S. MOSELEY	081-30124	5,000.00	8224-49900	\$179.70	GENERAL USE OF LIBRARY
W.O. MOSELEY	081-30125	10,166.93	8225-49900	\$365.38	GENERAL USE OF LIBRARY
ALICE MOULTON	081-30126	1,858.26	8226-49900	\$66.80	AS TREAS.OF LIB.DIRECTS
MUNICIPAL INS FND *	081-30201	1,770.98		\$63.65	REPLACE LOSS BY FIRE*
MUNCIPAL BLDGS	081-30403	5,400.00	8243-49900	\$194.08	
HARLAN NOYES	081-30127	250.00	8227-49900	\$8.98	LIBRARY
ETHEL PARTON	081-30129	2,100.00	8229-49900	\$75.48	CHILDRENS BOOKS
PAUL PATHE	081-30128	786.23	8228-49900	\$28.25	PUBLIC LIBRARY
GEO.PETTINGELL	081-30130	2,011.13	8230-49900	\$72.27	1/2 TO SO.END R.ROOM
				\$-	1/2 TO PUBLIC LIBRARY
GRACE PETTINGELL	081-30131	500.00	8231-49900	\$17.97	SO.END READING ROOM
MATTHEW SAWYER	081-30133	5,000.00	8233-49900	\$179.70	BOOKS FOR LIBRARY
M.H. SIMPSON	081-30205	21,305.39	8247-49900	\$765.72	SPRINKLING STREETS
MARGARET SAVAGE	081-30132	2,000.00	8232-49900	\$71.88	LIBRARY
SO.END READ. ROOM	081-30134	9,378.61	8234-49900	\$337.07	BRANCH LIBRARY
J.R. SPRING	081-30135	20,000.00	8235-49900	\$718.79	BOOKS FOR LIBRARY
E.H. STICKNEY	081-30136	10,774.01	8236-49900	\$387.84	GENERAL USE OF LIBRARY
EBEN STONE	081-30137	4,604.07	8237-49900	\$165.48	GENERAL USE OF LIBRARY
BENJAMIN SWEETSER	081-30138	5,000.00	8238-49900	\$179.70	GENERAL USE OF LIBRARY
WILLIAM TODD	081-30139	15,220.50	8239-49900	\$547.02	READING ROOM
R.H. TOPPAN	081-30363	250.00	8259-49900	\$8.98	SCHOOL PRIZE
ANNIE WIGHTMAN	081-30140	8,728.94	8240-49900	\$313.67	PUB.LIBRARY READ.ROOM
A.WILLIAM	081-30141	1,000.00	8241-49900	\$35.95	BOOKS FOR LIBRARY
PAUL S. & ANNA WALCOTT	081-30142	5,739.96	8242-49900	\$206.31	LIBRARY ENDOWMENT
PAUL S. & ANNA WALCOTT	081-30411	777.29	8242-49900	\$27.94	LIBRARY ENDOWMENT
RUTH SIROIS&PWALCOTT	081-30409	7,000.00	8242-49900	\$251.59	GENERAL USE OF LIBRARY
VARIOUS CEMETARY FDS	081-30404	5,479.95	8256-49900	\$196.99	CEMETARIES
LEBMAN FUND	081-30121	7,877.16	8221-49900	\$283.11	LIBRARY
DONALD SAFFORD	081-30412	106,351.31	8262-49900	\$3,822.29	SCHOLARSHIPS
HERMAN ROY *	081-30407,08	407,292.80		\$11,613.80	BEAUTIFY WATERFRONT*

*INTEREST INCOME ADDED

\$31,909.04

**Julie Langiurand
TREASURER**



FIRE

MISSION STATEMENT

The mission of the Newburyport Fire Department is to provide a variety of emergency and non-emergency services designed to protect the lives and property of Newburyport residents and visitors through aggressive fire control, quality pre-hospital emergency medical care, fire prevention, public education and effective scene management. We strive to support and assist other city agencies in promoting the highest level of customer satisfaction.

FUNCTIONS

The Fire Department is responsible for fire suppression, rescue (vehicle, technical — high angle/confined space/trench/structural collapse, ice, etc.), Haz-Mat response and Decon (chemical, biological, radiological), first responder/EMT medical response, inspection and code enforcement, fire and life safety education, fire investigation, public assistance (wide range of responses), emergency response planning, disaster preparedness, and critical incident stress management Team (CISM).

FY '12 ACCOMPLISHMENTS

- We applied for a Federal Homeland Security Fire-fighter Assistance Grant to replace our Thermal Imaging Cameras, gas monitoring equipment, Personal Alert Safety System (PASS) devices and personal flashlights. The grant was for \$95,000. These items will replace items that are older and unreliable with up to date technology;
- We received a \$5,400 state grant from the state to continue with our Student Awareness Fire Education (SAFE) Program;

- We received a \$2,000 grant to assist with maintenance of our Decon Unit;
- All personnel have been issued a personal portable radio to assist with accountability and safety on the fire ground. We have worked with both the Seacoast Chiefs Mutual Aid District and Essex County Fire Chiefs Association to program all of our mobile and portable units with the same frequencies for better interoperability;
- With our department participation the regional emergency planning committee (REPC) received its full certification;
- Work is continuing with the development of a more comprehensive SOG/SOP manual;
- Held a successful Open House for the public during Fire Prevention Week at the Fire Headquarters with numerous demonstrations performed by our personnel;
- Continued training emergency room personnel and area departments in the set up procedures and operation of our portable decontamination unit;
- Continued training our personnel in the federally mandated NIMS Program (National Incident Management System). This will continue to qualify us for future federal and state grants when they become available;
- We again placed all of our personnel through a special driver simulator training program that is sponsored through the city's insurance carrier MIIA. We hope to make this an annual refresher program;
- Finally installed the new phone system at Fire Headquarters;
- Our department took a lead role in assisting the Town of Salisbury with providing coverage during the tragic death of one of their firefighters.



Incidents

Assist Citizens	129
Assist Other Agency	20
Building Checks	3
Carbon Monoxide Alarm	87
Complaint	4
Fire, Alarm	175
Fire, Alarm Detail	1
Fire, Gas Investigation	34
Fire, Investigation	168
Fire, Car Fire	7
Fire, Structure	16
Fire, Other	43
Fire, Master Box	273
Fire, Mutual Aid	19
Fire, Odor Investigation	33
Fire, Water Problem	6
H2 Mat Incident	9
Med Flight	51
Medical Emergency	988
Motor Vehicle Accident	166
Suspicious Activity	1

Total Incidents 2242

Fire Prevention/Inspections

Family Homes	441
Hospitals	15
Nursing/Rest Homes	20
Health Centers	10
Community Residences	20
Restaurants	70
Clubs	8
Schools/Kindergartens	20
Pre School/Daycare	12
Adult Daycare	4
Industrial	30
Mercantile	40
Marina/Boat Yards	7
Service Stations	8
Commercial	50
Theaters	4
Inns/Bed & Breakfast/Boarding	5
Churches	8
Community/Assembly	10

Plan Reviews

Conducted	148
-----------	-----

Fire Drills

Hospitals	12
Nursing/Rest Homes	20
Factories	20
Schools	20
Pre School	8

Fire Extinguisher Demos

Conducted	20
-----------	----

Complaints

Responded	7
-----------	---

Permits Issued

Tank Truck	18
Oil	37
Unvented Gas	10
Propane	51
Flammable Liquids	11
Welding	6
Open Burning	68
Tar Kettle	1
Sprinkler Systems	16
Fire Alarm Systems	20
Ansul Systems	5
Fire Works	1
Flammable Gas	1
Open Flame	2
Tents/Awnings	11
Demolition	3
Combustible Fibers	1
Dust Explosion	1
Temporary Liquor	17

Tank Removals

Conducted	61
-----------	----

Stephen Cutter
FIRE CHIEF



POLICE

MISSION STATEMENT

The men and women of the Newburyport Police Department are dedicated professionals and work together as a team to promote our mission of "Excellence in Policing through Superior Service." The department's members are to be commended for their dedication and commitment to the city. Our men and women continue to seek out specialized training to gain knowledge and expertise to effectively carry out their duties and provide the citizens of Newburyport with quality service.

As a new year lies ahead the department is prepared to take on many new challenges in an effort to meet the demands of the residents of Newburyport. We continue to improve community partnerships to continue our effort to ensure safety to all citizens of the city. We truly believe in a community that recognizes the value and importance in supporting all those who live, work and visit our community. The Newburyport Police Department continues to work with our schools to ensure the safety and well-being of our most precious community members.

The department would like to thank the elected officials and the residents of Newburyport for their support and assistance this year.

FY 12 ACCOMPLISHMENTS

- Over the past year the Police Department has worked closely with local businesses to address safety concerns throughout downtown. These concerns were addressed with the reconstruction of the Inn Street walkway, the installation of a camera on Inn Street and increased directed patrols. These changes had the direct result of decreased criminal activity in the downtown area. The police department had 23,857 calls for service this year. We pride ourselves on working together with a number of community organizations to be successful in our community caretaking role;
- The department has been successful in securing several grants this past year including a Support and Incentive Grant in the amount of \$37,780 from the State 911 department and a Byrne Grant from the Executive Office of Public Safety in the amount of \$30,000. We continue to revise the Newburyport Police Department policies to ensure continued compliance with the state Accreditation process;
- Received 4th award of State Accreditation in September 2011 when three state accreditation assessors accompanied by the director of state accreditation



- conducted a three day review of our department's policies and procedures, a tour and inspection of the facility to ensure that we were in compliance with state accreditation mandates;
- Upgraded reverse 911 to Code Red, which offers more dynamic messaging including texts and emails. Calls can also be launched remotely by authorized staff;
 - Installed 4th camera downtown to monitor Inn St. ;
 - Established two School Resource Officers, for full time coverage on officer's days off. Development of school emergency planning, and exercising plans through on-site drills. Approximately 80% of Officer Keith Carter's and Officer Shan Eaton's time is working with the school system, especially the Middle and High Schools. Officer Carter and Eaton attend school administrator meetings, assist with classroom discussion, and assist with school truancy. The police department has worked with neighboring communities in exercising emergency response plans. Officer Eaton attended a School Resource Conference in Franklin;
 - Continued to combat Inn Street problems;
 - Completed new phone system and computer upgrade;
 - Facility passed DPH/JLO/MIAA and Accreditation inspection for adult and juvenile holding facility.
 - Developed new website and Facebook page;
 - FY12 compliant for the new dispatch communication requirements EMD/911;
 - Completed 2nd year of on-line training and in-service with MPI and MIIA to earn safety points for city;
 - Continued success with the drug drop box in the lobby of the police station and also participated in the DEA National Take Back Initiative;
 - Continued to maintain and improve the fleet. Continued to replace 3 cruisers per year;
 - Managed and maintained the overtime budget to the allotted amount;
 - Upgraded the heating system with four new rooftop units and upgraded energy management control system;
 - Managed several major city events including 10 road races with 3 new races, 2 of which were half marathons; major events such as Yankee Homecoming, Invitation Nights, Riverfest, waterfront concerts, and numerous weekend festivals.

Newburyport Police Department

Marshal

Patrol

- Emergency Response
- Accident Investigation
- Traffic Enforcement
- Juvenile Services
- School Resource Officer
- Car Seat Installation
- Bike Patrols
- Motorcycle Patrols
- RAD Training
- Emergency Dive Team
- Elder Services
- Domestic Violence Team
- Firearm Permitting
- Beach Patrols

Investigations

- Criminal Investigations
- Internet Crime
- Background Investigations
- Special Investigations
- Business Safety Training
- Bank Protection Training
- Drug Awareness
- Crime Prevention
- Crime Scene Services
- Sexual Assault Team
- Accident Reconstruction
- Photography
- Finger Printing

Communications & Administration

- 9-1-1
- Emergency Communications
- Code Red Notification
- Record Keeping
- Police Accreditation
- Prisoner Monitoring
- 24 Hour Contact Point
- Walk in Service
- Taxi Permitting / Inspections
- Human Resources
- Clerical Duties
- Sewer / Sewer Callout
- Animal Control Callout
- Community Camera Monitor

Thomas Howard
MARSHAL



HARBORMASTER

Paul Hogg
HARBORMASTER

MISSION

The mission of the Newburyport Harbormaster's Department is to provide a safe and enjoyable environment to the boaters who transit our harbor and to the community as a whole.

FY2012 ACCOMPLISHMENTS

- The Harbormaster's Department, along with the Harbor Commission successfully accomplished the goal of being awarded the designation "A Coast Guard City";
- Replacement of the Harbormaster's docks;
- Added more docking facilities at Cashman Park (dingy docks);
- Organized and mapped the mooring fields (still in progress);
- Added a new launch fee collection system at Cashman Park, resulting in increased revenues;
- Increased waterways permits sales by 12% over FY2011 and achieved a 24% increase over any other year prior;
- Reorganized the Plum Island staff including both lifeguards and parking attendants resulting in a 14% increase in revenue compared to the prior 5 years. In addition, it was the first year ever that Plum Island reported a cash flow positive status.

2012 TRENDS

- More large yachts visited Newburyport compared with past seasons;
- As stated above, the Central Waterfront was very busy;

- The beach on Plum Island showed a significant increase in revenue and activity — possibly due to the fact that Newbury eliminated their lifeguards;
- 2012 was an excellent fishing season for striped bass in the river to tuna caught off shore.

TRENDS EXPECTED IN 2013

- As always, the weather will be a great factor.
- We expect the large yachts to continue to visit the city. Some have already reserved dates;
- Even though the economy is stabilizing, the fuel prices are trending higher. This may provide a decrease in the boating traffic, especially at Cashman Park;
- Fishing has been excellent. Fisherman should still continue to use Plum Island, Cashman Park and Waterfront docks;
- The Harbormaster Department has established a great working relationship with the local marinas to inform boaters of the water way fees with in return has increased revenue.

2013 GOALS AND OBJECTIVES

1. To promote Newburyport as a destination port, and to ensure that our boating guests feel welcome, enjoy themselves and look forward to returning to Newburyport for future visits.;
2. To continue training with other departments;
3. To procure another boat that is more appropriate for the Harbormaster's Department use in relationship to the Merrimack River and our surroundings.



MISSION

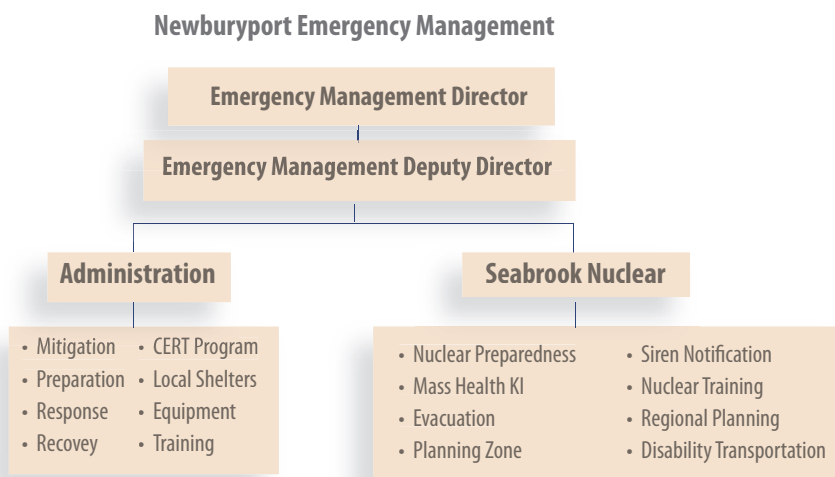
The mission of the Newburyport Office of Emergency Management is to coordinate emergency planning and to assist other city departments with emergency response training and assist with communications, evacuation, and sheltering of citizens during emergencies and natural disasters.

FUNCTION

This office is responsible for emergency preparedness activities including the response to, mitigation of, and recovery from natural incidents (such as hurricanes, flooding, winter storms); terrorism; nuclear incidents; hazardous materials incidents; public health related emergencies; and any other natural or man made disaster. Emergency Management coordinates with agencies at the local, state, federal, and private level in responding to emergencies and disasters.

FY 2012 ACCOMPLISHMENTS

- NEMA was called upon to assist with the planning and emergency response, and reimbursement for Hurricane Irene;
- NEMA was called upon to assist with the planning, coordinating emergency utility responses, and damage assessment for the October snowstorm;
- NEMA held an informational meeting to expand upon its membership;
- Emergency Operations Center participated in "Graded Exercise" conducted by Federal Emergency Management Agency (FEMA) for Seabrook Station;
- Newburyport Emergency Management participated in the city-wide siren/notification system for Seabrook and other city-wide emergencies;
- Worked with MEMA to update all Emergency Plans with respect to Newburyport;
- Upgrade to communication and data collection systems as required by MEMA.



Thomas Howard
MARSHAL



HEALTH DEPARTMENT

MISSION

The mission of the city Health Department is to educate, promote, improve and protect the public health and wellbeing of the citizens of the City of Newburyport, while contributing to building a healthy community and environment in which to live. Under the Commonwealth of Massachusetts General Law and the U.S. Department of Health and Human Services Federal Public Health Laws, the Health Department is mandated under a dutiful obligation to develop and implement health policies, standards, bylaws and regulations. The Health Department is also obligated to conduct inspections and provide public health services to the community.

ACCOMPLISHMENTS

Administration

- New offices for the Public Health Nurse and the Recycling & Energy Coordinator;
- New data collection system of all inquiries, permits, license process, budget process and enforcement citations ;
- New city yard waste facility at Crow Lane ;
- New office policies and procedures for accountability and transparency;
- New user friendly check list for a food service permit to operate, application for plan review, and residential and commercial demolition of a building structure;
- Developed & implemented Health Department regulations & application for solid waste haulers;
- Assisted City Council with amending City Ordinance pertaining to city "Off Leash" law and "Disposal of Animal Waste";
- Developed and implemented new city Health Department service contract for the collection and removal of animal waste from city Parks ;
- Assisted City Council in developing and implemented new City Ordinance pertaining to downtown solid waste ordinance and off leash dog parks";
- Created off leash animal ambassador;
- Amended Health Department regulations pertaining to the "Sale of Tobacco to Minors";
- Developed and implemented the Health Department's and the Mayor's 2nd Annual Community Health and Wellness Fair;
- Maintained level community public health services with resources provided;
- Continued to assist the city Planning Department in the drafting of the City of Newburyport new Storm Water Management ordinance;

- Continued to assist city Water and Sewer Departments in gaining State compliance with Plum Island Consent order;
- Continued development of new web site to include public health advisories: seasonal advisories, winter advisories, bathing beaches results, health & wellness and west nile virus information ;
- Assisted the Mayor's Office in the final capping stages of Crow Lane Landfill.

Food Service Program

- Assisted city organizers to create the City of Newburyport "Winter Farmers Market";
- Amended Health Department regulations to require food service establishments to be in compliance with the State of Massachusetts mandated Allergen Awareness Training for food service employees & allergen awareness advisories on all food service menus;
- Developed draft regulations for city wide festivals and events to go into effect 2012.

Solid Waste, Recycling and Energy

- Newburyport became a designated Green Community in December 2010 and received its first grant;
- Established new downtown trash and solid waste program to reduce DPS cost and clean up the area ;
- Since beginning our new contract have seen a cumulative savings of more than \$277,000 and a steady reduction on solid waste disposal from 7,500 tons to less than 6,000 tons per year ;
- Applied for and received a grant from the Commonwealth of Massachusetts Department of Environmental Protection toward a "Zero Waste" program;
- The compost facility served approximately 2,600 households during the 2011 season and brought in \$33,000 in sticker fees, an increase over 2010.

Public Health, Nursing and Epidemiology

- Presented community awareness seminar on "Lyme Disease" and "Head Concussions in School Sports";
- Achieved compliance with the Commonwealth of Massachusetts Department of Public Health (MDPH) mandated MAVEN certification system — Communicable & Infectious disease follow up and surveillance;
- Provided new Hepatitis B (Hep-B) vaccination program for city workers (DPS);
- Continue to provided new walk-in office hours for seasonal influenza vaccinations & blood pressure screenings for Newburyport residents;

- Provided four (4) city wide influenza clinics for Newburyport residents. Vaccinated approximately 400 residents.

Animal Control

- Developed new Animal Control policies and procedures to establish accountability and transparency;
- Memo of understanding contract agreement with the Town of Newbury for shared Animal Control services and shared services of the city animal shelter;
- Restructured half time Animal Control Officer position to two half time Assistant Animal Control Officers.

Weights & Measures

- Achieved compliance in FY11 with the Commonwealth of Massachusetts Division of Standards and State Statute for Consumer & Merchants Protection Act, Chapter 295.

Emergency Preparedness

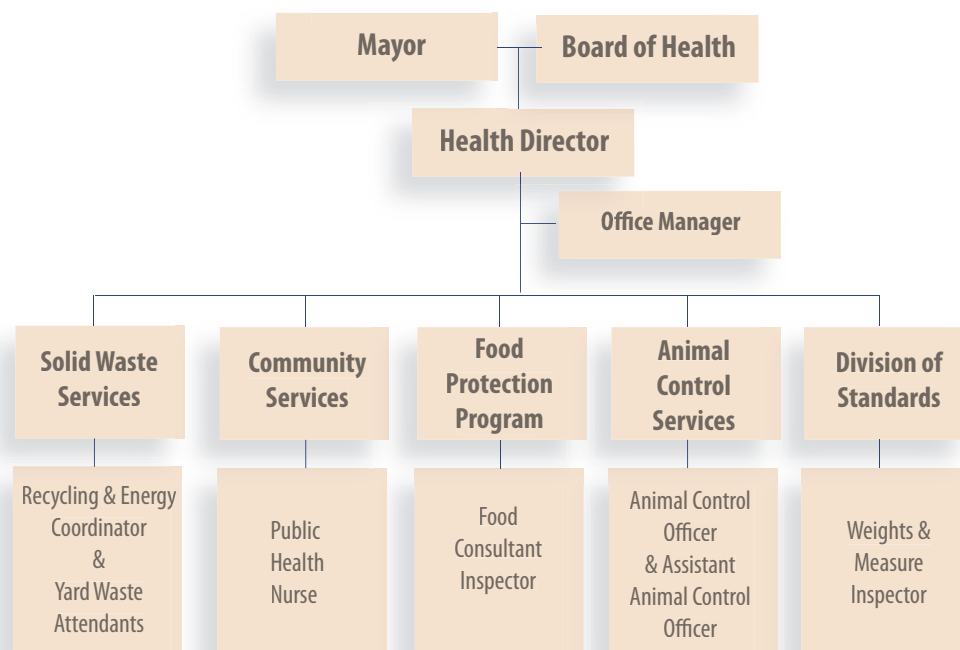
- Achieved compliance with all FY11 Commonwealth of Massachusetts Department of Public Health(MDPH) & U.S. Department of Health & Human Services Center for Disease Control(CDC) Public Health deliverables required by the city Health Department for the Commonwealth of Massachusetts Region 3A Public Health Emergency Preparedness Coalition;
- Provided city Emergency Management Department with new electronic IPad.

GOALS

The Newburyport Health Department will continue to work with the Board of Health, City Council and the Mayor's Office to support the ten essential functions of public health for the betterment of the City of Newburyport, city residents and transient residents.

- Monitor the public health status of the city to identify community health problems;
- Diagnose and investigate public health problems and environmental health hazards in the community;
- Inform, educate, and empower the residents of Newburyport about public health issues;
- Mobilize community partnerships to identify and solve public health problems;
- Develop policies and plans that support city residents and community health efforts;
- Enforce public health laws and regulations that protect the health and wellness and ensure safety of all city residents and transient residents;
- Direct city residents to needed personal public health services and assure the provision of health care when otherwise unavailable;
- Assure a competent public health and personal healthcare workforce;
- Evaluate effectiveness, accessibility, and quality of individual and population-based health services.
- Research for new insights and innovative solutions to public health problems.

HEALTH DEPARTMENT STRUCTURE



Robert Bracey
DIRECTOR



PUBLIC SERVICES HIGHWAY

MISSION

The mission of the Newburyport Department of Public Services Highway Division is to maintain all roadways, drainage infrastructure, parks, cemeteries, schools and other city facilities for all customers of the department in a cost effective and environmentally sensitive manner for the short and long-term benefit of our customers and the environment.

RESPONSIBILITIES

The Highway Division is responsible for the following services with respect to city infrastructure: storm water collection, yearly catch basin cleaning, street line painting, street paving, street sweeping, snow and ice removal, street and sidewalk maintenance, installation of all city street signs, school, park and cemetery maintenance, preparation for burials in the two city cemeteries, tree trimming, removal and planting, maintenance and cleaning of Plum Island beaches, assistance to Police and Fire Departments when called upon, assistance for Yankee Homecoming and all other city events, and support to all other Departments in the city with equipment and labor. The Highway Division is also responsible for fleet maintenance of Highway, Water, Sewer, Police, Fire, Council of Aging, School Dept, Emergency Management and City Clerk vehicles.

ACCOMPLISHMENTS

The Highway Division has continued with its programs of maintaining all city lands and city buildings. In FY 12 four roadways were resurfaced, sidewalks were reconstructed, installed or repaired with help from supplemental funding. Additional duties completed included: line painting, snow plowing and chemical applications for snow operations, catch basin repairs and cleaning, street sweeping, public trash pick-up, parks and cemetery maintenance, and Phase II NPDES Storm Water permit requirements. The Highway Division also continued to provide maintenance activities to 135 city vehicles and equipment.

Tasks Completed in 2012

- Resurfaced Roads:
 - Low Street — Henry Graf Rd to Route 1;
 - Mulliken Way — Parker St to Malcolm Hoyt Dr;
 - Wilkerson Drive — Hale St to end;
 - Water Street — Lime St to Bromfield St;
- Line Striping:
 - Entire downtown area crosswalks, traffic markings, and lettering;

- Various crosswalk, centerlines and school zones throughout the city;
- Sidewalks:
 - Congress Street — Olive St to Buck St approx. 350ft;
 - Middle Street — Center St easterly approx. 80ft;
 - Temple Street — Fair St westerly approx. 200ft;
- Various other city-wide repairs;
- Responded to over 963 work orders to address various issues throughout the city including:
 - 471 Tree work-orders including trimming, pruning, evaluating or removing;
 - 65 various drainage calls related to catch basins, culverts, and flooding issues;
 - 320 various roadway work orders;
 - 17 miscellaneous work-orders;
- Continued to implement use of work-order system for more wide ranging tasks;
- Repaired, replaced or installed 42 deteriorating catch basins city wide;
- Prepared 16 Cemetery burials lots for services in local cemeteries;
- Conducted Snow and Ice Operations during Winter 2012-2013 including:
 - used 1,920 tons of salt;
 - completed 5 significant snow plowing events;
- Cleaned and inspected 526 catch basins as part of the long-term city wide catch basin cleaning program;
- Serviced over 135 city vehicles from DPS, Police, Fire, Council of Aging, School, Board of Health, including Health Department and Parks;
- Implemented new technology to evaluate and transmit work order for all tree maintenance;
- Relocated 24 medium sized trees improperly located within the city as part of Grant Program using air tool technology;
- Additional Routine work includes:
 - Street sweeping throughout the city;
 - Daily trash pickup and disposal of public trash barrels city wide 365 days a year;
 - Assist with Yankee Homecoming activities;
 - Election booth set up for City Clerk;
 - Maintained street trees and various other city trees, shrubs and flora;
- Provided 24-hour 365 day on-call coverage for all emergency issues within the city roadways and facilities;
- Maintained safe and passable streets, sidewalks, public buildings and schools during snow emergencies and provided chemical treatment

on unsafe roadways city-wide on 24 hour basis throughout the winter season.

PARKS & SCHOOLS

The Highway Division maintains the parks by grass mowing, weed trimming, debris cleanup, trimming shrubbery and trees, and various other maintenance duties. Assistance from various community groups and inmate work crews helped complete the maintenance of these facilities. The following parks and schools are maintained:

Parks	Schools
Perkins Playground	Brown School
Marches Hill	Kelley School
Atwood Park	Nock School
Brown Square	Newburyport High School
Cashman Park	Bresnahan School
Cushing Park	Bradley Fuller Athletic Field
Woodman Park	
Joppa Park	
Mall — Frog Pond	

CEMETERY

The Highland Cemetery and the Old Hill Cemetery are maintained and operated by the Highway Division.

OTHER DUTIES

The Highway Division serves the city by performing many additional duties including the following:

- Respond to service order requests to address various issues throughout the city;
- Install and repair curbing and curb cuts;
- Provide City Carpenter to assist other departments;
- Set up/take down and store all voting booths and equipment;
- Set up/take down & store platforms for civic events;
- Provide additional services necessary for the Yankee Homecoming events;
- Provide a replacement for City Hall custodian when required;
- Support other departments with DPS equipment and manpower;
- Provide any additional services to the city upon request;
- Assist Chamber of Commerce in community activities and duties;
- Assist with Law Enforcement and Fire Department when called upon;
- Review, inspect, evaluate and document Mapping and GIS for the city's drainage system;
- Trim and remove trees as required, grind stumps;
- Dig locations for over 100 new trees planted in conjunction with the Tree Committee;
- Maintain cleanliness of beach, surf rake beach areas, empty waste receptacles;
- Transport and deliver life guard equipment for harbormaster;
- Install harbormaster docks at beginning of boating season and remove from water upon end of boating season;
- Assisted with yearly Plum Island beach clean-up;
- Assisted with spring tree planting and conducted preliminary tree relocation program to address future hazard trees near utilities;
- Provided 24-hour, 365 day coverage for all issues within the city roadways and facilities.



Anthony Furnari
DIRECTOR



PLANNING & DEVELOPMENT

MISSION

The Office of Planning and Development provides capital planning, advance planning, project management, regulatory, and housing assistance services to the city, its boards and commissions, and the general public so as to protect and enhance Newburyport's built and natural environment and to improve the quality of life for all who live, work and visit the city. The department also promotes sustainable growth initiatives to reduce burdens on the city's financial capacity, wildlife and natural resources.

PROGRAMS & SERVICES

The Office of Planning and Development develops plans, policies and projects to help guide the city's physical and economic development. The department assists in administering zoning ordinances and subdivision regulations, including providing technical assistance and information for citizens, and meeting with developers, attorneys and architects on the feasibility of potential development projects. The office also administers the city's federal Home Investment Partnerships (HOME) program funds, Community Development Block Grant Program (CDBG) as the city's Housing Rehabilitation Program. CDBG funds programs that benefit people with low and moderate incomes, primarily through the preservation and creation of affordable housing.

In addition, the Planning Office is frequently called upon to manage capital projects involving municipal facilities. The Police Station, Library (and associated parking lot), High School, City Hall, Boardwalk, Bartlet Mall, Moseley Woods, Clipper City Rail Trail and land acquisitions, are examples of such projects.

Department staff seek community input and ideas in order to identify and refine common goals and advise elected and appointed officials on land use and development. The Planning Office assists the Planning Board, Zoning Board of Appeals, Conservation Commission, Community Preservation Committee, Parks Commission, Historical Commission, Local Historic District Committee, Fruit Street Historic District Committee, Newburyport Redevelopment Authority (NRA), Cultural Council, Open Space Committee, Tree Committee, Bartlet Mall Commission, Moseley Woods Commission, Harbor Commission and other specially-convened groups.

PLANNING BOARD

The Newburyport Planning Board is delegated with the responsibility of administering Massachusetts General Laws Chapter 41 Section 81 A-GG; Municipal Planning and Subdivision legislation, and M.G.L. Chapter 40A, referred to as the Zoning Act. The establishment of Planning Boards was authorized by the General Court in accordance with the provisions of section 81-A of M.G.L., Chapter 41. The Planning Board is comprised of nine city residents appointed by the Mayor who are responsible for making determinations for numerous land use projects proposed for construction within city limits.

In the course of these duties, the Planning Board held 17 Public Meetings in Fiscal Year 2012 and acted on the following types of land use applications:

5 Approval Not Required Plans (5 approved)
3 Special Permits (2 approved, 1 withdrawn)
2 Site Plan Reviews (2 approved)

The Planning Board derives funding from filing fees established in accordance with Section V of the Rules and Regulations for the Subdivision of Land in Newburyport, as well as separate fees paid by applicant's to fund technical peer review fees of proposed projects as provided in M.G.L. Chapter 44, Section 53A-G.

ZONING BOARD OF APPEALS

The Newburyport Zoning Board of Appeals is established through municipal ordinance in accordance with the provisions of Massachusetts General Laws Chapter 40A, referred to as the Zoning Act. The Board is comprised of 7 city residents (5 regular members and two associate members) who are appointed by the Mayor.

The board held 16 public meetings in fiscal year 2012 acting on the following applications:

- 1 Appeal (found to have no jurisdiction)
- 9 Dimensional Variances (6 approved, 1 dismissed as not necessary, 2 withdrawn)
- 7 Special Permits (7 approved)
- 22 Special Permits for Non-Conformities (21 approved, 1 withdrawn)
- 3 Use Variances, (3 approved)

CONSERVATION COMMISSION

The Newburyport Conservation Commission is delegated with the primary responsibility of administering and enforcing the Massachusetts Wetlands Protection Act (General Laws Chapter 131, Section 40), the Newburyport Wetlands Ordinance, and for the administration of the Agricultural Preservation Restriction Program within the City of Newburyport.

Over the course of FY 2012, the Conservation Commission held 22 public hearings on the following applications:

- 14 Notices of Intent
- 3 Amended Notices of Intent
- 12 Requests for Determination of Applicability
- 1 Abbreviated Notice of Resource Area Delineation

The Conservation Commission has generated funds from filing fees established by the Department of Environmental Protection (DEP). As established by legislation, these funds have been placed in a separate account to be appropriated only for conservation purposes

HISTORICAL COMMISSION

The Newburyport Historical Commission is delegated with the responsibility of administering the Demolition Delay Ordinance, determining historical significance related to CPC applications, and occasionally holding preservation restrictions related to various CPA and Planning Board projects.

In the course of these duties, the Historical Commission held 14 Public Meetings in FY 2012 on twenty-three (23) applications. Of these

- four (4) properties were found to be not historically significant and the demolition permits were released,
- fifteen (15) properties were found to be historically significant and demolition permits were released;
- and three (3) demolition delays were invoked. In addition, one (1) application was withdrawn.

The commission has seven members.

PLANNING BOARD

Dan Bowie
Jim McCarthy
Bonnie Sontag
Henry Coo
Sue Grolnic
Don Walters
Paul Dahn
Noah Lusk
Cynthia Zabriskie

HISTORIC COMMISSION

Linda Smiley
Margaret Welch
Ned McGrath
Bill Todd
Stephen Dodge
Sarah White
Tom Kolterjahn

ZONING BOARD

Ed Ramsdell
Rob Ciampitti
Duncan LaBay
Jamie Pennington
Howard Snyder
Richard Goulet, Associate
Jared Eigerman, Associate

CONSERVATION COMMISSION

Joe Teixeira
Stephen Moore
Dan Warchol
Mary Casey
Doug Muir
Paul Healy
James O'Brien

Andrew Port
DIRECTOR



BUILDING DEPARTMENT

MISSION

The mission of the Newburyport Building Department is to consistently and expeditiously provide equitable information and services to the public at large to accomplish their personal property use and building goals.

FUNCTIONS

The Building Department's primary functions are zoning analysis, structural review, on site plumbing, gas, electrical and building inspections. The Building Department is the City of Newburyport and State of Massachusetts law enforcement arm for land use zoning and building construction. The Building Department is also responsible for the maintenance of all city owned street lights, traffic lights and electrical infrastructure. The Building Department was established to serve and protect the citizens of Newburyport.

FY '12 ACCOMPLISHMENTS

- Continued to provide information and assistance to the public related to all building and zoning issues within the City of Newburyport;
- Input all gas, plumbing, electrical and building permits to date into a customized Microsoft Access database that is transferred to the city wide MiMap system;
- Continued to input old building permits back to the year 1978;
- Maintained city streetlights, traffic signals and electrical infrastructure and are in the process of replacing two major transformers for traffic signals in Market Square and the other is at the corner of State and Pleasant Streets;
- The Building Department issued (694) permits for new buildings, additions, alterations, which is a 22.3% increase over fiscal year 2011;
- Participated in approximately a couple thousand on-site inspections including complaints, home-owner requests, zoning clarifications and emergency requests. The Department also issued (481) electrical permits (16.2% increase), (422) gas permits (12.1%) increase, (395) plumbing permits (14.2%) increase;
- Accomplished permit streamlining of sign, pool and woodstove applications all online and the inter office sharing of the Building Departments information and data through MiMap;
- Updated The Building Department's web page to reflect the current changes;
- Implemented the Stretch Energy Code.

Permit Type	Number of Permits	Project Cost	Permit Fees
Alteration/Repair	589	\$31,898,670	\$225,260
Demolition	5	20,300	410
Display Sign	32	57,388	1,990
Foundation	1	25,000	290
New Building	34	7,489,390	76,060
Telecommunications	1	15,000	190
Swimming Pool	12	307,244	3,570
Tent	7	7,365	340
Woodstove	14	37,535	990
Totals:	695	\$39,857,892	\$309,100

Administrative Plan Review	42	Electrical Permits	515
Occupancy Permits	31	Gas Fitting Permits	455
Public Safety Certificates	52	Plumbing Permits	455



BUILDING DEPARTMENT PROGRAMS AND SERVICES

Building Commissioner/Codes Administrator

Inspections

- Review all building permit applications.
- Inspect all renovations, alterations and new construction.
- Work co-operatively with other city departments.
- Inspect all daycares, restaurants, schools, churches and places of public assembly on a yearly basis.

Building Code Enforcement

- Building including weatherization, MAAB/ADA compliance.
- Plumbing
- Gas
- Electrical

Zoning Code Enforcement

- Review all applications for Building and Use compliance.
- Work with city Planner/Planning Office.
- Citizen complaint investigation of zoning violations.
- Act in an advisory role to the ZBA and the Planning Board.

Gary Calderwood
BUILDING INSPECTOR



PARKS

MISSION

The Newburyport Board of Parks Commissioners was established to serve the residents of the city and other park users through the establishment and implementation of plans for the maintenance, expansion, and betterment of the open spaces, parks and recreational facilities over which the Commission has jurisdiction. The Commission shall serve to monitor and officially act on issues affecting the use and management of facilities in a manner that provides the most optimal facilities for the residents of Newburyport and other users. The Commission shall engage the public in a democratic manner to allow for a continuous dialog towards meeting the intent of the mission statement and marshal the resources within its powers to address the needs of the community.

PROGRAMS AND SERVICES

Administration & Community Services

- Respond to public inquiries;
- Coordinate with Parks Groups including:
 - Atkinson Common Commission;
 - Bartlet Mall Commission;
 - Moseley Commission;
 - Waterfront Trust ;
 - other Friends of Parks Groups;
- Coordinate with city departments, commissions, staff & school athletic department;
- Coordinate with Youth Leagues (including NYSA, Pioneer League, Adult Softball and Youth Football);
- Manage and update Parks Commission web site;
- Coordinate volunteers for special events and parks maintenance;
- Issue press releases, communicate with press and act as spokesperson when required;
- Maintain public records related to Parks Commission activities;
- Coordinate public involvement in Parks Commission meetings;
- Coordinate memorial bench fundraising program;
- Organize special events that utilize and promote the use of city parks.

Facilities Management

- Quarterly inspection & reporting of existing facilities and equipment;
- Coordinate purchase and installation of new materials; parks repairs and maintenance;
- Coordinate with Youth Leagues on Athletic Field

Licensing Agreements;

- Scheduling & Permitting;
- permit for seasonal and one-day use of parks and athletic fields;
- Maintain schedule of all fields within commission jurisdiction;
- Annual Maintenance Program;
- Coordinate and manage maintenance contracts for athletic fields;
- Coordinate annual maintenance of irrigation systems;
- Oversee installation and storage of seasonal equipment – tennis nets, basketball nets;
- Coordinate with the Department of Public Services (DPS) and Essex Co Sheriff's Office to support park & equipment maintenance;
- Clipper City Rail Trail management;
- Manage on-going trail maintenance with subcontractors and volunteers;
- Coordinate with Friends of Trails Groups and Planning Office on on-going parks improvements;
- Coordinate with Planning Office on future rail trail expansion and integration with existing city parks;
- Coordinate fundraising efforts to support trail maintenance;
- Monitor trail often to maintain up-to-date awareness of existing conditions.

Planning & Development

- Formulate a consistent city wide vision for improvements and maintenance in cooperation with Planning Department;
- Project coordination and oversight of parks improvement projects;
- Foster Public-Private partnerships to benefit the maintenance and improvement of city parks and athletic fields;
- Field Space Task Force — seeks opportunities for expansion of athletic fields.

Financial

- Establish and manage park donation and user fees;
- Process payables, receivables;
- Prepare Annual Budget Request;
- Capital improvements plan and budget;
- Pursue grant funding for parks improvements;
- Manage activities of the Mayor Gayden W. Morrill Charitable Foundation;

ACCOMPLISHMENTS

- Completed Phase I Joppa Park Improvement Project, including installation of granite bollard fencing and rose hedge along perimeter of park. This phase of the project was funded in full by the Mayor Gayden W. Morrill Charitable Foundation;
- Increased repairs and maintenance of safety issues including increased safety surfacing;
- Coordinated with the Planning Department to install new sculpture amenities on the Clipper City Rail Trail;
- Initiated renovation of the Bartlet Mall fountain;
- Increased volunteer engagement;
- Coordinated all-volunteer installation and maintenance of Rail Trail Gateway Gardens at Washington Street gateways, High Street gateway, and the Low Street Bridge underpass and an edible Labyrinth Garden, which provides trail users with edible blackberries, blueberries, tomatoes and peaches;
- Utilized senior-citizen volunteer to monitor dog bag dispensers on Rail Trail;
- Coordinated a well-attended volunteer fall cleanup of the Rail Trail, which will become an annual event;
- Organized an expanded city wide Clean Sweep;
- Continued work with the Planning Department on revision of the city's Seven Year Open Space and Recreation Plan;
- Coordinated volunteer renovation of the Circular Garden at Cashman Park and replacement of spectator benches for Cashman courts;
- Received a grant total of \$65,220 from the Mayor Gayden W. Morrill Charitable Foundation for beautification and improvement of city spaces;
- Worked with the Pioneer League to further renovation of the ball fields at Lower Atkinson Common;
- Renovate the badly deteriorated tennis courts at Atkinson Common using a combination of funds from the Mayor Gayden W. Morrill Charitable Foundation, fundraising efforts of the Atkinson Tennis Court Committee, and the commission's operating budget;
- Completed installation of a climbing net and volleyball net at Jason Sawyer Playground through volunteer services and coordination with Department of Public Services;
- Worked with the mayor's office, Planning Department, Health Department, and City Councilors to establish a well-received off-leash program to balance the needs of dog owners and other parks users;
- Worked with NYSA to begin a field improvement project at the Cherry Hill soccer fields;
- Worked with mayor's office, Recycling and Energy Coordinator, and volunteers to establish a Keep Newburyport Beautiful initiative;
- Enhanced the effectiveness of the Parks Commission by developing an increased presence within the city's organizational structure;
- Improved ball field maintenance;
 - completed revitalization of Perkins Park Ball Field;
 - Made major repairs to infield at Cashman Park.



Lise Reid
PARKS ADMINISTRATOR



COUNCIL ON AGING

MISSION

The mission of the Council on Aging is to advocate for Newburyport's 4,261 senior citizens (aged 60+), to identify their needs, to develop and implement services to meet their health, economic, social and cultural needs, to encourage maximum independence, and to improve their quality of life.

PROGRAMS AND SERVICES

Twenty eight programs and services were provided by the COA during FY 2012 in support of the mission. These include health clinics for blood pressure, cholesterol screening, flu shots, hearing tests, foot care, dental cleanings, exercise and dance classes; application assistance for housing, food stamps, fuel assistance and health and disability insurance, home care services, tax form preparation, support groups for legally blind elders, weekly bingo parties, a book club, watercolor painting classes, a trips program, and knitting (524 handmade pieces were donated during FY 2012 to the Anna Jaques Hospital and the Salvation Army).

The Brown Bag program, a collaborative effort between the COA, the Greater Boston Food Bank and Elder Services of the Merrimack Valley, delivered 805 bags of groceries to 86 homes.

A monthly newsletter with information about available services and programs was distributed every month. The COA office received 14,706 telephone calls requesting information and assistance.

The transportation program provided 5397 rides to 307 individuals. The purpose for the rides were medical (40%), food shopping (32%), recreation (8%), access to free meals (7%), visits (4%), work/volunteer (3%), meetings (3%), 'other' (3%).

Council on Aging administrative office and dispatch center is located in the Salvation Army building. Programs are located in a variety of locations: the Elks Hall, The Public Library, People's United Methodist Church, Heritage House, and at Atria Merrimack Place. Two COA vans are garaged at DPS and at the Salvation Army building. A third van, shared with the Salisbury Council on Aging, is used by Newburyport COA on Thursday and Friday of each week.

During FY 2012, the community voted to move forward on the construction of a new 17,000 ft. Senior/Community Center and designs were initiated by Sterling Associates and EGA Architects. The location of the new facility will be on High Street, at the current site of the

Bresnahan School.

The Council on Aging staff consists of a full-time Director, a full-time Office Assistant/Dispatcher, 2 full time van drivers and 2 part time van drivers. There were 56 volunteers participating in 13 programs.

Collaborations continue with the Merrimack Valley Legal Services, Northern Essex Elder Transport (transportation to out-of-town destinations), Community Action (fuel assistance and weatherization programs), Elder Services of the Merrimack Valley (home care and protective service programs, job training and health clinics), the Greater Boston Food Bank (the Brown Bag program), the Executive Office of Elder Affairs (health insurance counseling, and the annual Formula Grant), AARP (income tax counseling), Merrimack Valley Nutrition Program (congregate and home-delivered meals), Massachusetts Commission for the Blind (low vision support group), a Community Needs Task Force, The Howard Benevolent Society and Society of St. Vincent de Paul (snow shovel program), Newburyport Society for the Relief of Aged Women (dental clinic), The Essex County Sheriff's Office (TRIAD - a safety awareness program designed to reduce criminal victimization, promote crime prevention and safety awareness and serve the needs of the senior community), The Massachusetts Association of Councils on Aging, and the Merrimack Valley Council on Aging Directors Association. The FRIENDS of Newburyport Council on Aging actively seeks funding to support COA programs.

FY '12 ACCOMPLISHMENTS

- Selected architect Sterling Associates & EGA for senior center design services;
- Acquired third van to supplement Transport Program;
- Increased visibility thru efforts of COA Board members as calls to COA office have increased by 5%;
- Implemented a monthly Dental Clinic at the COA to provide affordable dental health evaluations and cleanings;
- Received grants from:
 - Executive Office of Elder Affairs (grant used to pay van driver salary, van fuel, and postage);
 - Howard Benevolent Society (grant used for Snow Shovel project);
 - Friends of Newburyport COA (grant used for postage);
 - Newburyport Society for Relief of Aged Women (used for dental clinics);

COUNCIL ON AGING PROGRAMS AND SERVICES SUMMARY

Services

Activities that help to maximize the independence of older adults and improve their quality of life by providing information and assistance

- | | |
|------------------------------|-------------------------------|
| Leaf Raking/Snow Shoveling | Health Insurance Counseling |
| Transportation – Local | Low Vision Support |
| Transportation – Out Of Town | Tax Help |
| Housing Information | Legal Assistance |
| Fuel Assistance Applications | Handicap Placard Applications |
| Food Stamp Applications | Information and Referral |
| | Telephone Reassurance |

Newsletter

Programs

Events for the purpose of addressing the health, economic, social and cultural needs of older adults which are planned, designed, administered, and/or facilitated by the COA Director in response to recommendations from the COA Board and/or resident requests.

- | | |
|--------------------------|---------------------------|
| Exercise to Music | Bingo/Cards |
| Line Dance/Tai Chi/Zumba | Drop-in Group |
| Day Trips | Knitting for Newborns |
| Senior Safety | Retired Readers |
| Watercolor Painting | Property Tax Work Program |

Meals on Wheels
Congregate Meals
Podiatry/Hand Care

BOARD MEMBERS

Frances Munroe, *Chair*
Vice Chair: Charles Carroll
Secretary: Frances Reslewic
Members:
Richard Eaton
Miller Graf
Jane Kelley
Jo An Kincaid
Cynthia Muir
Jack Ronan
Martha True



Roseann Robillard
DIRECTOR



BOARD OF DIRECTORS

JULY 1, 2011 – JUNE 30, 2012

Monica Blondin
Stephen Moore
Joseph Donnelly
Elizabeth Valeriani
Barbara Dowd
Kathleen Carey
Marcia Edson

PERMANENT DIRECTORS OF THE BOARD & TRUSTEES OF THE BUILDING FUND

James Connolly
Robert Gould
Josiah Welch

EX-OFFICIO

Donna Holaday, *Mayor*
Thomas O'Brien,
City Council President

LIBRARY

MISSION STATEMENT

The Library is the centerpiece of our community, welcoming and empowering all in the pursuit of knowledge, culture and social connections.

SERVICES & COLLECTIONS

- Books in regular and large print, magazines, music CDs, books on CD and DVDs to borrow
- Interlibrary loan service
- Newspaper collection for browsing
- Staffed Information Services/Reference Department and Archival Center for Local History/Genealogy
- Children's Room and Teen Loft
- Online databases, including business, test prep and genealogy resources
- Programs for adults, teens and children
- Public computers/printing, document scanners and full coverage wireless broadband access
- Microfilm of Newburyport Daily News
- Microfilm reader/printer/scanner
- Public photocopier — b/w and color
- Quiet study rooms (1-3 people) and conference room (4-8 people)
- Comfortable seating areas
- Meeting spaces for city and non-profit groups
- Language learning collection, including Mango Languages, an online learning system
- Overdrive downloadable audio and eBooks and Freegal downloadable music
- Free /reduced price passes to several area museums
- Exam proctoring
- Volunteer program
- Active (over 1,000 members) Friends of the Library group

SUPPLEMENTAL FUNDING

In addition to the appropriated municipal budget, funds were made available to enhance library collections and services through State Aid Awards, Special Gifts and Library Trust Funds, in particular the George Peabody Trust Fund.

The Friends of the Newburyport Public Library is a consistent source of advocacy and financial support. The citizens group of more than 1,000 members conducts semi-annual book sale fundraisers. Last year's "Books in Bloom" aims to become an annual event in cooperation with the Newburyport Horticultural Society. Friends funding pays for the family museum pass program, and provides supplemental money for books, audiovisual

materials and capital items. The Friends continued to purchase all of the library's computers and related technology items. This year, the Friends received a grant from the NAID Foundation for the purchase of a state-of-the-art microfilm reader/printer/scanner for the library's Reference Department. The Newburyport Rotary Club, The Howard Benevolent Society, the Swasey Fund and The Newburyport Five Cents Savings Bank deserve thanks for their consistent financial support of the library. Generous gifts were received from the The Institution for Savings Charitable Foundation and the Friends of the Library Endowment Fund for a reorganization of the 2nd/3rd floor Reference area. These funds made possible the construction of a new reference desk in a more visible, accessible area as well as the creation of a staff office. Appreciation is extended to individuals and families who remember their friends and loved ones through memorial gifts to the library.

SERVICES

The library was open 3,224 hours this year, with 279,443 visitors (an average of 87/hour). Interlibrary loan activity saw a sharp increase with 80,825 items loaned to, or borrowed from, other libraries.

The library offered book and film discussions clubs, movie matinees and many special programs. The library partnered again with the Newburyport Literary Festival in April, serving as the venue for teen and children's programs throughout the day. "The Lyrical Voice" was the annual theme, encompassing many music and poetry inspired events. The library fence was transformed into a "poetry wall", showcasing the work of Molin Elementary School students.

The Information Services, Archival Center and Children's



Room staff responded to 24,542 inquiries in person and by phone and email. Researchers continued to make heavy use of local history and genealogy information and expertise provided by staff of the NPL Archival Center. There were over 37,000 uses of the library's public computers and many patrons used the library's full coverage wireless internet access. There was an increase in e-book downloads through Overdrive and music downloads through Freegal as more patrons obtained e-readers or tablets.

The Children's Services department offered 206 programs with an attendance of 3,310. The new Library Babies program grew to two sessions. A program for one-year olds and their parents was created. The Teen Loft hosted 21 programs, bringing in 86 teens. The Teen Advisory Board continued to assist with program planning. A partnership was developed with Girls, Inc. of the Northeast to offer special programs to girls and families, including the well received financial literacy program.

Free meeting spaces were used 1,286 times. Self-service study rooms had over 2,500 uses.

Sixty-four volunteers gave 2,714 hours to shelve materials, mend books or provide assistance in the Archival

Center.

TECHNOLOGY

The Newburyport Public Library continues to adjust to Evergreen, an open source integrated library system with upgrades occurring throughout the year. The library website continues to serve as an attractive and functional branch of the library and two Facebook pages provide additional media outlets for library news and programming. Self-check, introduced last year, accounts for approximately 20% of the total circulation.

PLANNING

The NPL and its users continued to benefit from memberships in the Merrimack Valley Library Consortium and the Massachusetts Library System. The Head Librarian will serve as MVLC's President in the coming year. The second initiative in the library's space plan, the reorganization of the second floor reference area, was realized. For the new fiscal year, the library is applying for grant funding from the MA Board of Library Commissioners to create a separate and welcoming teen/tween programming and homework space. If the necessary funding is obtained, work on the project will commence in the fall of 2013.

LIBRARY STAFF

Melanie Bennett
Paula Biscardi
Andrea Bunker
Kimberly Butler
Virginia Champi
Donna Childs
Jessica Gill
Ellen Kaminski
Jane Lemuth
Nancy Magnifico
Lynn Marks
Sarah Moser
Jean O'Malley
Diane Oxton
Elizabeth Pendak
Mary Perry
Elizabeth Sceery
Joyce Senior
Giselle Stevens
Joan Straw
Daniel Tremblay

CUSTODIANS

Michael Bartlett
John Hewett

PAGES

Paige Amee
Sarah Bell
Rebecca Moreau

SUBSTITUTE STAFF

Nancy Alcorn
Mary Bragg
Linda Buddenhagen
Janet Loske
Caroline McCarthy
Jean O'Malley
Cecile Pimental
Colin Powell
Eloise Schoeppner
Susan Zilli

HOLDINGS AND CIRCULATION INFORMATION FOR FY 2012

Registered Borrowers as of June 30, 2012: 14,276

HOURS OPEN EACH WEEK (Main Library)

Winter, 64

SUMMER, 56

HOLDINGS

PRINT MATERIALS

Book Volumes Owned111,587
Volumes of Print Periodicals471
Print Serials Subscriptions165

NON-PRINT MATERIALS

Audio Cassettes and Compact Discs5,986
Video Cassettes/DVDs6,120
Downloadable Audio Books2,688
e-books.....3,784
Licensed Databases11
Microforms745
Materials in Electronic Format.....139
Miscellaneous189

TOTAL 131,885

CIRCULATION

PRINT MATERIALS

Circulation
Books - Adult & Teen 120,202
Books - Children 86,475
Periodicals.....4,961

Subtotal 211,638

Circulation from Other
Libraries to Users (ILL)..... 45,877
Circulation to Other Libraries (ILL)..... 34,948

NON-PRINT MATERIALS

Audio Cassettes/CDs 33,627
Video Cassettes/DVDs 84,416
Miscellaneous 448
Downloadable Audio 1,537
e-books..... 1,458

Subtotal 121,486

TOTAL 333,124

Cynthia Hubbard Dadd
HEAD LIBRARIAN



VETERANS SERVICES

Kevin Hunt
DIRECTOR

MISSION

The Department of Veterans' Services serves as an advocate for all 989 local veterans and their 1,800 dependents who reside in the city.

PROGRAMS AND SERVICES

The Department advises clients as to the availability of services, benefits, entitlements and provides financial assistance (M.G.L. C.115) to needy veterans and their dependents who have served honorably in the United States Armed Forces. In Fiscal year 2012, approximately \$220,000 was disbursed to local deserving veterans or their spouses from the City of Newburyport. The cost of this benefit program is reimbursed to the city by the state, one year after payment, at the rate of \$.75 for every \$1.00 disbursed by the city.

ACCOMPLISHMENTS

In the year 2011 the Department of Veterans Affairs, a branch of the Federal government, disbursed over \$2,000,000 to Newburyport Veterans in pensions, disability compensation, or as pensions for surviving spouses. Much of this money is spent within the city benefiting the Newburyport merchants and businesses who serve our veteran population. The infusion of this

money into our city does not require that the city spend any money to get it. The Veterans' Services Office assists veterans and their families in processing applications for these Federal benefits. The Office also assists pensioners with their annual Veterans' Affairs financial Eligibility Verification Reports and applications for local Property Tax Abatements/Exemptions.

The Veterans' Services Office organizes the Memorial Day and Veterans' Day celebrations. Part of those annual duties involves replacing the flags at the 2,300 veteran graves in Newburyport's three cemeteries before the Memorial Day Holiday. The seventh grade class from the Nock Middle School assists each year in this commemoration by placing flags at the graves of veterans in St. Mary's and Belleville cemeteries.

Going forward, the Veterans' Office will continue to expand its outreach into the community. Through newsletter insertions at the Council on Aging and practical workshops at senior housing centers, the office hopes to expand its base, and provide services to additional veteran men and women living in Newburyport. We are honored to serve our veterans who have served us.



MISSION STATEMENT

The mission of Newburyport Youth Services is to create quality programming and events for the city's youth in safe and supportive environments that encourage growth, self exploration and empowerment.

FY 2013 ACCOMPLISHMENTS

- Began online registration and credit card processing;
- Completed fall and winter programming with 423 youth (31% increase from previous year);
- Held 7 Special Events(*2 new events): Guy's night out, Girl's Night Out, Invitation Night Movie, Family Camp Out*, Youth Fishing Derby*, Asset Awards, Duck Derby;
- Conducted 2 youth leadership retreats (serving over 100 youth), continued the Youth Council and
- established 3 paid Youth Leader Positions;
- Completed a new 5 year plan for the department with the Youth Commission;
- Summer 2012 took in over \$145,000 in user fees, serving 1,197 participants (a 30% increase in participants);
- Acquired \$7,500 in funding for a 12 passenger van lease; completed lease and purchased the van;
- Met all objectives of YR 7 of the Drug Free Communities grant and completed all grant requirements successfully;
- Awarded \$125,000 in Year 8 Federal Drug Free Communities (DFC) Support Program Grant;
- School Age Care contract estimated at \$10,000 revenue for FY13.

Youth Services

Recreation

- Year round recreation programs ages 1-18
- 4-5 Annual Family events
- 4-5 Annual Youth events
- Sports (Ultimate, etc.)
- Middle School Drop-In Center

Social Services

- Youth support groups
- Mental health care providers network
- LGBTQ support
- Youth @ Risk support
- Parenting programs
- Other youth clubs

Prevention

- city wide coalition
- 2-3 annual community campaigns
- Partnership with schools
- Community training
- Annual youth and community surveys

Youth Leadership Development

- 2-3 annual youth leadership retreats
- Youth Council
- Youth for Youth
- Summer youth leadership program



Andrea Egmont
DIRECTOR



PUBLIC SERVICES WATER

MISSION

The mission of the Department of Public Services' Water Division is to provide safe and reliable water treatment, supply, storage and distribution services to all customers of the Division, as well as, to maintain the related infrastructure in a cost effective and environmentally sensitive manner for the short and long-term benefit of our customers and the environment.

RESPONSIBILITIES

There are over 7,900 residential households and 800 business customers supplied by the Water Division. The staff members serve three functions:

- the business office in City Hall;
- operation of treatment and pumping facilities, and
- maintenance of the distribution system.

Eighty percent of the water comes from reservoirs along the city border with West Newbury and twenty percent from two wells within the city. The reservoir water is treated at the Spring Lane treatment plant and is pumped into the distribution system along with water from the two wells. Water is distributed to customers via 80 miles of water mains. The treatment plant is in operation and staffed 24 hours a day, 7 days a week. After-hour emergencies are directed to the treatment plant where staff can immediately page our on-call construction crew to respond.

The Water Division operates as an enterprise fund for the purpose of financially accounting for the cost of providing ratepayers with a clean, safe, and potable water system. As such, the Water Enterprise Fund is set up to fully recover all operating and capital costs from water rates and fees.

ACCOMPLISHMENTS

The Water Division upgrade to the existing Water Treatment Facility has been in progress. A new water clearwell and pump station have been constructed for Phase 1, Water Distribution improvements have been completed for Phase 2, and upgrades to the Treatment Plant will begin at a later date. The water construction crew continued their efforts of maintaining and improving the water distribution system. Similar to the WWTF, the Water Treatment Plant also continues to meet its permit requirements.

Business Office

The business office staff increased from three to four

with the addition of the Business Manager. The staff supports all administrative needs of the Water and Sewer Divisions, including metering, billing, customer inquiries, budgeting, payroll, purchasing and accounts payable. Significant efforts to collect past due accounts continue to be made. All past due bills from the prior fiscal year are transferred to the real estate tax bill in December of each year. In fiscal year 2012, the business office outsourced the printing and mailing of water/sewer bills to a third-party vendor, reducing the time and costs of processing in-house.

Facility Operations

The facility operations staff members are certified in accordance with state regulations. All water treatment plant operators have received 4T Full Operator licenses. They manage the reservoirs and wells, and operate and maintain the pumping stations and treatment plant. The staff conduct thousands of tests to monitor water quality for more than 120 contaminants, making sure our water is safe and in compliance with all regulations. We are proud to say that our water quality meets or surpasses all state and federal water quality standards again this year.

Construction

The construction staff maintains all water mains, valves, hydrants and meters, and responds to emergencies 24 hours a day, seven days a week. In addition to routine maintenance, crews are continually repairing mains and their associated customer service lines as part of the ongoing water main replacement program. Crews have also been repairing water main breaks and service leaks throughout the winter. Additionally, the staff was busy with renewing water services, tapping of water mains for private contractors, and installing new hydrants. The construction crew completed many projects in fiscal year 2012, such as:

- Worked in coordination with private contractor to assist in the upgrade to the clearwell project;
- Crews responded to and addressed 16 water main breaks and 20 service leaks that required emergency repairs;
- Crews completed 14 scheduled service replacements and installed 4 new services;
- Completed fall and spring hydrant flushing program in which 100% of all hydrants underwent flushing;

- Continued to upgrade data to the GPS program that mark hydrants and water valve locations throughout the city;
- Worked in coordination with the Highway Division to lower and raise all water structures for city wide paving.

Capital Projects

Water Treatment Plant Evaluation:

The Board of Water Commissioners selected to utilize a three-phase program to upgrade the existing water treatment facility and distribution system:

- During the first phase a new clearwell and pump station were constructed;
- Phase two involved making improvements to the water distribution system including the elimination of some dead-end water lines, along with the replacement of the water main over Rt. 95 on Storey

Avenue and an aged water main on Green Street in Newbury;

- Phase three includes upgrades to the water treatment plant building, equipment replacement, residual improvements and SCADA improvements. Phase three is planned to be completed in August 2013.

Refurbishment of the Rawson Hill Water Tank

A contract was awarded to Marcel A Payeur, Inc. for rehabilitation and painting associated with the Rawson Hill Water Tank. Work was completed in the fall of 2011 under budget.

Refurbishment of the Marches Hill Tank

A contract was awarded to Marcel A Payeur, Inc. for rehabilitation and painting associated with the Marches Hill Water Tank. Work is scheduled to be completed in the fall of 2012.

COMMISSIONERS

George Lawler, Chair-
person
Edmund L. Kelley, Vice
Chair
John Tomasz
Erford Fowler
Roger Jones

Anthony Furnari
DIRECTOR



PUBLIC SERVICES SEWER

MISSION

The mission of the Department of Public Services' Sewer Division is to provide Newburyport with a fully functional wastewater treatment facility and maintain, repair and improve the city's wastewater collection system, while meeting the needs of the ratepayers and simultaneously operating the infrastructure in the most efficient manner possible.

RESPONSIBILITIES

The Sewer Division serves over 18,000 residents and operates seventy five miles of sewer mains, sixteen lift stations, as well as, the Plum Island vacuum sewer system. The city operates and maintains our 3.4 MGD secondary activated sludge plant called the Wastewater Treatment Facility (WWTF). Staff members are dedicated to the operation of the wastewater treatment facility, maintenance of the lift stations, and maintenance of the collection system.

ACCOMPLISHMENTS

The Sewer Division continues improvements to wastewater lift stations and the collection system. The Wastewater Treatment Facility (WWTF) continues to consistently meet the permit limits imposed by DEP and EPA. Phase 1 of the WWTF Modernization Project has been completed with the construction of the new operations building including an up to date computer and SCADA system that monitors the whole plant. Phase 2 is scheduled to begin in fall 2012.

FACILITY OPERATIONS

In Fiscal Year 2012, an average of 2.25 MGD of sewerage flow was pumped and treated at the WWTF for a total treated volume of over 826 million gallons. Our NPDES Permit requires removals for Biochemical Oxygen Demand (BOD) and Total Suspended Solids (TSS) of 85%. Average removals for TSS and BOD were 92 % and 95% respectively. The NPDES permit requires maximum concentrations for BOD and TSS in the effluent to be 30 mg/l (or 30 parts per million) on an average monthly basis. As can be seen from the results listed below, concentrations for BOD and TSS were well within permitted ranges for all months except October. The October numbers were due to construction and changing from temporary operation to the new parts of the process.

Operating Benchmarks

Effluent Month	BOD MGD	BOD % mg/l	Effluent Removed	TSS % TSS (mg/l)	
Removed					
July 11	2.68	30.0	90	16	95
Aug 11	2.43	30.0	91	14	94
Sep 11	2.31	25.0	91	22	92
Oct 11	2.74	41.0	83	19	94
Nov 11	2.41	28.0	92	15	94
Dec 11	2.00	19.0	92	24	90
Jan 12	2.04	15.0	95	12.0	97
Feb 12	1.91	17.0	95	11.0	97
Mar 12	2.00	19.0	94	9	98
Apr 12	1.88	20.0	94	9	95
May 12	2.01	18.0	94	10	97
Jun 12	2.10	22.0	93	13	96

COLLECTION SYSTEM

The Sewer Division collection operators responded to 75 sewer calls and 56 Plum Island calls in FY 2012. Also, 54,971 linear feet of sewer lines were cleaned and 24,294 Ft of sewer main video inspected. The Sewer Division received, approved and inspected new connections to the system, city side and Plum Island.

Business Office:

The business office staff increased from three to four with the addition of the Business Manager. The staff supports all administrative needs of the Water and Sewer Divisions, including metering, billing, customer inquiries, budgeting, payroll, purchasing and accounts payable. Significant efforts to collect past due accounts continue to be made. All past due bills from the prior fiscal year are transferred to the real estate tax bill in December of each year. In fiscal year 2012, the business office outsourced the printing and mailing of water/sewer bills to a third-party vendor, reducing the time and costs of processing in-house.

Capital Plan:

The division continues to operate under its Capital Plan, which is updated annually and is separated into immediate, 1-year, 2-year, 3-year and 5-year increments. This plan is consistent with the city's Vision Statement of maintaining and improving the city's infrastructure to meet the needs of the ratepayers while simultaneously operating our infrastructure in the most efficient manner possible.

Capital Projects:

The division undertook significant projects in FY 2012 including design for the replacement of the Graf Road force main, with construction scheduled for spring 2013. Phase Two of the WWTF modification and improvement project is on-going. West End easement study is also on-going.

Additional work completed in FY 2012 includes:

- Improvements at the WWTF;
- Continuation of the Department's Infiltration/Inflow (I/I) reduction program which includes video inspection, repairing sewer mains, replacing manhole covers with holes on top to reduce water from entering the sewer system;
- Maintaining and updating the Geographic Information Systems (GIS) used to locate manholes, identify pipe size, and location;

- Permitting and inspecting various developments;
- Upgrades to lift stations;
- Plum Island vacuum system work (Upgrades) to help reduce OT hours on the Island;
- Mission alarm system installed at six lift stations and Plum Island to allow remote monitoring from anywhere with computer access;
- Clean and repair sewers throughout the city;
- Phase II Storm Water implementation tasks; and
- Application for renewal of the NPDES Permit completed in full.

Additionally, training efforts have resulted in the Sewer Division having lowest Worker's Compensation Claims of any DPS division.

This division serves approximately 18,407 Newburyport and Plum Island residents and stands ready and able to serve each of them, as well as, answer any and all questions and comments they may have.



Anthony Furnari
DIRECTOR



INFORMATION SERVICES

Mark Kavanagh
DIRECTOR

MISSION

The mission of the Information Technology Department is to lead and support the City of Newburyport in the appropriate application of existing and emerging information technologies required to develop an information structure that will enhance the ability of its officials, staff, and employees to provide the highest level of service to the citizens of Newburyport.

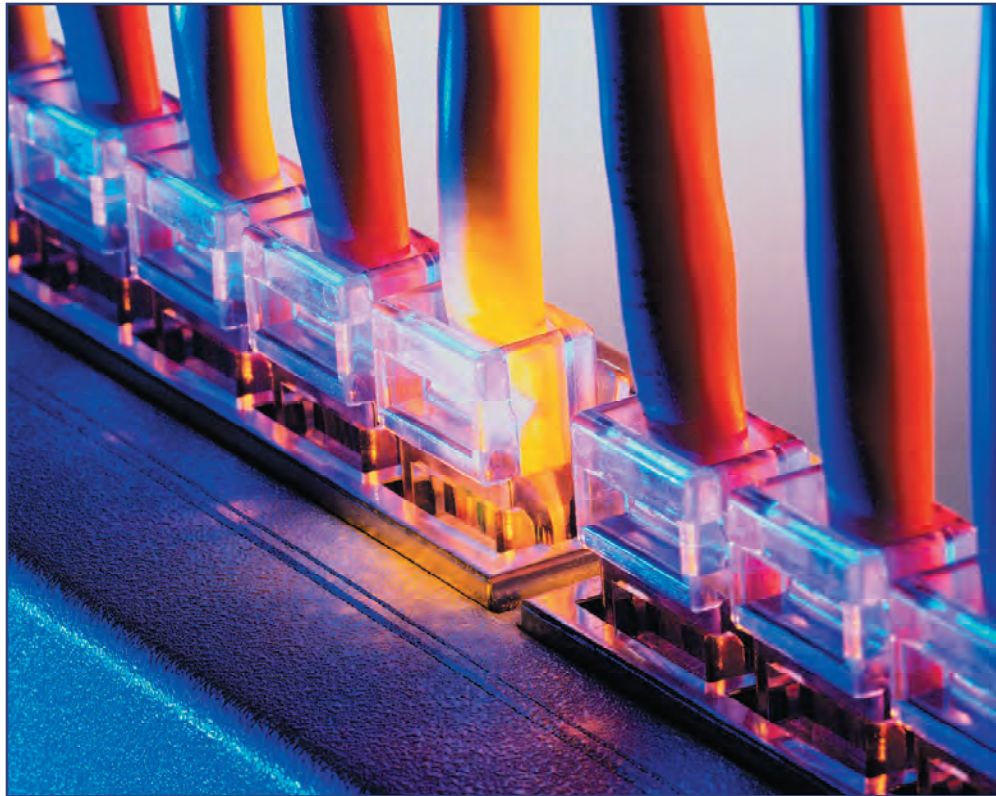
FUNCTIONS

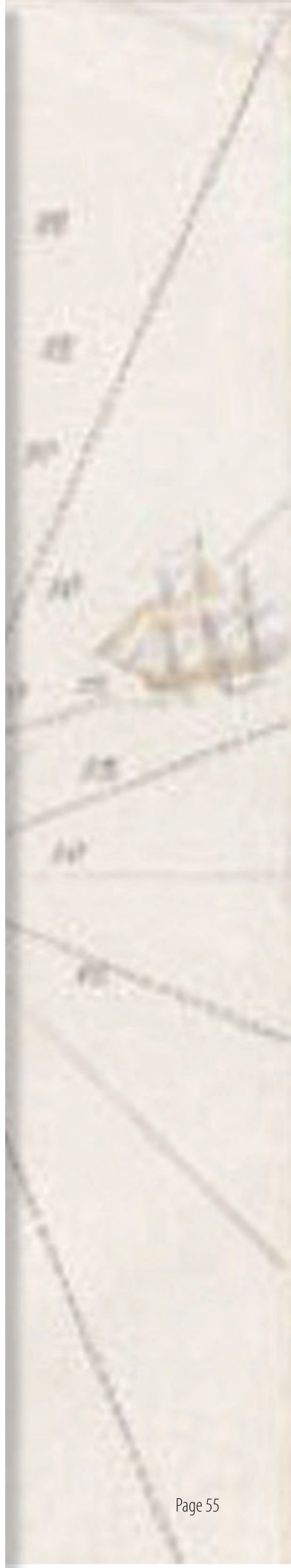
The Information Technology (IT) Department provides centralized information technology to city employees working in multiple departments located in various municipal buildings. IT supports enterprise-wide networked municipal applications systems. The Department has installed a wide area network that provides broadband connectivity to facilities throughout the city, assuring increased performance for enterprise applications. The city's web site continues to be enhanced and

upgraded, under the guidance of the IT Department, as a tool for residents, employees, business owners and visitors of the City of Newburyport. The Department continually seeks out the most efficient ways to collect, process, store, and distribute all information via the city's computer network.

FY '12 ACCOMPLISHMENTS

- Upgrade and migration of all city systems to an active directory
- Virtualization of city server environment.
- Implementation Microsoft Exchange 2010 & Microsoft Office 2010 city wide
- Installation of completely new integrated phone systems in five locations
- Conversion and migration of Municipal Applications System – Munis.





PART OF

NEWBURYPORT

Harbours

MAINE

NEWBURY
PORT

Scale of Miles

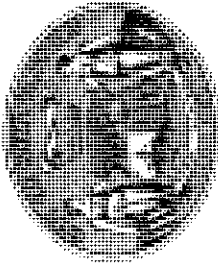


APPENDIX A BUDGET REPORT

Pictured below, of 56 gross tons, is the Schooner Pinkie Wellfleet built in 1829 by the Woodwell shipyard on Water Street. The Woodwells specialized in the smaller craft compared to the 100 ton plus ships built on Merrimac Street.



MARITIME HISTORY OF THE MERRIMAC. ROBERT K. CHENEY



Donna D. Holaday

Mayor

William B. Squillace

City Auditor

CITY OF NEWBURYPORT

CITY AUDITOR'S OFFICE

TO: Mayor Donna D. Holaday and
City Council President Thomas F. O'Brien and members
of the Newburyport City Council

FROM: William B. Squillace, City Auditor

DATE: March 1, 2013

SUBJECT: FY 2012 Annual Report

A handwritten signature in dark ink, appearing to read "WBS", is written over the printed name of the City Auditor.

In accordance with Section 2-129 of the Newburyport Code of Ordinances, the City Auditor's Annual Report for Fiscal Year 2012 is respectfully submitted.

CITY OF NEWBURYPORT

FY 2012 BUDGET EXPENDITURES

GENERAL FUND

DEPARTMENT	ORIGINAL APPROP	REVISED BUDGET	EXPENDED	ENCUMBRANCES	BALANCE	PCT USED
111 CITY COUNCIL	\$ 64,600.00	\$ 64,600.00	\$ 64,476.47	-	\$ 123.53	99.80 %
121 MAYOR'S DEPARTMENT	\$ 231,600.00	\$ 241,980.00	\$ 225,212.90	-	\$ 16,767.10	93.10 %
129 GENERAL ADMINISTRATION	\$ 361,692.00	\$ 395,083.24	\$ 338,850.58	40,508.85	\$ 15,723.81	95.50 %
135 AUDITOR'S DEPARTMENT	\$ 270,558.00	\$ 270,558.28	\$ 269,123.50	-	\$ 1,434.78	99.50 %
141 ASSESSORS DEPARTMENT	\$ 210,037.00	\$ 210,037.34	\$ 206,815.11	-	\$ 3,222.23	98.50 %
145 TREASURER'S DEPARTMENT	\$ 477,999.00	\$ 457,022.24	\$ 415,943.63	5,875.28	\$ 35,203.33	92.30 %
151 INFO TECHNOLOGY DEPT	\$ 179,439.00	\$ 728,317.91	\$ 727,914.98	-	\$ 402.93	99.90 %
161 CITY CLERK'S DEPARTMENT	\$ 191,865.00	\$ 197,332.26	\$ 197,054.61	-	\$ 277.65	99.90 %
163 BOARD OF REGISTRARS	\$ 34,597.00	\$ 71,397.00	\$ 71,201.66	-	\$ 195.34	99.70 %
165 LICENSE COMMISSION	\$ 6,840.00	\$ 6,840.00	\$ 6,091.00	-	\$ 749.00	89.00 %
182 PLANNING & DEVELOPMENT	\$ 253,085.00	\$ 280,348.41	\$ 260,594.89	15,500.00	\$ 4,253.52	98.50 %
191 LEGAL DEPARTMENT	\$ 70,000.00	\$ 89,966.52	\$ 89,966.52	-	-	100.00 %
210 POLICE DEPARTMENT	\$ 3,095,322.00	\$ 3,265,601.40	\$ 3,208,711.49	10,586.89	\$ 46,303.02	98.50 %
220 FIRE DEPARTMENT	\$ 3,019,117.00	\$ 3,125,336.50	\$ 3,069,036.73	20,967.86	\$ 35,331.91	98.90 %
241 BUILDING DEPARTMENT	\$ 134,337.00	\$ 134,337.01	\$ 133,940.85	-	\$ 396.16	99.70 %
291 EMERGENCY MANAGEMENT	\$ 27,500.00	\$ 27,500.00	\$ 23,429.28	-	\$ 4,070.72	85.20 %
292 ANIMAL CONTROL	\$ 34,813.00	\$ 41,013.00	\$ 38,845.15	-	\$ 2,167.85	94.70 %
293 PARKING CLERK DEPARTMENT	\$ 46,041.00	\$ 45,041.00	\$ 45,607.82	-	\$ 433.18	99.10 %
300 SCHOOL DEPARTMENT	\$ 21,902,865.00	\$ 21,902,865.00	\$ 21,397,849.84	505,015.16	-	100.00 %
399 WHITTIER VO TECH SCHOOL	\$ 328,294.00	\$ 328,294.00	\$ 328,294.00	-	-	100.00 %
421 PUBLIC SERVICES DEPARTMENT	\$ 1,607,130.00	\$ 2,205,830.07	\$ 2,047,081.50	41,747.09	\$ 117,001.48	94.70 %
423 SNOW & ICE	\$ 170,000.00	\$ 118,000.00	\$ 115,292.56	-	\$ 2,707.44	97.70 %
510 HEALTH DEPARTMENT	\$ 1,361,137.00	\$ 1,449,387.00	\$ 1,317,836.86	119,507.47	\$ 12,042.67	99.20 %
541 COUNCIL ON AGING	\$ 199,542.00	\$ 200,842.00	\$ 198,159.46	-	\$ 2,682.54	98.70 %
542 YOUTH SERVICES	\$ 160,725.00	\$ 175,185.00	\$ 154,006.39	14,760.00	\$ 6,418.61	87.30 %
543 VETERANS' DEPARTMENT	\$ 197,570.00	\$ 300,570.46	\$ 292,747.89	-	\$ 7,822.57	97.40 %
610 LIBRARY DEPARTMENT	\$ 1,249,690.00	\$ 1,279,590.00	\$ 1,240,440.76	22,000.00	\$ 17,149.24	98.70 %
630 PARKS COMMISSION	\$ 51,970.00	\$ 64,220.00	\$ 59,712.34	2,812.63	\$ 1,695.03	97.40 %
710 DEBT EXCLUSION	\$ 1,010,235.00	\$ 1,010,235.00	\$ 1,010,234.52	-	\$ 0.48	100.00 %
720 ORDINARY DEBT SERVICE	\$ 1,096,126.00	\$ 1,096,126.00	\$ 1,096,125.46	-	\$ 0.54	100.00 %
911 RETIREMENT BOARD	\$ 3,242,404.00	\$ 3,242,404.00	\$ 3,242,404.00	-	-	100.00 %
912 WORKERS' COMPENSATION	\$ 54,604.00	\$ 54,604.00	\$ 54,604.00	-	-	100.00 %
913 UNEMPLOYMENT CLAIMS	\$ 40,000.00	\$ 38,200.00	\$ 13,950.86	24,249.14	-	36.50 %
914 INSURANCE GROUP	\$ 7,712,905.00	\$ 7,712,905.00	\$ 7,028,343.60	35,913.00	\$ 648,648.40	91.50 %
942 STABILIZATION OUTLAY	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	-	-	100.00 %
GRAND TOTAL	\$ 49,099,639.00	\$ 50,837,569.64	\$ 48,994,901.21	\$ 859,443.37	\$ 983,225.06	98.00 %

FY 2012 BUDGET EXPENDITURES ENTERPRISE FUNDS

DEPARTMENT	ORIGINAL APPROP	REVISED BUDGET	EXPENDED	ENCUMBRANCE	BALANCE	PCT USED
295 HARBORMASTER DEPARTMENT	353,265.00	376,666.59	262,985.61	11,612.00	102,068.98	72.90 %
440 SEWER DEPARTMENT	5,725,190.00	5,641,189.52	4,318,186.41	280,383.84	1,042,619.27	81.50 %
450 WATER DEPARTMENT	4,020,465.00	4,026,464.58	3,362,390.94	190,294.09	473,779.55	88.20 %

CITY OF NEWBURYPORT

FY 2012 BUDGET EXPENDITURES

ITEM	ORIGINAL APPROP	TRANSFERS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
<hr/>							
111 CITY COUNCIL							
<hr/>							
001 PERSONAL SERVICES							
<hr/>							
CCN SAL COUNCIL	56,000.00	-	56,000.00	56,000.40	-	-0.4	100 %
CCN SAL CLK COUNCIL	4,000.00	-	4,000.00	3,999.84	-	0.16	100 %
CCN SAL CLK COMMITTEE	600	-	600	599.82	-	0.18	100 %
TOTAL PERSONAL SERVICES	60,600.00	-	60,600.00	60,600.06	-	-0.06	100 %
<hr/>							
002 PURCHASE OF SERVICES							
<hr/>							
CCN LEGAL ADS	2,000.00	-	2,000.00	1,876.41	-	123.59	93.8 %
CCN ORDINANCE RECODE	2,000.00	-	2,000.00	2,000.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	4,000.00	-	4,000.00	3,876.41	-	123.59	96.9 %
<hr/>							
TOTAL CITY COUNCIL	64,600.00	-	64,600.00	64,476.47	-	123.53	99.8 %
<hr/>							
121 MAYOR'S DEPARTMENT							
<hr/>							
001 PERSONAL SERVICES							
<hr/>							
MYR SAL MAYOR	85,000.00	-	85,000.00	84,999.98	-	0.02	100 %
MYR SAL DIR POL & ADMIN	64,000.00	-	64,000.00	59,929.80	-	4,070.20	93.6 %
MYR SAL EXECUTIVE AIDE	50,000.00	-	50,000.00	49,999.82	-	0.18	100 %
MYR TRAVEL EXP STPN	2,000.00	-	2,000.00	2,000.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
MYR MAYOR'S EXPENSE	3,000.00	-	3,000.00	3,000.00	-	-	100 %
TOTAL PERSONAL SERVICES	204,000.00	-	204,000.00	199,929.60	-	4,070.40	98 %
002 PURCHASE OF SERVICES							
MYR HR HIPPA	-	5,000.00	5,000.00	2,598.00	-	2,402.00	52 %
MYR GRANT WRITER	14,100.00	-	14,100.00	3,846.25	-	10,253.75	27.3 %
TOTAL PURCHASE OF SERVICES	14,100.00	5,000.00	19,100.00	6,444.25	-	12,655.75	33.7 %
007 OTHER CHARGES & EXPENSES							
MYR MISC EXPENSE	13,500.00	5,380.00	18,880.00	18,839.05	-	40.95	99.8 %
TOTAL OTHER CHARGES & EXP	13,500.00	5,380.00	18,880.00	18,839.05	-	40.95	99.8 %
TOTAL MAYOR'S DEPARTMENT	231,600.00	10,380.00	241,980.00	225,212.90	-	16,767.10	93.1
129 GENERAL ADMINISTRATION							
001 PERSONAL SERVICES							
MYO SAL CUSTODIAN	39,271.00	-	39,271.00	39,271.00	-	-	100 %
MYO TEMPORARY HELP CITYHALL	3,500.00	-	3,500.00	1,221.50	-	2,278.50	34.9 %
MYO CLOTHING REIMBURSEMENT	600	-	600	600	-	-	100 %
TOTAL PERSONAL :	43,371.00	-	43,371.00	41,092.50	-	2,278.50	94.7 %
002 PURCHASE OF SERVICES							
MYO HEAT/ELECTRIC-CH	34,000.00	-2,555.00	31,445.00	21,837.59	5,000.00	4,607.25	85.3 %
MYO MAINT/REPAIR-BLD	15,000.00	12,589.00	27,589.00	27,583.59	-	4.91	100 %
MYO MAINT/REPAIR-COPIER	2,200.00	-	2,200.00	1,746.93	-	453.07	79.4 %
MYO PUBLIC REST ROOMS	6,500.00	-	6,500.00	6,416.04	-	83.96	98.7 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
MYO ELECTRICAL MAINT	10,000.00	-	10,000.00	3,981.15	6,018.85	-	100 %
MYO LEASE POSTAGE MACHINE	3,000.00	2,555.00	5,555.00	5,555.16	-	-	100 %
MYO TRAINING/TRAVEL/CONFERENCE	24,000.00	15,468.00	39,468.00	32,933.41	2,040.00	4,494.59	88.6 %
MYO POSTAGE	18,000.00	2,250.00	20,250.00	20,250.00	-	-	100 %
MYO TELEPHONE SYSTEM	43,500.00	-	43,500.00	43,500.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	156,200.00	30,307.00	186,506.50	163,803.87	13,058.85	9,643.78	94.8 %
004 SUPPLIES							
MYO SUPPLIES-OFFICE	3,000.00	-	3,000.00	3,000.00	-	-	100 %
MYO SUPPLIES (CH)	2,500.00	915	3,415.00	3,266.91	-	148.33	95.7 %
TOTAL SUPPLIES	5,500.00	915	6,415.24	6,266.91	-	148.33	97.7 %
007 OTHER CHARGES & EXPENSES							
MYO DUES & MEMBERSHIPS	3,900.00	-	3,900.00	3,591.67	-	308.33	92.1 %
MYO MERR VALLEY RPC	5,571.00	-	5,571.00	5,570.50	-	-	100 %
MYO MUNICIPAL INSURANCE	129,150.00	4,170.00	133,320.00	105,870.00	27,450.00	-	100 %
MYO BUDGET CONTINGENCY	10,000.00	-2,000.00	8,000.00	8,000.00	-	-	100 %
MYO GEN GOV CHARTER COM EXP	8,000.00	-	8,000.00	4,655.13	-	3,344.87	58.2 %
TOTAL OTHER CHARGES & EXPENSES	156,621.00	2,170.00	158,790.50	127,687.30	27,450.00	3,653.20	97.7 %
TOTAL GENERAL ADMINISTRATION	361,692.00	33,392.00	395,083.24	338,850.58	40,508.85	15,723.81	96 %
135 AUDITOR'S DEPARTMENT							
001 PERSONAL SERVICES							
AUD SAL AUD/FINANCE DIR	92,576.00	-	92,576.00	92,575.86	-	-0.07	100 %
AUD SAL ASST AUDITOR	63,939.00	-	63,939.00	63,938.70	-	-	100 %
AUD SAL ADMIN ASSISTANT	53,670.00	-	53,670.00	53,670.50	-	-0.15	100 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
AUD PT DATA ENTRY CLERK	15,990.00	-	15,990.00	14,560.00	-	1,430.00	91.1 %
AUD LONGEVITY	6,153.00	-	6,153.00	6,152.80	-	-	100 %
TOTAL PERSONAL SERVICES	232,328.00	-	232,327.64	230,897.86	-	1,429.78	99.4 %
002 PURCHASE OF SERVICES							
AUD FINANCIAL AUDIT	36,750.00	-	36,750.00	36,750.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	36,750.00	-	36,750.00	36,750.00	-	-	100 %
004 SUPPLIES							
AUD OTHER SUPPLIES	1,251.00	-	1,251.00	1,250.64	-	-	100 %
TOTAL SUPPLIES	1,251.00	-	1,250.64	1,250.64	-	-	100 %
007 OTHER CHARGES & EXPENSES							
AUD DUES & MEMBERSHIPS	230	-	230	225	-	5	97.8 %
TOTAL OTHER CHARGES & EXPENSES	230	-	230	225	-	5	97.8 %
TOTAL AUDITOR'S DEPARTMENT	270,558.00	-	270,558.28	269,123.50	-	1,434.78	99.5 %
141 ASSESSORS DEPARTMENT							
001 PERSONAL SERVICES							
ASR SAL ASSESSOR	73,966.00	-	73,966.00	73,965.84	-	-0.08	100 %
ASR SAL ASST ASSESSR	57,497.00	-	57,497.00	57,496.92	-	0.07	100 %
ASR SAL ADMIN ASSISTANT	45,851.00	-	45,851.00	45,851.00	-	-0.04	100 %
ASR LONGEVITY	3,274.00	-	3,274.00	3,273.63	-	-	100 %
ASR EDUCATION CREDIT	400	-	400	400	-	-	100 %
ASR TECHNOLOGY STPND	1,000.00	-	1,000.00	999.96	-	0.04	100 %
ASR TRAVEL STIPEND	1,800.00	-	1,800.00	1,800.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
TOTAL PERSONAL:	183,787.00	-	183,787.34	183,787.35	-	-0.01	100 %
002 PURCHASE OF SERVICES							
ASR COMPUTER EXP	7,550.00	-	7,550.00	7,550.00	-	-	100 %
ASR REVALUATION	7,500.00	-	7,500.00	7,500.00	-	-	100 %
ASR VALUATION/PROCESSING	7,000.00	-770	6,230.00	4,347.00	-	1,883.00	69.8 %
ASR MAP-DEED-PROBATE	600	-	600	-	-	600	0 %
TOTAL PURCHASE:	22,650.00	-770	21,880.00	19,397.00	-	2,483.00	88.7 %
004 SUPPLIES							
ASR MILEAGE EXPENSE	1,200.00	-	1,200.00	553.44	-	646.56	46.1 %
ASR OTHER SUPPLIES	2,400.00	770	3,170.00	3,077.32	-	92.68	97.1 %
TOTAL SUPPLIES	3,600.00	770	4,370.00	3,630.76	-	739.24	83.1 %
TOTAL ASSESSORS DEPARTMENT	210,037.00	-	210,037.34	206,815.11	-	3,222.23	98.5 %

145 TREASURER'S DEPARTMENT

001 PERSONAL SERVICES

TRS SAL TREASURER	71,018.00	-	71,018.00	71,017.44	-	0.56	100 %
TRS SAL ASST TREASURER	49,148.00	-	49,148.00	48,806.00	-	342	99.3 %
TRS STAFF SALARIES	143,632.00	-	143,632.00	141,730.60	-	1,901.40	98.7 %
TRS LONGEVITY	2,811.00	-	2,811.00	2,810.99	-	0.01	100 %
TOTAL PERSONAL:	266,609.00	-	266,609.00	264,365.03	-	2,243.97	99.2 %

002 PURCHASE OF SERVICES

TRS COPY MACHINE	3,500.00	-1,500.00	2,000.00	1,719.75	-	280.25	86 %
TRS BANK CHARGES	3,250.00	-	3,250.00	3,250.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
TRS PAYROLL	17,500.00	-5,000.00	12,500.00	11,047.13	-	1,452.87	88.4 %
TRS TAX BILLS	17,300.00	1,000.00	18,300.00	18,300.00	-	-	100 %
TRS TAX TITLE EXP	11,000.00	5,000.00	16,000.00	10,124.72	5,875.28	-	100 %
TOTAL PURCHASE	52,550.00	-500	52,050.00	44,441.60	5,875.28	1,733.12	96.7 %
004 SUPPLIES							
TRS OFFICE SUPPLIES	2,000.00	-	2,000.00	2,000.00	-	-	100 %
TRS OTHER SUPPLIES	1,325.00	500	1,825.00	1,810.92	-	14.08	99.2 %
TRS COMPUTER EXP	750	-	750	750	-	-	100 %
TOTAL SUPPLIES	4,075.00	500	4,575.00	4,560.92	-	14.08	99.7 %
007 OTHER CHARGES & EXPENSES							
TRS FICA EXP	153,265.00	-20,977.00	132,288.00	101,251.08	-	31,037.16	76.5 %
TRS INSURANCE BONDS	1,500.00	-	1,500.00	1,325.00	-	175	88.3 %
OTHER CHARGES & EX	154,765.00	-20,977.00	133,788.24	102,576.08	-	31,212.16	76.7 %
TOTAL TREASURER'S DEPART	477,999.00	-20,977.00	457,022.24	415,943.63	5,875.28	35,203.33	92.3 %
151 INFO TECHNOLOGY DEPT							
001 PERSONAL SERVICES							
IT SAL DIRECTOR	69,467.00	-	69,467.00	69,467.06	-	0.09	100 %
IT TRAVEL EXPENSE	3,000.00	-	3,000.00	3,000.00	-	-	100 %
TOTAL PERSONAL	72,467.00	-	72,467.15	72,467.06	-	0.09	100 %
002 PURCHASE OF SERVICES							
IT COMPUTER EXP	2,400.00	533,879.00	536,279.00	536,279.20	-	-	100 %
IT CITY WEB SITE	1,500.00	-	1,500.00	1,473.11	-	26.89	98.2 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
IT COMPUTER FIREWALL	1,602.00	-	1,602.00	1,601.67	-	0.33	100 %
IT HARDWARE MAINTENANCE	13,495.00	-	13,495.00	13,495.00	-	-	100 %
IT TELECOMMUNICATNS	4,950.00	-	4,950.00	4,848.45	-	101.55	97.9 %
IT TELEPHONE SYSTEM	2,000.00	-	2,000.00	1,982.99	-	17.01	99.1 %
IT WIRELESS EQUIP LEASE	36,000.00	-	36,000.00	36,000.00	-	-	100 %
IT MUNIS LICENSE	37,025.00	-	37,025.00	36,998.27	-	26.29	99.9 %
IT SOFTWARE UPDATE/LICENSING	2,200.00	-	2,200.00	2,174.46	-	25.54	98.8 %
IT INTERNET-SERVICE	4,200.00	-	4,200.00	4,077.08	-	122.92	97.1 %
IT OFF-SITE SERVICES	-	15,000.00	15,000.00	15,000.00	-	-	100 %
TOTAL PURCHASE	105,372.00	548,879.00	654,250.76	653,930.23	-	320.53	100 %
004 SUPPLIES							
IT OTHER SUPPLIES	1,600.00	-	1,600.00	1,517.69	-	82.31	94.9 %
TOTAL SUPPLIES	1,600.00	-	1,600.00	1,517.69	-	82.31	94.9 %
TOTAL INFO TECHNOLOGY DEPT	179,439.00	548,879.00	728,317.91	727,914.98	-	402.93	99.9 %

161 CITY CLERK'S DEPARTMENT

001 PERSONAL SERVICES

CLK SAL CITY CLERK	62,500.00	-	62,500.00	62,499.84	-	0.16	100 %
CLK SAL ASSIST CLERK	54,759.00	-	54,759.00	54,758.60	-	0.4	100 %
CLK SAL ADMIN SECRETARY	39,253.00	-	39,253.00	39,253.50	-	-0.5	100 %
CLK SAL PT OFFICE HELP	26,603.00	-	26,603.00	26,603.20	-	-0.2	100 %
TOTAL PERSONAL	183,115.00	-	183,115.00	183,115.14	-	-0.14	100 %

002 PURCHASE OF SERVICES

CLK LEASE COPIER	2,500.00	-	2,500.00	2,500.00	-	-	100 %
CLK CITY REPORT	150	-	150	-	-	150	0 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJSTMNTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
CLK VITAL RECORDS EXPENSE	1,100.00	-	1,100.00	1,100.00	-	-	100 %
CLK ADMINISTRATION	5,000.00	5,467.00	10,467.00	10,339.47	-	127.79	98.8 %
TOTAL PURCHASE	8,750.00	5,467.00	14,217.26	13,939.47	-	277.79	98 %
TOTAL CITY CLERK'S DEPARTMENT	191,865.00	5,467.00	197,332.26	197,054.61	-	277.65	99.9 %

163 BOARD OF REGISTRARS

001 PERSONAL SERVICES

BDR SAL CLERK REGISTRAR	2,000.00	-	2,000.00	1,999.92	-	0.08	100 %
BDR SAL REGISTRARS	2,000.00	-	2,000.00	1,999.74	-	0.26	100 %
TOTAL PERSONAL :	4,000.00	-	4,000.00	3,999.66	-	0.34	100 %

007 OTHER CHARGES & EXPENSES

BDR ELECTIONS & REGISTRATIONS	30,597.00	36,800.00	67,397.00	67,202.00	-	195	99.7 %
TOTAL OTHER CHARGES & EXPENSES	30,597.00	36,800.00	67,397.00	67,202.00	-	195	99.7 %
TOTAL BOARD OF REGISTRARS	34,597.00	36,800.00	71,397.00	71,201.66	-	195.34	99.7 %

165 LICENSE COMMISSION

001 PERSONAL SERVICES

LCM PR CLERICAL SVC	5,340.00	-	5,340.00	5,340.00	-	-	100 %
TOTAL PERSONAL SERVICES	5,340.00	-	5,340.00	5,340.00	-	-	100 %

007 OTHER CHARGES & EXPENSES

LCM GENERAL EXP	1,500.00	-	1,500.00	751	-	749	50.1 %
TOTAL OTHER CHARGES & EXPENSES	1,500.00	-	1,500.00	751	-	749	50.1 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
TOTAL LICENSE COMMISSION	6,840.00	-	6,840.00	6,091.00	-	749	89 %

182 PLANNING & DEVELOPMENT

001 PERSONAL SERVICES

OPD SAL PLANNING DIRECTOR	80,111.00	-	80,111.00	78,683.32	-	1,427.48	98.2 %
OPD SAL PLANNER	37,959.00	-	37,959.00	37,472.27	-	486.43	98.7 %
OPD SAL PROJECT PLANNER	67,300.00	-	67,300.00	67,263.30	-	37.05	99.9 %
OPD SAL ADMIN ASSIST	50,258.00	-	50,258.00	49,893.28	-	364.28	99.3 %
OPD CONSERVTN COM P/T	-	11,163.00	11,163.00	10,331.25	-	831.75	92.5 %
OPD EDUCATION CREDITS	700	-	700	-	-	700	0 %
OPD PROF SVC	3,000.00	12,500.00	15,500.00	-	15,500.00	-	100 %
PERSONAL SERVICES:	239,327.00	23,663.00	262,990.41	243,643.42	15,500.00	3,846.99	98.5 %

002 PURCHASE OF SERVICES

OPD GIS	8,000.00	3,600.00	11,600.00	11,483.00	-	117	99 %
TOTAL PURCHASE OF SERVICES	8,000.00	3,600.00	11,600.00	11,483.00	-	117	99 %

004 SUPPLIES

OPD COPY MACHINE LEASE	3,208.00	-	3,208.00	3,017.07	-	190.93	94 %
OPD OFFICE SUPPLIES	1,675.00	-	1,675.00	1,619.11	-	55.89	96.7 %
OPD OTHER SUPPLIES	875	-	875	832.29	-	42.71	95.1 %
TOTAL SUPPLIES	5,758.00	-	5,758.00	5,468.47	-	289.53	95 %

TOTAL PLANNING & DEVELOPMENT

	253,085.00	27,263.00	280,348.41	260,594.89	15,500.00	4,253.52	98.5 %
--	------------	-----------	------------	------------	-----------	----------	--------

191 LEGAL DEPARTMENT

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
002 PURCHASE OF SERVICES							
LGL CITY SOLICITOR	70,000.00	19,967.00	89,967.00	89,966.52	-	-	100 %
TOTAL PURCHASE OF SERVICES	70,000.00	19,967.00	89,966.52	89,966.52	-	-	100 %
TOTAL LEGAL DEPARTMENT	70,000.00	19,967.00	89,966.52	89,966.52	-	-	100 %
210 POLICE DEPARTMENT							
001 PERSONAL SERVICES							
POL SAL MARSHAL	127,362.00	-	127,362.00	124,864.74	2,497.04	0.19	100 %
POL SAL OFFICERS	1,877,440.00	-49,390.00	1,828,050.00	1,828,049.92	-	-	100 %
POL SAL RESERVE OFFICERS	10,000.00	-2,052.00	7,948.00	6,865.00	-	1,082.91	86.4 %
POL SAL ADMIN SEC'Y	47,831.00	-	47,831.00	47,830.86	-	-	100 %
POL SAL CLERICAL	21,349.00	-	21,349.00	21,247.72	-	101.63	99.5 %
POL SAL DISPATCH F/T	119,022.00	-	119,022.00	119,021.76	-	-	100 %
POL SAL DISPATCH P/T	15,000.00	-	15,000.00	12,962.33	-	2,037.67	86.4 %
POL SAL CUSTODIAL	21,349.00	-	21,349.00	21,247.72	-	101.63	99.5 %
POL OFF OVERTIME	180,000.00	25,000.00	205,000.00	205,000.00	-	-	100 %
POL DIS OVERTIME	8,000.00	-	8,000.00	7,950.87	-	49.13	99.4 %
POL LONGEVITY	85,844.00	-	85,844.00	82,469.41	-	3,374.59	96.1 %
POL OFF PAID HOLIDAYS	65,000.00	-17,415.00	47,585.00	47,585.40	-	-	100 %
POL DIS PAID HOLIDAYS	3,661.00	-	3,661.00	3,419.09	-	241.9	93.4 %
POL COURT TIME	36,000.00	-	36,000.00	35,993.10	-	6.9	100 %
POL PR OFF CLOTHING ALLOW	32,000.00	6,500.00	38,500.00	38,500.00	-	-	100 %
POL EVALUATION5	30,000.00	1,500.00	31,500.00	31,500.00	-	-	100 %
POL MARSHAL'S STIPEND	3,000.00	-	3,000.00	3,000.00	-	-	100 %
POL OFF NIGHT DIFFERENTIAL	58,341.00	-	58,341.00	53,871.88	-	4,469.12	92.3 %
POL DIS NIGHT DIFFERENTIAL	1,560.00	-	1,560.00	1,560.00	-	-	100 %
POL DISP CLOTHING REIMB	1,800.00	-	1,800.00	1,278.37	-	521.63	71 %
POL INJURED-ON-DUTY	20,000.00	1,452.00	21,452.00	21,452.09	-	-	100 %

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
POL RETIREMENT EXP	31,049.00	70,841.00	101,890.00	77,218.32	-	24,671.78	75.8 %
POL SAL INN ST INITIATIVE	10,000.00	-	10,000.00	10,000.00	-	-	100 %
POL FITNESS ALLOWANCE	2,500.00	900	3,400.00	3,400.00	-	-	100 %
TOTAL PERSONAL SERVICES	2,808,108.00	37,337.00	2,845,444.70	2,806,288.58	2,497.04	36,659.08	98.7 %
002 PURCHASE OF SERVICES							
POL HEAT	17,000.00	-	17,000.00	10,566.73	-	6,433.27	62.2 %
POL ELECTRICITY	51,530.00	-	51,530.00	48,768.90	-	2,761.10	94.6 %
POL MAINT-BLDG	15,000.00	2,400.00	17,400.00	15,787.73	-	1,612.27	90.7 %
POL MAINT-EQUIPMENT	12,500.00	58,731.00	71,231.00	66,441.03	3,500.00	1,289.57	98.2 %
POL MAINT-VEHICLES	21,540.00	1,000.00	22,540.00	20,819.93	1,000.00	720.07	96.8 %
POL LS/PUR COPY MACHINE	4,140.00	-	4,140.00	4,140.00	-	-	100 %
POL E.A.P.	289	-	289	-	-	289	0 %
POL MEDICAL EXPENSES	1,500.00	1,200.00	2,700.00	1,891.00	-	809	70 %
POL LICENSING ,WARR & CONTRAC	41,367.00	-	41,367.00	40,646.56	-	720.44	98.3 %
TOTAL PURCHASE OF SERVICES	164,866.00	63,331.00	228,196.60	209,061.88	4,500.00	14,634.72	93.6 %
004 SUPPLIES							
POL OFFICE SUPPLIES	10,000.00	-	10,000.00	9,949.71	-	50.29	99.5 %
POL SUPPLIES-CRIME LAB	1,500.00	-	1,500.00	1,487.69	-	12.31	99.2 %
POL FUEL/OIL VEHICLE(S)	45,000.00	15,000.00	60,000.00	65,449.41	-	-5,449.41	109 %
POL PRISONER MEALS	100	-	100	40.54	-	59.46	40.5 %
POL MEDICAL SUPPLIES	1,500.00	-	1,500.00	1,526.05	-	-26.05	102 %
POL OTHER SUPPLIES	2,500.00	3,600.00	6,100.00	5,797.35	-	302.65	95 %
POL AMMUNITION/WEAPONS	5,000.00	-	5,000.00	4,985.29	-	14.71	99.7 %
TOTAL SUPPLIES	65,600.00	18,600.00	84,200.00	89,236.04	-	-5,036.04	106 %
007 OTHER CHARGES & EXPENSES							

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
POL DUES & SUBSCRIPTIONS	9,448.00	-	9,448.00	9,402.74	-	45.26	99.5 %
TOTAL OTHER CHARGES & EXPENSES	9,448.00	-	9,448.00	9,402.74	-	45.26	99.5 %
008 CAPITAL OUTLAY							
POL CAP EXP-MIS/COMMUNICTNS	6,000.00	698	6,698.00	6,697.50	-	-	100 %
POL PUR CRUISER(S)	41,300.00	50,315.00	91,615.00	88,024.75	3,589.85	-	100 %
TOTAL CAPITAL OUTLAY	47,300.00	51,012.00	98,312.10	94,722.25	3,589.85	-	100 %
TOTAL POLICE DEPARTMENT	3,095,322.00	170,279.00	3,265,601.40	3,208,711.49	10,586.89	46,303.02	98.6 %
220 FIRE DEPARTMENT							
001 PERSONAL SERVICES							
FIR SAL FIRE CHIEF	111,261.00	-	111,261.00	111,260.76	-	0.24	100 %
FIR SAL DEPUTY CHIEF	90,483.00	1,810.00	92,293.00	92,292.46	-	0.54	100 %
FIR SAL FIRE FIGHTERS	1,787,544.00	13,751.00	1,801,295.00	1,800,535.87	-	759.13	100 %
FIR SAL CALL-FIREFIGHTERS	9,300.00	-	9,300.00	7,466.55	-	1,833.45	80.3 %
FIR SAL DISPATCHERS	140,886.00	2,100.00	142,986.00	142,936.14	-	49.86	100 %
FIR OVERTIME	200,000.00	50,000.00	250,000.00	238,422.85	-	11,577.15	95.4 %
FIR DISP OVERTIME	22,585.00	-	22,585.00	21,700.52	-	884.48	96.1 %
FIR LONGEVITY	121,221.00	3,876.00	125,097.00	125,014.18	-	82.82	99.9 %
FIR PAID HOLIDAYS	105,506.00	2,110.00	107,616.00	106,427.22	-	1,188.78	98.9 %
FIR DISPATCH HOLIDAY	8,097.00	70	8,167.00	8,166.18	-	0.82	100 %
FIR PR CLOTHING ALLOWANCE	25,800.00	8,750.00	34,550.00	33,750.00	-	800	97.7 %
FIR EDUCATION CREDIT	1,050.00	3,500.00	4,550.00	825	-	3,725.00	18.1 %
FIR SICK DAY USAGE INCENTIVE	4,460.00	-1,544.00	2,916.00	2,915.77	-	0.23	100 %
FIR CLOTHING REIMBURSEMENT	3,700.00	-	3,700.00	1,849.27	-	1,850.73	50 %
FIR EMT STIPEND	25,000.00	-4,000.00	21,000.00	21,000.00	-	-	100 %
FIR STIPEND TEAM A/B	7,350.00	-	7,350.00	7,350.00	-	-	100 %
FIR HAZ/MAT STIPEND	25,700.00	3,300.00	29,000.00	28,050.00	-	950	96.7 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
FIR PROFESSIONAL DEVELOPMENT	3,000.00	-	3,000.00	3,000.00	-	-	100 %
FIR INJURED-ON-DUTY	16,500.00	-	16,500.00	12,080.80	2,962.00	1,457.20	91.2 %
FIR RETIREMENT EXPENSE	96,763.00	-56,955.00	39,808.00	39,359.41	-	448.59	98.9 %
TOTAL PERSONAL SERVICES	2,806,206.00	26,768.00	2,832,974.00	2,804,402.98	2,962.00	25,609.02	99.1 %
002 PURCHASE OF SERVICES							
FIR HEAT/ELECTRICITY	37,000.00	-6,200.00	30,800.00	25,580.46	-	5,219.54	83.1 %
FIR MAINT-BLDGS & GROUNDS	8,000.00	-	8,000.00	8,000.00	-	-	100 %
FIR MAINT-EQUIPMENT	10,000.00	-	10,000.00	9,999.40	-	0.6	100 %
FIR MAINT-VEHICLES	35,000.00	7,844.00	42,844.00	42,503.16	-	340.84	99.2 %
FIR MAINT - FIRE ALARM EXP	20,000.00	-	20,000.00	18,950.14	1,049.86	-	100 %
FIR BLDG/GRNDS-CS	4,900.00	-	4,900.00	2,091.86	2,598.00	210.14	95.7 %
FIR MAINT - PURCHASE TIRES	4,150.00	-	4,150.00	4,150.00	-	-	100 %
FIR COMPUTER EXP	7,394.00	-	7,394.00	3,685.00	3,709.00	-	100 %
FIR RADIOS/PAGES	3,000.00	32,848.00	35,848.00	35,844.30	-	3.2	100 %
FIR LEASE OF VEHICLES	12,000.00	-	12,000.00	8,867.67	-	3,132.33	73.9 %
FIR HEPATITIS B VACCINATION	-	4,920.00	4,920.00	-	4,920.00	-	100 %
FIR MEDICAL/PHYSICAL TEST	1,000.00	4,800.00	5,800.00	2,655.00	3,145.00	-	100 %
FIR MEDICAL/DRUG TESTING	2,000.00	-	2,000.00	804	1,196.00	-	100 %
FIR IN-SERVICE TRAINING	5,000.00	-	5,000.00	4,991.72	-	8.28	99.8 %
TOTAL PURCHASE OF SERVICES	149,444.00	44,212.00	193,655.50	168,122.71	16,617.86	8,914.93	95.4 %
004 SUPPLIES							
FIR OFFICE SUPPLIES	1,500.00	-	1,500.00	1,035.47	464	0.53	100 %
FIR MISC FIRE EQUIP	1,500.00	-	1,500.00	1,499.35	-	0.65	100 %
FIR NEW HOSE-FITTINGS	1,000.00	-	1,000.00	1,000.00	-	-	100 %
FIR PROTECTIVE CLOTHING	14,729.00	13,200.00	27,929.00	27,905.79	-	23.21	99.9 %
FIR PROTECTIVE EQUIPMENT	5,000.00	15,840.00	20,840.00	20,839.89	-	0.11	100 %
FIR FOAM & EQUIPMENT	250	-	250	250	-	-	100 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
FIR FUEL/OIL VEHICLE(S)	22,000.00	6,200.00	28,200.00	27,417.18	-	782.82	97.2 %
FIR MEDICAL SUPPLIES	2,500.00	-	2,500.00	2,500.00	-	-	100 %
FIR EDUCATIONAL MATERIAL	3,400.00	-	3,400.00	2,895.97	504	0.03	100 %
FIR OTHER SUPPLIES	500	-	500	280.45	219	0.55	99.9 %
TOTAL SUPPLIES	52,379.00	35,240.00	87,619.00	85,624.10	1,187.00	807.9	99.1 %
007 OTHER CHARGES & EXPENSES							
FIR DUES & MEMBERSHIPS	4,663.00	-	4,663.00	4,461.94	201	0.06	100 %
TOTAL OTHER CHARGES & EXPENSES	4,663.00	-	4,663.00	4,461.94	201	0.06	100 %
008 CAPITAL OUTLAY							
FIR TECHNICAL RESCUE EQUIP	2,000.00	-	2,000.00	2,000.00	-	-	100 %
FIR DEFIBRILLATOR(S)	4,425.00	-	4,425.00	4,425.00	-	-	100 %
TOTAL CAPITAL OUTLAY	6,425.00	-	6,425.00	6,425.00	-	-	100 %
TOTAL FIRE DEPARTMENT	3,019,117.00	106,220.00	3,125,336.50	3,069,036.73	20,967.86	35,331.91	98.9 %
241 BUILDING DEPARTMENT							
001 PERSONAL SERVICES							
BLD SAL BLDG INSPECTOR	73,965.00	-	73,965.00	73,965.84	-	-1.03	100 %
BLD SAL ADMIN SECRETARY	49,085.00	-	49,085.00	49,085.40	-	-	100 %
BLD LONGEVITY	5,112.00	-	5,112.00	5,111.80	-	-	100 %
BLD TRAVEL EXP STPND	4,600.00	-	4,600.00	4,600.00	-	-	100 %
TOTAL PERSONAL SERVICES	133,012.00	-	133,012.01	133,013.04	-	-1.03	100 %
002 PURCHASE OF SERVICES							

ITEM	ORIGINAL APPROP	TRANSFRS ADJSTMNTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
BLD PRINTING	750	-	750	427.46	-	322.54	57 %
BLD MISC EXPENSE	575	-	575	500.35	-	74.65	87 %
TOTAL PURCHASE OF SERVICES	1,325.00	-	1,325.00	927.81	-	397.19	70 %
TOTAL BUILDING DEPARTMENT	134,337.00	-	134,337.01	133,940.85	-	396.16	99.7 %

291 EMERGENCY MANAGEMENT

001 PERSONAL SERVICES

EMR COORDINATOR	10,000.00	-	10,000.00	10,000.00	-	-	100 %
EMR DEPUTY COORDINATOR	2,500.00	-	2,500.00	2,500.00	-	-	100 %
TOTAL PERSONAL SERVICES	12,500.00	-	12,500.00	12,500.00	-	-	100

002 PURCHASE OF SERVICES

EMR UTILITIES EXPENSES	7,000.00	-	7,000.00	4,187.02	-	2,812.98	59.8 %
EMR MAINT BLD/GROUNDS	3,000.00	-	3,000.00	2,008.80	-	991.2	67 %
TOTAL PURCHASE OF SERVICES	10,000.00	-	10,000.00	6,195.82	-	3,804.18	62 %

004 SUPPLIES

EMR MISC EXPENSE	2,000.00	-	2,000.00	1,983.46	-	16.54	99.2 %
EMR FUEL/OIL VEHICLE	250	-	250	-	-	250	0 %
TOTAL SUPPLIES	2,250.00	-	2,250.00	1,983.46	-	266.54	88.2 %

007 OTHER CHARGES & EXPENSES

01291007_57409_EMR EXPENSES	2,750.00	-	2,750.00	2,750.00	-	-	100 %
TOTAL OTHER CHARGES & EXPENSES	2,750.00	-	2,750.00	2,750.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
TOTAL EMERGENCY MANAGEMENT	27,500.00	-	27,500.00	23,429.28	-	4,070.72	85.2 %
292 ANIMAL CONTROL							

001 PERSONAL SERVICES							

ANC SAL ANIM CONTRL OFCR 3/4	28,183.00	-	28,183.00	26,336.28	-	1,846.72	93.4 %
ANC CLOTHING ALLOWANCE	600	-	600	600	-	-	100 %
TOTAL PERSONAL SERVICES	28,783.00	-	28,783.00	26,936.28	-	1,846.72	93.6 %
002 PURCHASE OF SERVICES							

ANC BUILDING & GROUNDS	400	-	400	398.96	-	1.04	99.7 %
ANC CARE OF ANIMALS	3,000.00	5,700.00	8,700.00	8,699.50	-	0.5	100 %
ANC DEAD ANIMAL REMOVAL	340	500	840	839.56	-	0.44	99.9 %
TOTAL PURCHASE OF SERVICES	3,740.00	6,200.00	9,940.00	9,938.02	-	1.98	100 %
004 SUPPLIES							

ANC FUEL/OIL VEHICLE(S)	2,290.00	-	2,290.00	1,970.85	-	319.15	86.1 %
TOTAL SUPPLIES	2,290.00	-	2,290.00	1,970.85	-	319.15	86.1 %
TOTAL ANIMAL CONTROL	34,813.00	6,200.00	41,013.00	38,845.15	-	2,167.85	94.7 %
293 PARKING CLERK DEPARTMENT							

001 PERSONAL SERVICES							

PKC SAL PARKING OFCR	45,441.00	-	45,441.00	45,007.82	-	433.18	99 %
PKC CLOTHING ALLOWANCE	600	-	600	600	-	-	100 %
TOTAL PERSONAL SERVICES	46,041.00	-	46,041.00	45,607.82	-	433.18	99.1 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
TOTAL PARKING CLERK DEPARTMENT	46,041.00	-	46,041.00	45,607.82	-	433.18	99.1 %
300 SCHOOL DEPARTMENT							

002 PURCHASE OF SERVICES							

SCH SCHOOL EXPENSES	21,902,865.00	-	21,902,865.00	21,397,849.84	505,015.16	-	100 %
TOTAL PURCHASE OF SERVICES	21,902,865.00	-	21,902,865.00	21,397,849.84	505,015.16	-	100 %
TOTAL SCHOOL DEPARTMENT	21,902,865.00	-	21,902,865.00	21,397,849.84	505,015.16	-	100 %
399 WHITTIER VO TECH SCHOOL							

002 PURCHASE OF SERVICES							

WHITTIER VO TECH SCHOOL	328,294.00	-	328,294.00	328,294.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	328,294.00	-	328,294.00	328,294.00	-	-	100 %
TOTAL WHITTIER VO TECH SCHOOL	328,294.00	-	328,294.00	328,294.00	-	-	100 %
421 PUBLIC SERVICES DEPARTMENT							

001 PERSONAL SERVICES							

HWY SALARY PS DIRECTOR	20,000.00	-	20,000.00	19,999.98	-	0.02	100 %
HWY SALARY DEPUTY PS DIRECTOR	17,340.00	-	17,340.00	16,999.84	-	340.16	98 %
HWY SAL CITY ENGINEER	16,000.00	-	16,000.00	15,999.88	-	0.12	100 %
HWY SAL LABOR	867,256.00	-	867,256.00	781,377.88	-	85,878.12	90.1 %
HWY PART TIME EMPLOYEES	6,000.00	-	6,000.00	5,260.00	-	740	87.7 %
HWY SAL SUMMER EMPLOYEES	14,400.00	-	14,400.00	13,800.00	-	600	95.8 %
HWY OVERTIME	59,644.00	20,000.00	79,644.00	73,013.79	-	6,630.21	91.7 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
HWY LONGEVITY	15,490.00	-	15,490.00	15,490.07	-	-	100 %
HWY CLOTHING REIMBURSEMENT	12,600.00	-	12,600.00	11,562.64	-	1,037.36	91.8 %
HWY TOOL REIMBURSEMENT	3,000.00	-	3,000.00	3,000.00	-	-	100 %
TOTAL PERSONAL SERVICES	1,031,730.00	20,000.00	1,051,730.07	956,504.08	-	95,225.99	90.9 %
002 PURCHASE OF SERVICES							

HWY HEAT	12,600.00	-	12,600.00	5,298.15	3,479.19	3,822.66	69.7 %
HWY ELECTRICITY	59,000.00	-	59,000.00	59,000.00	-	-	100 %
HWY STREET LIGHTS	150,000.00	65,000.00	215,000.00	213,098.14	1,901.86	-	100 %
HWY MAINT-BUILDING	25,300.00	-	25,300.00	20,185.35	4,600.00	514.65	98 %
HWY MAINT-VEHICLES	70,000.00	-	70,000.00	69,993.04	-	6.96	100 %
HWY MAINT-TREE	5,500.00	-	5,500.00	5,500.00	-	-	100 %
HWY MAINT-DOWNTOWN	6,000.00	-	6,000.00	5,964.84	-	35.16	99.4 %
HWY MAINT CITY-WIDE	6,000.00	32,000.00	38,000.00	6,233.96	31,766.04	-	100 %
HWY GROUNDS MAINT	4,000.00	-	4,000.00	3,701.86	-	298.14	92.5 %
HWY LINE PAINTING	3,000.00	-	3,000.00	3,000.00	-	-	100 %
HWY MEDICAL/DRUG TESTING	2,000.00	-	2,000.00	1,974.00	-	26	98.7 %
HWY TRAIN/TRVL/CONFR	3,750.00	-	3,750.00	3,723.65	-	26.35	99.3 %
TOTAL PURCHASE OF SERVICES	347,150.00	97,000.00	444,150.00	397,672.99	41,747.09	4,729.92	98.9 %
004 SUPPLIES							

HWY PURCH ROAD MATERIAL	48,400.00	-	48,400.00	48,311.37	-	88.63	99.8 %
HWY STREET SIGNS	11,000.00	-	11,000.00	10,994.69	-	5.31	100 %
HWY SUPPLIES	10,600.00	-	10,600.00	10,439.64	-	160.36	98.5 %
HWY RADIOS 2-WAY (10)	2,500.00	-	2,500.00	2,401.70	-	98.3	96.1 %
HWY PURCH FUEL/OIL	90,750.00	198,000.00	288,750.00	273,425.75	-	15,324.25	94.7 %
HWY OTHER SUPPLIES	5,000.00	-	5,000.00	5,000.00	-	-	100 %
TOTAL SUPPLIES	168,250.00	198,000.00	366,250.00	350,573.15	-	15,676.85	95.7 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
008 CAPITAL OUTLAY							
HWY SIDEWALKS	60,000.00	150,000.00	210,000.00	208,631.28	-	1,368.72	99.3 %
DPS TRACKLESS TRACTOR BLADE	-	133,700.00	133,700.00	133,700.00	-	-	100 %
TOTAL CAPITAL OUTLAY	60,000.00	283,700.00	343,700.00	342,331.28	-	1,368.72	99.6 %
TOTAL PUBLIC SERVICES DEPARTMENT	1,607,130.00	598,700.00	2,205,830.07	2,047,081.50	41,747.09	117,001.48	94.7 %
423 SNOW & ICE							
001 PERSONAL SERVICES							
SNW SNOW & ICE LABOR	85,000.00	-52,000.00	33,000.00	31,661.50	-	1,338.50	95.9 %
TOTAL PERSONAL SERVICES	85,000.00	-52,000.00	33,000.00	31,661.50	-	1,338.50	95.9 %
002 PURCHASE OF SERVICES							
SNW SNOW & ICE EXPENSE	85,000.00	-	85,000.00	83,631.06	-	1,368.94	98.4 %
TOTAL PURCHASE OF SERVICES	85,000.00	-	85,000.00	83,631.06	-	1,368.94	98.4 %
TOTAL SNOW & ICE	170,000.00	-52,000.00	118,000.00	115,292.56	-	2,707.44	97.7 %
510 HEALTH DEPARTMENT							
001 PERSONAL SERVICES							
HLH SAL HEALTH DIR	71,400.00	-	71,400.00	71,399.90	-	0.1	100 %
HLH SAL ADMIN ASSIST	41,200.00	-	41,200.00	41,199.86	-	0.14	100 %
HLH SAL ENERGY/ RECYCLE COORD	30,000.00	20,000.00	50,000.00	50,000.08	-	-0.08	100 %
HLH MINUTE TAKER	1,800.00	-	1,800.00	1,350.00	-	450	75 %
HLH PER DIEM INSPECTORS	6,900.00	2,500.00	9,400.00	9,400.00	-	-	100 %
HLH COMPOST ATTEND	43,000.00	-19,750.00	23,250.00	21,798.67	-	1,451.33	93.8 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
HLH SAL WEIGHTS & MEASURERS	5,000.00	-	5,000.00	5,000.00	-	-	100 %
HLH TRAVEL EXP STPND	5,000.00	-	5,000.00	5,000.00	-	-	100 %
HLH CLOTHING REIMBURSEMENT	250	-	250	250	-	-	100 %
HLH SAL PUBLIC HEALTH NURSE	30,068.00	-	30,068.00	21,494.13	-	8,573.87	71.5 %
TOTAL PERSONAL SERVICES	234,618.00	2,750.00	237,368.00	226,892.64	-	10,475.36	95.6 %
002 PURCHASE OF SERVICES							
HLH MAINT OF VEHICLE	250	-	250	250	-	-	100 %
HLH CHIPPER SERVICE	-	103,000.00	103,000.00	49,174.04	53,825.96	-	100 %
HLH ESSEX GREENHEAD	820	-	820	820	-	-	100 %
HLH SOLID WASTE	1,116,149.00	-30,000.00	1,086,149.00	1,020,467.49	65,681.51	-	100 %
HLH HEALTH CONSULTANT	1,000.00	-	1,000.00	996.65	-	3.35	99.7 %
HLH HOUSEHOLD HAZARDOUS WASTE	-	12,500.00	12,500.00	12,499.49	-	0.51	100 %
HLH TRAIN/TRVL/CONFR	2,300.00	-	2,300.00	2,113.88	-	186.12	91.9 %
TOTAL PURCHASE OF SERVICES	1,120,519.00	85,500.00	1,206,019.00	1,086,321.55	119,507.47	189.98	100 %
004 SUPPLIES							
HLH MISC EXPENSE	2,000.00	480	2,480.00	2,478.95	-	1.05	100 %
HLH FUEL/OIL VEHICLE	500	-	500	437.67	-	62.33	87.5 %
HLH MEDICAL & SURGICAL SUPP	1,500.00	-	1,500.00	1,498.05	-	1.95	99.9 %
TOTAL SUPPLIES	4,000.00	480	4,480.00	4,414.67	-	65.33	98.5 %
007 OTHER CHARGES & EXPENSES							
HLH DUES & MEMBERSHIPS	2,000.00	-480	1,520.00	208	-	1,312.00	13.7 %
TOTAL OTHER CHARGES & EXPENSES	2,000.00	-480	1,520.00	208	-	1,312.00	13.7 %
TOTAL HEALTH DEPARTMENT	1,361,137.00	88,250.00	1,449,387.00	1,317,836.86	119,507.47	12,042.67	99.2 %

541 COUNCIL ON AGING

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
001 PERSONAL SERVICES							
COA SAL COA DIRECTOR	55,084.00	-	55,084.00	55,084.00	-	-	100 %
COA SAL VAN DRIVERS	76,418.00	-	76,418.00	76,418.00	-	-	100 %
COA SAL RECEPTIONIST	35,604.00	-	35,604.00	34,221.46	-	1,382.54	96.1 %
COA LONGEVITY	4,496.00	-	4,496.00	4,496.00	-	-	100 %
COA TRAVEL EXP STPND	3,940.00	-	3,940.00	3,940.00	-	-	100 %
COA CLOTHING REIMBURSEMENT	600	-	600	600	-	-	100 %
TOTAL PERSONAL SERVICES	176,142.00	-	176,142.00	174,759.46	-	1,382.54	99.2 %
002 PURCHASE OF SERVICES							
COA MAINT-VEHICLES	4,500.00	-	4,500.00	4,500.00	-	-	100 %
COA BUILDING RENT	14,400.00	-	14,400.00	14,400.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	18,900.00	-	18,900.00	18,900.00	-	-	100 %
004 SUPPLIES							
COA OFFICE SUPPLIES	1,000.00	-	1,000.00	1,000.00	-	-	100 %
COA FUEL/OIL VEHICLE(S)	3,500.00	-	3,500.00	3,500.00	-	-	100 %
TOTAL SUPPLIES	4,500.00	-	4,500.00	4,500.00	-	-	100 %
008 CAPITAL OUTLAY							
COA PURCHASE OF VAN	-	1,300.00	1,300.00	-	-	1,300.00	0 %
TOTAL CAPITAL OUTLAY	-	1,300.00	1,300.00	-	-	1,300.00	0 %
TOTAL COUNCIL ON AGING	199,542.00	1,300.00	200,842.00	198,159.46	-	2,682.54	98.7 %

542 YOUTH SERVICES

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
001 PERSONAL SERVICES							
YTH DIRECTOR YOUTH SERV	54,250.00	-	54,250.00	54,230.55	-	19.45	100 %
YTH SAL PROGRAM COORDINATOR	34,425.00	-	34,425.00	34,425.00	-	-	100 %
YTH BOOK KEEPER PT	-	5,000.00	5,000.00	1,851.66	-	3,148.34	37 %
YTH EMPLOYMENT	12,000.00	3,000.00	15,000.00	15,000.00	-	-	100 %
TOTAL PERSONAL SERVICES	100,675.00	8,000.00	108,675.00	105,507.21	-	3,167.79	97.1 %
002 PURCHASE OF SERVICES							
YTH RENT-LEARNING CTR	4,800.00	-	4,800.00	3,600.00	1,200.00	-	100 %
YTH REGISTRATION SOFTWARE	2,000.00	-	2,000.00	875	-	1,125.00	43.8 %
YTH ACCESSABILITY ACCOMMODATIONS	2,000.00	-	2,000.00	875	-	1,125.00	43.8 %
TOTAL PURCHASE OF SERVICES	8,800.00	-	8,800.00	5,350.00	1,200.00	2,250.00	74.4 %
007 OTHER CHARGES & EXPENSES							
YTH DUES/LICENSES	250	-	250	250	-	-	100 %
YTH TEEN SUMMER CHALLENGE	1,000.00	-	1,000.00	-	-	1,000.00	0 %
YTH SUBSTANCE ABUSE GRANT	12,000.00	-12,000.00	-	-	-	-	0 %
YTH LEARNING ENRICHMENT CTR	20,000.00	13,560.00	33,560.00	20,000.00	13,560.00	-	100 %
YTH KELLEY SCHOOL EXPENSES	18,000.00	4,900.00	22,900.00	22,899.18	-	0.82	100 %
TOTAL OTHER CHARGES & EXPENSES	51,250.00	6,460.00	57,710.00	43,149.18	13,560.00	1,000.82	98.3 %
TOTAL YOUTH SERVICES	160,725.00	14,460.00	175,185.00	154,006.39	14,760.00	6,418.61	96.3 %
543 VETERANS' DEPARTMENT							
001 PERSONAL SERVICES							
VET SAL VETERAN DIRECTOR	40,670.00	-	40,670.00	40,670.50	-	-0.04	100 %
VET TRAVEL EXPENSE	2,700.00	-	2,700.00	2,564.85	-	135.15	95 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
VET GRAVES REGISTRATION OFCR	700	-	700	700	-	-	100 %
TOTAL PERSONAL SERVICES	44,070.00	-	44,070.46	43,935.35	-	135.11	99.7 %
002 PURCHASE OF SERVICES							
VET BURIAL	2,000.00	3,400.00	5,400.00	3,395.00	-	2,005.00	62.9 %
VET OFFICE SUPPLIES	500	-	500	125.19	-	374.81	25 %
VET OTHER SUPPLIES	1,000.00	-	1,000.00	693.05	-	306.95	69.3 %
TOTAL PURCHASE OF SERVICES	3,500.00	3,400.00	6,900.00	4,213.24	-	2,686.76	61.1 %
007 OTHER CHARGES & EXPENSES							
VET VETERANS' BENEFITS	148,500.00	99,600.00	248,100.00	243,102.04	-	4,997.96	98 %
VET CARE OF SOLDIERS GRAVES	1,500.00	-	1,500.00	1,497.26	-	2.74	99.8 %
TOTAL OTHER CHARGES & EXPENSES	150,000.00	99,600.00	249,600.00	244,599.30	-	5,000.70	98 %
TOTAL VETERANS' DEPARTMENT	197,570.00	103,000.00	300,570.46	292,747.89	-	7,822.57	97.4 %
610 LIBRARY DEPARTMENT							
001 PERSONAL SERVICES							
LIB SAL LIBRARIAN	80,640.00	-	80,640.00	80,110.68	-	529.32	99.3 %
LIB SAL STAFF	858,636.00	3,900.00	862,536.00	846,267.29	-	16,268.71	98.1 %
LIB LONGEVITY	15,981.00	-	15,981.00	15,981.19	-	-0.19	100 %
LIB CLOTHING REIMBURSEMENT	1,200.00	-	1,200.00	1,200.00	-	-	100 %
TOTAL PERSONAL SERVICES	956,457.00	3,900.00	960,357.00	943,559.16	-	16,797.84	98.3 %
002 PURCHASE OF SERVICES							
LIB HEAT/ELECTRICITY-MB	88,000.00	-	88,000.00	88,000.00	-	-	100 %
LIB MAINT-BLDG (MAIN)	7,500.00	22,000.00	29,500.00	7,500.00	22,000.00	-	100 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
LIB MAINT-EQUIPMENT	9,260.00	4,000.00	13,260.00	13,260.00	-	-	100 %
LIB LICENSING & WARRANTY FEES	20,540.00	-	20,540.00	20,540.00	-	-	100 %
LIB AUTOMATED SVCS	47,665.00	-	47,665.00	47,665.00	-	-	100 %
LIB BINDING	450	-	450	449.55	-	0.45	99.9 %
LIB MICROFILM	1,140.00	-	1,140.00	818	-	322	71.8 %
LIB YOUTHS PROGRAMS	1,500.00	-	1,500.00	1,471.05	-	28.95	98.1 %
LIB AUDIO-VISUAL MATERIAL	16,000.00	-	16,000.00	16,000.00	-	-	100 %
LIB PURCHASE BOOKS	93,300.00	-	93,300.00	93,300.00	-	-	100 %
LIB ADMIN EXPENSE	1,338.00	-	1,338.00	1,338.00	-	-	100 %
LIB SUPPLIES	6,540.00	-	6,540.00	6,540.00	-	-	100 %
TOTAL PURCHASE OF SERVICES	293,233.00	26,000.00	319,233.00	296,881.60	22,000.00	351.4	99.9 %
TOTAL LIBRARY DEPARTMENT	1,249,690.00	29,900.00	1,279,590.00	1,240,440.76	22,000.00	17,149.24	98.7 %
630 PARKS COMMISSION							
001 PERSONAL SERVICES							
PRK PARK ADMINISTRATION	25,000.00	-	25,000.00	24,586.42	-	413.58	98.3 %
TOTAL PERSONAL SERVICES	25,000.00	-	25,000.00	24,586.42	-	413.58	98.3 %
002 PURCHASE OF SERVICES							
PRK PARK MAINTENANCE	10,000.00	2,900.00	12,900.00	12,900.00	-	-	100 %
PRK BARTLETT MALL	1,470.00	2,250.00	3,720.00	1,637.50	2,082.50	-	100 %
PRK MOSELEY WOODS	500	-	500	404.99	-	95.01	81 %
PRK ATKINSON COMMON	3,000.00	2,000.00	5,000.00	5,000.00	-	-	100 %
PRK RAIL TRAIL	7,000.00	3,000.00	10,000.00	8,169.87	730.13	1,100.00	89 %
TOTAL PURCHASE OF SERVICES	21,970.00	10,150.00	32,120.00	28,112.36	2,812.63	1,195.01	96.3 %
004 SUPPLIES							

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
PRK OTHER SUPPLIES	5,000.00	2,100.00	7,100.00	7,013.56	-	86.44	98.8 %
TOTAL SUPPLIES	5,000.00	2,100.00	7,100.00	7,013.56	-	86.44	98.8 %
TOTAL PARKS COMMISSION	51,970.00	12,250.00	64,220.00	59,712.34	2,812.63	1,695.03	97.4 %
710 DEBT EXCLUSION							

009 DEBT SERVICE							

DBX LIB-L/T DEBT PRIN	273,950.00	-	273,950.00	273,950.00	-	-	100 %
HIGH SCH L/T DEBT PRI	445,000.00	-	445,000.00	445,000.00	-	-	100 %
DBX LIB-L/T DEBT INT	48,601.00	-	48,601.00	48,600.76	-	0.24	100 %
HIGH SCH L/T DEBT INT	242,684.00	-	242,684.00	242,683.76	-	0.24	100 %
TOTAL DEBT SERVICE	1,010,235.00	-	1,010,235.00	1,010,234.52	-	0.48	100 %
TOTAL DEBT EXCLUSION	1,010,235.00	-	1,010,235.00	1,010,234.52	-	0.48	100 %
720 ORDINARY DEBT SERVICE							

009 DEBT SERVICE							

LONG TERM DEBT PRINCIPAL	906,050.00	-	906,050.00	906,050.00	-	-	100 %
LONG TERM DEBT INTEREST	190,076.00	-	190,076.00	190,075.46	-	0.54	100 %
TOTAL DEBT SERVICE	1,096,126.00	-	1,096,126.00	1,096,125.46	-	0.54	100 %
TOTAL ORDINARY DEBT SERVICE	1,096,126.00	-	1,096,126.00	1,096,125.46	-	0.54	100 %
911 RETIREMENT BOARD							

001 PERSONAL SERVICES							

RET APPROP CITY/SCH	3,242,404.00	-	3,242,404.00	3,242,404.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMITS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
TOTAL PERSONAL SERVICES	3,242,404.00	-	3,242,404.00	3,242,404.00	-	-	100 %
TOTAL RETIREMENT BOARD	3,242,404.00	-	3,242,404.00	3,242,404.00	-	-	100 %
912 WORKERS' COMPENSATION							
001 PERSONAL SERVICES							
INSURANCE-WORKERS COMP	54,604.00	-	54,604.00	54,604.00	-	-	100 %
TOTAL PERSONAL SERVICES	54,604.00	-	54,604.00	54,604.00	-	-	100 %
TOTAL WORKERS' COMPENSATION	54,604.00	-	54,604.00	54,604.00	-	-	100 %
913 UNEMPLOYMENT CLAIMS							
001 PERSONAL SERVICES							
UNEMPLOYMENT COMPENSATION	40,000.00	-1,800.00	38,200.00	13,950.86	24,249.14	-	100 %
TOTAL PERSONAL SERVICES	40,000.00	-1,800.00	38,200.00	13,950.86	24,249.14	-	100 %
TOTAL UNEMPLOYMENT CLAIMS	40,000.00	-1,800.00	38,200.00	13,950.86	24,249.14	-	100 %
914 INSURANCE GROUP							
001 PERSONAL SERVICES							
CH 32B PART TIME SUPPORT	40,000.00	-	40,000.00	40,000.22	-	-0.22	100 %
INS-CH 32B-CITY	2,838,974.00	-	2,838,974.00	2,476,740.05	26,645.00	335,588.95	88.2 %
INS-CH 32B-SCHOOL	4,833,931.00	-	4,833,931.00	4,511,603.33	9,268.00	313,059.67	93.5 %
TOTAL PERSONAL SERVICES	7,712,905.00	-	7,712,905.00	7,028,343.60	35,913.00	648,648.40	91.6 %
TOTAL INSURANCE GROUP	7,712,905.00	-	7,712,905.00	7,028,343.60	35,913.00	648,648.40	91.6 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCE	AVAILABLE BUDGET	PCT USED
942 STABILIZATION OUTLAY							

007 OTHER CHARGES & EXPENSES							

STABILIZATION OUTLAY	5,000.00	-	5,000.00	5,000.00	-	-	100 %
TOTAL OTHER CHARGES & EXPENSES	5,000.00	-	5,000.00	5,000.00	-	-	100 %
TOTAL STABILIZATION OUTLAY	5,000.00	-	5,000.00	5,000.00	-	-	100 %
TOTAL GENERAL FUND	49,099,640.00	1,737,929.64	50,837,569.64	48,994,901.21	859,443.37	983,225.06	98.00 %

450 WATER DEPARTMENT							

001 PERSONAL SERVICES							

DPS SALARY PS DIRECTOR	40,000.00	-	40,000.00	39,999.96	-	0.04	100 %
DPS SALARY DEPUTY PS DIRECTOR	34,000.00	-	34,000.00	33,999.94	-	0.06	100 %
WAT SAL BUSINESS MGR	30,000.00	-2,000.00	28,000.00	21,147.09	-	6,852.91	75.5 %
WAT SAL ASST ENGINEER	25,000.00	-	25,000.00	17,465.26	-	7,534.74	69.9 %
WAT SAL SUPT OPERATN	75,336.00	-	75,336.00	75,336.04	-	0.1	100 %
WAT CITY ENGINEER	32,000.00	-	32,000.00	32,000.02	-	-0.02	100 %
DPS ADMIN ASSISTANT	18,865.00	-	18,865.00	18,494.58	-	369.99	98 %
WAT SAL ADMIN OFFICE MGR	51,115.00	-	51,115.00	50,521.05	-	593.57	98.8 %
WAT SAL DISTRIBUTION MNGR	65,711.00	-	65,711.00	65,707.20	-	3.62	100 %
WAT SAL LABOR	706,913.00	-	706,913.00	675,903.92	-	31,008.78	95.6 %
WAT SAL SUMMER EMPLOYEES	19,000.00	-	19,000.00	7,530.00	-	11,470.00	39.6 %
WAT OVERTIME	118,717.00	-	118,717.00	90,089.35	-	28,627.65	75.9 %
WAT LONGEVITY	16,725.00	-	16,725.00	15,504.19	-	1,221.21	92.7 %
WAT HOLIDAY PAY	14,064.00	-	14,064.00	14,007.84	-	56.16	99.6 %
WAT CLOTHING REIMBURSEMENT	9,800.00	-	9,800.00	9,348.27	33.43	418.3	95.7 %
WAT NIGHT DIFFERENTIAL	1,464.00	-	1,464.00	1,456.00	-	8	99.5 %

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
WAT GENERAL OFC EXP	14,300.00	-	14,300.00	12,201.40	-	2,098.60	85.3 %
WAT CONSERVATION	5,000.00	-	5,000.00	4,651.08	-	348.92	93 %
WAT CHEMICALS	154,100.00	-	154,100.00	117,864.98	-	36,235.02	76.5 %
WAT CONSUMER REPORT	8,000.00	-	8,000.00	7,684.91	-	315.09	96.1 %
WAT FUEL/OIL VEHICLE(S)	37,800.00	-	37,800.00	32,888.49	-	4,911.51	87 %
WAT OTHER SUPPLIES	3,500.00	-	3,500.00	2,130.11	-	1,369.89	60.9 %
TOTAL SUPPLIES	222,700.00	-	222,700.00	177,420.97	-	45,279.03	79.7 %
007 OTHER CHARGES & EXPENSES							
WAT TRAVEL & TRAINING	23,500.00	-	23,500.00	13,148.21	-	10,351.79	55.9 %
WAT SDWA	6,001.00	-	6,001.00	5,687.70	-	313.3	94.8 %
WAT MUNICIPAL INSURANCE	33,075.00	-	33,075.00	33,075.00	-	-	100 %
WAT EDUCATION CREDIT	700	-	700	700	-	-	100 %
TOTAL OTHER CHARGES & EXPENSES	63,276.00	-	63,276.00	52,610.91	-	10,665.09	83.1 %
008 CAPITAL OUTLAY							
WAT G.I.S.	15,000.00	-	15,000.00	6,316.99	7,500.00	1,183.01	92.1 %
WAT METER REPLACE PROGRAM	20,000.00	-	20,000.00	15,305.98	-	4,694.02	76.5 %
WAT WTR MAIN REPLAC PROGRAM	75,000.00	-	75,000.00	74,102.32	-	897.68	98.8 %
WAT VEHICLE/EQUIP REPLACE	185,000.00	-	185,000.00	-	154,878.00	30,122.00	83.7 %
TOTAL CAPITAL OUTLAY	295,000.00	-	295,000.00	95,725.29	162,378.00	36,896.71	87.5 %
009 DEBT SERVICE							
WAT DEBT PRINCIPAL	551,170.00	-	551,170.00	551,170.00	-	-	100 %
WAT DEBT INTEREST	207,563.00	-	207,563.00	207,563.32	-	0.01	100 %
TOTAL DEBT SERVICE	758,733.00	-	758,733.33	758,733.32	-	0.01	100 %
TOTAL WATER DEPARTMENT	4,020,465.00	6,000.00	4,026,464.58	3,362,390.94	190,294.09	473,779.55	88.2 %

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED

440 SEWER DEPARTMENT							

001 PERSONAL SERVICES							
DPS SALARY PS DIRECTOR	40,000.00	-	40,000.00	39,999.96	-	0.04	100 %
DPS SALARY DEPUTY PS DIRECTOR	34,680.00	-	34,680.00	34,000.20	-	679.8	98 %
SEW SAL BUSINESS MGR	30,000.00	-	30,000.00	21,146.91	-	8,853.09	70.5 %
SEW SAL CHIEF OPERATOR	75,486.00	-	75,486.00	75,486.06	-	0.06	100 %
SEW SAL ASST ENGINEER	25,000.00	-	25,000.00	17,465.07	-	7,534.93	69.9 %
SEW CITY ENGINEER	32,000.00	-	32,000.00	32,000.02	-	-0.02	100 %
SEW SAL COLLECTIN SYSTEM MNGR	65,730.00	-	65,730.00	65,650.00	-	80	99.9 %
DPS ADMIN ASSISTANT	18,495.00	-	18,495.00	18,494.58	-	0.1	100 %
SEW SAL LABOR	702,294.00	-	702,294.00	645,553.70	-	56,739.88	91.9 %
SEW SUMMER HELP	25,000.00	-	25,000.00	16,385.00	-	8,615.00	65.5 %
SEW OVERTIME	166,992.00	-	166,992.00	166,691.15	-	300.85	99.8 %
SEW LONGEVITY	14,490.00	-	14,490.00	13,670.10	-	819.79	94.3 %
SEW CLOTHING REIMBURSEMENT	9,550.00	-	9,550.00	8,441.23	1,000.00	108.77	98.9 %
SEW EDUCATION CREDITS	2,400.00	-	2,400.00	425	-	1,975.00	17.7 %
SEW EDUCATION	17,800.00	-	17,800.00	3,278.15	-	14,521.85	18.4 %
SEW APPROP RETIREMNT	251,626.00	-	251,626.00	251,626.00	-	-	100 %
SEW WORKERS COMP INS	19,425.00	-	19,425.00	19,425.00	-	-	100 %
SEW CH 32B INS-SEWER	286,160.00	-	286,160.00	221,682.17	-	64,477.83	77.5 %
SEW DENTAL	3,300.00	-	3,300.00	1,608.23	-	1,691.77	48.7 %
SEW FICA EXP	14,280.00	-	14,280.00	10,960.95	-	3,319.05	76.8 %
TOTAL PERSONAL SERVICES	1,834,707.00	-	1,834,707.27	1,663,989.48	1,000.00	169,717.79	90.7 %

002 PURCHASE OF SERVICES							
SEW HEAT	65,000.00	-	65,000.00	29,896.89	2,000.00	33,103.11	49.1 %
SEW ELECTRICITY	415,257.00	-	415,257.00	335,215.87	50,000.00	30,041.08	92.8 %

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE		PCT USED
						BUDGET	BUDGET	
SEW COMPUTER EXP	40,500.00	-	40,500.00	33,206.55	7,293.45	-	100 %	
SEW MAINT-GENERAL	31,350.00	-	31,350.00	25,113.69	6,000.00	236.31	99.2 %	
SEW MAINT-VEHICLES	27,000.00	-	27,000.00	18,861.43	8,000.00	138.57	99.5 %	
SEW MAINT-EQUIPMENT	102,052.00	-	102,052.00	58,680.30	20,000.00	23,371.70	77.1 %	
SEW UNIFORM/SAFETY EQUIPMENT	15,136.00	-	15,136.00	6,546.71	-	8,589.29	43.3 %	
SEW SEWER LINE MAINTENANCE	86,400.00	-	86,400.00	42,903.13	20,000.00	23,496.87	72.8 %	
SEW MAINT DRAINS	39,000.00	-	39,000.00	24,238.05	14,700.00	61.95	99.8 %	
SEW FINANCIAL AUDIT	4,500.00	-	4,500.00	4,500.00	-	-	100 %	
SEW LEGAL EXPENSES	21,000.00	-	21,000.00	6,309.61	14,690.39	-	100 %	
SEW BOND/NOTE EXP	5,000.00	-	5,000.00	4,890.04	-	109.96	97.8 %	
SEW POLICE DETAILS	8,000.00	7,000.00	15,000.00	11,408.00	1,500.00	2,092.00	86.1 %	
SEW MEDICAL/DRUG TESTING	16,440.00	-	16,440.00	4,977.00	1,200.00	10,263.00	37.6 %	
SEW CONSULTANT FEES	50,000.00	-	50,000.00	22,994.27	10,000.00	17,005.73	66 %	
SEW INDUSTRIAL PRETREATMENT	14,550.00	-	14,550.00	11,659.25	2,500.00	390.75	97.3 %	
SEW BIOSOLIDS DISPOSAL	316,000.00	-	316,000.00	266,162.22	40,000.00	9,837.78	96.9 %	
SEW VENDOR LAB TESTING	16,100.00	-	16,100.00	12,441.52	3,000.00	658.48	95.9 %	
SEW TELECOMMUNICATNS	23,700.00	-	23,700.00	20,637.82	3,000.00	62.18	99.7 %	
TOTAL PURCHASE OF SERVICES	1,296,985.00	7,000.00	1,303,984.95	940,642.35	203,883.84	159,458.76	87.8 %	
004 SUPPLIES								
SEW GENERAL OFC EXP	21,350.00	-	21,350.00	13,320.12	2,000.00	6,029.88	71.8 %	
SEW PLANT CHEMICALS	263,620.00	-	263,620.00	178,039.37	35,000.00	50,580.63	80.8 %	
SEW LAB CHEMICALS	6,855.00	-	6,855.00	6,838.64	-	16.36	99.8 %	
SEW HOSE	3,850.00	-	3,850.00	3,807.81	-	42.19	98.9 %	
SEW FUEL/OIL VEHICLE(S)	29,800.00	9,000.00	38,800.00	38,262.47	-	537.53	98.6 %	
SEW LUBRICANTS	9,685.00	-	9,685.00	4,847.43	3,000.00	1,837.57	81 %	
SEW OTHER SUPPLIES	1,800.00	-	1,800.00	807.5	500	492.5	72.6 %	
TOTAL SUPPLIES	336,960.00	9,000.00	345,960.00	245,923.34	40,500.00	59,536.66	82.8 %	

ITEM	ORIGINAL APPROP	TRANSFERS ADJUSTMENTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
SEW DUES/LIC/SUBSCRIPTIONS	1,350.00	-	1,350.00	1,323.00	-	27	98 %
SEW MUNICIPAL INSURANCE	15,000.00	-	15,000.00	15,000.00	-	-	100 %
TOTAL OTHER CHARGES & EXPENSES	16,350.00	-	16,350.00	16,323.00	-	27	99.8 %
008 CAPITAL OUTLAY							
SEW LAB TEST EQUIPMENT	3,120.00	-	3,120.00	3,049.52	-	70.48	97.7 %
SEW G.I.S.	15,000.00	-	15,000.00	9,915.70	5,000.00	84.3	99.4 %
SEW I/I REHABILITATION	100,000.00	-	100,000.00	71,152.50	5,000.00	23,847.50	76.2 %
SEW REPAIR LIFT STATIONS	150,000.00	-	150,000.00	73,590.42	25,000.00	51,409.58	65.7 %
SEW EFFLUENT SAMPLER	6,000.00	-	6,000.00	2,460.00	-	3,540.00	41 %
SEW PURCHASE TRUCK	50,000.00	-	50,000.00	41,420.00	-	8,580.00	82.8 %
SEW WEST END EASEMENT	250,000.00	-	250,000.00	3,497.20	-	246,502.80	1.4 %
SEW FLOOD STUDY MALCOLM HOYT	250,000.00	-	250,000.00	111,860.11	-	138,139.89	44.7 %
SEW PRIMARY CLARIFIERS	100,000.00	-100,000.00	-	-	-	-	0 %
TOTAL CAPITAL OUTLAY	924,120.00	-100,000.00	824,120.00	316,945.45	35,000.00	472,174.55	42.7 %
009 DEBT SERVICE							
SEW DEBT PRINCIPAL	909,105.00	-	909,105.00	739,972.48	-	169,132.92	81.4 %
SEW DEBT INTEREST	406,962.00	-	406,962.00	394,390.31	-	12,571.59	96.9 %
TOTAL DEBT SERVICE	1,316,067.00	-	1,316,067.30	1,134,362.79	-	181,704.51	86.2 %
TOTAL SEWER DEPARTMENT	5,725,190.00	-84,000.00	5,641,189.52	4,318,186.41	280,383.84	1,042,619.27	81.5 %
295 HARBORMASTER DEPARTMENT							
001 PERSONAL SERVICES							
HBR HARBORMASTER	51,000.00	-	51,000.00	50,999.78	-	0.22	100 %

ITEM	ORIGINAL APPROP	TRANSFRS ADJUSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
HBR ASST HARBORMASTER	25,000.00	-	25,000.00	17,428.77	-	7,571.23	69.7 %
HBR SUPERVISORS	15,000.00	-	15,000.00	13,997.83	-	1,002.17	93.3 %
HBR LIFE GUARDS	41,000.00	-	41,000.00	28,969.64	-	12,030.36	70.7 %
HBR ADMIN/SECRETARIAL	4,800.00	-	4,800.00	2,737.89	-	2,062.11	57 %
HBR CASHMAN PK ATTEND	17,000.00	-	17,000.00	14,311.99	-	2,688.01	84.2 %
HBR DOCKMASTER	8,500.00	-	8,500.00	5,533.50	-	2,966.50	65.1 %
HBR PI PARKING LOT ATTEND	8,500.00	-	8,500.00	7,491.25	-	1,008.75	88.1 %
HBR RETIREMENT APPROP	14,074.00	-	14,074.00	14,074.00	-	-	100 %
HBR CH32BINS-HBR	25,661.00	-	25,661.00	21,169.70	-	4,491.30	82.5 %
HBR FICA EXPENSE	11,500.00	-	11,500.00	1,962.61	-	9,537.39	17.1 %
TOTAL PERSONAL SERVICES	222,035.00	-	222,035.00	178,676.96	-	43,358.04	80.5 %
002 PURCHASE OF SERVICES							
HBR HM UTILITIES	4,100.00	-	4,100.00	1,079.83	-	3,020.17	26.3 %
HBR CASHMAN PARK	6,500.00	-	6,500.00	1,900.22	-	4,599.78	29.2 %
HBR COMPUTER EXPENSE	4,500.00	-	4,500.00	2,600.66	-	1,899.34	57.8 %
HBR MAINT/EQUIP BOAT	2,200.00	23,402.00	25,602.00	13,989.50	11,612.00	0.09	100 %
HBR INSTALL/REPAIR FLTS, DK	7,000.00	-	7,000.00	7,000.00	-	-	100 %
HBR HM FACILITIES MAINT.	1,850.00	-	1,850.00	135.97	-	1,714.03	7.3 %
HBR PLUM ISLAND EXP	4,500.00	-	4,500.00	1,936.94	-	2,563.06	43 %
HBR PUMPOUT MAINT	3,000.00	-	3,000.00	1,750.84	-	1,249.16	58.4 %
HBR PRE-EMPLOY PHY	1,100.00	-	1,100.00	-	-	1,100.00	0 %
HBR PRINTING & SIGNS	2,000.00	-	2,000.00	285.25	-	1,714.75	14.3 %
HBR TELECOMMUNICATIONS	2,200.00	-	2,200.00	1,621.59	-	578.41	73.7 %
HBR POSTAGE MAILINGS	1,700.00	-	1,700.00	908.04	-	791.96	53.4 %
TOTAL PURCHASE OF SERVICES	40,650.00	23,402.00	64,051.59	33,208.84	11,612.00	19,230.75	70 %
004 SUPPLIES							
HBR OFFICE SUPPLIES	300	-	300	59.97	-	240.03	20 %
HBR HARBOR COMMISSION EXP	2,200.00	-	2,200.00	2,200.00	-	-	100 %

ITEM	ORIGINAL APPROP	TRANFRS ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMB	AVAILABLE BUDGET	PCT USED
HBR UNIFORM/SAFETY EQUIP	1,500.00	-	1,500.00	450	-	1,050.00	30 %
HBR FUEL/OIL VEHICLES	12,000.00	-	12,000.00	7,517.27	-	4,482.73	62.6 %
HBR MISCELLANEOUS	1,500.00	-	1,500.00	941.9	-	558.1	62.8 %
TOTAL SUPPLIES	17,500.00	-	17,500.00	11,169.14	-	6,330.86	63.8 %
007 OTHER CHARGES & EXPENSES							
HBR TRAVEL & TRAINING	195	-	195	-	-	195	0 %
HBR DUES/MEMBERSHIPS	35	-	35	-	-	35	0 %
HBR BOAT INSURANCE	5,075.00	-	5,075.00	2,775.00	-	2,300.00	54.7 %
TOTAL OTHER CHARGES & EXPENSES	5,305.00	-	5,305.00	2,775.00	-	2,530.00	52.3 %
008 CAPITAL OUTLAY							
HBR ADDITIONAL EQUIPMENT/SVCS	39,000.00	-	39,000.00	9,255.67	-	29,744.33	23.7 %
TOTAL CAPITAL OUTLAY	39,000.00	-	39,000.00	9,255.67	-	29,744.33	23.7 %
009 DEBT SERVICE							
HBR DOCK BOND PAYMENT	28,775.00	-	28,775.00	27,900.00	-	875	97 %
TOTAL DEBT SERVICE	28,775.00	-	28,775.00	27,900.00	-	875	97 %
TOTAL HARBORMASTER DEPARTMENT	353,265.00	23,402.00	376,666.59	262,985.61	11,612.00	102,068.98	72.9 %

CITY OF NEWBURYPORT
BUDGET REVENUES FY 2012 - FY2013
GENERAL FUND

ITEM	FY2012	FY2013
PROPERTY TAXES	ACTUAL	ESTIMATED
Prior Year Levy Limit	\$ 39,573,793.00	\$ 41,110,540.00
2 1/2 % Increase	\$ 989,345.00	\$ 1,027,764.00
New Growth	\$ 547,402.00	\$ 578,224.00
TOTAL LEVY LIMIT	\$ 41,110,540.00	\$ 42,716,528.00
Debt Exclusion	\$ 1,010,235.00	\$ 991,890.00
TOTAL MAXIMUM LEVY LIMIT	\$ 42,120,775.00	\$ 43,708,418.00
LOCAL RECEIPTS		
Motor Vehicle Excise	\$ 2,087,648.00	\$ 1,950,000.00
Other Excise-Meals/Hotel	\$ 530,840.00	\$ 450,000.00
Pen & Int on Tax & Exc	\$ 504,144.00	\$ 425,000.00
Payments in Lieu of Taxes	\$ 83,315.00	\$ 75,000.00
Fees	\$ 51,438.00	\$ 45,000.00
Other Dept. Revenue	\$ 61,603.00	\$ 55,000.00
Licenses and Permits	\$ 632,401.00	\$ 525,000.00
Fines & Forfeits	\$ 22,544.00	\$ 18,000.00
Investment Income	\$ 64,051.00	\$ 52,000.00
Miscellaneous Recurring	\$ 263,838.00	\$ 225,000.00
Miscellaneous Non-Recurring	\$ 232,955.00	\$-
TOTAL LOCAL RECEIPTS	\$ 4,534,777.00	\$ 3,820,000.00
STATE AID		
Cherry Sheet Receipts	\$ 6,873,112.00	\$ 7,157,191.00
Less Offsets	\$ (1,022,234.00)	\$ (1,099,421.00)
Less Charges and Assessments	\$ (2,497,287.00)	\$ (2,585,344.00)
TOTAL NET STATE AID	\$ 3,353,591.00	\$ 3,472,426.00

(Continued Page 2

ITEM	FY2012	FY2013
RESERVES	ACTUAL	ESTIMATED
Free Cash	\$ 300,000.00	\$-
TOTAL RESERVES	\$ 300,000.00	\$-
RESERVE FOR ABATEMENT	\$ (300,569.00)	\$ (355,110.00)
TOTAL GEN FUND BUDGET REVENUES	\$ 50,008,575.00	\$ 50,645,734.00
Increase/(Decrease)		\$ 637,159.00

ENTERPRISE FUNDS

ITEM	FY2012	FY2013
FEES AND CHARGES	ACTUAL	ESTIMATED
WATER	\$ 4,117,981.08	\$ 3,920,877.07
SEWER	\$ 5,549,496.37	\$ 5,315,691.17
HARBORMASTER	\$ 370,629.55	\$ 339,245.46

CITY OF NEWBURYPORT
FY 2012 EXPENDITURES
FREE CASH AND STABILIZATION FUNDS

FUND	BEG. BALANCE	CREDITS	EXPENDITURES	BALANCE
FREE CASH	\$ 1,791,088.00	\$ -	\$ 1,166,717.93	\$ 624,370.07
GENERAL STABILIZATION	\$ 2,427,754.01	\$ 54,645.43	\$ -	\$ 2,482,399.44
CAPITAL IMPROVE STABILIZATION	\$ 499,758.45	\$ 55,265.92	\$ 417,832.00	\$ 137,192.37
BUDGET RESERVE STABILIZATION	\$ 14,353.81	\$ 54.36	\$ -	\$ 14,408.17
EQUIPMENT STABILIZATION	\$ 747.05	\$ -	\$ -	\$ 747.05

**FY 2012 RECEIPTS AND EXPENDITURES
REVOLVING, RESERVE FOR APPROPRIATION, AND
COMMUNITY PRESERVATION FUNDS**

REVOLVING FUNDS	BEG. BALANCE	RECEIPTS	EXPENDITURES	END BALANCE
ENGINEERING SERVICES	\$ 46,294.46	\$ 63,145.47	\$ 60,370.97	\$ 49,068.96
COUNCIL ON AGING	\$ 19,619.77	\$ 32,460.92	\$ 35,555.17	\$ 16,525.52
RECREATION SERVICES	\$ 68,737.77	\$ 285,206.72	\$ 208,576.69	\$ 145,367.80
HISTORICAL COMMISSION	\$ 4,117.08	\$ 2,100.00	\$ 300.00	\$ 5,917.08
GIS	\$ 73.95	\$ -	\$ -	\$ 73.95
ELECTRICAL /WIRE INSPECTIONS	\$ 34,369.91	\$ 70,287.41	\$ 45,244.10	\$ 59,413.22
PLUMBING INSPECTIONS	\$ 12,776.73	\$ 41,602.00	\$ 24,672.64	\$ 29,706.09
GAS INSPECTIONS	\$ 18,072.54	\$ 31,257.00	\$ 33,685.28	\$ 15,644.26
DISABILITIES COMMISSION	\$ 3,384.92	\$ 360.90	\$ 1,350.00	\$ 2,395.82
SOUTH END BRANCH LIBRARY	\$ 8,238.44	\$ 30,887.21	\$ 21,716.51	\$ 17,409.14
MIDDLE SCHOOL DROP IN CENTER	\$ 16,188.87	\$ 95,217.81	\$ 108,090.53	\$ 3,316.15
TEMPORARY VENDOR PERMITS	\$ 16,935.07	\$ 11,395.00	\$ 10,346.94	\$ 16,935.07
PLANNING AND ZONING	\$ 22,774.96	\$ 28,119.30	\$ 30,102.71	\$ 17,983.13
ANIMAL CONTROL	\$ 9,284.41	\$ 3,580.00	\$ 861.45	\$ 12,002.96
VETERANS	\$ 2,408.02	\$ 2,485.00	\$ 668.00	\$ 4,225.02
CONSERVATION COMM	\$ 500.00	\$ -	\$ 494.94	\$ 5.06
DOWNTOWN PAID PARKING	\$ 72,591.40	\$ 749,974.49	\$ 459,812.99	\$ 362,752.90
CITY HALL REVOLVING	\$ 10,120.40	\$ 11,045.65	\$ 21,234.62	\$ (68.57)
TOTAL	\$ 366,488.70	\$ 1,459,124.88	\$ 1,063,083.54	\$ 758,673.56
RESERVE FOR APPR FUNDS				
CEMETERY RECEIPTS	\$ 12,798.62	\$ 5,350.00	\$ -	\$ 18,148.62
DPW GASOLINE	\$ 118,719.12	\$ 291,323.77	\$ 288,000.00	\$ 122,042.89
ASSESSOR SERVICE FEES	\$ 210.00	\$ 579.00	\$ -	\$ 789.00
WETLANDS PROTECTION	\$ 11,161.67	\$ 14,556.75	\$ 15,061.77	\$ 10,656.65
GREEN INITIATIVES	\$ 366,538.60	\$ -	\$ 23,700.00	\$ 342,838.60
INSURANCE CLAIMS	\$ 27,162.41	\$ 57,691.92	\$ 67,923.85	\$ 16,930.48
LIBRARY	\$ 44,969.22	\$ 30,649.89	\$ 63,260.87	\$ 12,358.24
SOLID WASTE FEES	\$ 177,213.80	\$ 88,558.97	\$ 66,725.00	\$ 199,047.77
TOTAL	\$ 758,773.44	\$ 488,710.30	\$ 524,671.49	\$ 722,812.25
COM PRESERVATION FUND				
TOTAL	\$ 1,719,684.04	\$ 802,161.05	\$ 832,542.86	\$ 1,689,302.23

CITY OF NEWBURYPORT

TRUST FUNDS

FISCAL YEAR 2012

ACCOUNT NAME	BEG. BALANCE	DEBITS	CREDITS	NET CHANGE	END BALANCE
LIB EMMA L ANDREWS TRUST	\$ 163.79	\$ 42.13	\$ -	\$ 42.13	\$ 205.92
LIB JOHN M BRADBURY TRUST	\$ 84.29	\$ 42.13	\$ -	\$ 42.13	\$ 126.42
LIB CHAS W BRADSTREET TRUST	\$ 92.59	\$ 42.13	\$ -	\$ 42.13	\$ 134.72
LIB WINTHROP O COFFIN TRUST	\$ 47.59	\$ 421.08	\$ 279.15	\$ 141.93	\$ 189.52
LIB LUCY COLBY TRUST	\$ 64.80	\$ 29.46	\$ -	\$ 29.46	\$ 94.26
LIB CHARLOTTE COLE TRUST	\$ 126.41	\$ 92.42	\$ -	\$ 92.42	\$ 218.83
LIB JOHN J CURRIER TRUST	\$ 102.03	\$ 42.13	\$ -	\$ 42.13	\$ 144.16
LIB AE CUTTER TRUST	\$ 72.33	\$ 168.40	\$ 110.85	\$ 57.55	\$ 129.88
LIB CALEB CUSHING TRUST	\$ 29.17	\$ 33.93	\$ -	\$ 33.93	\$ 63.10
LIB JOHN N CUSHING TRUST	\$ 53.36	\$ 42.13	\$ -	\$ 42.13	\$ 95.49
LIB NATHAN DODGE TRUST	\$ 27.26	\$ 42.96	\$ -	\$ 42.96	\$ 70.22
LIB WHP DODGE TRUST	\$ 101.91	\$ 111.38	\$ -	\$ 111.38	\$ 213.29
LIB SUSAN M DONNELL TRUST	\$ 106.86	\$ 126.32	\$ 88.82	\$ 37.50	\$ 144.36
LIB DANIEL FOSTER TRUST	\$ 47.02	\$ 10.52	\$ -	\$ 10.52	\$ 57.54
LIB JA FRONTHINGHAM TRUST	\$ 92.91	\$ 42.13	\$ -	\$ 42.13	\$ 135.04
LIB SARAH GREEN TRUST	\$ 40.52	\$ 84.22	\$ -	\$ 84.22	\$ 124.74
LIB CHARLES HALL TRUST	\$ 69.63	\$ 21.05	\$ -	\$ 21.05	\$ 90.68
LIB GEORGE HASKELL TRUST	\$ 130.11	\$ 45.17	\$ -	\$ 45.17	\$ 175.28
LIB DR THOMAS HEALY TRUST	\$ 70.84	\$ 103.06	\$ 60.93	\$ 42.13	\$ 112.97
LIB LAWRENCE HAYWARD TRUST	\$ 117.21	\$ 210.54	\$ 138.11	\$ 72.43	\$ 189.64
LIB JOS & AGNES LEBMAN TRUST	\$ 625.42	\$ 1,431.69	\$ 623.83	\$ 807.86	\$ 1,433.28
LIB STEPHEN MARSTON TRUST	\$ 87.18	\$ 281.86	\$ 213.23	\$ 68.63	\$ 155.81
LIB GRACE C MOODY TRUST	\$ 94.39	\$ 42.13	\$ -	\$ 42.13	\$ 136.52
LIB EDWARD S MOSELEY TRUST	\$ 90.25	\$ 210.54	\$ 129.17	\$ 81.37	\$ 171.62
LIB W O MOSELEY TRUST	\$ 80.99	\$ 428.09	\$ 319.57	\$ 108.52	\$ 189.51
LIB ALICE MOULTON TRUST	\$ 105.35	\$ 78.26	\$ -	\$ 78.26	\$ 183.61

(Continued Page 2)

	BEG. BALANCE	DEBITS	CREDITS	NET CHANGE	END BALANCE
LIB HARLAN W NOYES TRUST	\$ 47.63	\$ 10.52	\$ -	\$ 10.52	\$ 58.15
LIB PAUL F PATHE TRUST	\$ 100.61	\$ 33.10	\$ -	\$ 33.10	\$ 133.71
LIB ETHEL PARTON TRUST	\$ 59.51	\$ 88.43	\$ -	\$ 88.43	\$ 147.94
LIB GEO B PETTINGELL TRUST	\$ 67.07	\$ 84.67	\$ -	\$ 84.67	\$ 151.74
LIB GRACE PETTINGELL TRUST	\$ 46.06	\$ 21.05	\$ -	\$ 21.05	\$ 67.11
LIB MARGARET SAVAGE TRUST	\$ 55.44	\$ 138.83	\$ 54.61	\$ 84.22	\$ 139.66
LIB MATTHIAS SAWYER TRUST	\$ 121.55	\$ 210.54	\$ 127.81	\$ 82.73	\$ 204.28
LIB SO END READING RM TRUST	\$ 436.22	\$ 394.91	\$ -	\$ 394.91	\$ 831.13
LIB JOHN R SPRING TRUST	\$ 438.91	\$ 842.15	\$ 482.63	\$ 359.52	\$ 798.43
LIB ELIZ H STICKNEY TRUST	\$ 91.87	\$ 454.28	\$ 284.33	\$ 169.95	\$ 261.82
LIB EBEN F STONE TRUST	\$ 85.74	\$ 220.90	\$ 124.99	\$ 95.91	\$ 181.65
LIB BENJAMIN SWEETSER TRUST	\$ 114.44	\$ 210.54	\$ 95.65	\$ 114.89	\$ 229.33
LIB WILLIAM A TODD TRUST	\$ 139.04	\$ 640.90	\$ 445.58	\$ 195.32	\$ 334.36
LIB ANNIE S WIGHTMAN TRUST	\$ 109.45	\$ 400.44	\$ 246.62	\$ 153.82	\$ 263.27
LIB ABRAHAM WILLIAMS TRUST	\$ 72.78	\$ 42.13	\$ -	\$ 42.13	\$ 114.91
LIB PAUL & ANNA WALCOTT TRUST	\$ 107.88	\$ 603.93	\$ 8.53	\$ 595.40	\$ 703.28
MUNICIPAL BLDGS INSUR TRUST	\$ 2,350.52	\$ 301.96	\$ -	\$ 301.96	\$ 2,652.48
BALCH TRUST	\$ 6,727.66	\$ 421.08	\$ -	\$ 421.08	\$ 7,148.74
JOHN BROMFIELD TRUST	\$ 16,089.58	\$ 4,161.08	\$ -	\$ 4,161.08	\$ 20,250.66
A GERT CUTTER TRUST	\$ 15,102.42	\$ 2,279.10	\$ -	\$ 2,279.10	\$ 17,381.52
MH SIMPSON TRUST	\$ 12,036.53	\$ 897.12	\$ -	\$ 897.12	\$ 12,933.65
CHARLES MOSELEY TRUST	\$ 43,899.60	\$ 6,175.33	\$ -	\$ 6,175.33	\$ 50,074.93
A M GORWAICH TRUST	\$ 25.23	\$ 4.22	\$ -	\$ 4.22	\$ 29.45
CHAS KNIGHT TRUST	\$ 100.82	\$ 16.83	\$ -	\$ 16.83	\$ 117.65
MARGARET ATWOOD TRUST	\$ 2,312.95	\$ 463.18	\$ -	\$ 463.18	\$ 2,776.13
ANNIE DAVIS TRUST	\$ 656.07	\$ 42.13	\$ -	\$ 42.13	\$ 698.20
TIMOTHY DEXTER TRUST	\$ 764.37	\$ 89.99	\$ -	\$ 89.99	\$ 854.36
WILLIAM HORTON TRUST	\$ 13,773.52	\$ 1,200.90	\$ -	\$ 1,200.90	\$ 14,974.42
LAURA M FOLLANSBEE TRUST	\$ 600.29	\$ 156.06	\$ -	\$ 156.06	\$ 756.35
PERPETUAL CARE TRUST	\$ 12,616.18	\$ 918.45	\$ -	\$ 918.45	\$ 13,534.63

	BEG. BALANCE	DEBITS	CREDITS	NET CHANGE	END BALANCE
MOSES BROWN TRUST	\$ 7,660.79	\$ 631.60	\$ -	\$ 631.60	\$ 8,292.39
PAUL A MERRILL TRUST	\$ 994.47	\$ 42.13	\$ -	\$ 42.13	\$ 1,036.60
ROLAND TOPAN TRUST	\$ 604.62	\$ 10.52	\$ 37.18	\$ (26.66)	\$ 577.96
EDITH KENDALL TRUST	\$ 172.02	\$ 210.54	\$ 341.00	\$ (130.46)	\$ 41.56
EDITH KENDALL TRUST	\$ 221.73	\$ 210.54	\$ 389.00	\$ (178.46)	\$ 43.27
SAFFORD SCHOLARSHIP TRUST	\$ 4,194.37	\$ 4,478.23	\$ 6,000.00	\$ (1,521.77)	\$ 2,672.60
STABILIZATION TRUST	\$ 2,427,754.01	\$ 55,884.18	\$ 5.15	\$ 55,879.03	\$ 2,483,633.04
CM LAW ENFORCEMENT TRUST	\$ 55.26	\$ -	\$ -	\$ -	\$ 55.26
INJURED ON DUTY TRUST	\$ 86.25	\$ -	\$ -	\$ -	\$ 86.25
BUDGET RESERVE STABILIZATION TRUST	\$ 14,353.81	\$ -	\$ -	\$ -	\$ 14,353.81
CAP IMPROV FD STABILIZATION TRUST	\$ 499,758.45	\$ 57,472.90	\$ 417,832.00	\$ (360,359.10)	\$ 139,399.35
EQUIP REPL STAB FUND TRUST	\$ 747.05	\$ -	\$ -	\$ -	\$ 747.05
AFFORDABLE HOUSING TRUST	\$ 206,097.10	\$ 27,000.00	\$ 48,507.96	\$ (21,507.96)	\$ 184,589.14

ASSETS

	Fund 01	Fund 14-23,2401-2990-30-70	Fund 32-58 +3001-3411+4502-45034	Fund 60-61+6520	Fund 81-83-84-8201-8279	Fund 9901-9910	Fund 90
	General Fund	Special Revenue	Capital Projects	Water/Sewer/Hbr	Trust Funds	Agency	Long Term Obligate
Treasurer-Petty Cash	200						200
Cash	4,290,555	7,021,220	3,350,704	4,574,302	4,023,370	230,214	23,500,365
Short Term Investments							
Due from State							
Amount to be Provided			2,816,000				2,816,000
ACCOUNTS RECEIVABLE - Taxes							
Real Estate & Personal Property	1,478,989						1,478,989
Motor Vehicle Excise	534,752						534,752
Boat Excise Tax	93,609			27,770			121,379
Deferred Property Taxes	3,249						3,249
Tax Liens	671,915			7,875			679,791
Tax Foreclosure Receivable	30,031						30,031
Net Bonded Debt							53,561,694
User charges				1,104,538			1,104,538
Sewer/Water Liens							72,059
Unapportioned Special Assesmnt							636,602
Unapportioned Assess - PI				836,602			836,602
Apportioned Assess				6,879,474			6,879,474
Committed Int				9,448			9,448
CPA AIR		17,557		5,167			17,557
AIR State MWPAT			590,642				590,642
Total Assets	7,103,202	7,038,777	6,737,346	13,317,233	4,023,370	230,214	53,561,694
							92,011,835

LIABILITIES

Allowance for Abatements	424,822						424,822
Deferred Revenue	2,387,625	17,557		8,742,931			11,146,113
Tax Liens Redemption	2,177						2,177
Prepaid Taxes	66,403	1,187		533			68,124
Other Liabilities	633,542	6,643		868			641,054
Unmortized Prem on Bonds	1,200						1,200
Agency							
MWPAT			590,642				590,642
Project Bonds Payable							
BAN							
SAN			2,816,000				2,816,000
Total Liabilities	3,516,768	25,388	3,376,642	8,744,332	4,023,370	230,214	15,662,130

FUND BALANCE

DESIGNATED FUND BALANCE							
Reserved for Encumbrances	859,443	562,850		482,290			1,904,583
FB Reserved		387,800					387,800
FB Rsv PI				381,405			381,405
FB Rsv Low SI				96,403			96,403
Petty Cash	200						200
Fund Balance		48,764	427,958		1,034,051		1,610,673
DESIGNATED FUND BALANCE	2,727,790	6,013,975	2,932,846	3,812,802	2,999,319	230,214	18,508,947
UNDESIGNATED FUND BALANCE							
Total Fund Balance	3,587,434	7,013,389	3,360,704	4,572,900	4,023,370	230,214	22,786,011
Total Liabilities and Fund Balance	7,103,202	7,038,777	6,737,346	13,317,233	4,023,370	230,214	38,480,141

PART OF

NEWBURYPORT

Harbours

MAINE

NEWBURY
PORT

Scale of Miles



Pictured below, the Flying Cloud is a clipper ship similar to those built and christened in Newburyport Harbor. Newburyport carried on extensive trade with ships coming from Guadeloupe, Madeira, Cadiz, Ireland, Rotterdam, Dunkirk, Balboa and many other exotic ports.



APPENDIX B CITY ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

May 31, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ANIMALS

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

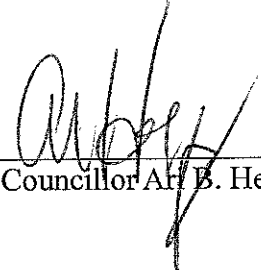
Chapter 3 Animals
Article II Dogs
Section 3-26 Leash required

Delete Section 3-26 (b)
Delete Section 3-26 (c)

Add Section 3-26 (b)

Failure to comply with subsection (a) shall be punishable by the following schedule of fines:

- (1) First offense \$ 50.00
- (2) Second offense 75.00
- (3) Third and each subsequent offense 100.00


Councillor Art B. Herzog

In City Council May 31, 2011

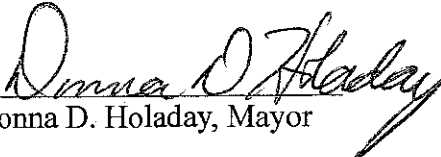
Motion to refer to Neighborhoods & City Services by Councillor Herzog, seconded by Councillor Derrivan. 11 yes. So voted.

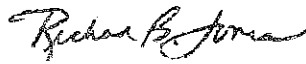
In City Council July 25, 2011

Motion to remove by Councillor Herzog, seconded by Councillor Heartquist. Motion to approve and order published by Councillor Herzog, seconded by Councillor Heartquist. Roll call vote, 7 yes, 3 no (Derrivan, Jones, O'Brien), 1 absent (Connell). So voted.

In City Council August 8, 2011

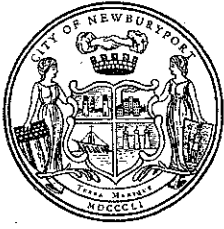
Motion to approve by Councillor Herzog, seconded by Councillor Cameron. 7 yes, 4 no (Connell, Derrivan, Jones, O'Brien), so voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: AUG 15 2011

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

May 31, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED HEALTH AND SANITATION

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

Chapter 8 Health and Sanitation
Article 3 Solid Waste
Division 1 Generally
Section 8-83 Regulations

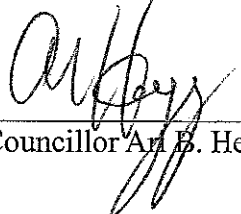
Delete (b).

Add:

(b)

(1) Commercial and residential disposable refuse in the downtown district, as defined in Section 8-81, must be placed in closed containers. All loose material shall be broken down and securely tied.

(2) Residential disposable refuse outside of the downtown district must be placed in closed containers or durable heavy bags and securely tied. All loose material shall be broken down and securely tied.


Councillor Ann B. Herzog

In City Council May 31, 2011

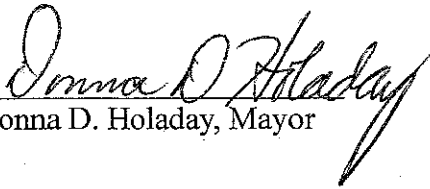
Motion to refer to Neighborhoods & City Services by Councillor Herzog, seconded by Councillor O'Connor Ives. 11 yes. So voted.


In City Council July 25, 2011

Motion to remove by Councillor Herzog, seconded by Councillor Jones. Motion to approve and order published by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 10 yes, 1 absent (Connell). So voted.

In City Council August 8, 2011

Motion to approve by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: AUG 15 2011

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

July 25, 2011

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 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-180	Resident Parking

Delete:

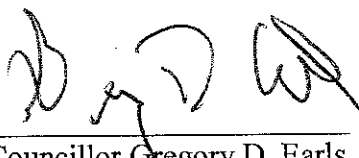
In Sec. 13-176 One Hour Parking

Fair Street between Charter and Temple

Add:

In Sec. 13-180 Resident Parking (g) (2) by adding the following streets or portions thereof to Zone 2

Fair Street between Water St. and Temple St.


Councillor Gregory D. Earls

In City Council July 25, 2011

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Derrivan. 10 yes, 1 absent (Connell). So voted.

In City Council August 8, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to amend to Water Street and approve by Councillor Earls, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

In City Council August 29, 2011

Motion to approve by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

Approve: Donna D. Holaday Attest: Richard B. Jones
Donna D. Holaday, Mayor Richard B. Jones, City Clerk

Date: 9/20/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

July 25, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES.

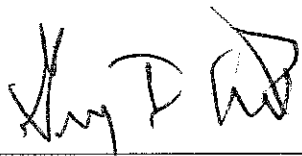
Chapter 13 Traffic and Motor Vehicles
Article IV Specific Street Schedules
Division 6 Stopping, Standing and Parking
§ 13-179 Handicapped Parking

No person without a duly authorized handicapped vehicle registration or placard, as described in MGL, Chapter 90, § 2, shall park in the following described parking space as designated by signs and symbols:

Add:

Otis Place

One (1) space in front of 21 Otis Place.


Councillor Gregory D. Earls

In City Council July 25, 2011

Motion to refer to Public Safety by Councillor Earls, seconded by Councillor Hutcheson. 10 yes, 1 absent (Connell). So voted.

In City Council August 8, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

In City Council August 29, 2011

Motion to approve by Councillor Earls, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

Approve: _____

Donna D. Holaday, Mayor

Attest: _____

Richard B. Jones, City Clerk

Date: _____

9/20/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

July 11, 2011

AN ORDINANCE ENTITLED 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 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-180	Resident Parking

Amend to read (g)(2):

Zone 1: Includes the following streets or portions thereof designated:
Green Street, on the west side running in a northerly direction from
Washington Street for a distance of 100 ft.

Washington Street, on the north side running in a westerly direction from
Green Street for a distance of 120 ft.

Pleasant Street, both sides from the property at 66 Pleasant Street to
Titcomb Street



Councillor Robert J. Cronin

In City Council July 11, 2011

Motion to refer to Public Safety by Councillor Connell, seconded by Councillor Derrivan.
10 yes, 1 absent (Ives). So voted.

In City Council July 25, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to
approve and be published by Councillor Cronin, seconded by Councillor Derrivan. 10
yes, 1 absent (Connell). So voted.

In City Council August 8, 2011

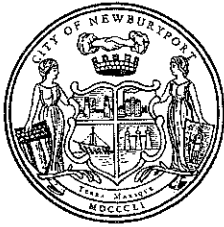
Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

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

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

Date: AUG 15 2011

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

July 25, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED STREETS, SIDEWALKS AND OTHER PUBLIC PLACES

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


Chapter 12 - STREETS, SIDEWALKS AND OTHER PUBLIC PLACES

Article 1. In General

Add:

Section 12-10

No camera shall be permanently placed for the purposes of surveillance by any City department in any public place without permission of the mayor and city council.


Councillor Edward C. Cameron

In City Council July 25, 2011

Motion to refer to Public Safety by Councillor Cameron, seconded by Councillor Ives. 10 yes, 1 absent (Connell). So voted.

In City Council August 8, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Connell. Roll call vote, 11 yes. So voted.

In City Council August 29, 2011

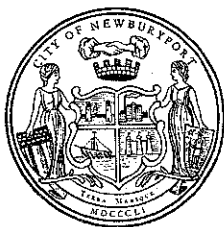
Motion to approve by Councillor Cameron seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

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

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

Date: 9/21/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

May 31, 2011

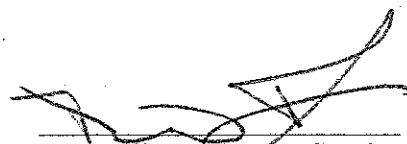
AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

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

Chapter 13	Traffic and Motor Vehicles
Article 2	Administration
Section 13-26	Enforcement

ADD:

Additionally, it shall be the duty of parking enforcement officers designated by the parking clerk to enforce any parking regulations provided herein.


Councillor Robert J. Cronin

In City Council June 13, 2011

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Jones. 10 yes, 1 absent (Derrivan). So voted.

In City Council August 8, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

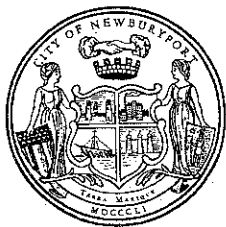
In City Council August 29, 2011

Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

Approve: Donna D. Holaday Attest: Richard B. Jones
Donna D. Holaday, Mayor Richard B. Jones, City Clerk

Date: 9/20/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

May 31, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

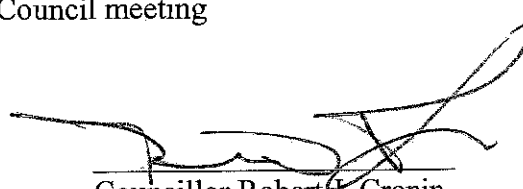
Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 13	Traffic and Motor Vehicles
Article 2	Administration
Section 13-31	Reserved

ADD Sec 13 - 31 by inserting the following:

Placement and enforcement of temporary parking restriction signage

The Mayor, the Parking Clerk or the City Marshal or any designee may place temporary parking restriction signage as required for the safety of public on public ways or public areas as deemed necessary. Temporary signage shall be considered enforceable under the current parking schedule as set by City Council. Temporary signage shall clearly state the restriction imposed and be embossed with "per order of the City of Newburyport". City Council shall be notified of all temporary restrictions for review at the next regularly scheduled City Council meeting


Councillor Robert J. Cronin

In City Council June 13, 2011

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Jones. 10 yes, 1 absent (Derrivan). So voted.

In City Council August 8, 2011

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

In City Council August 29, 2011

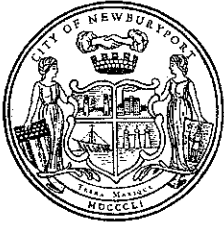
Motion to approve by Councillor Cronin, seconded by Councillor Derrivan. Roll call vote, 11 yes. So voted.

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

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

Date: 9/20/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

September 12, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED HEALTH AND SANITATION

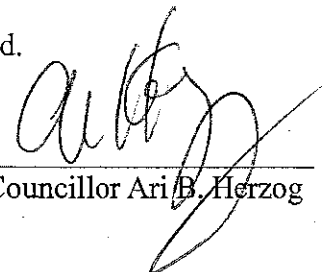
Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 8 Health and Sanitation
Article 3 Solid Waste
Division 2 Recycling
Section 8-90 Collection

Delete (b)(4).

Add:

(b)(4) *Plastic products*. Plastic containers labeled #1 through #7 are allowed.


Councillor Ari B. Herzog

In City council May 31, 2011

Motion to refer to Neighborhoods & City Services by Councillor Herzog, seconded by Councillor O'Connor Ives. 11 yes. So voted.

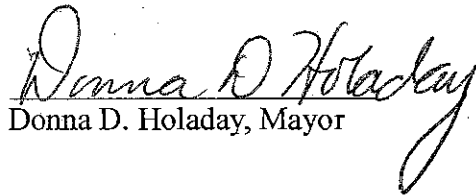
In City Council Sept. 12, 2011

Motion to remove from committee by Councillor Herzog, seconded by Councillor Connell. Motion to approve by Councillor Herzog, seconded by Councillor Cameron. 9 yes, 2 absent (Derrivan, Hutcheson). So voted.

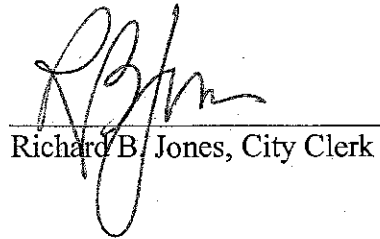
In City Council Sept. 26, 2011

Motion to approve second reading by Councillor Jones, seconded by Councillor Herzog. Roll call vote, 11 yes. So voted.

Approve:


Donna D. Holaday, Mayor

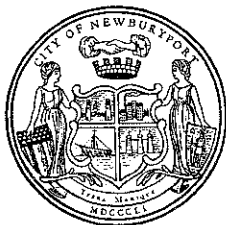
Attest:


Richard B. Jones, City Clerk

Date:

10/19/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

September 12, 2011

AN ORDINANCE TO CREATE AN ORDINANCE ENTITLED

Chapter 12 Streets, Sidewalks, and Other Public Places
Article 5 Public Places
Division 2 Cemeteries
Section 12-103 Highland Cemetery Commission

(a) Establishment

There is hereby established a Highland Cemetery Commission for the purpose of assisting in preserving and enhancing Highland Cemetery; in a shared stewardship with the public and municipal departments.

(b) Board of Commissioners; term of office

The mayor shall appoint five (5) members to constitute the Board of Commissioners of Highland Cemetery. Members must be residents of the City and shall serve without pay. Each commissioner of said Commission shall be appointed for a term of not in excess of three (3) years and the appointments shall be made so that the terms of not more than two (2) commissioners shall expire in a single year. The appointments shall be made on or before the first Monday of February. All members shall hold office until their respective successors are appointed.

(c) Annual appropriation for upkeep; use of other funds

- (1) The mayor and city council shall annually appropriate a sum of not less than five hundred dollars (\$500.00) for the preservation and enhancement of Highland Cemetery.
- (2) The money annually appropriated by the city for the upkeep of Highland Cemetery together with such sums as may be received by the commissioners shall be expended, in consultation with the mayor and city council, to the satisfaction of the commissioners for the preservation and enhancement of Highland Cemetery as a public cemetery.

(d) Promulgation of Rules

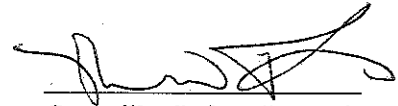
Commissioners are hereby authorized to promulgate reasonable rules for the use by the public of Highland Cemetery. Such rules may include, but are not limited to, hours of use, conduct of visitors, and manners of use of certain areas. Commissioners shall consult with the mayor and city council prior to such promulgation.

(e) Financial Matters

All money received for the account of the Highland Cemetery Commission shall be deposited with the city treasurer/collector, in trust, subject to withdrawal by the majority of a quorum of the Board of Commissioners only for expenditures on Highland Cemetery; and the accounts of the Highland Cemetery Commission shall be kept by the city treasurer/collector in such form and manner as the commissioners may direct.

(f) Annual Report of Commission

The Board of Commissioners of Highland Cemetery shall make a report of their doings, receipts and expenditures by the thirtieth (30th) day of September in each year, to the city council, before the last Monday in October.


Councillor Robert J. Cronin

In City Council August 8, 2011

Motion to approve Consent Agenda as amended by Councillor Earls, seconded by Councillor Jones. 11 yes, so voted.

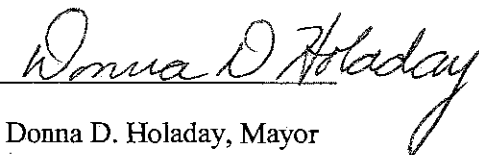
In City Council Sept. 12, 2011

Motion to remove from committee by Councillor Herzog, seconded by Councillor Cameron. Motion to approve by Councillor Herzog, seconded by Councillor Earls. 9 yes, 2 absent (Derrivan, Hutcheson). So voted.

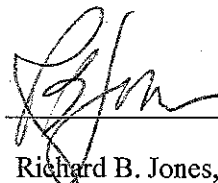
In City Council Sept. 26, 2011

Motion to approve second reading by Councillor Cronin, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

Approve:


Donna D. Holaday, Mayor

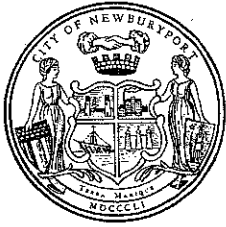
Attest:


Richard B. Jones, City Clerk

Date:

10/19/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

August 29, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ANIMALS

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

Chapter 3 Animals
Article 2 Dogs
Section 3-26 Leash required
Subsection (d)

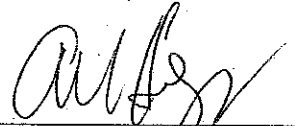
Delete first paragraph.

Add:

Notwithstanding the provisions of subsection (a), dogs are allowed off leash at Cashman Park, Moseley Woods, and March's Hill, subject to the exclusions and restrictions, off leash hours, and seasonal restrictions set forth in the following Table of Designated Off Leash Areas and subject to the Rules set forth in subsection (e), respectively, below:

Table of Designated Off Leash Areas			
Designated off leash area	Exclusions and restrictions	Off leash hours	Seasonal restrictions
Cashman Park	Excluding: playground, basketball court, tennis court, baseball field & soccer field and walkways	7:30a.m.- 9:00a.m. and 4:00p.m.-7:00p.m.	Year round
Moseley Woods	Excluding: playground, pavilion & picnic areas	Dawn - 10:30 a.m. and 4:00p.m.- Dusk	Year round

March's Hill	Excluding: basketball court	Dawn - 10:30 a.m. and 4:00p.m.- Dusk	No off leash dogs allowed at times when children are sledding
--------------	-----------------------------	--	--


Councillor Ari B. Herzog

In City Council August 29, 2011

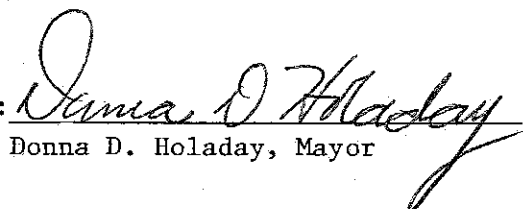
Motion to refer to Neighborhoods and City Services by Councillor Herzog, seconded by Councillor Cameron. So voted.

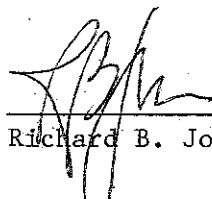
In City Council September 26, 2011

Motion to remove by Councillor Herzog, seconded by Councillor Cameron. So voted. Motion to approve first reading and order published by Councillor Earls, seconded by Councillor Cameron. Roll call vote, 8 yes, 2 no (Derrivan, O'Brien), 1 present (Cronin). So voted. Motion passed.

In City Council October 17, 2011

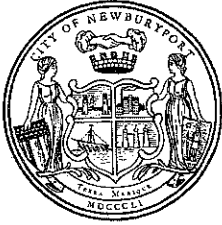
Motion to approve second reading by Councillor Herzog, seconded by Councillor Heartquist. Roll call vote, 8 yes, 2 no (Derrivan, O'Brien), 1 present (Cronin). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 11/2/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

September 12, 2011

AN ORDINANCE ENTITLED 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 13	Traffic and Motor Vehicles
Article IV	Specific Street Schedules
Division 6	Stopping, Standing and Parking
§ 13-168	Parking Restricted on Certain Streets

No person shall park a vehicle on the following described street or parts thereof:

Street

Salem Street

Extent

Westerly side of Salem Street from the entrance to the James Steam Mill running in a southerly direction toward Purchase Street for a distance of twenty feet.

Councillor Allison Heartquist

In City Council September 12, 2011

Motion to refer to Public Safety by Councillor Jones, seconded by Councillor Heartquist. 9 yes, 2 absent (Derrivan, Hutcheson). So voted.

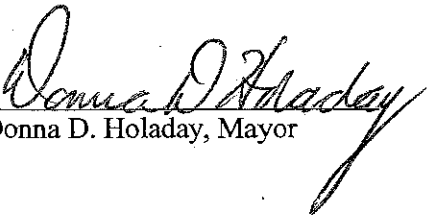
In City Council October 17, 2011

Motion to remove from committee by Councillor Cronin, seconded by Councillor Connell. Motion to approve first reading and order published by Councillor Cronin, seconded Councillor Derrivan. Roll call vote, 11 yes. So voted.

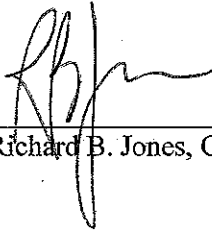
In City Council October 31, 2011

Motion to approve second reading by Councillor Heartquist, seconded by
Councillor Earls. Roll call vote, 10 yes, 1 absent (Hutcheson). So voted.

Approve:


Donna D. Holaday, Mayor

Attest:


Richard B. Jones, City Clerk

Date:

11/2/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED MOTOR VEHICLES


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

Chapter 13	Traffic and Motor Vehicles
Article 14	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Sec. 13-171.1	Pick up and drop off areas

Add:

Sec. 13-171.2

A designated area consisting of one parking space on the East side of Summer Street at the entrance to St. Paul's Episcopal church, 35 Summer Street for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons. There is a twenty-five dollar (\$25.00) fine for violation of this section.



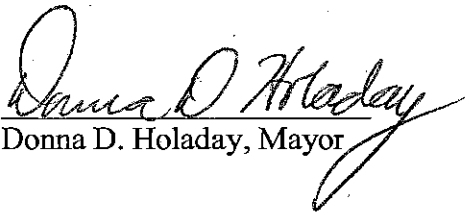
Councillor Robert J. Cronin

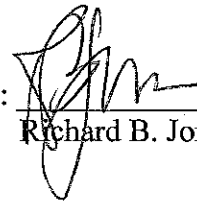
In City Council October 17, 2011

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Jones. 11 yes. Motion to remove from committee by Councillor Cronin, seconded by Councillor Jones. 11 yes. Motion to waive the rules and order first reading and order published as amended by Councillor Cronin, seconded by Councillor Jones. Roll call vote, 11 yes. So voted.

In City Council October 31, 2011

Motion to approve second reading by Councillor cronin, econded by Councillor Derrivan.
Roll call vote, 10 yes, 1 absent (Hutcheson). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 11/2/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

September 12, 2011

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 13 TRAFFIC AND MOTOR VEHICLES

Article IV Specific Street Schedules

Division 6 Stopping, Standing, and Parking

Section 13-176.1 Same—Thirty Minutes

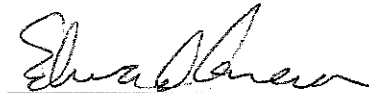
ADD:

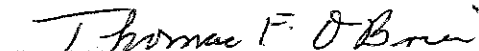
Street

High Street

Extent

Northerly side from Ashland Street for a distance northwesterly of approximately 135 feet between the hours of 8:00 a.m. and 6:00 p.m. except for Sundays and Holidays.


Councillor Edward C. Cameron


Councillor Thomas F. O'Brien

In City Council September 12, 2011

Motion to refer to Public Safety by Councillor Cameron, seconded by Councillor Ives. 9 yes, 2 absent (Derrivan, Hutcheson). So voted.

In City Council October 17, 2011

Motion to remove from committee by Councillor Cronin, seconded by Councillor Cameron. 11 yes.
Motion to approve first reading and order published by Councillor Cronin, seconded by Councillor Cameron. Roll call vote, 11 yes. So voted.

In City Council October 31, 2011

Motion to approve second reading by Councillor Cameron, seconded by
Councillor Connell. Roll call vote; 10 yes, 1 absent (Hutcheson). So voted.

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

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

Date: 11/2/11

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section IX: Nonconforming Uses, Structures and Lots

Section IX-B: Extension or alteration

Under item 3.B. "Intensifying nonconformities" insert after the words "lot coverage," and before the word "height" the words "floor area ratio,".

Section XXI: Plum Island Overlay District

Section XXI-F: Nonconforming uses and structures, excluding single and two-family structures.

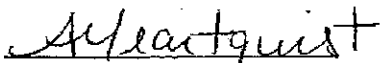
Add a new paragraph as follows:

5. The enlargement or extension to lot coverage, floor area ratio, height, open space or front, side and rear yard requirements may be allowed upon the grant of a special permit by the board of appeals, and shall not require a variance, notwithstanding that such enlargement or extension may increase existing nonconformities.

Section XXI-G: Nonconforming single and two-family residential structures

Redesignate the existing paragraph 4 as "4.a." and add a new paragraph numbered "4.b." as follows:

- 4.b. The alteration, reconstruction, extension of, or change to lot coverage, floor area ratio, height, open space or front, side and rear yard requirements may be allowed upon the grant of a special permit by the board of appeals, and shall not require a variance, notwithstanding that such alteration, reconstruction, or extension may increase existing nonconformities.


Councillor Allison Heartquist

In City Council October 17, 2011

Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

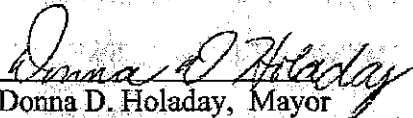
In City Council November 14, 2011

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote 11 yes. Motion passed.

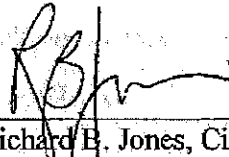
In City Council December 12, 2011

Motion to approve second reading by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.

Approve:


Donna D. Holaday, Mayor

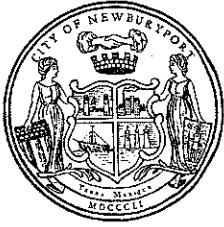
Attest:


Richard E. Jones, City Clerk

Date:

FEB 16 2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

Zoning Ordinance Amendment:

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" by the addition of the following:

Section V-D: Table of Use Regulations

Use	NUM	CON	R-1	R-2	R-3	B-1	B-2	B-3	I-1	I-1B	I-2	M	WMD	WMU
Community Center	216	NP	NP	P	NP	NP	NP	NP	NP	NP	NP	NP	NP	NP

Section V-E: List of Allowable Uses

Community Center **216** A municipally operated Community Center or Senior Center.


Councillor Brian P. Derrivan

In City Council October 17, 2011

Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

In City Council December 12, 2011

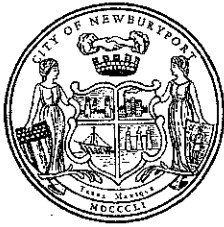
Motion to remove from Planning & Development by Councillor Connell, seconded by Councillor Derrivan.
Motion to waive the rules and approve on first reading and order published by Councillor Connell,
seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.

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

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

Date: 2/27/12

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

November 28, 2011

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 13	Traffic and Motor Vehicles
Article IV	Specific Street Schedules
Division 6	Stopping, Standing and Parking
§ 13-168	Parking Restricted on Certain Streets

No person shall park a vehicle on the following described street or parts thereof:

ADD:

Street

Extent

High

North side from the intersection of High and Winter Streets for a distance of 45 feet easterly

A handwritten signature in black ink, appearing to read "Robert J. Cronin", is written over a horizontal line.

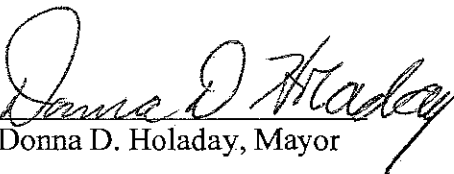
Councillor Robert J. Cronin

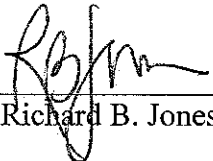
In City Council November 28, 2011

Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Derrivan.
So voted on a unanimous voice vote.

In City Council December 12, 2011

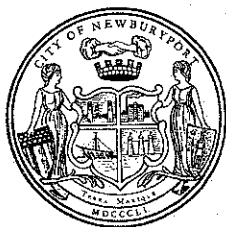
Motion to remove from Public Safety by Councillor Cronin, seconded by Councillor Jones. Motion to waive the rules and approve and order published on first reading by Councillor Cronin, seconded by Councillor Jones. Roll call vote 10 yes, 1 absent (Earls). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 2/27/2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section IX: Nonconforming Uses, Structures and Lots

Section IX-B: Extension or alteration

Under item 3.B. "Intensifying nonconformities" insert after the words "lot coverage," and before the word "height" the words "floor area ratio,".

Section XXI: Plum Island Overlay District

Section XXI-F: Nonconforming uses and structures, excluding single and two-family structures.

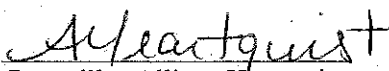
Add a new paragraph as follows:

5. The enlargement or extension to lot coverage, floor area ratio, height, open space or front, side and rear yard requirements may be allowed upon the grant of a special permit by the board of appeals, and shall not require a variance, notwithstanding that such enlargement or extension may increase existing nonconformities.

Section XXI-G: Nonconforming single and two-family residential structures

Redesignate the existing paragraph 4 as "4.a." and add a new paragraph numbered "4.b." as follows:

- 4.b. The alteration, reconstruction, extension of, or change to lot coverage, floor area ratio, height, open space or front, side and rear yard requirements may be allowed upon the grant of a special permit by the board of appeals, and shall not require a variance, notwithstanding that such alteration, reconstruction, or extension may increase existing nonconformities.


Councillor Allison Heartquist

In City Council October 17, 2011

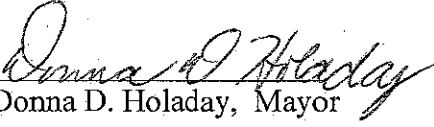
Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

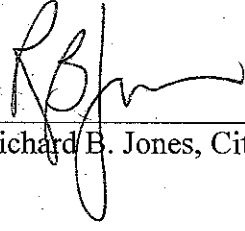
In City Council November 14, 2011

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote 11 yes. Motion passed.

In City Council December 12, 2011

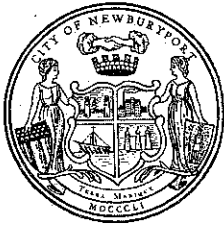
Motion to approve second reading by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: FEB 16 2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

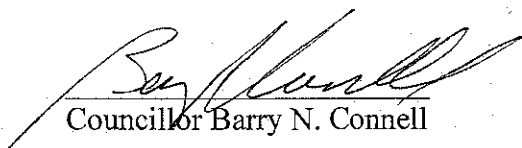
Zoning Ordinance Amendment:

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section VI: Dimensional Controls

Section VI-A: General Regulations

Under "Mixed Use" (Use # 405) in the Table of Dimensional Requirements, replace the words "Refer to section IV-C for requirements" with "Refer to Section IV-D for requirements."


Councillor Barry N. Connell

In City Council October 17, 2011

Motion to refer to Planning & Development by Councillor Connell, seconded by Councillor Jones. So voted on a unanimous voice vote.

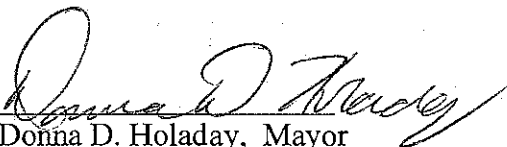
In City Council November 14, 2011

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote 11 yes.

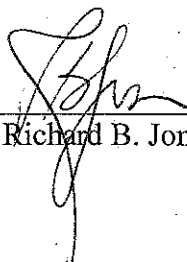
In City Council December 12, 2011

Motion to approve second reading by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Earls). So voted.

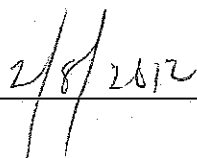
Approve:


Donna D. Holaday, Mayor

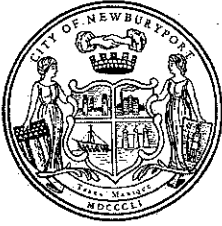
Attest:


Richard B. Jones, City Clerk

Date:


2/8/2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

Zoning Ordinance Amendment:

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section VIII: Signs


Section VIII: Purpose and intent

Delete the second and third paragraphs of this section in their entirety and replace said paragraphs with the following:

The rules and regulations contained herein shall govern the construction, alteration, repair, maintenance and erection of all signs within the City of Newburyport.

Notwithstanding the provisions of this section, all signs and other advertising devices within the B-2, B-3 and WMU zoning districts shall meet the requirements contained within the document entitled "Signage Standards for Downtown Newburyport," dated October 11, 2011 and on file with the City Clerk and Office of Planning & Development.

Additionally, any proposal which requires site plan review as outlined in Section XV "Site Plan Review," shall comply with the standards outlined Section XV.H.b.6.


Councillor Barry N. Connell

In City Council October 17, 2011


Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

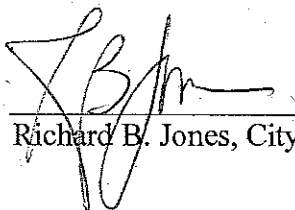
In City Council November 14, 2011

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote 11 yes.

In City Council December 12, 2011

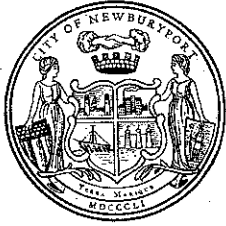
Motion to approve second reading by Councillor Connell, seconded by Councillor Ives. Roll call vote, 10 yes, 1 absent (Earls). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 2/8/2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

October 17, 2011

AN ORDINANCE ENTITLED AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

Zoning Ordinance Amendment:

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section IV: Application and Interpretation

Delete subsection V-C.1, entitled "Smart growth ordinance" in its entirety.


Councillor Barry N. Connell

In City Council October 17, 2011

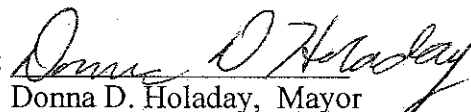
Motion to refer to Planning & Development by Councillor Jones, seconded by Councillor Derrivan. So voted on a unanimous voice vote.

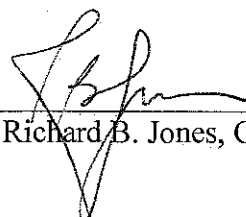
In City Council November 14, 2011

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Cameron. Roll call vote, 11 yes.

In City Council December 12, 2011

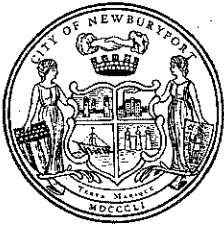
Motion to approve second reading by Councillor Connell, seconded by Councillor Jones. Roll call vote, 10 yes, 1 absent (Earls). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 2/8/2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:
January 30, 2012

AN ORDINANCE TO AMEND AN ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

THAT the Zoning Ordinance be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section II: Definitions

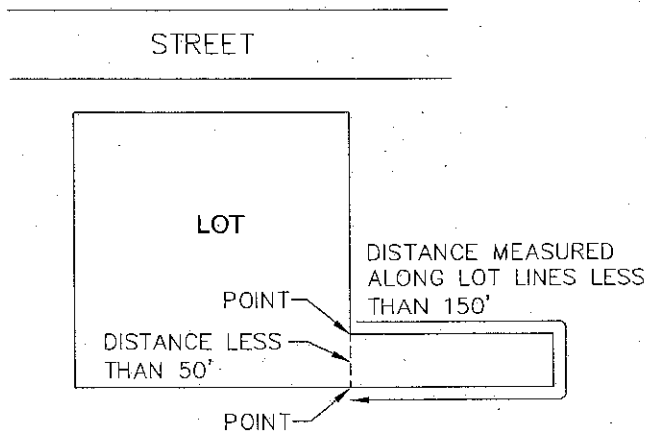
Delete the text (definitions) of the following numbered terms, in their entirety, and replace said terms and definitions with the following (including illustrative diagrams):

19. Frontage. The uninterrupted length of the front lot line(s), as defined herein, whether straight or not, and is on:

- A. A public way or a way which the City Clerk certifies is maintained and used as a public way; or
- B. A way shown on a previously approved subdivision plan; or
- C. A way that predates subdivision control that has, in the Planning Board's opinion, sufficient width, suitable grades, and adequate construction to provide for vehicular traffic, including emergency and snow removal vehicles, and the installation of utilities.

22. Lot area. An area of land which is determined by the limits of the lot lines of land under one (1) ownership bounding that area and expressed in terms of square feet or acres. When the distance between any two (2) points of lot lines is less than fifty (50) feet, measured in a straight line, the smaller portion of the lot which is bounded by such line and lot lines shall not be considered in computing minimum lot area unless the distance along such lot lines between such two points is less than one hundred and fifty (150) feet.

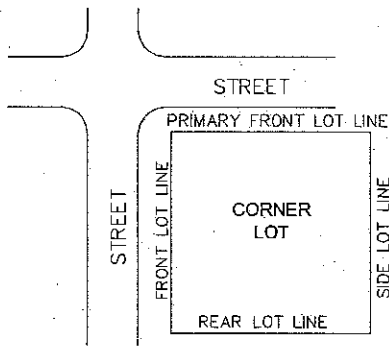
Lot Area Diagram: The area between the two points called out in the adjacent diagram would count toward lot area since the distance along the lot lines is less than 150 feet.



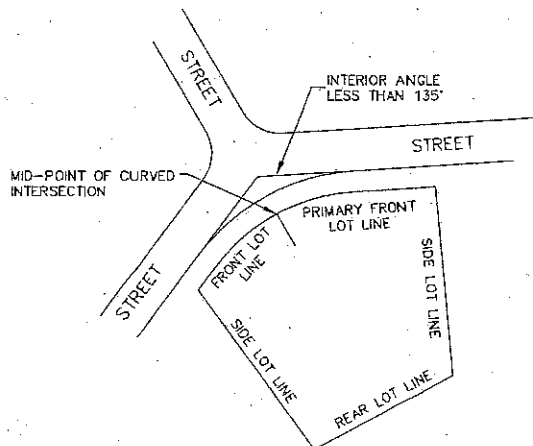
23. Lot, corner. A lot at the point of intersection of and abutting on two or more intersecting streets, the interior angle of intersection of the street lot lines, or extended lot lines in case of a curved street being not more than 135°. For purposes of this chapter, the yard adjacent to each street shall be considered a front yard; however, this will not affect designation of the front lot line.

Corner Lot Diagrams:

A corner lot has two front lot lines. The front lot line of greater length shall be known as the primary front lot line. When a corner lot has front lot lines of equal length, the owner shall designate a single front lot line as the primary front lot line, on the applicable plan and/or application. This shall be known as the primary front lot line.



Where the interior angle of intersecting street is less than 135 degrees, the lot shall be considered a corner lot.



25. Lot line, front. The property line dividing a lot from the adjacent a single street right-of-way. In the case of a corner lot the front lot line of greater length shall be known as the primary front lot line. When a corner lot has front lot lines of equal length, the owner shall designate a single front lot line as the primary front lot line, on the applicable plan and/or application.

26. Lot line, rear. The property line most nearly opposite and furthest from the front lot line or primary front lot line in the case of corner lots.

27. Lot line, side. Any property line not a front or rear lot line.

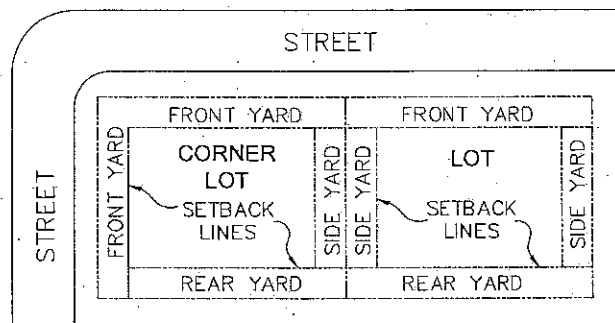
28. Lot, nonconforming. A lot lawfully existing at the effective date of this ordinance, or any subsequent amendment thereto, which is not in accordance with all provisions of this ordinance.

50. Yard, front. The portion of a lot lying between the front line and the front setback line.

51. Yard, rear. The portion of a lot lying between the rear line and the rear setback line.

52. Yard, side. The portion of a lot lying between a side line and the corresponding side setback line and extending from the front yard to the rear yard. In the case of a lot of odd shape, any yard that is not a front yard or a rear yard shall be considered a side yard.

Yard Diagram: Setbacks are measured from all lot lines. Yards exist between lot lines and setback lines. Corner lots have two front setbacks.



Section VI: Dimensional Controls

Under VI-A "General regulations." delete the first paragraph in its entirety and replace said paragraph with the following:

Any structure hereafter altered, constructed, erected, placed, or converted for any use in any district shall be located on a lot only in conformance with the minimum requirements listed on the dimensional controls table and regulations in section VI-B unless specifically allowed by the special permit granting authority under a variance procedure or, in the case of nonconforming uses, structures or lots, in accordance with the provisions of G.L. c.40A, §6 and Section IX of the Ordinance.

Under VI-B "Lot areas." Add the following new subsections:

- D. In addition to the minimum lot area and frontage requirements, lots shall be laid out in such a manner so that a square, with sides equal to eighty percent (80%) of the minimum frontage requirement for the zoning district in which it is located, can be placed within the lot with at least one point of the square lying on the front lot line with no portion of the square extending beyond the boundaries of the lot.


Councillor Barry N. Connell

In City Council October 17, 2011

Motion to refer to Planning & Development by Councillor Connell, seconded by Councillor Jones.

So voted on a unanimous voice vote.

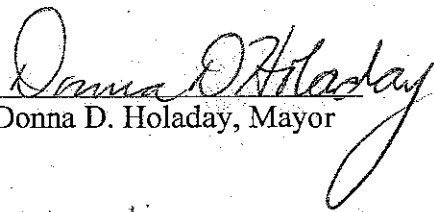
In City Council January 30, 2012

Motion to remove by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 9 yes, 1 no (Jones), 1 absent (Heartquist). So voted.

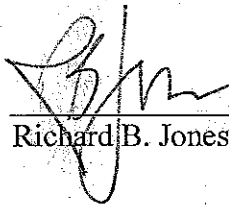
In City Council February 13, 2012

Motion to approve second reading by Councillor Cameron, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 no (Jones). So voted.

Approve:


Donna D. Holaday, Mayor

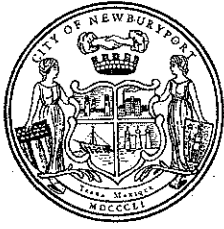
Attest:


Richard B. Jones, City Clerk

Date:

2/27/12

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

January 12, 2012

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 13 Traffic and Motor Vehicles
Article IV Specific Street Schedules
Division 6 Stopping, Standing and Parking
Sec. 13-180A Paid Parking Permits

Delete the following phrase:

(c) (1) 'for an annual parking permit'

Insert the following phrase:

(c) (1) 'for a two year parking permit'

A handwritten signature in black ink, appearing to read 'Robert J. Cronin', written over a horizontal line.

Councillor Robert J. Cronin

In City Council January 9, 2012

Motion to move to Public Safety by Councillor Earls, seconded by Councillor Herzog. 11 yes. So voted.

In City Council February 13, 2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Cronin, seconded by Councillor Derrivan. 11 yes, so voted.

In City Council February 27, 2012

Motion to waive the rules by Councillor Jones, seconded by Councillor Cameron. 9 yes, 2 absent (Cronin, O'Brien). Motion to approve 2nd reading by Councillor Derrivan, seconded by Councillor Connell. Roll call vote, 9 yes, 2 absent (Cronin, O'Brien). So voted.

Approve: _____

Donna D. Holaday, Mayor

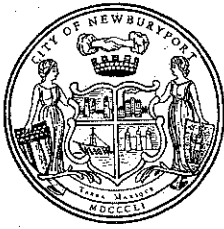
Attest: _____

Richard B. Jones, City Clerk

Date: _____

3/30/2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

February 13, 2012

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED TRAFFIC AND MOTOR VEHICLES

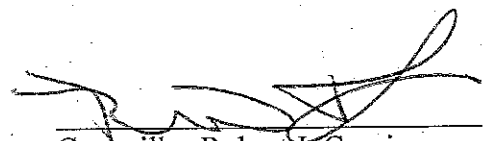
Be it ordained by the City Council of the City of Newburyport as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13 – 180A	

Delete subsection (e) (3)

Insert a new subsection (e) (3) as follows:

A Downtown Employee paid parking permit is only valid in the designated spaces in the all day parking lots of the Tracey Place lot, Newburyport Redevelopment Authority East Lot and Newburyport Redevelopment Authority West Lot.


Councillor Robert J. Cronin

In City Council February 13, 2012

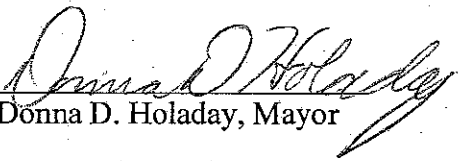
Motion to refer to Public Safety by Councillor Cronin, seconded by Councillor Cameron. So voted.

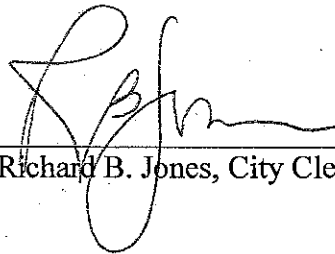
In City Council March 12, 2012

Motion to remove by Councillor Cronin, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Cronin, seconded by Councillor Connell. Roll call vote, 10 yes, 1 absent (O'Brien).

In City Council March 27, 2012

Motion to approve second reading by Councillor Cronin, seconded by Councillor Cameron. 9 yes, 2 absent (Connell, Derrivan). So voted.

Approve: 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: APR 05 2012

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date:

January 30, 2012

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 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-180	Resident Parking

Add:

(g) (2) by adding the following streets or portions thereof to Zone 2

Middle Street between Fair Street and Federal Street


Councillor Gregory D. Earls

In City Council January 30, 2012

Motion to move to Public Safety by Councillor Earls, seconded by Councillor Derrivan. So voted.

In City Council March 27, 2012

Motion to remove by Councillor Cronin, seconded by Councillor Earls. Motion to approve first reading and order published by Councillor Cronin, seconded by Councillor Earls. Roll call vote, 9 yes, 2 absent (Connell, Derrivan).

In City Council April 9, 2012

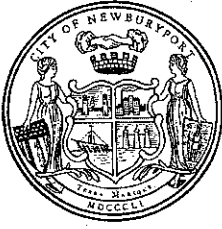
Motion to approve second reading by Councillor Herzog, seconded by Councillor Cameron. Roll call vote, 9 yes, 2 absent (Connell, O'Brien).

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

Attest: RB Jones
Richard B. Jones, City Clerk

Date: 4/13/12

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

June 11, 2012

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

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

Zoning Ordinance Amendment:

THAT the Zoning Ordinance of the City of Newburyport be amended pursuant to Section XII-B "Adoption and Amendment" as follows:

Section III: Establishment of Districts

III-A Establishment of Districts

Add the following Zoning District:

Floodplain Overlay District FOD

III-B Description of Districts

Delete the Term and description of "Floodplain District" in its entirety, and replace said language with the following:

Floodplain Overlay District. This overlay district includes all Special Flood Hazard Areas (SFHA) within the City of Newburyport designated as Zone A, AE, AH, AO, V or VE on the Essex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program (NFIP). The map panels of the Essex County FIRM that are wholly or partially within the City of Newburyport (Community Number 250097) are panel numbers 25009C0104F (104F), 25009C0108F (108F), 25009C0109F (109F), 25009C0116F (116F), 25009C0117F (117F), 25009C0128F (128F), 25009C0129F (129F), 25009C0133F (133F), 25009C0136F (136F), 25009C0137F (137F), and 25009C0141F (141F) dated July 3, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Essex County Flood Insurance Study (FIS) report dated July 3, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the City Clerk, Office of Planning and Development, and Building Department.

Section IV: Application and Interpretation

IV-C Existing Buildings and Land

Delete the phrase "In all other areas of the Plum Island Barrier Beach outside of the V-Zone and AO-Zone," and replace said phrase with the following:

"On Plum Island (which is a Barrier Beach),"

Section VI: Dimensional Controls

VI-H Buildings in floodplains

Delete said Section in its entirety and replace said Section with the following:

VI-H Buildings in the Floodplain Overlay District

Dimensional controls shall apply to buildings located in the Floodplain Overlay District. Additional regulations are contained in subsequent sections of this Ordinance.

Section XIII: Floodplain District Regulations

Delete said Section in its entirety and replace said Section with the following:

Section XIII: Floodplain Overlay District Regulations

XIII-A Statement of Purpose

The general purpose of this section is to effectively protect the water resources of the City with zoning provisions that regulate development in floodplains in a manner that, at a minimum, meets the requirements of the Federal Emergency Management Administration (FEMA) for participation in their National Flood Insurance Program (NFIP).

Specifically, the purposes of the Floodplain Overlay District are to:

- 1) Ensure public safety through reducing the threats to life and personal injury;
- 2) Eliminate new hazards to emergency response officials;
- 3) Prevent the occurrence of public emergencies resulting from water quality, contamination, and pollution due to flooding;
- 4) Avoid the loss of utility services which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
- 5) Eliminate costs associated with the response and cleanup of flooding conditions; and
- 6) Reduce damage to public and private property resulting from flooding waters.
- 7) Discourage the development of hazard-prone areas so as to reduce damage, cleanup costs and repetitive loss, particularly in response to reports by FEMA and other federal and state agencies indicating that sea levels will rise during the coming decades.

XIII-B Definitions

The following definitions shall apply to the interpretation and implementation of terms used in this Section:

AREA OF SPECIAL FLOOD HAZARD is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, AE, or VE.

BASE FLOOD means the flood having a one percent chance of being equaled or exceeded in any given year.

COASTAL HIGH HAZARD AREA means an area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone VE.

DEVELOPMENT means any manmade change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

DISTRICT means Floodplain Overlay District.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) administers the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD INSURANCE RATE MAP (FIRM) means an official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY means an examination, evaluation, and determination of flood hazards, and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY means the channel of a stream plus any adjacent floodplain areas that must be kept free from encroachment so that the 1% annual chance flood (base flood) can be carried without substantial increases in flood heights. The Floodway boundaries are indicated on the Flood Insurance Rate Maps.

LOWEST FLOOR means the lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor,

PROVIDED that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

MANUFACTURED HOME means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured

home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers, and other similar vehicles.

MANUFACTURED HOME PARK OR SUBDIVISION means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

NEW CONSTRUCTION means, for floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by the City, including this Ordinance. For the purpose of determining insurance rates, NEW CONSTRUCTION typically means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD - see BASE FLOOD.

REGULATORY FLOODWAY - see FLOODWAY

SPECIAL FLOOD HAZARD AREA means an area having special flood and/or flood-related erosion hazards, and shown on a FIRM as Zone A, AO, A1-30, AE, A99, AH, V, V1-30, VE.

STRUCTURE means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. STRUCTURE, for insurance coverage purposes, typically means a walled and roofed building, other than a gas or liquid storage tank, that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration, or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A means the 100-year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available federal, state, local, or other data.

ZONE AE (for new and revised maps) means the 100-year floodplain where the base flood elevation has been determined.

ZONE AH and ZONE AO means the 100-year floodplain with flood depths of 1 to 3 feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

ZONE X are areas identified in the community Flood Insurance Study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

ZONE VE (for new and revised maps) means a special flood hazard area along a coast subject to inundation by the 100-year flood with additional hazards due to velocity (wave action). Base flood elevations have been determined.

XIII-C Establishment

- 1) Establishment: There is hereby established a Floodplain Overlay District which shall be governed by the regulations specified in this section.
- 2) Floodplain Overlay District Boundaries: See Section III-B "Floodplain Overlay District"
- 3) Base Flood Elevation and Floodway Data:

A) Floodway Data

In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

B) Base Flood Elevation Data

Base flood elevation data is required for any subdivision proposal, any new building or development, and any other development that would result in additional impervious surface within any area of the Floodplain Overlay District.

Within Zone A, where the base flood elevation is not provided on the FIRM, the building Commissioner shall obtain and review any already existing base flood elevation data.

XIII-D Applicability

- 1) Applicability: No structure or building shall be erected, constructed, expanded, substantially improved, or moved and no earth or other materials shall be dumped, filled, excavated, transferred, or otherwise altered in the Floodplain Overlay District except in accordance with this Section.
- 2) General Exemptions: For the purposes of this Section, a permit shall not be required for any demolition or other activity that reduces impervious surface on a lot within the Floodplain Overlay District. This exemption applies only to this Section of the Ordinance.

- 3) **Emergency Repairs:** The requirements of this Section shall not apply to emergency repairs or projects necessary for the protection of the health, safety or welfare of the general public which are to be performed or which are ordered to be performed by a City department, or the commonwealth, or a political subdivision thereof. In no case shall any filling, dredging, excavating, or otherwise extend beyond the time necessary to abate the emergency.

XIII-E Development Regulations and Construction Standards

- 1) **Reference to Existing Regulations:** The Floodplain Overlay District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with the following:
 - A) Massachusetts General Laws (M.G.L.), Chapter 131, Section 40 (The Wetlands Protection Act)
 - B) Sections of the Massachusetts State Building Code which address floodplain and coastal high hazard areas (currently 780 CMR including but not limited to Section 2102.0 entitled "Floodplain Resistant Construction");
 - C) Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
 - D) Inlands Wetlands Restrictions, DEP (currently 310 CMR 13.00);
 - E) Coastal Wetlands Restrictions, DEP (currently 310 CMR 12.00);
 - F) Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variance from the provision and requirements of the above referenced state regulations may only be granted in accordance with the required procedures of these state regulations.

- 2) **Coastal High Hazard Areas:** Located within the Floodplain Overlay District are areas designated as coastal high hazard areas (Zone V and Zone VE). Since these areas are extremely hazardous due to high velocity waters from tidal surges and hurricane wave wash, the following provisions shall apply:
 - A) All proposals must adhere to the requirements of Section XIII-E(1)
 - B) All new construction shall be located landward of the reach of the mean high tide.
 - C) Manmade alteration of sand dunes, which would increase potential flood damage, is now prohibited.

- 3) **Floodway Development Prohibited:**

All encroachments, including fill, new construction, substantial improvements to existing structures, and other development are prohibited unless certification by a registered professional engineer is provided by the applicant demonstrating that such encroachments shall not result in any increase in flood levels during the occurrence of the one-hundred-year flood (1% annual chance) within Zones A, AE, AO, VE and X. Only construction which is located at or above eleven and one-half (11½) feet elevation (see North American Vertical

Datum of 1988) will be permitted. Exceptions will require approval of the Building Commissioner and Conservation Commission of the City of Newburyport.

4) Flood Prevention in Subdivisions: All proposed subdivisions must be designed to assure that:

- A) The proposed project will minimize flood damage;
- B) All public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- C) Adequate drainage is provided to reduce exposure to flood hazards.

5) Consideration of New Scientific and/or Engineering Data:

Where the applicant for a permit provides documentation of an approved Physical Map Revision (PMR) or Letter of Map Change (LOMC) [i.e. Letter of Map Amendment (LOMA), Letter of Map Revision (LOMR) or Letter of Map Revision Based on Fill (LOMR-F)] from FEMA for the subject property subsequent to the baseline FEMA/FIRM maps adopted herein and referenced in Sections III-B and III-C, the requirements of Section XIII: "Floodplain Overlay District Regulations" shall be reduced to the extent that portions of the subject property (and/or related structures) are no longer considered by FEMA to be within the applicable floodplain district and/or floodway.

Copies of applicable PMR and LOMC approvals from FEMA shall be kept on file in the Office of the Building Inspector and Office of Planning & Development.

6) Notification of Watercourse Alteration: The Office of Planning and Development shall notify, in a riverine situation, the following agencies (and their future or successor agencies) of any alteration or relocation of a watercourse:

- A) Adjacent (Abutting) Communities
- B) NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
- C) NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110


Councillor Allison Heartquist

In City Council April 30, 2012

Motion to refer to Planning & Development and Planning Board by Councillor Jones, seconded by Councillor Connell. Roll call vote, 9 yes, 2 absent (Ives, O'Brien).

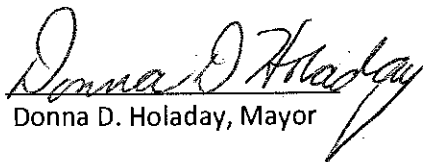
In City Council June 11, 2012

Motion to remove from committee by Councillor Connell, seconded by Councillor Derrivan. Motion to approve first reading and order published by Councillor Connell, seconded by Councillor Derrivan. Roll call vote, 10 yes, 1 absent (Heartquist).

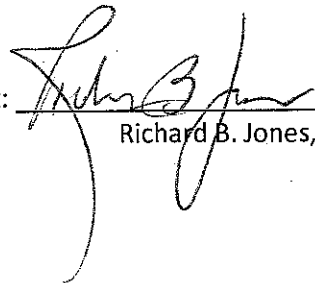
In City Council June 25, 2012

Motion to approve second reading by Councillor Heartquist, seconded by Councillor Herzog. Roll call vote, 11 yes. So voted.

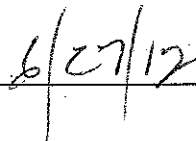
Approve:


Donna D. Holaday, Mayor

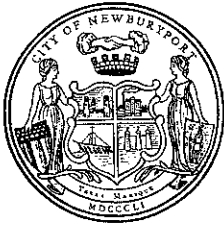
Attest:


Richard B. Jones, City Clerk

Date:


6/27/12

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

February 22, 2010

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED STREETS, SIDEWALKS AND OTHER PUBLIC PLACES.

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

Chapter 12 Streets and Sidewalks Article VI Protection of Public Trees

Sec. 12-171. Purpose

Sec. 12-172. Tree Commission

Sec. 12-173. Definitions

Sec. 12-174. Applicability

Sec. 12-175. Non-Applicability.

Sec. 12-176. Emergencies and Exemptions.

Sec. 12-177. Tree Regulations.

Sec. 12-178. Enforcement.

Sec. 12-179. Application Fees & Financial Security.

Sec. 12-180. Tree work permit required.

Sec. 12-181. City Tree Plan.

Sec. 12-182. Listing of Trees Acceptable for Planting.

Sec. 12-183. Spacing Between Street Trees.

Sec. 12-184. Plantings Near Curbs and Sidewalks.

Sec. 12-185. Reserved.

Sec. 12-186. Reserved.

Sec. 12-187. Reserved.

Sec. 12-188. Trimming of Public Trees by Utility Companies.

Sec. 12-189. Planting, Maintenance and Removal.

Sec. 12-190. Topping of Trees

Sec. 12-191. Pruning and Removal of Non-Public Trees that May Affect Public Safety.

Sec. 12-192. Reserved.

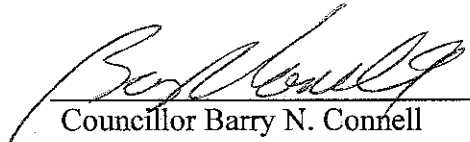
Sec. 12-193. Removal of Tree Stumps.

Sec. 12-194. Installation of Tree Lights, Signs or Hardware.

Sec. 12-195 Damage, removal and replacement of city-owned trees

Sec. 12-196 Tree Valuation, Mitigation and Replacement Costs

Sec. 12-197 Building and Development
Sec. 12-198 Surety.
Sec. 12-199 Severability.


Councillor Barry N. Connell

Full text follows.

In City Council July 22, 2011

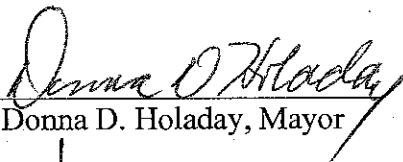
Motion to refer to Planning and Development and Neighborhood and City Services by Councillor Connell, seconded by Councillor Hutcheson. 9 yes, 2 absent (Heartquist, Herzog).

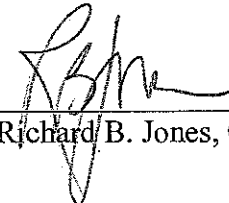
In City Council May 29, 2012

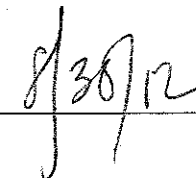
Motion to remove from Planning and Development and Neighborhood and City Services by Councillor Connell, seconded by Councillor Cameron. So voted. Motion to approve by Councillor Connell, seconded by Councillor Derrivan. On a roll call vote, 10 yes, 1 no (Sullivan) motion to approve first reading passed and ordered published.

In City Council June 25, 2012:

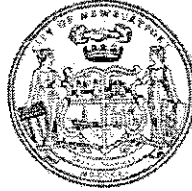
Motion to approve by Councillor Connell, seconded by Councillor Herzog. On a roll call vote, 11 yes, Ordinance passed second and final reading.

Approve 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 
8/30/12

**NEWBURYPORT CODE OF ORDINANCES
CHAPTER 12: STREETS, SIDEWALKS AND OTHER PUBLIC PLACES
ARTICLE VI: PROTECTION OF PUBLIC TREES**



RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2012 MAY 17 P 6:03

Table of Contents

Sec. 12-171.	Purpose.
Sec. 12-172.	Tree Commission.
Sec. 12-173.	Definitions.
Sec. 12-174.	Applicability.
Sec. 12-175.	Non-Applicability.
Sec. 12-176.	Emergencies and Exemptions.
Sec. 12-177.	Tree Regulations.
Sec. 12-178.	Enforcement.
Sec. 12-179.	Application Fees & Financial Security
Sec. 12-180.	Tree Work Permit Required.
Sec. 12-181.	City Tree Plan.
Sec. 12-182.	Listing Of Trees Acceptable For Planting.
Sec. 12-183.	Spacing Between Street Trees.
Sec. 12-184.	Plantings Near Curbs And Sidewalks.
Sec. 12-185.	Reserved.
Sec. 12-186.	Reserved.
Sec. 12-187.	Reserved.
Sec. 12-188.	Trimming of Public Trees By Utility Companies.
Sec. 12-189.	Planting, Maintenance, And Removal.
Sec. 12-190.	Topping Of Trees.
Sec. 12-191.	Pruning and Removal Of Non-Public Trees That May Affect Public Safety.
Sec. 12-192.	Reserved.
Sec. 12-193.	Removal Of Tree Stumps.
Sec. 12-194.	Installation Of Tree Lights, Signs, or Hardware.
Sec. 12-195.	Damage, Removal And Replacement Of City-Owned Trees.
Sec. 12-196.	Tree Valuation, Mitigation And Replacement Costs.
Sec. 12-197.	Building And Development.
Sec. 12-198.	Surety.
Sec. 12-199.	Severability.

12-171. Purpose

The City of Newburyport promulgates this ordinance to plant, maintain, plan, protect and preserve Public Trees, believing that the presence of trees: contributes to the distinct character of the City; improves air quality; creates habitats for wildlife, including various rare and protected species; reduces noise; provides privacy; protects soil from erosion; provides glare and heat protection; provides an aesthetic appeal that enhances property values; and provides natural privacy to neighbors as well as civic pride and enjoyment.

The purpose of this ordinance is to promote and protect the public health, safety and general welfare by providing for the regulation of tree planting, maintenance and removal of trees, shrubs and other plants on public property and trees on private property that constitute a hazard to the public in the city right-of-way.

This ordinance is adopted in accordance with the authority granted, inter alia, by Amendment Article 89 to Article II of the Massachusetts Constitution, Chapter 294 of the Acts of Massachusetts 1920, as amended, and the powers granted to cities in the Massachusetts General Laws. This ordinance supplements Massachusetts General Laws, Chapter 87: Shade Trees.

12-172. Tree Commission

Commission Established: To advance the City of Newburyport's stewardship of trees and their ecology the City hereby establishes a Tree Commission to aid in carrying out the provisions of this ordinance. The mission of the Commission is to select, plant, protect, maintain, plan for and increase the health, beauty, quantity, diversity and vitality of Newburyport's trees. The Tree Commission shall be a volunteer group whose members are appointed by the Mayor with the approval of the City Council for the following purposes:

1. Advising the Tree Warden and other City officials with respect to the adoption and amendment of plans, programs and regulations pertaining to the protection of Public Trees in the City, including the City Tree Plan and Tree Regulations;
2. Monitoring the health and protection of Public Trees, creating and updating inventories of such trees;
3. Identifying issues relative to the health and protection of Public Trees and recommending solutions to problems identified;
4. Advising the Tree Warden and other City officials with respect to the planting and replacement of Public Trees and on tree-related issues;
5. Seeking grants and conducting fundraising to assist the Commission's mission, such funds to be deposited into the Tree Fund;
6. Promoting knowledge and awareness of the benefits of trees and their impact on the quality of life in Newburyport.
7. Actively design, select, plant and maintain the tree ecology of Newburyport in coordination with the Tree Warden and City Tree Plan.

Membership. The Commission shall consist of seven (7) voting members, plus two (2) alternates, not including the Tree Warden or his designees who shall serve as ex-officio members of the commission.

Term of Appointment: The members of the Tree Commission shall be appointed for staggered terms of such length and so arranged that the term of at least one member will expire each year, and their successors shall be appointed or reappointed for terms of three years. All such members may continue to serve after their term has expired until a successor is appointed.

Officers. By a majority vote of the members of the Tree Commission, a Chairman of the Tree Commission and a Vice Chairman shall be elected annually. The nominees must be present at the time of nomination.

Quorum: A majority of the voting members of the Commission shall constitute a quorum. Alternate members may vote whenever authorized by the Chair and necessary due to the absence or disqualification of a voting member.

Meetings: The Commission shall convene a general business meeting once per month for a minimum of ten (10) months per year. Subcommittees shall meet as needed. The Tree Warden or his designee should attend all meetings of the Tree Commission.

Meeting Posting: Notice of Commission meetings shall be posted with the City Clerk in accordance with Massachusetts Open Meeting Laws.

12-173. Definitions.

The meaning of terms used in this Ordinance shall be as follows:

City Tree Plan: a plan for the care of Public Trees. Said plan shall be updated annually in accordance with Section 12-181. This plan differs from the Tree Regulations because it is concerned with both a short and a long term proactive vision of the stewardship of the trees and tree ecology.

DBH: refers to the "Diameter at Breast Height" of the main tree trunk measured 4.5 feet above the ground. The diameter measurement can be based on the widest width of an ovoid shaped trunk or computed from the circumference using the appropriate mathematical formula or circumference tape measure especially designed for the purpose – whichever measurement is larger.

Drip Line: the area defined by the outermost circumference of a tree canopy. The imaginary circle that you would draw on the soil around a tree directly under the outermost branch tips. Rainwater tends to drip from the tree at this point.

Green Strip (or Planting Strip): a length of City owned land between a road side or curb and an adjacent sidewalk or paved way. Some green strip areas may be too narrow to support new or replacement plantings. Care must be taken to keep a green strip permeable to water and not paved or covered with plastic anti-weed sheeting, large stones that may over heat tree roots, or other decorative materials.

Hazard Tree: a standing tree, either live or dead, large enough to cause damage, having defects, singly or combined, in roots, butt, bole (trunk), or limb, which predispose it to mechanical failure in whole, or in part, and which is so located that such failure has a probability of injury and damage to persons and property; public or private.

A hazard tree poses a threat to persons and/or property. As defined by the International Society of Arboriculture (ISA), a hazard tree must meet three criteria:

1. The tree is sufficiently large enough to cause damage should it fall;
2. The tree has a target (that would be damaged should it fall);
3. The tree has a condition that would make it likely to fall.

Invasive Species: a species that is:

1. non-native (or alien) to the ecosystem under consideration; and
2. whose introduction causes or is likely to cause economic or environmental harm or harm to human health; or
3. any species identified by the Massachusetts Department of Agricultural Resources (MDAR) as noxious and/or invasive in the Commonwealth on the "prohibited plants list" adopted pursuant to Massachusetts General Laws (MGL) including, but not limited to, Chapter 128, Sections 2 and 16 through 31A.

Maintenance: activities, plans, provisions, and equipment to keep trees alive and flourishing.

Mitigation Plan a document submitted as part of a permit application whenever any Public Trees are proposed to be removed. See Section 12-196.

Offset: the distance in feet that a tree is planted to one side of (offset) or away from (setback) a road right of way, curb, hydrant, walkway, buried utility service line, sewer pipe or line, utility pole or traffic sign post, overhead wire, or surveyed (or Global Positioning Satellite - GPS - determined) lot line. The purpose of the offset or setback is to preserve safe sight lines for road traffic and pedestrians, minimize any potentially damaging interaction of roots and branches with utility lines or pipes, and allow fire fighting or other large equipment to negotiate corner turns with ease.

Ordinance: Chapter 12, Streets, Sidewalks, and Other Public Places - Article IV, Protection of Public Trees" of the "Code of Ordinances of the City of Newburyport, Massachusetts".

Owner: a person or business entity with a legal or equitable interest in property.

Person: an individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth of Massachusetts or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

Pollarding: a formal pruning technique of pruning a young tree to achieve a globe like growth of branches atop the main stem. Such pruning is redone annually to maintain the shape. Pollarding is not the same as "topping" which is defined separately in this section.

Pruning: a horticultural practice that alters the form and growth of a tree by selectively cutting away undesirable, dead, or overgrown branches, stems, or twigs. Based on aesthetics and science, pruning can be considered preventive maintenance. Many problems may be prevented by pruning correctly during the tree's formative years.

Public Trees: trees, shrubs and other woody vegetation within the public right-of-way (Public Shade Trees) and on any public property (lands owned or managed by the City) other than those managed by the Parks Commission or Conservation Commission, or successors to those bodies. See Section 12-175.

When it appears in any proceeding in which the ownership of or rights in a tree are material to the issue, that, from length of time or otherwise, the boundaries of the public right-of-way or public property cannot be made certain by records or monuments, and for that reason it is doubtful whether such tree is a Public Tree, it shall be taken to be within the public right-of-way and/or to be on public property until evidence to the contrary is shown.

Regulations: see Tree Regulations.

Replacement Trees: a tree or trees to be planted to replace any trees removed, or reflects the equivalent replacement value that shall to be paid to the City's Tree Fund. If the trees are no longer present on the site (e.g., not available for identification due to having been removed or covered over) then the valuation of the removed trees shall be based on the value of the most expensive species that were removed.

Setback: See "Offset"

Shrub: a botanical or ecological term used to describe the particular physical-structural or plant life-form of a woody plant. A shrub or bush is distinguished from a tree by its multiple stems arising at or near the ground and shorter in height, usually under 15-26 feet tall. A large number of plants may become either shrubs or trees, depending on the growing conditions they experience. Shrubs can be either deciduous or evergreen.

Stop Work Order: the issuance of an order to immediately discontinue work that affects trees.

Street: a public thoroughfare which has been accepted for public use or a planning board approved subdivision street.

Street Trees: trees, shrubs and other woody vegetation growing within the public right of way.

Tree Commission: See section 12-172.

Tree Fund: the financial account that shall be administered by the City Auditor and Tree Warden. Any payments into the Tree Fund required under this ordinance shall be deposited in said Fund, and, at the direction of the Tree Commission, shall be used solely for the purpose of buying trees, tree related equipment and services (including tree inventory, education and training), planting, and providing tree care in the City.

Tree Plan: see City Tree Plan or Tree Work Plan.

Tree Regulations: see Section 12-177. These regulations complement the City Tree Plan but shall not replace it.

Tree Topping: the severe cutting back of limbs to stubs larger than three (3) inches in diameter within the tree's crown to such a degree as to remove the normal canopy and disfigure the tree. Topping is not the same as "pollarding" which is a formal pruning technique where the previous season's growth is cut back to a branch stub annually, resulting in swollen fist-like branch ends.

Tree Warden: a Mayor-appointed official with the qualifications of a certified arborist, or with relevant training and/or experience. If a certified arborist cannot be employed in the position of Tree Warden, the City may retain the services of a certified arborist as a consultant available to provide expert supervision as needed.

The duties or responsibilities of the Tree Warden shall conform to this Ordinance and Massachusetts General Laws Chapter 87. For the purposes of this Ordinance, the Tree Warden shall be the "Enforcement Officer." The Tree Warden shall be the City's authorized agent to enforce the provisions of this Ordinance and any regulations, orders, violation notices, enforcement orders and permit conditions relative thereto on behalf of the City.

Tree Warden Designee or Agent: that person or persons formally designated by the City's Tree Warden to carry out duties consistent with those of the Tree Warden.

Tree Work Permit: a permit obtained pursuant to this Ordinance by an owner, builder, developer, agent, or utility doing any work on Public Trees. Said permit shall be issued by the Tree Warden in accordance with Section 12-180.

Tree Work Plan: See Section 12-180.

Tree Worker License: a document obtained from the City by any hired person or entity doing tree work in the City. The licensee is engaged in the business of planting, maintaining, pruning, trimming, or removing Public Trees or their stumps/roots. The license shows that documentation of the holder's tree expertise and insurance coverage is on file with the office of the Tree Warden.

Way: any public land, which is not a street as defined herein, used by the general public as a footpath, walkway, bridle path or other similar use.

12-174. Applicability.

No person other than the Tree Warden or his/her designee shall plant, spray, prune, trim, cut, remove, conduct any excavation on Public Trees, or otherwise alter a public tree without first filing an application and obtaining a written permit from the Tree Warden in accordance with Section 12-180.

A valid Tree Work Permit shall be obtained prior to doing any of the following work:

- A. Removal of Public Trees;
- B. Trimming of Public Trees;
- C. Site preparation, alteration, clearing, grubbing or excavation within the public right-of-way or public property or within the drip-line of any Public Trees which may disturb roots, trunks, or limbs of Public Trees, including but not limited to the installation of utilities;

- D. Replacement or replanting or relocation of Public Trees;
- E. Proposed cutting (trunk, limbs or roots) of Public Trees.

The requirements of this ordinance or regulations promulgated pursuant to Section 12-177 may be waived or reduced at the sole discretion of the Tree Warden upon a determination that doing so would be in the public interest as the result of an overriding public need.

12-175. Non-Applicability.

This Ordinance shall not apply in any instance where the Planning Board, the Zoning Board of Appeals, Parks Commission, or Conservation Commission has regulatory authority or designated care and custody of such property, including but not limited to definitive subdivisions still under construction. In such instances the Tree Warden and Tree Commission shall be notified and offered the opportunity to review plans and make recommendations prior to a decision by the respective board, but such recommendations shall not be binding. The Tree Warden and Tree Commission shall be notified and consulted by the above boards as early as possible in the development approval process.

12-176. Emergencies & Exemptions.

Provisions of this ordinance shall not apply to:

- A. Emergency projects necessary for public safety, health and welfare, as determined by the Tree Warden, the Director of Public Services, or Mayor.
- B. Trees that are hazardous as determined in writing by the Tree Warden.
- C. Removal of invasive tree species as identified by the Tree Warden.
- D. Trees identified by the Tree Warden or by the Commonwealth as posing a risk of disease or insect infestation.
- E. Utility emergencies: The utility company or tree contractor shall notify the Tree Warden of the nature of the emergency and the work performed within two business days of such work.

If, upon review, the Tree Warden determines that an emergency did not exist then the work undertaken shall be considered a violation of this Ordinance. The responsible parties shall be subject to enforcement and fines under the provisions of this ordinance.

12-177. Tree Regulations.

The Tree Warden may adopt and periodically amend rules and regulations, not inconsistent herewith, to effectuate the purposes of this Ordinance. Such regulations, and any amendments thereto, shall be effective as of the date and time they are filed with the City Clerk. Said regulations may include, but shall not be limited to provisions regarding: administration; application requirements and fees; permitting procedures and requirements; design standards, dimensional controls (setbacks and offsets) and requirements for planting, replacement, protection, maintenance, and other work on or adjacent to Public Trees (including the classification of trees by size, caliper, location, significance or other important factors); qualifications for anyone responsible for doing work on Public Trees (as defined in Section 12-174); surety requirements; inspection and site supervision requirements; waivers and exemptions; and enforcement procedures. Said regulations shall be adopted within ninety (90) days of the effective date of

this Ordinance in consultation with the Tree Commission. Failure by the City of Newburyport or the Tree Warden to adopt such rules and regulations or a legal declaration of their invalidity by a court of law shall not have the effect of suspending or invalidating this Ordinance. A copy of the current Tree Regulations in effect shall be filed with the City Clerk and shall be maintained at all times on the City website and for public inspection at the Department of Public Works and Office of Planning & Development.

Unless otherwise waived by the Tree Warden, all planting, replacement, maintenance, and other work on Public Trees shall comply with the Tree Regulations regardless of whether such work shall be done by private individuals, corporations, public utility companies, contractors or city officials and employees.

12-178. Enforcement.

The Tree Warden or his/her designee, in consultation with the Tree Commission, shall enforce this Ordinance and any regulations, orders, violation notices, enforcement orders and permit conditions on behalf of the City, and may pursue all civil and criminal remedies for such violations pursuant thereto. If the Tree Commission cannot be consulted due to extenuating circumstances, the Tree Warden shall communicate, in writing or by internet mail (email) to the Chairperson, the details of the situation within 48 hours of having carried out the enforcement.

1. **Civil & Injunctive Relief.** If a person violates the provisions of this Ordinance and/or any regulations, orders, violation notices, enforcement orders and permit conditions issued hereunder, the Tree Warden may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.
2. **Orders.**
 - A. The Tree Warden may issue a written order to enforce the provisions of this Ordinance and any regulations, orders, violation notices, enforcement orders and permit conditions hereunder, which may include requirements to:
 - i. cease and desist from construction or land disturbance until there is compliance with this Ordinance and Regulations, and an approved construction permit, including the tree management plan and the erosion and sediment control plan;
 - ii. repair, maintain, or replace the tree management system or portions thereof in accordance with the this Ordinance, the City Tree Plan, Tree Regulations, or Tree Work Plans;
 - iii. remediate adverse impact resulting directly or indirectly from malfunction of the tree environment.

Notice of the Order or enforcement action shall be given by hand, by certified mail, or by registered mail.

- B. If the Tree Warden determines that abatement or remediation of contamination, land grade or compaction changes or other adverse impacts is required, the order shall set forth a deadline by which such abatement or remediation must be completed by the violator or property owner.

3. **Criminal Penalty.** Any person who violates any provision of this Ordinance and/or any regulations, orders, violation notices, enforcement orders and permit conditions issued hereunder, shall be punished by a fine of \$300 or the otherwise maximum allowable by state law. Each day or part thereof that such violation occurs, or continues to occur by failure to comply with an order or notice from the Tree Warden shall constitute a separate offense.
4. **Non-Criminal Disposition.** As an alternative to criminal prosecution or civil action, the City may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch. 40, § 21D as a general ordinance in which case the Tree Warden of the City shall be the enforcing person. The penalty for violations shall be \$300 or the otherwise maximum allowable by state law. Each day or part thereof that such violation occurs, or continues to occur by failure to comply with an order or notice from the Tree Warden shall constitute a separate offense. When offense(s) result in removal, death or irreparable damage of a Public Tree, as determined by the Tree Warden, the responsible party shall incur the cost of removal and replacement as determined by the Tree Warden, in addition to the fine.
5. **Entry to Perform Duties Under this Ordinance.** To the extent permitted by state law, or if authorized by the owner or other party in control of the property, the Tree Warden, his agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this ordinance and regulations and may make or cause to be made such examinations, surveys or sampling as the Tree Warden deems reasonably necessary.
6. **Appeals.** Decisions or orders of the Tree Warden shall be final. Further relief of a decision made under this Ordinance shall be reviewable in Superior Court in an action filed in accordance with Massachusetts General Laws, Chapter 249, Section 4.

12-179. Application Fees & Financial Security

Fees for all Tree Work Permits shall be established by the Director of Public Services in consultation with the Tree Warden. Fees shall be waived for work done for the benefit of the City, at the discretion of the Tree Warden.

In addition to application fees the Tree Warden may require, as a condition of approval, that the applicant provide guarantee funds (financial security) to be held by the City in escrow prior to any site work and until the completion of all work.

12-180. Tree Work Permit Required.

Application for a Tree Work Permit required under this ordinance shall be made to the Tree Warden a minimum of 45 calendar days prior to commencement of the planned work, except in an unforeseen emergency which is subsequently confirmed in writing by the Tree Warden. The Tree Warden may issue the permit, deny the permit, or may issue a permit with conditions, including a so-called "mitigation plan" as described in Section 12-196. Failure to comply with the conditions of a previously issued permit shall be grounds for denial. The Tree Commission shall be consulted prior to the issuance of a permit or decision regarding tree work. For removal or replacement of Public Trees see Section 12-195.

All applications for a Tree Work Permit shall be accompanied by a Tree Work Plan, which shall include:

1. A scale drawing showing the location of all existing and proposed Public Trees, as well as all trees over 5" diameter breast height (DBH) in the vicinity of the proposed work;
2. The DBH, height, conformation, and estimated area of leaf canopy in square feet as if viewed from above;
3. Identification of species and DBH, showing the locations of current and intended plantings; and
4. A plan indicating property lines, existing structures, utilities, and depicting changes to the grade and drainage of the land (if applicable to the work);
5. A scale drawing of the existing or pre-construction leafed out canopy coverage compared to post-construction spread/density of the overhead tree canopy.

See Section 12-195 (c).

12-181. City Tree Plan

The Tree Warden shall develop a City Tree Plan for the care, preservation, pruning, planting, replanting, removal and disposition of Public Trees within the City of Newburyport in consultation with the Tree Commission. The plan shall be submitted by February 15th of each year to the Mayor and City Council via the Director of Public Services.

12-182. Listing Of Trees Acceptable For Planting.

The Tree Warden, in consultation with the Tree Commission, shall develop and maintain within the Tree Regulations an up-to-date list of trees acceptable ("approved") and unacceptable ("prohibited") for planting under appropriate circumstances.

12-183. Spacing Between Street Trees.

Street trees shall be planted with the goal of creating an integrated canopy above the City's streets, while bearing in mind restrictions of particular sites. Accordingly, the Tree Warden, in consultation with the Tree Commission, may impose requirements in the Tree Regulations on the spacing of street trees.

12-184. Plantings Near Curbs And Sidewalks.

(a.) Street trees shall be planted in accordance with the Tree Regulations and dimensions specified in the most recently approved City Tree Plan. Exceptions may be made for special plantings, if authorized in writing by the Tree Warden.

(b.) Cutouts for planting in a walk way or a curb shall be sufficient to capture rainwater for the health of the tree. Where appropriate, trees shall be planted with root barriers (root growth guide guards) to minimize the development of uplifting and girdling roots.

12-187. Reserved.

12-188. Trimming of Public Trees By Utility Companies.

Because of the extensive impact of utility pruning, utility and communications service companies shall employ a certified arborist who shall be present on site to actively supervise the pruning of Public Trees. Such work shall be performed in accordance with accepted arboricultural standards set forth by the National Arborist Association and American Nursery Standards.

12-189. Planting, Maintenance, And Removal.

(a.) The City shall have the right to plant, maintain, and remove trees, plants, and shrubs within the public right of way of the City-owned streets, alleys, avenues, lanes, squares and other public property to ensure public safety and to preserve or enhance the symmetry and beauty of such public property. The Tree Commission shall aid the City and Tree Warden by promoting, fundraising, and carrying out activities associated with tree planning, planting and maintenance in accordance with the City Tree Plan.

(b.) The City's Tree Warden may remove or order to be removed a tree or shrub, or a part of a tree or shrub which is in an unsafe condition or by its nature is injurious to sewers, electric power lines, gas lines or other public improvements, or is affected with any injurious fungus, insect pest and/or disease, or obstructs lines of sight related to public safety.

(c.) The planting of street trees within the street right-of-way by abutting property owners is permissible provided that the Tree Warden grants written approval and that the selection and location of said trees are in accordance with provisions of this Ordinance, the Tree Regulations, and the List of Acceptable Trees. All such plantings shall become property of the City upon planting.

(d.) Work on City trees shall be subject to the supervision requirements set forth in Sec. 12-187 above.

12-190. Topping Of Trees.

Unless authorized by the Tree Warden, it shall be unlawful to top a Public Tree. Refer to the Tree Regulations to determine to the amount of pruning and methods that are allowed. In general, no more than one third of a tree's limbs may be removed in one growing season.

Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where best pruning practices are impractical may be exempted from this article as determined by the Tree Warden. Illegal topping of a tree shall result in a fine of not less than \$300 or the otherwise maximum allowable by state law.

12-191. Pruning & Removal Of Non-Public Trees That May Affect Public Safety.**(a.) Removal to Ensure Public Safety:**

The tree warden may determine that a tree located on private property constitutes a hazard to life or safety of people, buildings, or other public property that use or exist on City property. Such trees shall be removed by the owners at their expense within sixty (60) days following written notification by the Tree

Warden. In the event the owners fail to comply with such notification, the City shall have the right to remove or cause to have removed such trees and charge the City's removal cost to the owners.

(b) Pruning for Visibility and Safe Passage:

The Tree Warden may permit the owner of a tree or shrub overhanging a street or right-of-way within the city to prune the branches so the branches do not obstruct the light from a street lamp and/or to maintain clear passage for pedestrians, cyclists, or other legal conveyances to a height of eight (8) feet above the sidewalk surface. Professional safety methods shall be followed. The Tree Warden shall provide the owner and/or pruner with illustrative requirements for the proper method of pruning and trimming trees. Refer to the Tree Regulations for details.

The City shall have the right to prune a tree or shrub on private property when it interferes with proper spread of light along the street from a street light, or that interferes with visibility of a traffic control device, sign and oncoming traffic at intersections.

(c) Removal in Response to Disease and Infestation:

Trees or shrubs located on private property which harbor insects or disease constituting a potential threat to other trees or shrubs within the City shall be removed by the owners at their expense within sixty (60) days following written notification by the Tree Warden. In the event the owners fail to comply with such notification, the City shall have the right to remove or cause to have removed such trees and charge the City's removal cost to the owners.

12-192. Reserved.

12-193. Removal Of Tree Stumps.

All tree stumps shall be removed within six months of tree removal to a minimum depth of six (6) inches below grade, along with their major roots within six (6) inches of the surrounding grade to improve the safety of sidewalks, pavement and other landscape and roadway features.

The party responsible for removing the tree shall pay for stump removal. However, any private land owners may apply for prior written permission from the Tree Warden to remove the stump at their own expense.

Stumps of Public Trees shall be removed to a minimum of six (6) inches below the ground surface so the top of the stump does not project above the ground surface. Chipping of brush and removal of all stumps, wood and other debris shall be completed at the time of stump removal.

12-194. Installation Of Tree Lights, Signs, or Hardware.

(a.) It shall be unlawful to install lights – decorative or other - on Public Trees without written approval of the Tree Warden. With written approval from the Tree Warden, decorative lights may be installed in City-owned trees on public property for periods defined below which will not interfere with the proper growth and maintenance of the trees and when the occasion for the lights is deemed appropriate.

(b.) Decorative lights shall be installed no earlier than November 1st and removed no later than February 1st. Longer term approvals may be allowed, if approved by the Tree Warden.

(c.) The parties receiving approval shall be responsible for proper installation and timely removal of decorative lights.

(d.) Cables, nails, screws, signs, staples, wires or other hardware shall not be affixed to City trees unless approved in writing by the Tree Warden.

12-195. Damage, Removal And Replacement Of City-Owned Trees.

Anyone violating the provisions of this Ordinance shall be fined not less than three hundred dollars (\$300) or the otherwise maximum allowable by state law for each offense, or the value of the tree as determined by the Tree Warden, when the offense results in removal, death or irreparable damage of the tree or shrub as determined by the Tree Warden. Each act causing damage to a separate tree shall constitute a separate offense. A separate offense shall be deemed committed for each day a violation occurs or continues occur.

(a.) Damage and Removal: It shall be unlawful to: remove or damage city-owned trees, their branches, trunk, root systems, bark and other parts of the tree; attach signs or other items to parts of trees using nails or other devices which may puncture or damage the bark. Damage shall be as defined and determined by the Tree Warden or his designee.

(b.) Unsafe Trees and Expedited Removal: If, in the informed opinion of the Tree Warden, a tree presents a public hazard, that tree may be removed without a hearing as required by Section 12-180. The Tree Warden shall provide the Tree Commission with a written explanation of the reason(s) for the tree removal with photo documentation, within 15 days following the date of the removal.

(c.) Removal Hearing: When the removal of one or more city-owned trees, assessed by the Tree Warden as being non-hazardous, is requested, the party making the request shall demonstrate the necessity of removal and show how the removal will benefit the City. A hearing shall be held by the Tree Warden with the Tree Commission, which shall issue a recommendation to the Tree Warden regarding the removal and/or replacement of the Tree. After such hearing, and in consideration of the recommendation of the Tree Commission, the Tree Warden shall issue a decision with explanation regarding removal and/or replacement of the tree. The party requesting the tree removal shall be responsible for all costs associated with public notice prior to the hearing.

"Except as provided by section five [of Massachusetts General Laws, Chapter 87], public shade trees shall not be cut, trimmed or removed, in whole or in part, by any person other than the tree warden or his deputy, even if he be the owner of the fee in the land on which such tree is situated, except upon a permit in writing from said tree warden, nor shall they be cut down or removed by the tree warden or his deputy or other person without a public hearing and said tree warden or his deputy shall cause a notice of the time and place of such hearing thereof, which shall identify the size, type and location of the shade tree or trees to be cut down or removed, to be posted in two or more public places in the town and upon the tree at least seven days before such hearing and published in a newspaper of general circulation in the city or

town once in each of two successive weeks, the first publication to be not less than seven days before the day of the hearing or if no such local newspaper exists then in accordance with the provisions of section six of chapter four [of Massachusetts General Laws]." (Excerpted from Massachusetts General Laws, Chapter 87, Section 3.)

"Tree wardens and their deputies, but no other person, may, without a hearing, trim, cut down or remove trees, less than one and one half inches in diameter one foot from the ground, and bushes, standing in public ways; and, if ordered by the mayor, selectmen, road commissioners or highway surveyor, shall trim or cut down trees and bushes, if the same shall be deemed to obstruct, endanger, hinder or incommode persons traveling thereon or to obstruct buildings being moved pursuant to the provisions of section eighteen of chapter eighty-five [of Massachusetts General Laws]. Nothing contained in this chapter shall prevent the trimming, cutting or removal of any tree which endangers persons traveling on a highway, or the removal of any tree, if so ordered by the proper officers for the purpose of widening the highway and nothing herein contained shall interfere with the suppression of pests declared to be public nuisances by section eleven of chapter one hundred and thirty-two [of Massachusetts General Laws], including the Dutch elm disease." (Excerpted from Massachusetts General Laws, Chapter 87, Section 5.)

In cases involving trees that are known to be invasive species, the Tree Warden may make the decision to remove the tree(s) without a hearing as required by Section 12-180 if such work is done in accordance with the Tree Regulations and City Tree Plan as part of a tree replacement plan. Such a removal shall be part of a replanting project and the funding necessary for replanting shall have been secured prior to doing the removal work.

(d.) Approval and Assignment of Costs: Tree removal may occur only with the prior written approval of the Tree Warden. The requesting party shall incur the cost of removal, disposal, stump removal, as well as the costs of replacement, protection and maintenance of new plantings, as determined by the Tree Warden.

(e.) Public street or lawn shrubs which are removed, damaged or destroyed shall be replaced with a City approved shrub species of similar value and equal spread or height. The trees or shrubs shall be replaced at no cost to the City.

(f.) All trees and shrubs planted on public lands shall conform to the botanical names and standards of size, culture and quality adopted by the American Association of Nurserymen, Inc. in the American Standard for Nursery Stock.

12-196. Tree Valuation, Mitigation And Replacement Costs.

Required Replacement and/or Mitigation:

No Public Tree may be removed without the prior written approval of the Tree Warden. The Tree Warden, in consultation with the Tree Commission, shall determine all tree values and replacement costs.

When Public Trees are damaged or destroyed by a private individual, corporation, public utility company, or contractor, as determined by the Tree Warden, the responsible party shall incur the cost of removal, replacement, and maintenance as provided for herein.

Damage and Replacement:

The party responsible for damage to Public Tree(s) shall be responsible for the cost and timely replacement of such trees to the Tree Warden's specification and satisfaction, and/or for providing to the Newburyport Tree Committee Fund a dollar amount equal to the cost of the required replacement, including transport, planting, and 5 year maintenance.

Replacement costs as determined by the Tree Warden and Tree Commission shall take into account the ecological impact of the damage or loss as well as the trunk diameter (DBH) of the damaged or illegally removed tree(s). The Tree Warden shall determine a dollar value for the replacement(s) by determining the nursery price of the replacement trees in the upcoming planting season as described in (e) above plus the cost of delivery, planting, 5 years maintenance and 5 years guarantee based on quotes for such services by a landscape or tree contractor. Said contractor shall meet the city's qualifications for contracted service providers and shall plant trees in accordance with the city's written specifications. The removing party shall bear the costs of removal and disposal of the removed tree, the grinding of the stump and sidewalk/landscape repairs. The final decision of the valuation rests with the Tree Warden and the Mayor.

Public Trees which are removed, damaged or destroyed shall be replaced with a nursery-grown, City-approved tree species in quantity and size equal in value to tree(s) removed as determined and approved by the Tree Warden. Minimum tree size shall be two-inch caliper DBH. Such trees shall be planted in locations selected by the Tree Warden in consultation with the Tree Commission.

Example: A tree with a twenty-four-inch DBH (diameter at breast height) that is removed shall be replaced with a combination of trees that is equal or greater than twenty-four (24) inches DBH. In this example, acceptable combinations for replacement of twenty-four-inch DBH tree could include:

- i) eight three-inch caliper trees; OR
- ii) ten 2 1/2-inch caliper trees; OR
- iii) twelve two-inch caliper trees.

In lieu of planting Replacement Trees on the site an equivalent replacement value may be proposed. If accepted by the Tree Warden, the funds shall be deposited into the Newburyport Tree Committee Fund for use by the Tree Commission for the planting and care of trees throughout the city as deemed necessary.

Waiver or Reductions of Mitigation:

The Tree Warden may waive or reduce the costs if deemed proper within the spirit of this Ordinance. The Tree Warden shall notify the Mayor and the Tree Commission Chairman in writing within 48 hours of the decision stating the dollar amounts, method of calculation, and reasons for the waiver or reduction.

12-197. Building and Development.

When applicable, the Building Commissioner may withhold issuance of an occupancy permit for a project or development until all outstanding terms and conditions of the property owner's or developer's Tree

Work Plan have been fulfilled and reviewed and approved by Tree Warden in consultation and consideration of the recommendations of the Tree Commission.

12-198. Surety.

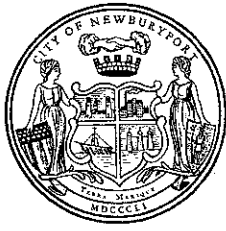
A surety is a bond posted to ensure a specific performance of a duty or obligation.

The Tree Warden, in consultation with the Tree Commission, may require the applicant for a Tree Work Permit to post before the start of land disturbance or construction activity, a surety bond, irrevocable letter of credit, cash, or other security. The form and amount of any surety shall be deemed sufficient in the opinion of the Tree Warden, based on the scale and nature of the subject project, to ensure that all work will be completed in accordance with the permit and Tree Regulations. If the project is phased, the Tree Warden may release part of the bond as each phase is completed in compliance with the permit. The bond may not be fully released until the Tree Warden and Tree Commission has received any final inspection reports, and a satisfactory final inspection has been conducted. At such time the Tree Warden shall issue a Notice of Compliance and return any surety being held.

12-199. Severability.

The provisions of this ordinance are hereby declared to be severable. If any provision, paragraph, sentence, or clause, of this Ordinance or the application thereof to any person, establishment, or circumstances shall be held invalid for any reason, such invalidity shall not affect the other provisions or application of this ordinance, and all other provisions shall continue in full force and effect.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

November 28, 2011

AN ORDINANCE ENTITLED WETLANDS PROTECTION ORDINANCE

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

Ordinance Amendment:



THAT the Newburyport Code of Ordinances be amended as follows:

Chapter 6.5: Environment

Article II: Wetlands

Delete said section in its entirety and replace it with a new section (Article II) entitled "Wetlands Protection Ordinance" as prepared by the Newburyport Conservation Commission and Office of Planning and Development, 23 pages, dated 5/15/2012, a copy of which is attached hereto.

Full text follows.


Councillor Barry N. Connell

Councillor Kathleen O'Connor Ives

In City Council November 28, 2011

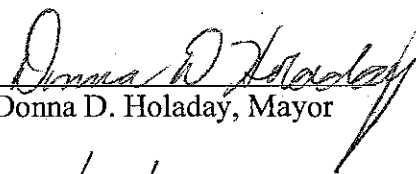
Motion to refer to Planning and Development by Councillor Ives, seconded by Councillor Connell. So voted on a unanimous voice vote.

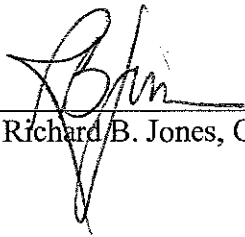
In City Council May 29, 2012

Motion to remove by Councillor Connell, seconded by Councillor O'Connor Ives. Motion to approve first reading and order printed by Councillor Connell, seconded by Councillor Cameron. Roll call vote, 11 yes.

In City Council June 25, 2012

Motion to approve by Councillor Connell, seconded by Councillor Herzog. Roll call vote, 11 yes.

Approve 
Donna D. Holaday, Mayor

Attest: 
Richard B. Jones, City Clerk

Date: 9/24/12

NEWBURYPORT CODE OF ORDINANCES
CHAPTER 6.5: ENVIRONMENT
ARTICLE II: WETLANDS PROTECTION ORDINANCE



Table of Contents

6.5-26.	Purpose & Authority
6.5-27.	Jurisdiction & Regulated Activities
6.5-28.	Special Provisions for the Barrier Beach
6.5-29.	Exemptions & Exceptions
6.5-30.	Variances, Hardship & Mitigation
6.5-31.	Applications & Fees
6.5-32.	Notice to Abutters, Review & Public Hearing
6.5-33.	Notice to and Opportunity to Comment by Other Boards and Officials
6.5-34.	Orders & Conditions
6.5-35.	Regulations
6.5-36.	Definitions
6.5-37.	Security
6.5-38.	Enforcement, Inspections & Fines
6.5-39.	Burden of Proof
6.5-40.	Appeals
6.5-41.	Relation to the Wetlands Protection Act
6.5-42.	Severability

6.5-26. Purpose & Authority

Wetland resource areas and the land immediately adjacent to them contribute to a number of public values and interests and are therefore protected by the Ordinance. The purpose of the City of Newburyport Wetlands Protection Ordinance (the Ordinance) is to protect the wetlands, water resources, flood prone areas, and adjoining upland areas (i.e., Buffer Zones) in the City of Newburyport by controlling activities deemed by the Newburyport Conservation Commission (the Commission) likely to have a significant or cumulative adverse effect on resource area values deemed important to the community. These include, but are not limited to the following:

- A. protection of public or private water supply;
- B. protection of groundwater supply;
- C. flood control;
- D. storm damage prevention including coastal storm flowage;
- E. prevention and control of pollution;
- F. protection of land containing shellfish;

- G. protection of fisheries;
- H. protection of wildlife and wildlife habitat;
- I. protection of water quality;
- J. erosion and sedimentation control;
- K. protection of rare species habitat including rare plant and animal species;
- L. protection of agriculture;
- M. protection of aquaculture;
- N. recreation and educational values;
- O. adaptation to climate change

Collectively these are the resource area values and interests protected by the Ordinance.

The Ordinance is intended to utilize the Home Rule authority of this municipality so as to protect the resource areas under the Wetlands Protection Act (M.G.L. Chapter 131 §40) to a greater degree, to protect additional resource areas beyond the Act which are recognized by the City as significant, to protect all resource areas for their additional values beyond those recognized in the Act, and to impose in local regulations and permits additional performance standards stricter than those of the Act and its Regulations (310 CMR 10.00).

The portions of this Ordinance (and its Regulations) requiring the payment of consultant fees are promulgated under the concurrent authority of M.G.L. Ch. 44 §53G.

This Ordinance shall not be applicable to projects for which a Determination of Applicability, Order of Conditions, Notice of Resource Area Delineation or other permit under the Massachusetts Wetlands Protection Act has been issued and is valid at the time of adoption.

6.5-27. Jurisdiction & Regulated Activities

- A. Approval Required: Except as permitted by the Conservation Commission pursuant to this Ordinance and Regulations (not inconsistent with this Ordinance) promulgated pursuant to Section 6.5-35., no person shall commence to remove, fill, dredge, build upon, degrade, discharge into, or otherwise alter (as further defined in Section 6.5-27.C.) the resource areas, buffer zones or riverfront areas described in Section 6.5-27.B.
- B. Areas of Jurisdiction: The areas subject to protection under the Ordinance differ from those protected solely by the Massachusetts Wetlands Protection Act (WPA) in that additional wetland resource areas and uplands (Buffer Zones) are protected by the Ordinance. The areas that are subject to protection under the Ordinance and these Regulations are as follows:
 1. Rivers, Perennial Streams, Brooks, Creeks and lands adjoining these resource areas within two hundred (200) horizontal linear feet, known as the riverfront area;
 2. Vernal Pool Habitat, including Vernal Pools and lands adjoining Vernal Pools within two hundred (200) horizontal linear feet;
 3. Freshwater or Coastal Wetlands, Marshes, Wet Meadows, Bogs, Swamps, Rivers, Perennial Streams, Springs, Banks, Flats, Reservoirs, Lakes, Ponds of Any Size, Beaches, Dunes,

- Estuaries, the Ocean, and lands adjoining these resource areas within one hundred (100) horizontal linear feet, known as the Buffer Zone;
4. Intermittent Streams, Brooks, Creeks and lands adjoining these resource areas within one hundred (100) horizontal linear feet, known as the Buffer Zone;
 5. Lands subject to flooding or inundation by groundwater or surface water and lands subject to tidal action, coastal storm flowage, or flooding;
 6. Lands Under Water, beneath any of the water bodies listed above.

The above named resources are collectively known as the "resource areas protected by the Ordinance" or "resource areas." Said resource areas shall be protected whether or not they border surface waters.

C. Regulated Activities: Activities subject to regulation under the Ordinance and these Regulations include the following:

1. Any activity proposed or undertaken within a Resource Area or Buffer Zone as described above in Section 6.5-27.B.;
2. Any activity deemed by the Commission as likely to have a significant or cumulative adverse effect upon Resource Areas as defined herein;
3. Any activity, including but not limited to, any and all of the following activities when undertaken to, upon, within or affecting Resource Areas or their wetland values, as determined by the Commission, including, but not limited to:
 - A. Removal, excavation, or dredging of soil, sand, gravel, or aggregate materials of any kind;
 - B. Changing of preexisting drainage characteristics, flushing characteristics, salinity distribution, sedimentation patterns, flow patterns, or flood retention characteristics;
 - C. Drainage, or other disturbance of water level or water table;
 - D. Dumping, discharging, or filling with any material which may degrade water quality;
 - E. Placing of fill, or removal of material which would alter elevation;
 - F. Driving of piles, erection, expansion or significant alteration of buildings, or structures of any kind;
 - G. Placing of obstructions or objects in water or the surface water or groundwater hydrology of any resource area;
 - H. Destruction or removal of plant life, including, but not limited to, cutting or trimming of trees and shrubs;
 - I. Changing temperature, biochemical oxygen demand, or other physical, biological, or chemical characteristics of any waters;
 - J. Any activities, changes, or work that may cause or tend to contribute to pollution of any body of water or groundwater; and;
 - K. Incremental activities that cause, or may cause, a cumulative adverse effect on the resource areas and the values and interests protected by the Ordinance or these Regulations.

6.5-28. Special Provisions for the Barrier Beach

A. The Plum Island Barrier Beach received additional protection under the previous Newburyport Wetlands Ordinance (adopted October 9, 2001 and revised September 12, 2005) and therefore its provisions are included in this Ordinance. The additional protections afforded to the Plum Island Barrier Beach are for the following purposes:

1. To minimize environmental damage, loss of life, and destruction of property inevitably resulting from storms, flooding and erosion;
2. To prevent loss or diminution of the beneficial functions of storm and flood damage prevention or reduction and pollution prevention provided by wetlands, beaches, dunes, barrier beaches, and coastal banks;
3. To maintain vegetative buffers to wetlands and waterbodies so as to reduce and/or eliminate runoff and other non-point discharges of pollutants to protect public health and preserve environmental resources; and
4. To maintain vegetative cover so that the integrity and stability of coastal dunes and banks are maintained and so that the coastal dunes and banks can fulfill their functions and promote the interests identified in the Ordinance.

Notwithstanding any additional requirements or exemptions, all activities on the Plum Island Barrier Beach shall be in accordance with 6.5-28, subsection B.

B. Specific performance standards for the Barrier Beach are:

1. No development or redevelopment shall be permitted within a FEMA V-Zone or AO-Zone. Notwithstanding the foregoing, structures damaged or destroyed from fire, storm, or similar disaster may be redeveloped/repared only in accordance with current local, state and federal regulatory standards when damage to or loss of the structure is equal to or greater than 50% of the market value of the building. When damage to or loss of the structure is less than 50% of the market value of the building, redevelopment/repairs may be allowed to return the structure to pre-damaged conditions. In all instances, reconstruction, renovation or repairs to damaged structures may be authorized as stated herein, provided that there is no increase in floor area.
2. All new buildings or substantial improvements to existing buildings shall be built on open pilings and comply with FEMA National Flood Insurance Regulations and State Building Code Regulations for elevation and flood proofing. All development and redevelopment shall comply with G.L. c. 131, sec. 40, 310 CMR 10.00 and Section 744 of the Massachusetts State Building Code Design Requirements for Floodplain and Coastal High Hazard Areas.
3. For the purposes of the Ordinance, the term "substantial improvement" shall mean an improvement that increases the market value of the building by an amount equal to or greater than 50% or an improvement that increases the square footage by an amount equal to or greater than 25%.
4. All new buildings, replacements, substantial improvements or expanded footprints less than 25% in square footage shall have their first floor built at least two feet above base flood elevation or the highest existing ground elevation whichever is higher.

5. Electrical, heating, ventilation, plumbing and air conditioning and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.
6. Development or redevelopment on or within 200 feet landward of the top of a coastal bank or dune shall have no adverse impact on the height, stability or function of the bank or dune to fulfill the purposes set forth in Section 6.5-28.A. above.
7. In areas where there are coastal banks or primary or frontal dunes, all new buildings and structures shall be set back from the beach dune interface at a distance equal to thirty times the average yearly historical erosion as shown by the most current CZM shoreline change map.
8. No activity shall increase the elevation or velocity of flows in a floodplain.
9. Within the FEMA V Zone, A Zone, or AO Zone or their equivalent, new or reconstructed structures or development on the barrier beach that alters vegetation, interrupts sediment supply and/or changes the form or volume of a dune or beach must comply with the specific performance standards in the Ordinance and in the regulations promulgated pursuant hereto.
10. In all other areas of the Plum Island Barrier Beach outside of the V-Zone and AO-Zone, all new Buildings shall be built on open pilings and shall comply with FEMA National Flood Insurance Regulations and State Building Code Regulations for elevation and flood proofing. All existing Buildings with Substantial Improvements, and all horizontal expansions of the existing footprint, shall be built on open pilings and shall comply with FEMA National Flood Insurance Regulations and State Building Code Regulations for elevation and flood proofing. If a Licensed Engineer certifies that an existing portion of the solid foundation will not require modifications to support the proposed building (other than new pilings exterior to the existing footprint), the existing portion of the solid foundation may remain.
11. Notwithstanding the previous sentence, the existing solid foundation of a Building shall be replaced with pilings, if, 50% or more of the exterior walls have been removed, are proposed to be removed, or will not be used as exterior walls (i.e. including but not limited to encasing an existing wall within a new exterior wall) and a new roof will be constructed, or is proposed to be constructed.
12. Construction or alteration of any coastal engineering structures shall require review and approval by the Conservation Commission.

6.5-29. Exemptions & Exceptions

The following exemptions shall apply and no application or permit is required under this Ordinance for the following activities, provided that all such work shall be in compliance with Section 6.5-28, subsection B:

A. The following activities are exempt in any resource area and Buffer Zone:

1. Routine mowing (including river meadows) and maintenance of lawns, gardens, and landscaped areas, in existence on the effective date of this Ordinance or which are created after such date in accordance with the terms of this Ordinance;

2. Work performed for normal maintenance or improvement of land in agricultural or aquacultural use as defined by the Wetlands Protection Act Regulations at 310 CMR 10.00;
3. Removal of dead and dying trees which are deemed to be a hazard to public safety, as confirmed by the Newburyport Department of Public Services Tree Warden or a certified arborist and documented to the Commission within 30 days of removal (In such instances notification shall be provided to the Commission or its agent prior to such work.);
4. Fencing around existing vegetable gardens.

B. The following activities in the 100-foot Buffer Zone (which includes the 25- foot No-Disturb Zone) or the 200-foot Riverfront Area, provided the activity is not within any other resource area; there is no regrading; no trees greater than 6 inches diameter breast height are removed; there is no alteration to additional resource areas; and erosion and sedimentation controls are used as needed or as determined by the Commission or agent of the Commission:

1. Maintaining and repairing existing buildings and structures provided that:
 - a) The footprint remains the same;
 - b) There is no additional alteration of any resource areas; and
 - c) There is no heavy equipment or stockpiling within 50 feet of resource areas;
2. Constructing, maintaining, and repairing unpaved pedestrian walkways for private use provided there is no use of fill material;
3. Maintaining and repairing existing stonewalls;
4. Maintaining and constructing new fencing provided that:
 - a) It is greater than 50 feet from the edge of the wetland boundary or 50 feet from the mean annual high water line of a perennial stream (whichever is farther);
 - b) It does not constitute a barrier to wildlife movement (i.e., the fence is greater than 6 inches from the ground surface);
5. Stacking cordwood;
6. Conversion of lawns to uses accessory to residential structures such as decks, sheds, patios, and pools, provided the activity, including any discharge pipes, is located more than 50 feet from the mean annual high-water line within the riverfront area or from bordering vegetated wetland, whichever is farther, and erosion and sediment controls are implemented during construction. The conversion of such uses, or other impervious surfaces accessory to existing single family houses to lawn or natural vegetation is also allowed (Consistent with 310 CMR 10.02 (b)(1)(e), mowing of existing lawns is not subject to jurisdiction under this Ordinance.);
7. Activities, such as monitoring wells, exploratory borings, soil sampling, and surveying, that are temporary, have negligible impacts as determined by the Commission, and are necessary for planning and design purposes;
8. Planting native species of trees, shrubs, or groundcover (excluding turf lawns);
9. Pruning of existing vistas, provided the activity is located more than 50 feet from the mean annual high-water line within a riverfront area or from bordering vegetated wetland, whichever is farther.

- C. Utilities and Roads: The applications and permits required by this Ordinance shall not be required for:
1. Maintaining, repairing, or replacing, but not substantially changing or enlarging, an existing and lawfully located structure or facility used in the service of the public to provide electric, gas, water, telephone, telegraph, or other telecommunication services, provided that notice has been given to the Commission prior to commencement of work, and provided that the work conforms to any performance standards and design specifications in regulations adopted by the Commission.
 2. Maintaining and repairing existing and lawfully located existing roads (excluding bridges and culverts) provided that
 - a) There is no increase in impervious surface;
 - b) There is no additional alteration of resource areas;
 - c) Written notice has been given to the Conservation Commission 14 days prior to commencement of work; and
 - d) Erosion and sedimentation controls are used as necessary.
- D. Stormwater Management Systems: The applications and permits required by this Ordinance shall not be required for maintenance of a stormwater control structure or system in existence at the time of adoption of this Ordinance or of one approved in accordance with the Stormwater Management Standards, as provided in the Massachusetts Stormwater Policy. This exemption shall apply provided that the work to maintain the stormwater management system is limited to maintenance and that said work utilizes best practical measures to avoid and minimize impacts to wetland resource areas outside of the footprint of the stormwater management system. Such stormwater management systems may include wetland resource areas created solely for the purpose of stormwater management and approved under an Order of Conditions.
- E. Emergency Projects: The applications and permits required by the Ordinance shall not be required for emergency projects necessary for the protection of the health and safety of the public, provided that the work is to be performed by, or has been ordered to be performed by, an agency of the Commonwealth or a political subdivision thereof (including the City of Newburyport); provided that advance notice, oral or written, has been given to the Commission prior to commencement of work or within 24 hours after commencement; provided that the Commission or its agent certifies the work as an emergency project; provided that the work is performed only for the time and place certified by the Commission for the limited purposes necessary to abate the emergency; and provided that within 21 days of commencement of an emergency project a permit application shall be filed with the Commission for review as provided by the Ordinance. Upon failure to meet these and other applicable requirements of the Commission, the Commission may, after notice and a public hearing, revoke or modify an emergency project approval, order restoration and mitigation measures.

Other than what is stated in this Ordinance, the exceptions provided in the Wetlands Protection Act (G.L. Ch. 131 §40) and its regulations (310 CMR 10.00) shall not apply under this Ordinance.

The Conservation Commission may adopt additional exemptions and exceptions within the Regulations promulgated pursuant to Section 6.5-35.

6.5-30. Variances, Hardship & Mitigation

Applicants may, in appropriate circumstances, request that the Commission grant a variance from specifically identified requirements of the Ordinance or Regulations promulgated by the Commission pursuant to Section 6.5-35.

The Conservation Commission may, in its discretion, grant variances from the specific submission requirements and performance standards of this Ordinance and Regulations adopted pursuant to Section 6.5-35. The Conservation Commission may grant such variances when an overriding public interest is demonstrated or when it is necessary to avoid so restricting the use of the property as to constitute an unconstitutional taking without compensation pursuant to Federal and State laws. The intent of this section is to ensure that reasonable use may be made of such property; however, the extent of use shall be limited in so far as is necessary to protect the wetland values protected by this ordinance, and to ensure that there is no foreseeable danger to the public health or safety. In all cases, the burden of proof shall be on the applicant to demonstrate maximum feasible compliance with the requirements of this ordinance. In cases where a variance is granted, the Commission may require mitigation measures to be implemented to offset potential adverse impacts to the wetland resource areas.

The Commission may waive the application of any performance standard herein when it finds, after opportunity for a hearing that:

1. There are no reasonable conditions or alternatives that would allow the project to proceed in compliance with these regulations;
2. Mitigating measures are proposed that will allow the project to be conditioned so as to contribute to the protection of the wetland values protected by this ordinance; and
3. That the project is necessary to accommodate an overriding public interest or that it is necessary to avoid a decision that so restricts the use of property as to constitute an unconstitutional taking without compensation.

A request for a variance or waiver shall be made in writing and shall include, at a minimum, the following information:

- a) A description of the alternatives explored that would allow the project to proceed in compliance with the performance standards in these regulations and an explanation of why each is not feasible;
- b) A description of the mitigating measures to be used to contribute to the protection of the wetland values protected by this ordinance;
- c) Evidence that an overriding public interest is associated with the project which justifies modifying one or more performance standards in these regulations, or evidence that the decision regarding the permit application would so restrict the use of the land that it constitutes an unconstitutional taking without compensation.
- d) In the event a taking claim is being made, the following additional information shall be submitted:

1. Documentation that the subject property is legally and/or equitably owned by the applicant, including the date of acquisition. Also, identification of all property in contiguous ownership, including contiguous properties in which the Applicant has a present, future or past fee interest or beneficial interest and documentation of the assessed value of the said contiguous property.
 2. Documentation of the assessed value of the property subject to regulation as well as documentation of acquisition costs, proceeds received to date, expected proceeds (including copies of purchase and sales agreements, expenditures, and any other financial and economic data relevant to the waiver/variance request.
 3. Documentation of the value of the loss alleged to result from compliance with the relevant performance standards from which a waiver/variance is sought.
- e) The request for waiver/variance shall be sent to the Commission by certified mail or hand delivered and a copy thereof shall at the same time be sent by certified mail or hand delivered to any other parties in interest.
- f) Within 21 days of the receipt of a request, the Commission shall hold a public hearing on the request.
- g) Within 21 days of the close of the public hearing, the Commission shall issue a decision as to whether to grant the waiver/variance request. Such decision shall set forth the findings as required herein.

6.5-31. Applications & Fees

A written application ("Permit Application") shall be submitted to the Commission to perform activities affecting resource areas protected by the Ordinance. The application shall include such information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the resource areas protected by the Ordinance. No activities shall commence without receiving and complying with a permit issued pursuant to this Ordinance.

Forms & Submission Requirements

Applicants submitting filings governed by this ordinance shall use the standard Wetlands Protection Act (WPA) Forms from the Department of Environmental Protection (DEP). Applicants shall include the words: "City of Newburyport - Wetlands Protection Ordinance" on all applications for projects within the City of Newburyport, subject to review under this Ordinance and Wetlands Protection Act Regulations.

Request for Determination of Applicability (RDA)

Any person desiring to know whether or not a proposed activity or area is subject to this ordinance shall submit a written Request for Determination of Applicability (RDA) to the Commission. The application materials required shall be the same as those used in filing under the *Wetlands Protection Act Regulations (310 CMR 10.00)*, WPA Form 1: *Request for Determination of Applicability*.

Notice of Intent (NOI)

A written Notice of Intent (NOI) shall be filed with the Commission for a permit to perform activities affecting resource areas and buffer zones, protected by this ordinance. Any person submitting a Notice of Intent (NOI) shall at the same time provide a copy to the City's Engineer, at the Department of Public Services, for review in accordance with the Stormwater Management Ordinance and related state and federal regulations. If during review of the application the Commission or its Agent determines that a peer review by a qualified engineer is necessary to ensure that the proposed work (including all work shown on plans, specifications and reports) will comply with federal, state and local stormwater regulations, the applicant shall (if so instructed) provide one copy of the complete application to the Commission's Consultant Engineer, pursuant to this ordinance and M.G.L. Chapter 44 §53G. A single copy shall be provided with all plans and attachments to the Conservation Commission of the adjoining municipality, if the application or determination pertains to property within 100 ft of that municipality. An Abutter Notification Affidavit of the person providing notice, with a copy of the notice mailed or delivered, shall be filed with the Commission. The application materials required shall be the same as those used in filing under the *Wetlands Protection Act Regulations (310 CMR 10.00)*, *WPA Form 3: Notice of Intent*. Where appropriate, under the requirements of the *Wetlands Protection Act Regulations (310 CMR 10.00)*, the applicant may submit *WPA Form 4: Abbreviated Notice of Intent*. No activities shall commence without receiving, and complying with, a permit (Order of Conditions) issued pursuant to this ordinance.

Other Plan & Submission Requirements

Additional plan and submission requirements may be established by the Commission through Regulations adopted pursuant to Section 6.5-35. of this Ordinance. No application ("Permit Application" such as a Notice of Intent or Request for Determination of Applicability) shall be deemed complete or timely without the payment of all required fees, the submission of application forms and the submission of plans in accordance with these Regulations. At its sole discretion the Commission may relax these requirements where such information is not necessary to make a determination on a Request for Determination of Applicability (RDA) or Notice of Intent (NOI).

Application & Review Fees

Filing Fees: At the time a Permit Application is submitted, the applicant shall pay a filing fee as specified in Regulations of the Commission adopted hereunder. These fees shall be placed in an account established pursuant to M.G.L. Chapter 44 §53E½ which may be drawn upon by the Commission as necessary to carry out the provisions of this Ordinance and its Regulations. This fee is in addition to that required by the Department of Environmental Protection (DEP), the Massachusetts Wetlands Protection Act and its Regulations.

Advertisement Fees: The applicant shall pay a fee for the cost of advertising and abutter notification for public hearings as required by the Wetlands Protection Act Regulations (310 CMR 10.00) and this Ordinance.

Consultant Review Fees: Pursuant to M.G.L. Chapter 44 §53G and Regulations promulgated by the Commission pursuant to Section 6.5-35, the Commission may impose reasonable fees upon applicants

for the purpose of securing outside consultants including engineers, wetlands scientists, wildlife biologists or other experts in order to aid in the review of proposed projects.

The Commission is authorized, any time during the hearing process, to require the applicant to pay all the costs and expenses of any expert consultant deemed necessary by the Commission to review the Permit Application or resource area. This fee is called the "consultant fee." The specific consultant services may include, but are not limited to: performing or verifying the accuracy of resource area survey and delineation; analyzing resource area functions and values, including wildlife habitat evaluations; hydrogeologic and drainage analysis; and researching environmental or land use law relative to the application or work proposed.

The applicant shall deposit with the City funds in an amount sufficient to cover the initial costs associated with said peer review, as determined by the Commission's Agent. Funds shall be accounted for in accordance with M.G.L. Chapter 44 §53G, and unexpended funds shall be returned to the Applicant within twenty-one (21) days of the issuance of a decision. The applicant shall provide additional funds whenever notified by the Commission or its Agent that actual remaining funds are insufficient to pay for additional consultant review which may be necessary. Failure of the applicant to replenish the Consultant Review Fund accordingly, prior to the next subsequent continuation of the applicable public hearing shall be sufficient grounds for the Commission to deny the application or continue the public hearing to allow the applicant (and consultant) additional time.

The Commission shall waive all application and consultant review fees for any Permit Application or notice filed by the City of Newburyport.

6.5-32. Notice to Abutters, Review & Public Hearing

Abutter notification requirements for all Permit Applications shall follow the Wetlands Protection Act (M.G.L. Chapter 131 §40) and Regulations (310 CMR 10.00) promulgated thereunder. Abutters under the Ordinance shall include property owners whose land abuts the subject land described in a plan subject to Commission review including those across a traveled way, across a body of water, in another municipality and any property within 100 feet of the subject parcel(s).

The Commission shall commence a public hearing (or consideration of the matter at a public meeting) within twenty-one (21) days from the receipt of a completed Permit Application (i.e. Notice of Intent or Request for Determination of Applicability) which meets the Commission's submission requirements as set forth in the Regulations unless an extension is authorized in writing by the applicant. The Commission shall have authority, in its discretion, to continue the hearing (or public meeting) to a specific date announced at the hearing or meeting, for the reasons stated at the hearing or meeting, which may include the need for additional information from the applicant or from others as deemed necessary by the Commission, or based on the comments and recommendations of the boards and officials listed in § VIII.

Where applicable, the Commission shall combine its meeting, hearing or other consideration of the matter under the Ordinance with the meeting, hearing or consideration which is conducted under the Wetlands Protection Act (G.L. Ch. 131 §40) and regulations (310 CMR 10.00) promulgated thereunder.

6.5-33. Notice to and Opportunity to Comment by Other Officials

Any person filing a Permit Application (i.e. Notice of Intent or Request for Determination of Applicability) with the Commission shall provide a copy thereof at the same time, by certified mail (return receipt requested), certificate of mailing, or hand delivery, to the Planning Director, Building Inspector, and the Department of Public Services if instructed by the Conservation Agent. A copy shall be provided in the same manner to the Conservation Commission of the adjoining municipality, if the Permit Application (i.e. Notice of Intent or Request for Determination of Applicability) pertains to property within 100 feet of that municipality. An affidavit of the person providing notification, with a copy of the notification mailed or delivered, shall be filed with the Commission. The Commission shall not take final action until the above boards and officials have had 14 days from receipt of notification (postmark date or other evidence of delivery) to file written comments and recommendations with the Commission, which the Commission shall take into account but which shall not be binding on the Commission. The applicant shall have the right to receive any comments and recommendations, and to respond to them at a public hearing (or public meeting) of the Commission, prior to final action.

6.5-34. Orders & Conditions**A. Permit Conditions**

If the Commission, after a public hearing (or consideration of the matter at a public meeting), determines that the activities which are the subject of the filing, or the land and water uses which will result therefrom, are likely to have a significant individual or cumulative adverse effect on the resource area values protected by the Ordinance, the Commission, shall issue or deny approval in the form of a Determination of Applicability or an Order of Conditions (permit) for the activities requested. The Commission shall take into account the extent to which the applicant has avoided, minimized and mitigated any such effect. The Commission also shall take into account any loss, degradation, isolation, and replacement or replication of such protected resource areas elsewhere in the community and the watershed, resulting from past activities, whether permitted, unpermitted or exempt, and foreseeable future activities.

If it issues an Order or Negative Determination of Applicability, the Commission shall impose conditions which the Commission deems necessary or desirable to protect said resource area values and interests, and all activities shall be conducted in accordance with those conditions. Where no conditions are adequate to protect said resource area values, the Commission is empowered to deny an Order for failure to meet the requirements of the Ordinance or issue a Positive Determination of Applicability. It may also deny an Order for failure: to submit necessary information and plans requested by the Commission; to comply with the procedures, design specifications, performance standards, and other requirements in Regulations of the Commission; or to avoid, minimize or mitigate unacceptable significant or cumulative effects upon the resource area values and interests protected by the Ordinance.

B. Resource Areas, No Disturbance Zones, Presumption of Significance & Performance Standards

In reviewing activities within the buffer zone, the Commission shall presume that the buffer zones surrounding resource areas are important to the protection of those resource areas because activities

undertaken in close proximity have a high likelihood of adverse impact, either immediately, as a consequence of construction, or over time, as a consequence of daily operation or existence of the activities. These adverse impacts from construction and use can include, without limitation, erosion, siltation, loss of groundwater recharge, poor water quality, and loss of wildlife habitat.

The Commission may establish, in its Regulations (consistent with this Ordinance), design specifications, performance standards, and other measures and safeguards, including setbacks, no-disturbance areas, no-build areas, and other work limits for protection of such lands. These include without limitation strips of continuous, undisturbed vegetative cover unless the applicant convinces the Commission that the area or part of it may be disturbed without harm to the values protected by the ordinance.

The Commission shall require No-Disturbance Zones as follows, unless through the variance process as described in Section 6.5-30. above, the applicant convinces the Commission by a preponderance of credible evidence that the area or part of it may be disturbed without harm to the wetland values protected by this Ordinance.

In General

The Buffer Zone contains a 25-Foot No-Disturbance Zone which is that portion of the Buffer Zone which extends twenty-five (25) feet horizontally from the edge of the following wetland resource areas:

- A. Any Freshwater or Coastal Wetlands, Marshes, Wet Meadows, Bogs, Swamps, Rivers, Streams, Springs, Banks, Flats, Reservoirs, Lakes, Ponds of Any Size, Beaches, Dunes, Estuaries, and the Ocean;
- B. Intermittent Streams, Brooks, and Creeks.

Disturbance of any kind is prohibited within this 25-Foot No-Disturbance Zone including but not limited to grading, landscaping, vegetation removal, pruning, cutting, filling, excavation, roadway construction and /or driveway construction. Within the No Disturb Zone established by the Commission, no grading, planting, site work, construction, or storage of materials is allowed. Vegetation in the No Disturb Zone shall not be cut or trimmed in any manner unless authorized by the Commission as part of regular maintenance required for man-made drainage systems (such as seasonal mowing).

Notwithstanding the above limitations, no activity which will result in the alteration of land within the presumptive No Disturbance Zone shall be permitted by the Commission with the following exceptions:

- A. Planting of native vegetation or habitat management techniques designed to enhance the wetland values protected by the Ordinance;
- B. Construction and maintenance of unpaved pedestrian access paths not more than 4' in width;
- C. Maintenance of existing structures, utilities, stormwater management structures and paved areas;
- D. Construction and maintenance of water dependent structures and uses;
- E. Vista pruning and removal of dead and diseased vegetation consistent with Conservation Commission standards;
- F. Construction of new utility lines where the proposed route is the best environmental alternative;
- G. Septic system maintenance and, if a system has failed, repair/replacement meeting state/local standards where the maximum feasible buffer is maintained;

- H. Construction of accessory structures/uses associated with lawfully existing single family houses where the Conservation Commission finds that alternatives outside the buffer area are not available; the size and impacts of the proposed structure/use have been minimized; and the structure/use is located as far from the resource as possible;
- I. Where a buffer zone is already altered such that the required buffer cannot be provided without removal of structures and/or pavement, this requirement may be modified by the Commission provided that it finds that the proposed alteration will not increase adverse impacts on that specific portion of the buffer area or associated wetland and that there is no technically demonstrated feasible construction alternative;
- J. Where a lot is located entirely within buffer area, the Commission may permit activities within the buffer area when the applicant has demonstrated that the proposed work has been designed to minimize impacts to the buffer area. As mitigation, the Commission may require the applicant to plant or maintain a naturally vegetated buffer of the maximum feasible width given the size, topography, and configuration of the lot.

Vernal Pool Habitat

The above Buffer Zone does not apply to the "Vernal Pool Habitat" resource area which is a No-Disturbance zone in its entirety. Vernal Pool Habitat shall include vernal pool depressions (for all Vernal Pools, whether or not mapped and certified) and lands adjoining these depressions within two hundred (200) horizontal linear feet. In addition, components of subsurface sewage disposal systems shall not be permitted within one hundred (100) horizontal linear feet of the delineated edge of a Vernal Pool Habitat or the delineated edge of the encompassing wetland resource area (if present).

C. Work Proposed within Riverfront Area

In reviewing activities within the riverfront area, the Commission shall presume the riverfront area is important to all the resource area values unless demonstrated otherwise, and no permit issued hereunder shall permit any activities unless the applicant, in addition to meeting the otherwise applicable requirements of the Ordinance, has proved by a preponderance of the evidence that meets those requirements that are set forth in the Regulations that (1) there is no practicable alternative to the proposed project with less adverse effects, and that (2) such activities, including proposed mitigation measures, will have no significant adverse impact on the areas or values protected by the Ordinance. The Commission shall regard as practicable an alternative which is reasonably available and capable of being done after taking into consideration the proposed property use, overall project purpose (e.g., residential, institutional, commercial, or industrial), logistics, existing technology, costs of the alternatives, and overall project costs.

D. Habitat Assessment, Alteration & Mitigation

To prevent resource area loss, the Commission shall require applicants to avoid alteration wherever feasible; to minimize alteration; and, where alteration is unavoidable and has been minimized, to provide full mitigation. The Commission may authorize or require replication of wetlands as a form of mitigation, but only with specific plans, professional design, proper safeguards, adequate security, and professional monitoring and reporting to assure success, because of the statistical high likelihood of failure of such

replication. The Commission may require a wildlife habitat study of the project area, to be paid for by the applicant, whenever it deems appropriate, regardless the type of resource area or the amount or type of alteration proposed. The decision shall be based upon the Commission's estimation of the importance of the habitat area considering (but not limited to) such factors as proximity to other areas suitable for wildlife, importance of wildlife "corridors" in the area, or actual or expected presence of rare plant or animal species in the area. The work shall be performed by an individual who at least meets the qualifications set out in the wildlife habitat section of the Wetlands Protection Act Regulations (310 CMR 10.60).

The Commission shall presume that all areas meeting the definition of "vernal pool", including the adjacent area (together known as "Vernal Pool Habitat"), perform essential habitat functions. This presumption may be overcome only by the presentation of credible evidence which, in the judgment of the Commission, demonstrates that the basin or depression or surrounding area does not provide essential habitat functions. Any formal evaluation should be performed by an individual who at least meets the qualifications under the wildlife habitat section of the Wetlands Protection Act Regulations (310 CMR 10.60).

E. Term, Expiration and Renewal of Permits & Approvals

Determinations and Orders, including a Determination of Applicability (DOA), an Order of Conditions (OOC) or an Order of Resource Area Delineation (ORAD) shall expire three years from the date of issuance. Notwithstanding the above, the Commission in its discretion may issue a Determination or an Order expiring five years from the date of issuance for recurring or continuous maintenance work, provided that annual notification of time and location of work is given to the Commission. Any Order or Determination may be renewed once for an additional one-year period, provided that a request for a renewal is received in writing by the Commission at least 30 days prior to expiration. Notwithstanding the above, a Determination or Order may identify requirements which shall be enforceable for a stated number of years, indefinitely, or until permanent protection is in place, and shall apply to all present and future owners of the land.

For good cause the Commission may revoke any DOA, OOC, or ORAD or any other order, determination or decision issued under the Ordinance after notice to the holder, the public, abutters, and city boards, pursuant to §VII and §VIII, and after a public hearing. Amendments to OOCs, DOAs, or ORADs shall be handled in the manner set out in the Wetlands Protection Act Regulations and policies issued by the Department of Environmental Protection (DEP) thereunder.

Where applicable the Commission shall combine the decision issued under this Ordinance with the Determination, Order, Emergency Certification or Certificate of Compliance (COC) issued under the Wetlands Protection Act and its Regulations.

No work proposed permitted in any Order of Conditions shall be undertaken until the Order, or ORAD (if work is permitted through a simplified review by the Commission with respect to such work) has been recorded in the registry of deeds or, if the land affected is registered land, in the registry section of the land court for the district wherein the land lies, and until the holder of the Order provides proof of such recording to the Commission. If the applicant fails to perform such recording, the Commission may record

the documents itself and require the Applicant to furnish the recording fee therefore, either at the time of recording or as a condition precedent to the issuance of a Certificate of Compliance (COC).

6.5-35. Regulations

After public notice and public hearing, the Commission shall promulgate rules and regulations to effectuate the purposes of the Ordinance, effective when adopted by the Commission and filed with the City Clerk. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this Ordinance. At a minimum these Regulations shall incorporate the terms defined in the Ordinance, define additional terms not inconsistent with the ordinance, identify more detailed performance standards for work within or adjacent to resource areas, and provide for plan and submission requirements and filing and consultant review fees for all applications.

6.5-36. Definitions

Except as otherwise provided in this Ordinance or in Regulations promulgated pursuant to Section 6.5-35., the definitions of terms and the procedures and performance standards in this Ordinance shall be as set forth in the Wetlands Protection Act (M.G.L. Ch. 131 §40) and Regulations (310 CMR 10.00).

The following definitions shall apply to the interpretation and implementation of terms used in both the Ordinance and Regulations promulgated pursuant to Section 6.5-35.:

Agent: any Conservation Commissioner or City staff who is appointed agent by a majority vote of the Conservation Commission at a regularly scheduled meeting of the Conservation Commission, and upon written approval of the Mayor. (M.G.L. Chapter 40, Section 8c)

Alter: to change the condition of any Area Subject to Protection under the Wetlands Protection Act (M.G.L. Ch. 131 §40) and further defined in its regulations (310 CMR 10.04) and any of the following activities when undertaken to, upon, within or affecting resource areas protected by the Ordinance:

- A. Removal, excavation, or dredging of soil, sand, gravel, or aggregate materials of any kind;
- B. Changing of preexisting drainage characteristics, flushing characteristics, salinity distribution, sedimentation patterns, flow patterns, or flood retention characteristics;
- C. Drainage, or other disturbance of water level or water table;
- D. Dumping, discharging, or filling with any material which may degrade water quality;
- E. Placing of fill, or removal of material, which would alter elevation;
- F. Driving of piles, erection, expansion or significant alteration of buildings, or structures of any kind;
- G. Placing of obstructions or objects in water or the surface water or groundwater hydrology of any resource area;
- H. Removal or destruction of plant life including cutting or trimming of trees and shrubs;
- I. Changing temperature, biochemical oxygen demand, or other physical, biological, or chemical characteristics of any waters;
- J. Any activities, changes, or work which may cause or tend to contribute to pollution of any body of water or groundwater;

- K. Incremental activities which have, or may have, a cumulative adverse impact on the resource areas protected by the Ordinance.

Buffer Zone: that resource area which extends one hundred feet (100') horizontally from the edge of the following wetland resource areas:

- A. Any Freshwater or Coastal Wetlands, Marshes, Wet Meadows, Bogs, Swamps, Rivers, Streams, Springs, Banks, Flats, Reservoirs, Lakes, Ponds of Any Size, Beaches, Dunes, Estuaries, and the Ocean;
- B. Intermittent Streams, Brooks, and Creeks.

It is possible that the Buffer Zone resource area will overlap in some instances (e.g., Riverfront Area and Land Subject to Flooding).

Building: shall mean a combination of any materials, whether portable or fixed, having a roof enclosed within exterior walls or firewalls built to form a structure for the shelter of persons, animals or property. Roof shall include an awning or any similar covering, whether or not permanent in nature. The term Building includes bathhouses, sheds and garages.

Coastal Engineering Structure: a structure used to protect homes, buildings, roadways or utilities or to provide public or commercial access on or near the coast, such as seawalls, revetments, breakwaters, jetties, groins, piers, wharfs, bulkheads, stairways, access ramps, boat ramps, boardwalks and tide gates.

Development: as used in Section 6.5-28, shall include the following activities:

1. Construction of a New Building or Structure on a vacant lot including without limitation a shed, garage, coastal engineering structure, shear wall, vertical wall or fence;
2. Construction of a new septic system or the addition of flow to an existing or upgraded septic system;
3. Clearing of land, mining, extraction, beach scraping, dredging, filling, excavation or drilling;
4. Construction of new or proposed expansions of roads, driveways or parking lots, and/or paving of unpaved roads, driveways or parking lots; and
5. Conversion of pervious surfaces to impermeable surfaces and/or paving of existing unpaved roads, driveways or parking lots.

(See NOTE # 1 Below.)

Footprint: the total square feet within the outermost dimensions of a building including decks, porches and staircases without deduction for hallways, stairs, closets, thickness of walls, columns, or other features.

Intermittent Stream: a body of running water, including brooks and creeks, which moves in a definite channel in the ground due to a hydraulic gradient, and which flows part of the year within, into or out of an Area Subject to Protection under the WPA. A portion of an intermittent stream may flow through a culvert or beneath a bridge. Such a body of running water which does not flow throughout the year is an intermittent stream including that portion upgradient of all bogs, swamps, vegetated wetlands, wet

meadows and marshes. An Intermittent Stream does not have a Riverfront Area but does have an associated 100-foot Buffer Zone. The outer boundary of an intermittent stream is the first observable break in slope or mean annual high water, whichever is higher.

Isolated Vegetated Wetland: freshwater wetlands, of at least 1,000 square feet in area that do not border on creeks, rivers, streams, ponds or lakes. The types of Isolated Vegetated Wetlands include wet meadows, marshes, swamps and bogs. Detention or retention basins or swales created for the purpose of stormwater management are not considered Isolated Vegetated Wetlands under the ordinance and these Regulations.

In addition to the minimum size requirement, Isolated Vegetated Wetlands must also meet the definition of Bordering Vegetated Wetlands (310 CMR 10.55(2)) with the exception that these wetlands do not border any creeks, rivers, streams, ponds, lakes or other water bodies.

The boundaries of Isolated Vegetated Wetlands are the same as those for Bordering Vegetated Wetlands as defined in 310 CMR 10.55 (2)(c).

New Development: as used in Section 6.5-28, shall mean the construction of a new Structure or Building on a vacant lot.

No-Disturbance Zone: that portion of the Buffer Zone which extends twenty-five feet (25') horizontally from the edge of the following wetland resource areas:

- A. Any Freshwater or Coastal Wetlands, Marshes, Wet Meadows, Bogs, Swamps, Rivers, Streams, Springs, Banks, Flats, Reservoirs, Lakes, Ponds of Any Size, Beaches, Dunes, Estuaries, and the Ocean;
- B. Intermittent Streams, Brooks, and Creeks.

Disturbance of any kind is prohibited within this 25-Foot No-Disturbance Zone including but not limited to grading, landscaping, vegetation removal, pruning, cutting, filling, excavation, roadway construction and /or driveway construction. The Buffer Zone does not apply to the "Vernal Pool Habitat" resource area which is a No-Disturbance Zone in its entirety as defined below.

Redevelopment: as used in Section 6.5-28, shall include the following activities:

1. Any individual or cumulative increase in the footprint of a Building or Structure, including without limitation, a coastal engineering structure, a shear wall, vertical wall, a shed, a garage, and/or a solid fence, that would result in the sum of the footprints of all Buildings or Structures on the lot exceeding a 20% (individual or cumulative) increase in the footprint of the existing structure (Any such individual or cumulative increase not exceeding this 20% threshold shall continue to require Commission review and approval.)
2. Conversion of Porches, Carports and Decks to Usable Interior Space below the first dwelling floor;

(See NOTE # 1 Below.)

Resource Area: those areas subject to protection under the Wetlands Protection Act (M.G.L. Ch. 131 §40) and Regulations (310 CMR 10.00), this Ordinance and Regulations promulgated pursuant to Section 6.5-35.

Riverfront Area: that portion of land which extends two hundred feet (200') horizontally from the edge of the following wetland resource areas:

A. Rivers, Perennial Streams, Brooks, Creeks.

Structure: a combination of materials to form a configuration and includes, but is not limited to buildings, platforms, radio towers, storage bins, signs, swimming pools, septic systems, coastal engineering structures, and fences.

Substantial Improvement: as used in Section 6.5-28, shall include any reconstruction, rehabilitation, addition, or other improvement of a Structure or Building, the cost of which equals or exceeds 50 percent of the value of the Structure or Building before the "start of construction" of the improvement. This term includes Structures or Buildings which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include any project for improvement of a structure to correct existing violations of state or local health, sanitary, building or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions for the existing structure.

Vernal Pool Habitat: A vernal pool is typically a confined basin or depression which, at least in most years, holds water for a minimum of two continuous months during the spring and/or summer, contains at least 200 cubic feet of water at some time during most years, is free of adult predatory fish populations, and provides essential breeding and rearing habitat functions for amphibian, reptile or other vernal pool community species. Under this Ordinance, a vernal pool shall meet the certification criteria of the Massachusetts Natural Heritage and Endangered Species (NHESP) Program as outlined in the NHESP Guidelines for the Certification of Vernal Pool Habitat, March 2009, or successor guidelines. The boundary of the Vernal Pool Habitat shall be two-hundred feet (200') horizontally outward from the mean annual high-water line defining the depression or basin and shall not include lawns, gardens, landscaped areas, driveways or structures in existence or proposed under a plan approved by the Commission at the time of adoption of this Ordinance.

The Vernal Pool Habitat need not be located within another wetland resource area, or be certified as a vernal pool by the Massachusetts NHESP (or any other state or local agency) to be eligible for protection under the Ordinance and these Regulations; however, vernal pools certified by the Massachusetts NHESP are assumed to be vernal pools and are therefore protected under the Ordinance and these Regulations.

The entire Vernal Pool Habitat as defined above is considered a No-Disturbance Zone

NOTE # 1: The terms "Development" and "Redevelopment", as used in Section 6.5-28, shall not include the following activities:

1. Bringing the electrical and/or plumbing system into compliance with current regulatory requirements;
2. Construction, repair, or replacement of unpaved elevated pedestrian walkways supported on open pilings and designed to minimize the disturbance to the vegetative cover and traditional bird-nesting habitat and the form and volume of the coastal dune, coastal beach, or coastal bank;
3. Construction, repair or replacement of sand fencing, designed to increase dune development, provided the fencing does not constitute a barrier to wildlife movement or the lateral movement of a coastal dune or coastal beach;
4. Repair or replacement of open pilings for an existing Building;
5. Modification, maintenance, or repair of existing Buildings or Structures within the limits of existing foundations, which do not result in any addition to, or modification of the foundation itself, or the footprint of Buildings or Structures, additionally, additions or enclosures added above the first dwelling floor shall be allowed pursuant to FEMA guidelines.
6. Construction, repair, or replacement of decks on open pilings, with at least two feet above grade to allow sand transport by wind or water;
7. Planting of native species that are indigenous to Plum Island and that are compatible with the natural vegetative cover excluding turf lawns;
8. Conversion of impervious to vegetated surfaces, provided that erosion and sedimentation controls are implemented, and that the impervious surface removed is disposed of off-site in accordance with all applicable federal, state, and local statutes, bylaws and regulations;
9. Relocating electrical, heating, ventilation, plumbing, air conditioning and other service facilities for an existing Building to prevent water from entering or accumulating during conditions of flooding;
10. Construction, reconstruction, operation and maintenance of underground and overhead utilities, such as electrical distribution lines, transmission lines, communication lines, sewer pipes, water lines, and gas lines, including all structures and interconnections necessary to construct, reconstruct, operate, provide, and maintain electrical, communication, water, sewer, and gas service;
11. Assessment activities that are temporary in nature, have negligible impacts and are necessary for the planning and design of otherwise permissible projects, such as the installation of monitoring wells, exploratory borings, and natural gas service;
12. Temporary storage for not more than thirty days of construction and/or demolition materials on non-vegetated portions of the barrier beach, provided that best management practices are used to minimize the adverse impacts of such storage and to protect the interests identified in this Ordinance;

13. Placing an existing Building on open pilings; repairing and/or replacing open pilings for an existing Building;
14. Elevating above flood elevation an existing Building with a structurally sound foundation. In applying this subparagraph, the Commission may require a certification from a professional engineer or architect stating that the foundation is structurally sound;
15. Replacement of an existing Building with a New Building that is placed on open pilings and that is located as far landward of the existing Building as possible given the requirements of the Plum Island Overlay District, provided that: (a) the sum of the footprints of all Buildings or Structures on the lot not exceed a 20% maximum (individual or cumulative) increase in the footprint of the existing structure; (b) the New Building complies with all applicable federal, state, and local regulations, including without limitation, the Plum Island Overlay District and the Performance Standards set forth in the Commission's Regulations;
16. For only those properties that do not have an existing parking area or parking area of lesser size, construction of two parking spaces that are no more than 9 feet by 18 feet per space provided that there is no other area for parking on the property, and provided further that the surface of the parking area is pervious and that the construction complies with all the Performance Standards set forth in the Commission's Regulations and 310 CMR 10.00;
17. Removal of stone groins, bulkheads, or other coastal engineering structures;
18. Repair, restoration, modification or relocation of existing stone groins or jetties.

6.5-37. Security

As part of an order issued under the Ordinance, in addition to any security required by any other municipal or state board, agency, or official, the Commission may require that the performance and observance of the conditions imposed thereunder (including conditions requiring mitigation work) be secured wholly or in part by one or both of the methods described below:

- A. By a proper bond, deposit of money or negotiable securities under a written third-party escrow arrangement, or other undertaking of financial responsibility sufficient in the opinion of the Commission, to be released in whole or in part upon issuance of a COC for work performed pursuant to the Order. The form of security shall be at the sole discretion of the Commission.
- B. By accepting a conservation restriction, easement, or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of this municipality whereby the permit conditions shall be performed and observed before any lot may be conveyed other than by mortgage deed.

6.5-38. Enforcement, Inspections & Fines

No person shall remove, fill, dredge, build upon, degrade, or otherwise alter Resource Areas or Buffer Zones protected by this Ordinance, or cause, suffer, or allow such activity, or leave in place unauthorized

fill, or otherwise fail to restore illegally altered land to its original condition (as authorized and directed by the Conservation Commission), or fail to comply with any permit or Enforcement Order issued pursuant to this ordinance.

The Commission and its agents shall have the responsibility, duty, and authority to enforce this Ordinance, its Regulations, and permits issued thereunder by violation notices, and administrative (enforcement) orders. Any person who violates the provisions of this ordinance may be ordered to restore the property to its original condition and take other action deemed necessary to remedy such violations, or may be fined, or both.

The Commission, its agents, officers, and employees shall have the authority to enter upon privately owned land for the purposes of performing their duties under this ordinance, including site inspections, and may make or cause to be made such examinations, surveys or sampling as the Commission deems necessary. Any Permit Application or Request for Certificate of Compliance is evidence of the landowner's permission for said parties to enter his or her private land for the purposes of conducting such inspections. An Enforcement Order issued by the Commission shall be signed by a majority vote of the Commission. In a situation requiring immediate action, an Enforcement Order may be signed by a single member or agent of the Commission, if said Order is ratified by a majority of the members at the next scheduled meeting of the Commission.

The Commission shall have authority to enforce the Ordinance, its Regulations, and permits issued thereunder by letters, phone calls, electronic communication and other informal methods, violation notices, non-criminal citations under G.L. Ch. 40 §21D, and civil and criminal court actions. Any person who violates provisions of the Ordinance may be ordered to restore the property to its original condition and take other action deemed necessary to remedy such violations, or may be fined, or both.

Upon request of the Commission, the Mayor and City Solicitor shall take legal action for enforcement under civil law. Upon request of the Commission, the City Marshall shall take legal action for enforcement under criminal law.

Municipal boards and officers, including any police officer or other officer having police powers, shall have authority to assist the Commission in enforcement.

Any person who violates any provision of the Ordinance, or Regulations, permits, or administrative orders issued thereunder, shall be punished by a fine of not more than \$300. Each day or portion thereof during which a violation continues, or unauthorized fill or other alteration remains in place, shall constitute a separate offense, and each provision of the Ordinance, Regulations, permits, or administrative orders violated shall constitute a separate offense. This fine may be in addition to any levied under the Wetlands Protection Act, G.L. Chapter 131, Section 40.

As an alternative to criminal prosecution in a specific case, the Commission may issue citations with specific penalties pursuant to the non-criminal disposition procedure set forth in G.L. Ch. 40 §21D, which has been adopted by the City of Newburyport under its Code of Ordinances, Ch. 1 §1-15.

6.5-39. Burden of Proof

The applicant for a permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the RDA or Notice of Intent will not have a significant or cumulative adverse effect upon the resource area values protected by the Ordinance. Failure to provide adequate evidence to the Commission supporting this burden shall be sufficient cause for the Commission to deny a permit or grant a permit with conditions.

6.5-40. Appeals

A decision of the Commission shall be reviewable in the superior court in accordance with G.L. Ch. 249 §4.

6.5-41. Relation to the Wetlands Protection Act

The Ordinance is adopted under the Home Rule Amendment of the Massachusetts Constitution and the Home Rule statutes, independent of the Wetlands Protection Act (G.L. Ch. 131 §40) and regulations (310 CMR 10.00) thereunder. It is the intention of the Ordinance that the purposes, jurisdiction, authority, exemptions, Regulations, specifications, standards, and other requirements shall be interpreted and administered as stricter than those under the Wetlands Protection Act and its Regulations.

6.5-42. Severability

The invalidity of any section or provision of the Ordinance shall not invalidate any other section or provision thereof, nor shall it invalidate any permit, approval or determination which previously has been issued.

PART OF

NEWBURYPORT

Harbours

MAINE

NEWBURY
PORT

Scale of Miles





Newburyport's history centers around shipbuilding with the production of Clipper Ships built well into the 1800s. The industry gave rise to the city's nickname "The Clipper city."

Pictured here, the schooner Edith H. Symington anchored in the Merrimack River ready for a tug to tow her over the sandbar.



COURTESY OF THE NEWBURYPORT PUBLIC LIBRARY ARCHIVAL CENTER

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Affordable Housing Trust	Karen B.	Wiener	7 Lincoln St	Newburyport	12-Oct-10	01-Sep-12	
Affordable Housing Trust	Susanne	Cameron	17 Oakland St	Newburyport	11-Feb-11	01-Jan-13	
Affordable Housing Trust	Madeline	Nash	19 Arlington St	Newburyport	12-Mar-12	01-Feb-14	
Affordable Housing Trust	Judith	Tymon	39 Lime St	Newburyport	12-Oct-10	01-Sep-12	
Animal Control Officer	Tina	Boucher	19 Mudnock St	Newburyport	08-Nov-10	01-May-11	
Assessor	Daniel	Raycroft	4 Bancroft Lan	Merrimac	30-Jan-12	01-Jan-15	
Asst Treasurer/Collector	Kathleen	Chase	2 Belcher St	Newburyport	25-Oct-10	01-Nov-13	
Asst. Inspector of Wires	Joseph	Cutrone	21 Elmira Aven	Newburyport	27-Mar-12	01-Feb-13	
Atkinson Common Commission	Jeanine T.	Murphy	10 Plummer Av	Newburyport	12-Jul-10	30-Jun-13	
Atkinson Common Commission	Wallace	Thurlow	2 Dorothy Luce	Newburyport	27-Mar-12	30-Apr-15	
Atkinson Common Commission	Beverly	MacBurnie	3 Magnolia St.	Newburyport	27-Jun-11	31-Mar-14	Chairperson
Auditor	William	Squillace	145 Eastern Av	Gloucester	14-Mar-11	01-Feb-14	
Bartlett Mall Commission	Sue	Brown	40 Fair St	Newburyport	25-Jun-07	06-Feb-10	Chairperson
Bartlett Mall Commission	Dawn	Vallejo	27 Cherry Street	Newburyport	09-Jul-07	01-Feb-10	
Bartlett Mall Commission	Andrew	Simpson	1 1/2 Greenlea	Newburyport	09-Apr-12	01-Mar-15	
Bartlett Mall Commission	Walt	Thompson	100 State St, U	Newburyport	31-Oct-11	01-Oct-14	
Bartlett Mall Commission	Ellen	Hanick	9 Hallisey Drive	Newburyport	31-May-11	31-May-14	
Bartlett Mall Commission	Patricia M	Spalding	5 Bricher Street	Newburyport	11-Jul-05	06-Feb-08	
Bartlett Mall Commission	Sadie	Cathcart	4 Vernon Court	Newburyport	27-Mar-12	01-Mar-15	
Bartlett Mall Commission	Dwight	Alger	27 Hill St	Newburyport	14-Apr-08	31-Mar-11	
Bartlett Mall Commission	Alexander C	Pitman	4 Norman Aven	Newburyport	29-May-12	01-Jun-15	
Board of Health	Patricia	Lawrence	PO Box 1431	Newburyport	29-Mar-10	01-Feb-13	
Board of Health	Robin S.	Blair	18 Market St	Newburyport	27-Jun-11	31-Mar-14	Chairperson
Board of Health	Dr. Susan	Beluk	14 Toppans Lan	Newburyport	12-Mar-12	01-Feb-15	
Board of Registrars	Brian	Sullivan	195 High St.	Newburyport	11-Apr-11	31-Mar-14	
Board of Registrars	John	Pritchard	1 Chaisson Roa	Newburyport	13-Sep-10	31-Mar-13	
Board of Registrars	Mary	Zinck	6 Laurel Rd.	Newburyport	27-Mar-12	31-Mar-15	
Board of Sewer Commissioners	Robert	Cook	19 Everette Dr.	Newburyport	31-Mar-08	01-Jan-11	
Board of Sewer Commissioners	David	Hanlon	68 Warren Stre	Newburyport	30-Aug-10	01-Apr-13	Chairperson
Board of Water Commission	John	Tomasz	38 Storeybrook	Newburyport	30-Aug-10	30-Apr-15	
Board of Water Commission	George	Lawler	22 Woodland S	Newburyport	14-May-12	30-Apr-17	Chairperson
Board of Water Commission	Roger	Jones	37 Storeybrook	Newburyport	31-Oct-11	01-Oct-16	
Board of Water Commission	Edmund L.	Kelley	24 Dorothy Luc	Newburyport	11-May-09	30-Apr-14	

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Board of Water Commission	Philip	Sayles	24 Rawson Ave	Newburyport	13-Nov-06	01-Apr-11	
Board of Water Commission	Erford	Fowler	11 Rawson Hill	Newburyport	09-Feb-09	30-Apr-13	
Building Inspector	Gary	Calderwood	Nbpt. City Hall	Newburyport	30-Jan-12	15-Jan-15	
Cable Advisory Committee	Jerry A.	Mullins	7 Parsons Stree	Newburyport			
Cable Advisory Committee	Rob	Kaplan	4 Shandel Dr	Newburyport			
Cable Advisory Committee	Mark	Kavanaugh	Nbpt. City Hall	Newburyport			M.I.S. Director
Cable Advisory Committee	Sarah	Hayden	8 Hunter Drive	Newburyport			
Cable Advisory Committee	Don	Skane	Nbpt. High Sch	Newburyport	23-Feb-04		
Cable Advisory Committee	John	Dalpe	54 Forrester St.	Newburyport			
Cable Advisory Committee	Bruce	Menin	83 Lime Street	Newburyport			
Commission on Disability	Jane	Donovan	6 Orange St.	Newburyport	11-Jul-11	01-Mar-14	
Commission on Disability	Jane Bagley	Holaday	8 Peters Rd	Newburyport	13-Dec-10	01-Nov-13	
Commission on Disability	Linda Marie	Garcia	142 water St	Newburyport	11-Feb-08	01-Jan-11	
Commission on Disability	Carla	Trodell	5 Woodman W	Newburyport	24-Apr-06	30-Nov-08	Chairperson
Community Preservation Act Committee	Jennie	Donahue	18 Cherry Street	Newburyport	14-Nov-11	01-Oct-14	
Community Preservation Act Committee	Jane	Healey	38 Winter Stre	Newburyport	29-Mar-11	01-Mar-14	
Community Preservation Act Committee	Madeline	Nash	19 Arlington St	Newburyport	31-Mar-08	01-Mar-11	
Community Preservation Act Committee	Mary Louise	Gagnon	320 High St	Newburyport	19-Mar-12	01-Apr-14	Housing Auth.
Community Preservation Act Committee	Michael	Disette	44 Jefferson St.	Newburyport	30-Apr-12	01-Mar-15	Chairperson
Community Preservation Act Committee	Donald F.	Little	6 Cottage Cour	Newburyport	24-May-10	01-May-13	
Community Preservation Act Committee	Judith C.	Grohe	14 Strong Street	Newburyport	24-May-10	01-May-13	
Community Preservation Act Committee	Margaret C.	Welch	82 Curzon Mill	Newburyport	25-Jul-11	01-Apr-14	
Community Preservation Act Committee	Robert	Uhlig	10 Ocean St	Newburyport	08-Sep-08	01-May-11	
Conservation Commission	Joseph C	Teixeira	44 Hale Street	Newburyport	27-Feb-12	01-Mar-15	Chairperson
Conservation Commission	Paul	Healy	8 N Street	Newburyport	24-May-10	31-May-13	
Conservation Commission	Mary	Casey	58 Bromfield St	Newburyport	24-May-10	31-May-13	
Conservation Commission	Daniel P	Warchol	47 Plummer Av	Newburyport	28-Sep-09	01-Sep-12	
Conservation Commission	James D.	O'Brien	8 67th Street	Newburyport	11-Jul-11	01-Jun-14	
Conservation Commission	Douglas A	Muir	10 Hancock St	Newburyport	11-Jul-11	01-May-14	
Conservation Commission	Stephen J.	Moore	10 North Atkins	Newburyport	29-Dec-08	01-Dec-11	
Constables for City Business	David	Newbert	231 Middle Ro	Byfield	09-Jul-09	30-Jul-12	
Constables for City Business	Brian	Brunault	83 Garden Stre	West Newbur	08-Aug-11	01-Jul-14	
Constables for Civil Business	Donald B.	Notargiacomo	5B Zabriskie Dri	Newburyport	28-Sep-09	01-Sep-12	

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Council on Aging	Janice	Kelley	24 Dorothy Luc	Newburyport	30-Jun-08	31-May-12	
Council on Aging	Cynthia	Muir	10 Hancock Str	Newburyport	29-Mar-10	01-Mar-15	
Council on Aging	Charles	Carroll	25 Hill Street	Newburyport	31-May-11	01-May-16	
Council on Aging	Richard A	Eaton	4 Horton St	Newburyport	28-Feb-11	31-May-16	
Council on Aging	Thomas T.	Lyons	8 Oak St.	Newburyport	11-Jul-11	31-May-16	
Council on Aging	Donald	Miller	47 Hill Street	Newburyport	26-Oct-09	31-May-14	
Council on Aging	Martha	True	24 Cherry Stree	Newburyport	14-May-12	31-May-17	
Council on Aging	Karen	Kelly-Alger	27 Hill Street	Newburyport	12-May-03	31-May-08	
Council on Aging	John	Ronan	21 Ferry Rd	Newburyport	26-Oct-09	31-May-14	
Council on Aging	Helena	Thurlow	2 Dorothy Luce	Newburyport	10-Sep-07	31-May-12	
Council on Aging	Frances	Reslewic	12 Chase Stree	Newburyport	31-May-11	01-May-16	
Council on Aging	Barbara	Wright	112 High Street	Newburyport	11-Jul-05	31-May-10	
Council on Aging	Fran	Munroe	7 Christopher S	Newburyport	09-Oct-07	31-May-12	Chairperson
Cultural Council	Anne	Spraker	35 Lime Street	Newburyport	31-Oct-11	01-Oct-14	
Cultural Council	Sherry	Moore	62 Marlboro St	Newburyport		30-Apr-12	
Cultural Council	Ruth	Allen	60 Boardman S	Newburyport	14-Dec-09	14-Dec-12	
Cultural Council	Amanda	Martindale	102 Hight St. A	Newburyport	12-Dec-12	14-Dec-14	
Cultural Council	Margaret A.	Cook	7 Ashland St	Newburyport	28-Dec-09	14-Dec-11	
Cultural Council	Alan	Bull	103 Water St	Newburyport	30-Aug-10	30-Apr-13	Co-Chair
Director of Public Services	Anthony J	Furnari	10 Olsen Road	Newburyport	14-Mar-11	01-Feb-14	
Diversity & Tolerance Commission	Arthur	Currier	1 Marsh View	Newburyport	26-Sep-05	26-Sep-08	
Diversity & Tolerance Commission	Kathleen	Shaw	9 Upland Road	Newburyport	14-Jul-08	01-Jun-10	
Diversity & Tolerance Commission	Susan	Brown	33 Fair Stree	Newburyport	14-Nov-11	01-Oct-14	
Diversity & Tolerance Commission	Donna	Scott	4 Strong Street	Newburyport	28-Jun-10	13-May-13	
Electrical Inspector	David	Zinck	6 Laurel Road	Newburyport	30-Jan-12	31-Jan-13	
Emergency Management Director	Thomas	Howard	65 Middle Roa	Newburyport	13-Sep-10		
Emma Andrews Branch Library Commission	Kristin	Sherman	9 60th Street	Newburyport	27-Mar-12	01-Mar-13	
Emma Andrews Branch Library Commission	Elizabeth	Valeriani	29 Oak St	Newburyport	27-Mar-12	01-Mar-13	
Emma Andrews Branch Library Commission	Susan	Chase	44 Oak St	Newburyport	27-Mar-12	01-Mar-13	
Emma Andrews Branch Library Commission	Kathleen	Malynn	14 Marlboro St	Newburyport	25-Oct-10	13-Oct-13	
Emma Andrews Branch Library Commission	Donna	Conway	27 Marlboro St	Newburyport	30-Jan-12	13-Oct-13	
Fruit St Local Historic District Study Committee	Maurice	Southworth	12 Fruit Street	Newburyport	24-May-10	01-May-13	Chairperson
Fruit St Local Historic District Study Committee	Thomas	Bower	96 High St	Newburyport	24-May-10	01-May-13	

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Fruit St Local Historic District Study Committee	Kevin	Wallace	40 Oak Street	Newburyport	09-Jun-08	01-May-11	
Fruit St Local Historic District Study Committee	Bonnie	Sontag	10 Upland St	Newburyport	14-May-15	31-May-15	
Fruit St Local Historic District Study Committee	Leah	McGavern	21 Marlboro St	Newburyport	13-Jun-11	31-May-14	
Harbor Commission	Justin	Dutcher	45A Washington	Newburyport	17-Oct-11	01-Sep-13	
Harbor Commission	Richard	O'Leary	552 High Street	Newburyport	11-Jul-11	15-Jun-14	Assistant
Harbor Commission	Benedetto	Orlando	104 North Ave	Newburyport	14-Nov-11	25-Oct-14	Assistant
Harbor Commission	Stephen	Hines	54 Ferry Road	Newburyport	11-Apr-11	31-Mar-14	
Harbor Commission	Andrew	Casson	240 Merrimac	Newburyport	11-Apr-11	31-Mar-14	
Harbor Commission	T. Bradley	Duffin	2 Cutting Drive	Newburyport	10-May-10	02-Apr-13	Chairperson
Harbor Commission	Paul	Dahn	343 High St	Newburyport	08-Feb-10	31-Jan-13	
Harbor Commission	James	Knapp	129 Merrimac	Newburyport	11-Jul-11	01-May-14	
Harbor Commission	Paul	Rooney, Jr.	14 LaValley Lane	Newburyport	28-Jun-10	31-May-13	
Harbor Commission	Neil	Bleicken	8 Horton St	Newburyport	12-Mar-08	31-Jan-15	
Harbor Commission	Robert	Dow	185 Storey Ave	Newburyport	11-Jul-11	01-May-14	
Harbor Commission	Enrico	Caruso	34 Russett Hill	Haverhill	30-Jan-12	31-Dec-14	Assistant
Harbor Master	Kristian	Zoeller	115 Timber Sw	Hampton	30-Jan-12	31-Dec-14	Assistant
Harbor Master	Michael	Chaisson	46 Lake Attitas	Amesbury	26-Jun-06	31-Dec-11	
Harbor Master	David	Willey	13 Devonshire	Lowell	30-Jan-12	31-Dec-14	Assistant
Harbor Master	Richard	Cummings	7 Jewett St	Newburyport	11-Jul-11	15-Jun-15	Assistant
Harbor Master	Lance	Thokle	1 River Court	Newburyport	13-Jun-11	15-Apr-14	Assistant
Harbor Master	Joseph	Grande	52 Linwood Av	Methuen	30-Jan-12	31-Dec-14	Assistant
Harbor Master	David	Meagher	245 Liberty St.	Randolph	26-Jun-06	31-Dec-11	
Harbor Master	Philip	Stern	271 Merrimac	Newburyport	30-Jan-12	31-Dec-14	Assistant
Harbor Master	James	Maranto	167 Harper Rid	E. Hampstead	30-Jan-201	31-Dec-14	Assistant
Harbor Master	Daniel	Scott	4 Ferry Road	Methuen	13-Jun-11	15-Apr-14	
Harbor Master	Francis F.	Chaisson	300 Merrimac	Newburyport	30-Jan-12	31-Dec-14	Assistant
Harbor Master	Paul	Hogg	4 Coltin Dr	Newburyport	10-May-10	01-May-13	
Harbor Master	Brice	Guile	55 North Main	Newton, NH	23-Feb-09	31-Dec-11	
Highland Cemetery Commission	Patricia M	Spalding	5 Bricher Street	Newburyport	14-Nov-11	03-Feb-14	
Highland Cemetery Commission	Jeffrey	Briggs	17 Dalton St	Newburyport	14-Nov-11	03-Feb-13	
Highland Cemetery Commission	Karen	Kelly-Alger	27 Hill Street	Newburyport	14-Nov-14	03-Feb-13	
Highland Cemetery Commission	Jeffrey R	Tomlinson	21 Hill Street	Newburyport	14-Nov-11	03-Feb-14	
Highland Cemetery Commission	Gary	Robinson	12 Hill Street	Newburyport	27-Feb-12	01-Feb-15	

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Historical Commission	Stephen	Dodge	57 Milk Street	Newburyport	12-Sep-11	01-Aug-14	
Historical Commission	Margaret	Welch	82 Curzons Mill	Newburyport	24-May-10	31-May-13	
Historical Commission	Edmund R. (Ned)	McGrath	28 Olive St.	Newburyport	27-Mar-12	01-Dec-15	
Historical Commission	Linda	Smiley	7 Atwood Street	Newburyport	14-May-12	01-May-15	Chairperson
Historical Commission	Stephen J.	Feige	1 Marlboro St	Newburyport	14-Oct-08	01-Oct-11	
Historical Commission	Thomas W.	Kolterjahn	64 Federal St	Newburyport	24-May-10	31-May-13	
Historical Commission	William K.	Todd	8 Foster Court	Newburyport	28-Feb-11	01-Jan-14	
Library Board of Directors	Robert	Gould	280 High Street	Newburyport			Ex Officio
Library Board of Directors	Monica	Blondin	154 High Street	Newburyport	09-Feb-09	15-Jan-16	
Library Board of Directors	Joseph J.	Donnelly	8 Bowlen Ave	Newburyport	26-Feb-07	01-Jan-13	
Library Board of Directors	Kathleen	Carey	2 Chapel Street	Newburyport	22-Feb-10	31-Dec-17	
Library Board of Directors	Elizabeth	Valeriani	29 Oak St.	Newburyport	24-Jan-11	31-Dec-17	
Library Board of Directors	Josiah	Welch	59 High St.	Newburyport			Chairperson
Library Board of Directors	Marcia	Edson	11 Salem St.	Newburyport	15-Mar-10	31-Dec-17	
Library Board of Directors	Barbara	Dowd	12 Merrill St.	Newburyport	27-Mar-12	01-Jan-19	
Library Board of Directors	Stephen	Moore	10 No. Atkinsto	Newburyport	28-Apr-08	01-Jan-15	
Library Board of Directors	James	Connolly	47 Green St.	Newburyport			Esquire, Ex Offi
Licensing Board	William	Twomey	35 Munroe St.	Newburyport	12-Sep-05	31-May-11	
Licensing Board	Donald P	Zabriskie	87 Lime Street	Newburyport	13-Feb-12	01-Jun-18	
Licensing Board	Sean	King	15 Charles Stre	Newburyport	10-Jul-06	01-Jun-12	
Licensing Board	Joseph H.	Devlin	3 Dexter Lane	Newburyport	01-May-12	01-Jun-18	
Licensing Board	Richard	Sharp	11 Lincoln Stre	Newburyport	12-Sep-11	01-Jun-17	
Licensing Board	T. Bradley	Duffin	2 Cutting Drive	Newburyport	12-Sep-11	01-Jun-17	
Licensing Board	Margaret	Lucey	225 Water St.	Newburyport	29-Sep-08	31-May-14	
Local Historic District Study Committee	Edward	Ramsdell	32 Kent Street	Newburyport	29-Aug-11		
Local Historic District Study Committee	Margaret	Welch	82 Curzon Mill	Newburyport	25-Jun-07		
Local Historic District Study Committee	Linda	Smiley	7 Atwood Street	Newburyport	25-Jun-07		Chairperson
Local Historic District Study Committee	Sarah	White	349 High Street	Newburyport	25-Jun-07		
Local Historic District Study Committee	E. Douglas	Bolick	8 Court St	Newburyport	13-Dec-10	01-Nov-13	
Local Historic District Study Committee	Douglas	Locy	17 Alberta Ave	Newburyport	25-Jun-07		
Moseley Woods Commission	James	Farrell	28 Spofford Str	Newburyport	22-Jul-10	01-Jul-13	
Moseley Woods Commission	Lois A	McNulty	86 Prospect St. #	Newburyport	15-Mar-10	01-Mar-13	
Moseley Woods Commission	Linda	Taylor Knight	298 High Street	Newburyport	24-Jan-11	01-Jan-14	Chairperson

Expire query

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Moseley Woods Commission	Scott	Mortimer	59 Marlboro St	Newburyport	26-Oct-09	31-Mar-12	
Moseley Woods Commission	Rosemary	Decie	8 Fedners Aven	Newburyport	27-Mar-12	01-Feb-15	
Moseley Woods Commission	Jan	Swindlehurst	12 Spofford St	Newburyport	22-Jul-10	01-Jun-13	
Moseley Woods Commission	Kimberly	Kudym	44 Hale Street	Newburyport	13-Oct-09	01-Oct-12	
Municipal Hearing Officer	Richard B	Jones	283 High Street	Newburyport	25-Feb-08	01-Jan-10	
Municipal Liaison	Richard	Jones	283 High Street	Newburyport	14-Dec-09		
Municipal Retirement Board	Frank	Spaulding	567 Ocean Blvd	Hampton, NH		31-Dec-11	Chairperson
Municipal Retirement Board	Alexander	Kravchuk	19 1/2 Myrtle	Newburyport		20-Jun-12	
Municipal Retirement Board	Vincent	Malgeri	1 Curzonale Ct	Newburyport	26-Jun-06		
Municipal Retirement Board	Paula	Fowler	11 Rawson Hill	Newburyport		31-Dec-13	
Newburyport Housing Authority	Mary Louise	Gagnon	320 High Street	Newburyport	12-Jan-09	31-Dec-13	
Newburyport Housing Authority	Thomas	O'Brien	11 Moseley Av	Newburyport	10-Dec-07	01-Aug-12	
Newburyport Housing Authority	Ethel M.	Stewart	43 C No. Atkins	Newburyport	29-Jan-07	31-Jan-12	
Newburyport Housing Authority	Cheryl	Amev	24 Milk st	Newburyport	24-Jan-11	31-Jan-16	
Newburyport Housing Authority	Kimberley	Logue	50 Park Circle	Newburyport	14-May-12	01-May-17	
Newburyport Redevelopment Authority	James	Shanley	15 Olive St	Newburyport	01-Apr-08		Chairperson
Newburyport Redevelopment Authority	John G	Morris	209 Water St	Newburyport			
Newburyport Redevelopment Authority	Timothy	Brennan	26 Alberta Ave	Newburyport	24-Apr-06	07-Mar-11	
Newburyport Redevelopment Authority	Patricia	Dorfman	16A Toppans L	Newburyport	14-May-12	01-Mar-17	
Newburyport Redevelopment Authority	Tom	Salemi	29 Oakland St	Newburyport	13-Feb-12	15-Jan-17	
Newburyport Redevelopment Authority	Adam	Guild	9 Guild Street	Newburyport	22-Jul-10	01-Jul-15	
Newburyport Youth Commission	Alan	Papert	174 State St 4	Newburyport	31-May-11	31-May-14	
Newburyport Youth Commission	Cathis	Williamson	326 High St. 1	Newburyport	28-Jun-10	31-May-12	
Newburyport Youth Commission	Alexandra	Canning	21 Woodland S	Newburyport	12-Jul-10	31-May-13	
Newburyport Youth Commission	Dylan	McCloy	17 wildwood D	Newburyport	26-Sep-11	31-May-14	
Newburyport Youth Commission	Deborah	Andrew	20 Auburn Stre	Newburyport	28-Jun-10	31-May-13	
Newburyport Youth Commission	Beth	Tremblay Hall	1R Horton Cour	Newburyport	28-Jun-10	31-May-13	Chairperson
Open Space Committee	George	Blaxter	26 Broad Stree	Newburyport	24-Feb-12		
Open Space Committee	Michael	Disette	44 Jefferson Str	Newburyport	30-Apr-12		Vice-Chairpers
Open Space Committee	Michael	Frey	5 Wilson Way	Newburyport	29-Mar-10	01-Feb-13	
Open Space Committee	Mary	Harbaugh	28 Strong Stree	Newburyport	29-Mar-10	01-Feb-13	Chairperson
Open Space Committee	Lawrence	McCavitt	5 Madison Stre	Newburyport	24-Feb-12		
Open Space Committee	Elizabeth	Marcus	10 Barton Stre	Newburyport	24-Feb-12		

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Open Space Committee	Ms. Leslie	Eckholdt	36 Warren St.	Newburyport	29-Mar-10	01-Feb-13	
Parks Commission	Sean	Perkins	4 Washington St	Newburyport	14-Jul-08	30-Apr-13	
Parks Commission	Robert	Uhlig	10 Ocean St	Newburyport	08-Sep-08	01-May-13	Chairperson
Parks Commission	Sean	Harrington	14 Lincoln St.	Newburyport	29-Mar-10	01-Mar-15	
Parks Commission	Karen	Popken	49 Boardman St	Newburyport	29-May-12	30-Apr-17	
Parks Commission	Mark	Bailey	4 Elizabeth Lan	Newburyport	29-Mar-10	01-Mar-15	
Parks Commission	Stephen	Sawyer	15 Collins Stree	Newburyport	14-Mar-11	20-Apr-15	
Planning Board	Donald B	Walters	15 Smith Street	Newburyport	08-Sep-08	31-May-13	
Planning Board	Cindy	Zabriskie	87 Lime Street	Newburyport	29-May-12	01-Jun-17	
Planning Board	Henry	Coo	7 Guild St	Newburyport	10-May-10	31-May-15	
Planning Board	James	McCarthy	17 Russia Stree	Newburyport	30-Mar-09	31-Jan-14	
Planning Board	Susan	Grohic	10 Willow Ave.	Newburyport	28-Jun-10	31-May-15	
Planning Board	Paul	Dahn	343 High Street	Newburyport	11-Jul-11	01-Jun-16	
Planning Board	Noah A	Luskin	36 Plummer Av	Newburyport	09-Apr-12	31-May-14	
Planning Board	Daniel	Bowie	11 Erie Avenue	Newburyport	31-May-11	31-May-16	Chairperson
Planning Board	Bonnie	Sontag	10 Upland Rd	Newburyport	14-May-12	31-May-17	
Planning Director	Andrew R	Port	12 Central Plan	Saugus	30-Jan-12	31-Jan-14	
Sealer of Weights & Measures	James	Cassidy	72 Spring St	Medford	22-Jul-10	01-Jul-13	
Street Tree Committee	Sandra H.	Liversidge	236 High St	Newburyport	02-Jun-03		
Street Tree Committee	Jane C.	Niebling	45 Temple Stre	Newburyport	14-Apr-08		
Street Tree Committee	Jean	Berger	33 Middle St	Newburyport	31-May-11		
Street Tree Committee	Paul	Bevilacqua	126 Merrimac	Newburyport	30-Apr-07		
Street Tree Committee	Katie	Haried	100 High Street	Newburyport	14-Jul-08	01-Jun-11	
Street Tree Committee	Nicole	Salemi	29 Oakland St	Newburyport	14-Jul-08	01-Jun-11	
Street Tree Committee	Hugh	Kelleher	8 Summit Place	Newburyport	01-Nov-01		Chairperson
Street Tree Committee	Ed	Taylor	25 Bromfield St	Newburyport	01-Nov-01		Vice-Chair
Treasurer/Collector	Julie	Languirand	13 Cushing Stre	Salisbury	30-Aug-10	30-Aug-13	
Trust Fund Commission	Laurie F	Christiansen	33 Purchase Str	Newburyport	11-Jul-11	01-Jun-14	
Trust Fund Commission	Daniel	O'Reilly	5 Curriers Land	Newburyport	22-Aug-05	01-May-08	
Trust Fund Commission	Jay	Iannini	9 Horton Street	Newburyport	13-Jun-11	31-May-14	
Trust Fund Commission	Richard J.	O'Brien	41 Olive St.	Newburyport	31-May-11	01-Apr-14	
Trust Fund Commission	James M	Griffiths	6 Chaisson Roa	Newburyport	28-Apr-08	31-Mar-11	Chairperson
Veterans Agent	Kevin	Hunt	14 Tenth Street	Newburyport	30-Apr-12	01-Apr-13	

Expire query

5/30/2012

Board Name	First Name	Last Name	Address 1	City	Appointment	Expires	Title
Waterfront Trust	Joseph	Brown	6 Cutting Drive	Newburyport	28-Apr-08	31-Dec-12	
Waterfront Trust	Joyce	Enderle	2 Fruit St	Newburyport	11-Feb-08	31-Dec-11	
Waterfront Trust	Dougals	Locy	17 Alberta Ave	Newburyport	12-Apr-10	31-Dec-14	
Waterfront Trust	Scott	Sutherland	3 Savory Street	Newburyport	12-Dec-11	01-Dec-16	
Waterfront Trust	Clifford	Goudey	21 Marlboro St	Newburyport	27-Apr-09	31-Dec-13	Chairperson
Waterfront Trust	Frederick	Hufnagel	6 Fulton Street	Newburyport	26-Feb-07	31-Dec-10	
Waterfront Trust	Catherine	Russell	31 Federal Stre	Newburyport	14-Mar-11	31-Dec-15	
Zoning Board of Appeals	Jamie	Pennington	16 Eagle St	Newburyport	11-Jan-10	05-Jan-15	
Zoning Board of Appeals	Charles	Ciovacco	4 Lt. Leary Driv	Newburyport	25-Feb-08	01-Feb-12	
Zoning Board of Appeals	Howard A	Snyder	26 B Strong St	Newburyport	14-May-12	01-Apr-16	
Zoning Board of Appeals	Robert	Ciampitti, Jr.	552 Merrimac	Newburyport	30-Apr-12	01-Feb-16	
Zoning Board of Appeals	Edward	Ramsdell	32 Kent St.	Newburyport	14-Mar-11	01-Feb-16	Chairperson
Zoning Board of Appeals	Duncan	LaBay	4 Ferry Road	Newburyport	09-May-11	01-Feb-14	
Zoning Board of Appeals	Sean	Leonard	53 Marlboro St	Newburyport	12-Apr-10	15-Apr-13	