

CITY COUNCIL MEETING AGENDA - VERSION 2
CITY COUNCIL CHAMBERS
OCTOBER 30, 2017

7:30PM

(Sound Check)

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

CONSENT AGENDA

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

7. APPROVAL OF MINUTES

October 10, 2017

(Approve)

8. TRANSFERS

- NONE

9. COMMUNICATIONS

- **COMM113_10_30_17** Harborside Half Marathon - 11/19/2017 (PS)
- **COMM114_10_30_17** A-Frames - Metzys Cantina (L&P)

10. APPOINTMENTS

- **APPT063_10_30_17** Karina Moltz 15 Summit Pl Disabilities Comm 11/30/20
- **APPT064_10_30_17** Lisa Rowan 17 Boardman St Disabilities Comm 11/1/20
- **APPT065_10_30_17** Keith R. Carter 13 Monarch Wy, Kingston NH Spec Pol Officer N/A

Re-Appointments

- **APPT066_10_30_17** Crispin S. Miller 1 Parker Ridge Way Tree Comm 11/1/20
- **APPT067_10_30_17** Constance Preston 18 Atwood St Tree Comm 11/30/20

END OF CONSENT AGENDA
REGULAR AGENDA

11. MAYOR'S UPDATE

12. APPOINTMENTS

Second Reading

- **APPT062_10_10_17** Harrison L. Whitney, Jr. 23 Low St, Newbury Spec Pol Officer N/A

13. ORDERS

- **ORDR056_10_30_17** Swazy Alexander Landscaping, LLC - Lic Contractor
- **ORDR057_10_30_17** Parks Gift Acceptance
- **ORDR058_10_30_17** Handicapped Parking Space - 24 Ship St

14. ORDINANCES

- **ODNC010_06_26_17** Zoning Amendment – Zoning Map, R-2, Dimensional Controls (**2nd Reading**)
- **ODNC011_06_26_17** Zoning Amendment – Inclusionary Affordable Housing (**2nd Reading**)
- **ODNC017_10_30_17** Zoning Amendment – No Use Variances
- **ODNC018_10_30_17** Zoning Amendment – Zoning Map R3 to R2 Expanded 10/30/2017

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown’s Wharf Culvert (**COTW**)
- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **ORDR079_09_26_16** Movie Location Order (**L&P**)
- **ORDR032_06_12_17** Nock Parking Lot Order

General Government

In Committee:

Joint Education

In Committee:

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **ORDR079_09_26_16** Movie Location Order (**B&F**)
- **ODNC001_01_30_17** BYOB Ordinance
- **COMM091_08_14_17** A-Frames - Star Nails
- **COMM109_09_11_17** A-Frames - Ivy Lane

Neighborhoods and City Services

In Committee:

- **ODNC001_01_11_16** Amend Ch11 Parks and Recreation (**COTW**)
- **ORDR048_06_13_16** Sidewalk Order
- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (**PS**)
- **COMM080_06_26_17** Ltr re: Dedication of Public Space to Recognize Citizens
- **COMM090_08_14_17** Ltr re: Parking Garage
- **ODNC014_09_25_17** No Smoking at Certain Municipal Facilities (**COTW**)
- **COMM111_10_10_17** Petition for Road Repairs and Repaving – Squires Glen

Planning & Development

In Committee:

- **COMM023_02_27_17** Zoning Changes to Waterfront West (**COTW**)

- **COMM024_03_13_17** Newburyport's Master Plan - Final Document (**COTW**)
- **COMM030_03_28_17** Pres. Trust Ltr to City Council re: 1690 House
- **COMM038_03_28_17** Lower Custom House Way
- **ORDR015_04_10_17** Complete Streets Policy (**PU**)
- **COMM069_06_12_17** Air Quality Analysis of Intermodal Facility
- **ODNC008_06_26_17** Zoning Amendment – Bed & Breakfast Use (V-D, V-E) (**COTW**)
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (**PU, COTW**)
- **ODNC012_09_11_17** Zoning Amendment – Off-Street Parking Regulations (**COTW**)
- **ODNC013_09_11_17** Zoning – High Street Residential Districts (**COTW**)

Public Safety

In Committee:

- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way
- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (**N&CS**)
- **COMM095_08_14_17** Newburyport River Run - 5/6/18
- **COMM112_10_10_17** Walk MS: Newburyport – 4/28/2018
- **ORDR054_10_10_17** Stop Intersection - Marlboro and High Street
- **ORDR055_10_10_17** No Parking - 59th Street
- **ODNC016_10_10_17** Update Rules for Special Events

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ORDR015_04_10_17** Complete Streets Policy (**P&D**)
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (**P&D, COTW**)
- **ODNC015_10_10_17** Amend Sec. 12-1.3 Signs in Public Ways (**COTW**)

Rules Committee

In Committee:

- **ORDR013_02_27_17** Amend City Council Rules Relating to Bonding Funds (**COTW**)

16. GOOD OF THE ORDER

17. TABLED – EXECUTIVE SESSION – To Discuss the Minutes and possible release thereof relating to four Executive Sessions called to discuss the Purchase and Sale Agreement for the Intermodal Transit and Parking Facility located at 90 Pleasant Street and 83 Merrimac Street in Newburyport. The four meetings referenced were held on April 10, 2017, January 9, 2017, December 12, 2016, and October 31, 2016.

18. ADJOURNMENT

CONSENT AGENDA

CITY COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
OCTOBER 10, 2017

7:15PM

Pole Hearing – High Street

The hearing opened at 7:16pm. 8 councillors present, 3 absent (Devlin, Giunta, Zeid). John Butler from National Grid spoke in favor. Motion to approve by Councillor Connell, seconded by Councillor Tontar. Roll call vote, 8 yes, 3 absent (Devlin, Giunta, Zeid). Motion passed. Motion to close by Councillor Tontar, seconded by Councillor Cameron. So voted. 7:21pm.

7:30PM

The City Council President called the meeting to order at 7:30pm. A moment of silence was held for the victims of the shooting in Las Vegas and Louis Remigio. The Council President led the Council in the Pledge of Allegiance. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Cameron, Connell, Cronin, Devlin, Earls, Eigerman, Giunta, Tontar, Vogel, Zeid, OBrien. 11 present.

(Sound Check)

1. **MOMENT OF SILENCE**
2. **PLEDGE OF ALLEGIANCE**
3. **CALL TO ORDER**
4. **LATE FILE ITEMS Mayor's Update, Agenda version 2, Zoning Map Change – Proposed (Corrected), Amended ODNC011_06_26_17**

5. **PUBLIC COMMENT**

- | | | |
|-------------------|---------------|-------------------------|
| 1. Tom Kolterjahn | 64 Federal St | Zoning Amendments |
| 2. Rita Mihalek | 53 Warren St | Zoning Amendments |
| 3. Jennie Donahue | 18 Cherry St | Special Event Ordinance |
| 4. Judy Tymon | 39 Lime St | Zoning Amendments |

6. **MAYOR'S COMMENT**

The Mayor gave an update pursuant to her written communication.

CONSENT AGENDA

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7. **APPROVAL OF MINUTES**

September 25, 2017

(Approve)

8. **TRANSFERS**

- **NONE**

9. **COMMUNICATIONS**

- **COMM112_10_10_17** Walk MS: Newburyport – 4/28/2018 (PS)

10. **APPOINTMENTS**

- **APPT062_10_10_17** Harrison L. Whitney, Jr. 23 Low St, Newbury Spec Pol Officer N/A

**END OF CONSENT AGENDA
REGULAR AGENDA**

Motion to approve the Consent Agenda by Councillor Zeid, seconded by Councillor Cameron. So voted.

11. MAYOR'S UPDATE

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

12. COMMUNICATIONS

- **COMM111_10_10_17** Petition for Road Repairs and Repaving – Squires Glen
(Additional photos on file in Clerk's office)

Removed from Consent Agenda by Councillor Giunta. Motion to refer to Neighborhood & City Services by Councillor Giunta, seconded by Councillor Cameron. So voted.

13. APPOINTMENTS

Second Reading

- **APPT061_09_25_17** Tania Hartford 22 Jackson St Planning Board 1/31/2019
Motion to approve second reading appointment by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 11 yes. Motion passed.

14. ORDERS

- **ORDR054_10_10_17** Stop Intersection - Marlboro and High Street
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Cameron. So voted.
- **ORDR055_10_10_17** No Parking - 59th Street
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Cameron. So voted.

15. ORDINANCES

- **ODNC007_06_12_17** Zoning Amendment - I2 Zone Change (**2nd Reading**)
Motion to approve second reading by Councillor Zeid, seconded by Councillor Tontar. Roll call vote, 11 yes. Motion passed.
- **ODNC015_10_10_17** Amend Sec. 12-1.3 Signs in Public Ways
Motion to refer to Public Utilities and Committee of the Whole by Councillor Zeid, seconded by Councillor Cameron. So voted.
- **ODNC016_10_10_17** Update Rules for Special Events
Motion to refer to Public Safety by Councillor Zeid, seconded by Councillor Tontar. So voted.

15. COMMITTEE ITEMS

Budget & Finance

In Committee:

- **ORDR002_01_25_16** Accept Gift of \$25,000 Repairing Brown's Wharf Culvert (**COTW**)
- **ORDR009_02_08_16** Increase Fees for Fire Dept.
- **ORDR010_02_08_16** Increase Fines Parking Violations
- **ORDR039_05_31_16** Increase Hourly Parking Rate to \$1.50
- **ORDR079_09_26_16** Movie Location Order (**L&P**)
- **ORDR032_06_12_17** Nock Parking Lot Order
- **TRAN043_09_25_17** Gen Budget Contingency \$55336 to Pol Sal Officers \$55336
Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Cameron.
Motion to approve by Councillor Tontar, seconded by Councillor Connell. So voted.

General Government

In Committee:

Joint Education

In Committee:

Councillor Giunta gave an update on the meeting held on 10/2 regarding the superintendent search and the possibility of increasing instructional hours at the middle school.

License & Permits

In Committee:

- **COMM010_01_25_16** Licensing Commission Acoustic & Amplified Entertainment
- **ORDR079_09_26_16** Movie Location Order (**B&F**)
- **ODNC001_01_30_17** BYOB Ordinance
- **COMM091_08_14_17** A-Frames - Star Nails
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- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (**PS**)
- **COMM080_06_26_17** Ltr re: Dedication of Public Space to Recognize Citizens
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- **ODNC014_09_25_17** No Smoking at Certain Municipal Facilities (**COTW**)

Planning & Development

In Committee:

- **COMM023_02_27_17** Zoning Changes to Waterfront West (**COTW**)
- **COMM024_03_13_17** Newburyport's Master Plan - Final Document (**COTW**)
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- **ODNC008_06_26_17** Zoning Amendment – Bed & Breakfast Use (V-D, V-E) (**COTW**)
- **ODNC010_06_26_17** Zoning Amendment – Zoning Map, R-2, Dimensional Controls (**COTW**)
Motion to remove from Planning & Development and Committee of the Whole by Councillor Cameron, seconded by Councillor Tontar. Motion to approve, with amendments: 1. Map entitled “Zoning Map Change – Proposed (Corrected), 2. Map dated July 25, 2017, 3. Change bound from Bromfield Street to Marlboro Street, 4. Delete any changes to Section VI-A – General Regulations, by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 11 yes. Motion passed.
- **ODNC011_06_26_17** Zoning Amendment – Inclusionary Affordable Housing (**COTW**)
Motion to remove from Planning & Development and Committee of the Whole by Councillor Cameron, seconded by Councillor Tontar. Motion to approve as amended by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes. Motion passed.
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (**PU, COTW**)
- **ODNC012_09_11_17** Zoning Amendment – Off-Street Parking Regulations (**COTW**)
- **ODNC013_09_11_17** Zoning – High Street Residential Districts (**COTW**)

Public Safety

In Committee:

- **ORDR077_09_12_16** Parking Restricted on Daniel Lucy Way
- **COMM048_04_24_17** Ltr from Merchants re: Downtown Events (N&CS)
- **COMM095_08_14_17** Newburyport River Run - 5/6/18

Public Utilities

In Committee:

- **COMM060_05_31_16** Mobilitie, LLC Highway Access Permit
- **ORDR015_04_10_17** Complete Streets Policy (P&D)
- **ORDR048_08_14_17** Scott Blood Excavation, LLC, Lic Contractor
Motion to remove from Public Utilities by Councillor Eigerman, seconded by Councillor Tontar.
Motion to approve by Councillor Eigerman, seconded by Councillor Connell. So voted.
- **ORDR047_08_14_17** Pilot Program for Wayfinding Signage (P&D, COTW)

Rules Committee

In Committee:

- **ORDR013_02_27_17** Amend City Council Rules Relating to Bonding Funds (COTW)

16. GOOD OF THE ORDER

Councillor Cameron gave an update on a meeting of the Planning Board, Affordable Housing Trust, and Merrimack Valley Planning Council at the library about demographic and population projections. Councillor Tontar thanked the many volunteers for their work on Bartlett Mall Day on October 7th.

17. EXECUTIVE SESSION – *To Discuss the Minutes and possible release thereof relating to four Executive Sessions called to discuss the Purchase and Sale Agreement for the Intermodal Transit and Parking Facility located at 90 Pleasant Street and 83 Merrimac Street in Newburyport. The four meetings referenced were held on April 10, 2017, January 9, 2017, December 12, 2016, and October 31, 2016.*

Motion to go into Executive Session, for the purpose of discussing the purchase of real estate and associated minutes GL chapter 39 Section 23B #6, by Councillor Tontar, seconded by Councillor Cameron. Motion to table by Councillor Cronin, seconded by Councillor Earls. Roll call vote, 7 yes, 4 no (Devlin, Eigerman, Giunta, Zeid). Motion passed.

18. ADJOURNMENT

Motion to adjourn by Councillor Tontar, seconded by Councillor Cameron. So voted. 9:03pm.

COMMUNICATIONS



Newburyport City Council

September 14, 2017

Re: Road Race Request

Councilors,

We formally request permission to conduct a half marathon and 5K road race in Newburyport on Sunday, November 19, 2017. This will be the 3rd Annual Harborside Half Marathon and 5K. The 5K is a new addition this year.

The event will start near 40 Parker Street and finish at Michael's Harborside Restaurant. The event will bring hundreds of people to Newburyport to stay over for the weekend at local hotels and dine in local restaurants.

Police: We have reviewed the course with Police Lieutenant Siemasko and have received consent and will work with the department on an approved safety plan.

Insurance: The race will have a 1 million dollar liability insurance policy that names the City as additional insured. A certificate of insurance will be sent to City Clerk, Richard Jones.

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

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

We would like our request to hold this race to be considered at an upcoming City Council Meeting.

Event Information

The event will have approximately 1,000 runners and over 1,000 spectators coming from all over New England, plus many local residents. Volunteer groups from the Newburyport area will be encouraged to help out with the race in a variety of duties including registration, water stops, start and finish areas.

About us: LOCO Sports conducts similar events with fields up to 7,000 runners. Our goal is to provide a premier event that Newburyport can be proud of.

Thank you for your consideration in helping us present this event.
We welcome your comments, suggestions and, of course, approval.

Sincerely,

Arlon A. Chaffee
Co-Founder, Loco Sports, LLC

2017 OCT 12 PM 12:13

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Parades, Road Races and Walkathons Only - Please complete page 3 of this application)

NAME OF EVENT: Harborside Half Marathon & 5K

Date: Sunday November 19, 2017 Time: from 9AM to 12:30PM

Rain Date: N/A Time: from _____ to _____

2. Location: See attached maps - half marathon & 5k share start & finish locations

3. Description of Property: Michael's Harborside - registration and finish Public Y Private _____

4. Name of Organizer: Loco Sports, LLC City Sponsored Event: Yes _____ No N

Contact Person Arlon A. Chaffee

Address: PO Box 423 Newmarket NH 03857 Telephone: 603-659-2824

E-Mail: arlon@locorunning.com Cell Phone: 603-682-9954

Day of Event Contact & Phone: Arlon Chaffee m: 603-682-9954

5. Number of Attendees Expected: 900-1000

6. MA Tax Number: N/A

7. Is the Event Being Advertised? Yes Where? Facebook

8. What Age Group is the Event Targeted to? Ages 16-80

9. Have You Notified Neighborhood Groups or Abutters? Yes Y No _____, Who? Notice signs erected on route the week before the event.

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

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

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music _____ DJ Announcer Radio/CD _____

Performers _____ Dancing _____ Amplified Sound _____ Stage _____

C. Games /Rides: Adult Rides _____ Kiddie Rides _____ Games _____ Raffle _____

Other _____ Total # _____

Name of Carnival Operator: _____

Address: _____

Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes Y No _____

If yes:

- a) How many trash receptacles will you be providing? 8
- b) How many recycling receptacles will you be providing? 8
- c) Will you be contracting for disposal of : **Trash** Yes No N **Recycling** Yes No N
- i. If yes, size of dumpster(s): **Trash** _____ **Recycling** _____
- ii. Name of disposal company: **Trash** _____ **Recycling** _____
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes No N
- iv. If no, where will the trash & recycling be disposed ? Michael's allows our celan up crew to use their trash & recycling dumpsters on-site.

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office _____
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City of Newburyport.

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

18 Standard # 2 ADA accessible

Name of company providing the portable toilets: Dave's Septic

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE Yes _____

WALKATHON _____

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

Loco Sports, LLC

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

Arlon Chaffee

PO Box 423 Newmarket NH 03857

O: 603-659-2824 M: 603-682-9954

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

Arlon Chaffee

PO Box 423 Newmarket NH 03857

M: 603-682-9954

4. Date of Event: Sunday November 19, 2017 Expected Number of Participants: 900-1000

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

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

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

8. Will Detours for Motor Vehicles Be Required? N If so, where? _____

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

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

11. Additional Parade Information:

- Number of Floats: N/A
- Locations of Viewing Stations: N/A
- Are Weapons Being Carried: Yes _____ No N/A
- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No N/A

RECEIVED
 CITY CLERK'S OFFICE
 NEWBURYPORT, MA
 2017 OCT 11 AM 9:18

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

No street closures anticipated, slight traffic delays at start only

CITY MARSHAL _____ 4 Green St. FIRE CHIEF Dep SITS 9/27/17 _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE Yes

WALKATHON _____

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

Loco Sports, LLC

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

Arlon Chaffee

PO Box 423 Newmarket NH 03857

O: 603-659-2824 M: 603-682-9954

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

Arlon Chaffee

PO Box 423 Newmarket NH 03857

M: 603-682-9954

4. Date of Event: Sunday November 19, 2017 Expected Number of Participants: 900-1000

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

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

7. Locations of Water Stops (if any):

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• Locations of Viewing Stations: N/A

• Are Weapons Being Carried: Yes _____ No N/A

• Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No N/A

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

No street closures anticipated, slight traffic delays at start only

CITY MARSHAL

RLC

4 Green St.

FIRE CHIEF

0 Greenleaf St.

DEPUTY DIRECTOR

16A Perry Way

CITY CLERK

60 Pleasant St.

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE Yes WALKATHON _____

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:
Loco Sports, LLC

2. Name, Address & Daytime Phone Number of Organizer: _____
Arlon Chaffee
PO Box 423 Newmarket NH 03857
O: 603-659-2824 M: 603-682-9954

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up _____
Arlon Chaffee
PO Box 423 Newmarket NH 03857
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6. Road Race, Parade or Walkathon Route: (List street names & **attach map of route**): See attached

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

8. Will Detours for Motor Vehicles Be Required? N If so, where? _____

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- Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No N/A

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

No street closures anticipated, slight traffic delays at start only

CITY MARSHAL _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

DEPARTMENT APPROVAL (for Committee Member use only):

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

Approval Required	Date: _____	Signature _____	
_____	1. Special Events:	_____	_____
_____	2. Police:	_____	_____
	Is Police Detail Required:	_____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation:	_____	_____
_____	4. ISD/Health:	_____	_____
_____	5. Recycling:	_____	_____
_____	6. ISD/Building:	_____	_____
_____	7. Electrical:	_____	_____
_____	8. Fire:	N/A per Deputy Braithwaite	_____
	Is Fire Detail Required:	_____	# of Details Assigned: <u> 1 </u>
_____	9. Public Works: Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply	_____	
	<input type="checkbox"/> Yes: \$ _____ due on _____	<input type="checkbox"/> No Fee for Special Events applies	
	Other requirements/instructions per DPS _____	_____	
_____	10. Recreation Department:	_____	_____
_____	11. License Commission	_____	_____

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

Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.

Harborside 5K

Sunday November 19, 2017

Start: 9AM

Presented by LOCO Sports

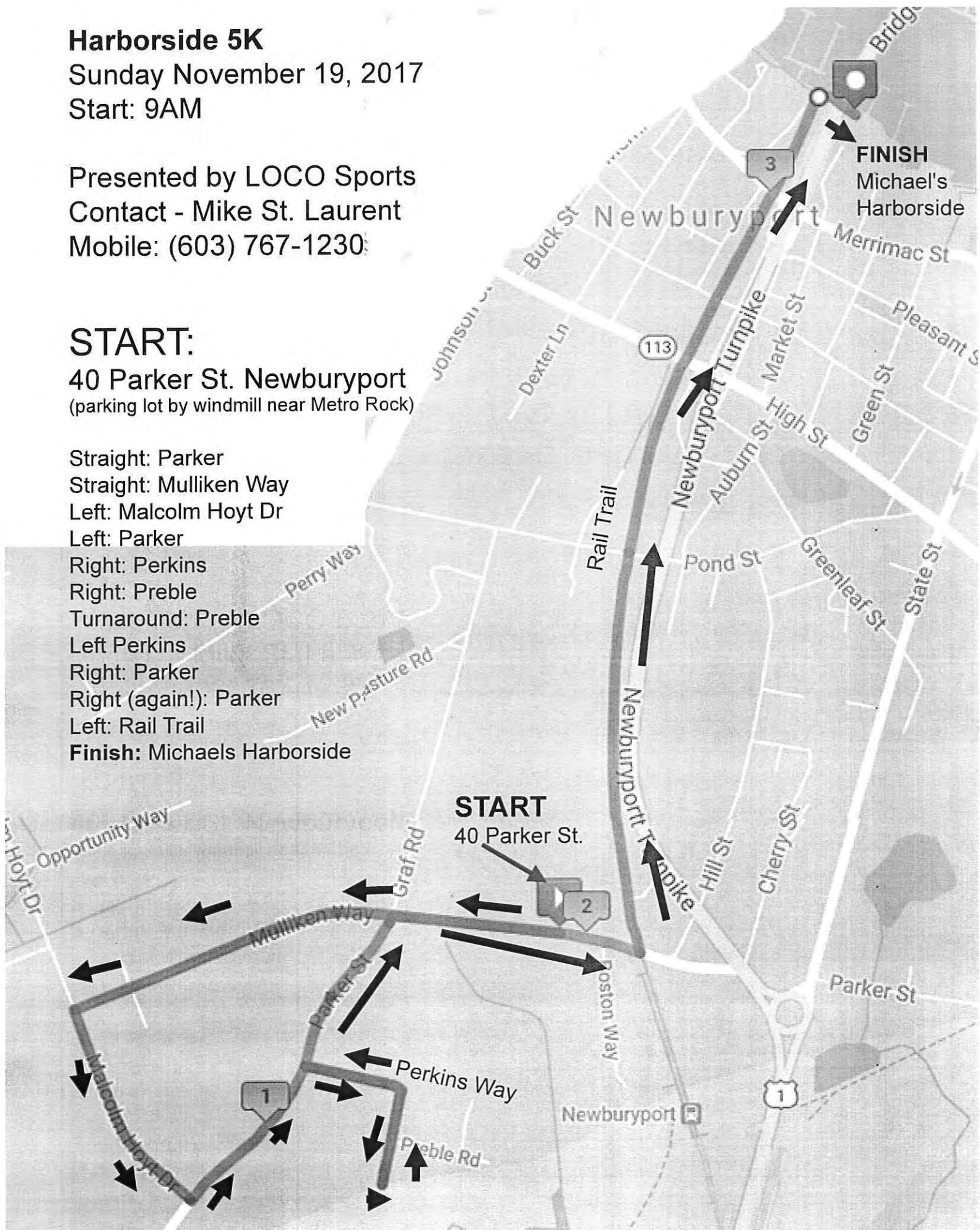
Contact - Mike St. Laurent

Mobile: (603) 767-1230

START:

40 Parker St. Newburyport
(parking lot by windmill near Metro Rock)

- Straight: Parker
- Straight: Mulliken Way
- Left: Malcolm Hoyt Dr
- Left: Parker
- Right: Perkins
- Right: Preble
- Turnaround: Preble
- Left Perkins
- Right: Parker
- Right (again!): Parker
- Left: Rail Trail
- Finish:** Michaels Harborside



Harborside Half Marathon
 Sunday November 19, 2017
 Start: 9AM

Presented by LOCO Sports
 Contact - Mike St. Laurent
 Mobile: (603) 767-1230

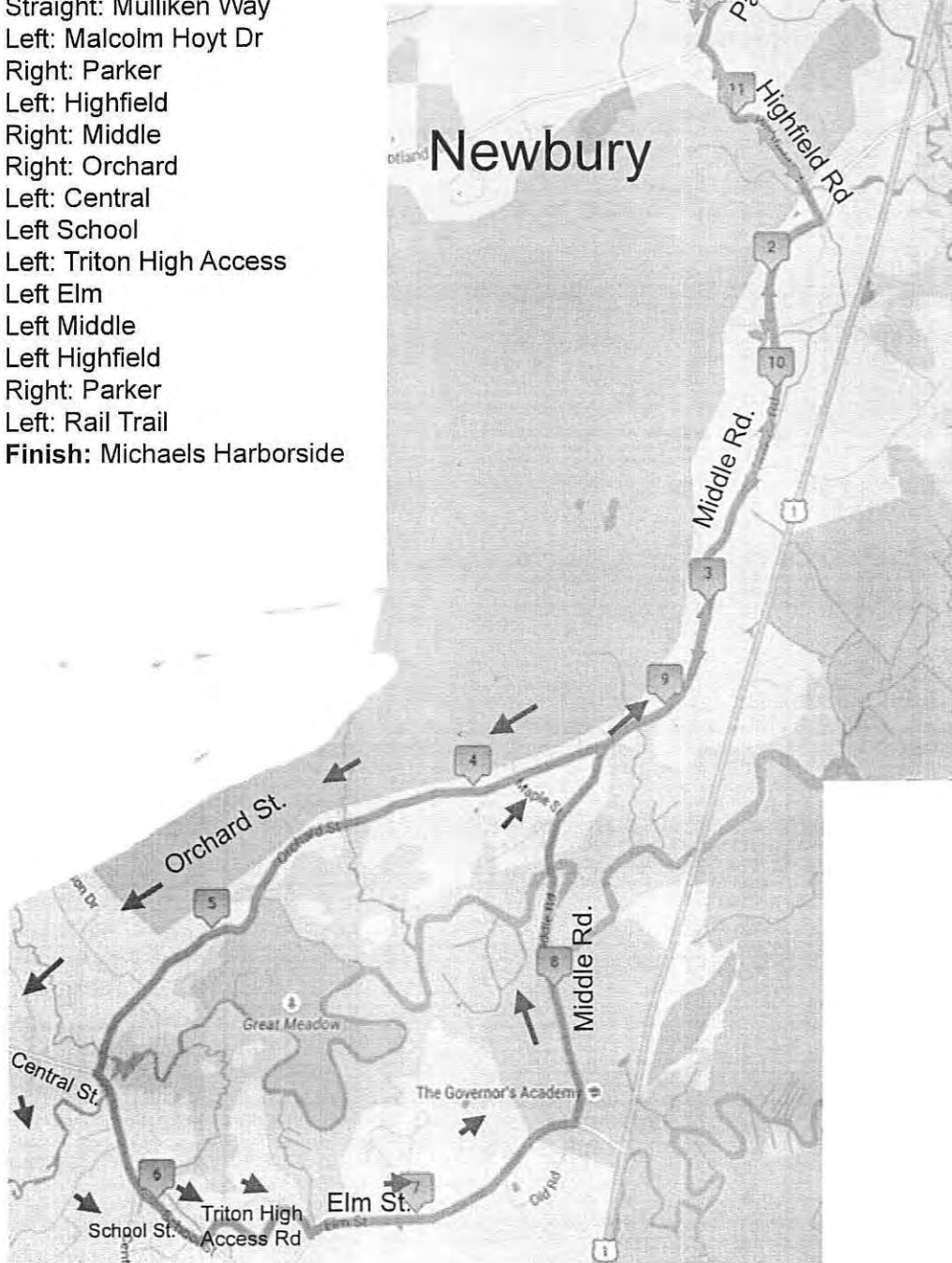
START:
 40 Parker St. Newburyport
 (parking lot by windmill near Metro Rock)

- Straight: Parker
- Straight: Mulliken Way
- Left: Malcolm Hoyt Dr
- Right: Parker
- Left: Highfield
- Right: Middle
- Right: Orchard
- Left: Central
- Left School
- Left: Triton High Access
- Left Elm
- Left Middle
- Left Highfield
- Right: Parker
- Left: Rail Trail
- Finish:** Michaels Harborside

Newburyport



Newbury





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

9/20/2017

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

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

PRODUCER STAR Insurance - Fort Wayne Office 2130 East Dupont Road Fort Wayne IN 46825	CONTACT NAME: Margaret Mayers PHONE (A/C No. Ext): (260) 467-5690 FAX (A/C No.): (260) 467-5691 E-MAIL ADDRESS: margaret.mayers@starfinancial.com	
	INSURER(S) AFFORDING COVERAGE	
INSURED Road Runners Club of America/2017 and Its Member Clubs 1501 Lee Highway, Suite 140 Arlington VA 22209	INSURER A: National Casualty Company NAIC #: 11991	INSURER B: Nationwide Life Insurance Co. NAIC #: 66869 INSURER C: INSURER D: INSURER E: INSURER F:

COVERAGES **CERTIFICATE NUMBER:** 2017 \$2M A.I. **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY		KRO0000006655400	12/31/2016 12:01 AM	12/31/2017 12:01 AM	EACH OCCURRENCE \$ 2,000,000	
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000	
	<input checked="" type="checkbox"/> Legal Liability to Participant \$2,000,000					MED EXP (Any one person) \$ 5,000	
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					PERSONAL & ADV INJURY \$ 2,000,000	
	OTHER:		Abuse & Molestation			GENERAL AGGREGATE \$ Unlimited	
	Aggregate \$5,000,000					PRODUCTS - COMPI/OP AGG \$ 2,000,000	
						Abuse and Molestation \$ 500,000	
A	AUTOMOBILE LIABILITY		KRO0000006655400	12/31/2016 12:01 AM	12/31/2017 12:01 AM	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000	
	<input type="checkbox"/> ANY AUTO ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per person) \$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS					BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
						\$	
	UMBRELLA LIAB	<input type="checkbox"/> OCCUR				EACH OCCURRENCE \$	
	EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE				AGGREGATE \$	
	DED	RETENTION \$				\$	
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	<input type="checkbox"/> Y/N	N/A			PER STATUTE	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/>				OTH-ER	
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. EACH ACCIDENT \$	
						E.L. DISEASE - EA EMPLOYEE \$	
						E.L. DISEASE - POLICY LIMIT \$	
B	Excess Medical & Accident (\$250 Deductible/Claim)		SPX0000027889600	12/31/2016 12:01 AM	12/31/2017 12:01 AM	Excess Medical \$10,000	
						AD & Specific Loss \$2,500	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED AS RESPECTS THEIR INTEREST IN THE OPERATIONS OF THE NAMED INSURED.
 DATE OF EVENT(S): 11/19/17 Harborside Half Marathon & 5k INSURED RRCA
 CLUB/EVENT MEMBER: LOCO Sports, LLC, Att'n: Linda St. Laurent, PO Box 423, Newmarket, NH 03857

CERTIFICATE HOLDER 11/19/17 City of Newburyport, MA PO Box 550 Newburyport, MA 01950	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Terry Diller/MMA <i>Terry R. Diller, CPCU</i>

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RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

APPLICATION FOR MOVABLE SIGNAGE ON PUBLIC PROPERTY

Application Fee \$100.00

Date: 10/17/2017

2017 OCT 18 PM 4:17
FOR CITY CLERK'S OFFICE ONLY
Date Recorded _____
Amount Paid _____

To the City Council of the City of Newburyport:

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

Name of applicant Erik Metzdorf (on behalf of Metzzy's Cantina)

Home address of applicant 17 55th St

City, State, Zip of applicant Newburyport, MA 01950

Telephone of applicant 617-448-9435

Name of business Metzzy's Cantina

Address of business 5 Boston Way

Telephone of business 978-255-7347

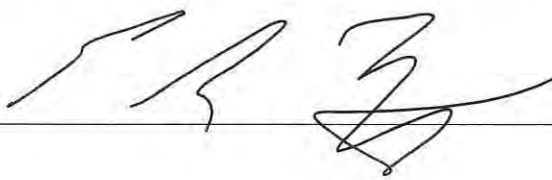
Description of the location and movable sign to placed on the Public Way.

This A-Frame Sign will be placed on the corner of Boston Way and Parker St.

Wayfinding signage

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

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

Signature of Applicant or Duly Authorized Agent  Date 10/17/17

APPLICATION FOR MOVABLE SIGNAGE ON PUBLIC PROPERTY

Application Fee \$100.00

Date: 10/17/2017

FOR CITY CLERK'S OFFICE ONLY

Date Recorded _____

Amount Paid _____

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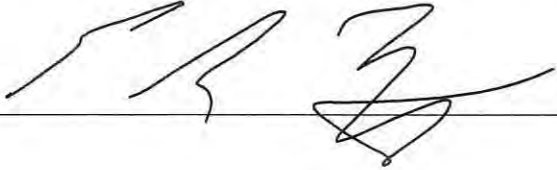
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Signature of Applicant or Duly Authorized Agent  Date 10/17/17

APPLICATION FOR MOVABLE SIGNAGE ON PUBLIC PROPERTY

Application Fee \$100.00

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FOR CITY CLERK'S OFFICE ONLY	
Date Recorded	_____
Amount Paid	_____

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Home address of applicant 17 55th St

City, State, Zip of applicant Newburyport, MA 01950

Telephone of applicant 617-448-9435

Name of business Metzzy's Cantina

Address of business 5 Boston Way

Telephone of business 978-255-7347

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

This A-Frame sign will be placed on the corner of Scotland Road and Parker St

Wayfinding signage

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

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Signature of Applicant or Duly Authorized Agent  Date 10/17/17

APPLICATION FOR MOVABLE SIGNAGE ON PUBLIC PROPERTY

Application Fee \$100.00

Date: 10/17/2017

FOR CITY CLERK'S OFFICE ONLY
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Amount Paid _____

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Telephone of applicant 617-448-9435

Name of business Metzzy's Cantina

Address of business 5 Boston Way

Telephone of business 978-255-7347

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

This A-Frame sign will be placed on the corner of Scotland Road and Parker St


Wayfinding signage

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

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Signature of Applicant or Duly Authorized Agent  Date 10/17/17


METZYS
CANTINA



5 BOSTON WAY - AT TRAIN STATION

BREAKFAST
LUNCH
DINNER
FULL BAR

METZYS
CANTINA



5 BOSTON WAY - AT TRAIN STATION

BREAKFAST
LUNCH
DINNER
FULL BAR

GUIDELINES FOR PLACING SIGNAGE ON PUBLIC PROPERTY

Pursuant to Section 12-1.3 of the Newburyport Code of Ordinances, as amended, a permit must be obtained biennially from the City Clerk before placing any movable sign on a sidewalk. The following steps must be completed to obtain a permit:

1. Complete the Application for Movable Signage on Public Property.
2. Sign and date the Release and Indemnity Agreement to Encumber a Public Way at the bottom of the application.
3. Obtain evidence of liability insurance covering the sign with a minimum of one million dollars and naming the City of Newburyport as a co-insured entity.
4. File the Application, along with the Liability Insurance, with the fee of \$100.00 at the City Clerk's Office, City Hall, 60 Pleasant Street, Newburyport, MA 01950 for approval.
5. Following the City Clerk's approval, a dated permit sticker will be issued and should be affixed to the upper right corner of the movable sign such that the enforcing officer can view the validity of the sign/permit.

Permits shall be for a term of two years and are renewable biennially upon the payment of a fee of \$100.00.

If you have any questions, you should contact the City Clerk's office at (978) 465-4407.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

5/12/2017

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

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

PRODUCER Eastern Insurance Group LLC 233 West Central St Natick MA 01760		CONTACT NAME: Julie Levesque PHONE (A/C, No, Ext): 978-225-6329 FAX (A/C, No): E-MAIL ADDRESS: JLevesque@easterninsurance.com	
INSURED Metzys Taqueria & Cantina 5 Boston Way Newburyport MA 01950		INSURER(S) AFFORDING COVERAGE INSURER A: Penn America Insurance Co. INSURER B: Safety Insurance Company INSURER C: Nautilus Insurance Company INSURER D: INSURER E: INSURER F:	
		NAIC # 39454	

COVERAGES **CERTIFICATE NUMBER:** 17/18 Food Truck **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			PAC7126238	3/12/2017	3/12/2018	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 10,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
B	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			6232311	2/6/2017	2/6/2018	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$			AN036524	3/12/2017	3/12/2018	<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N N/A				<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 City of Newburyport is included as additional insured with regards to General Liability when required by a written contract.

CERTIFICATE HOLDER City of Newburyport Department of Health 60 Pleasant St Newburyport, MA 01950	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE John Koegel/JLEVES
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**APPOINTMENTS
FIRST READING**



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

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: October 23, 2017
Subject: Appointment

Donna D. Holaday

I hereby appoint, subject to your approval, the following named individual as a member of the Disabilities Commission. This term will expire on November 30, 2020.

Karina Moltz
15 Summit Place
Newburyport, MA 01950

September 27, 2017

Dear Mayor Holaday,

I am writing to express my interest in joining the Newburyport Commission on Disability, and to request a meeting with you to discuss the possibility of joining the Commission.

As a career special educator, I am keenly aware of how difficult it can be to navigate through the world with a disability. I feel that it is very important for typically abled people to ally with people with disabilities, and to help to represent their interests as members of our community. In my work as a teacher, administrator, and learning specialist, I have come to know many parents of students with disabilities, and I feel both a strong sense of empathy for their journey and its challenges, and also a determination to support those families however I can.

My family moved to Newburyport in the summer of 2016, and I have quickly come to love our city as a place that is dynamic, supportive, and friendly. I have recently attended meetings of the NCOD, and I feel that joining the Commission would be a way to use my skills, experience, and dedication to support our neighbors with disabilities, and to make sure that our wonderful city is accessible to all.

I hope to have the chance to meet with you to discuss my application.

With warm regards,

Karina Moltz

Karina P. Moltz
15 Summit Place
Newburyport, MA 01950
kmoltz@gmail.com
646-226-1351

EDUCATION

2005 MS General and Special Education (focus: Learning Disabilities) Hunter College,
New York, NY
2000 BA Psychology, Bates College, Lewiston, ME

PROFESSIONAL CERTIFICATIONS

2016 Moderate Disabilities, PreK-8 (temporary), Massachusetts
2005 General Education (Professional), New York
2005 Special Education (Professional), New York

LEADERSHIP EXPERIENCE

Consultant, The Gateway School, New York, NY *2016-present*
Visited campus on a monthly basis to lead Admission screenings, consult with current administrators, and observe in classrooms.

Lower School Director, The Gateway School, New York, NY *2013-2016*
Senior Administrator for an elementary program designed for students with average to above average intellectual capabilities and moderate to severe learning disabilities and / or social difficulties

Highlighted responsibilities

- In collaboration with the Head of School, Director of the Middle School, Director of Curriculum and Director of Teacher Training, cultivate the vision for the Lower School program, carry out school's mission, promote school's unique pedagogy, and support specialized education in NYC and the surrounding communities
- With the Director of Curriculum and Director of Teacher Training, develop teacher training protocol and scope and sequence
- Plan and oversee academic, social and emotional, and enrichment programming to meet the short-term and long-term needs of individual students and the student population as a whole
- Manage teaching staff of 20+ teachers and administrative support team members, including hiring, observations, evaluation, professional development, promotion, and termination
- Facilitate in-depth behavioral and social / emotional student interventions, including in-the-moment interventions, regularly scheduled teacher planning meetings and the development of curriculum to support the social emotional development of students
- Manage day-to-day Lower School program, including scheduling, supervising

- coverage of arrival, dismissal, assemblies, etc.
- Facilitate and maintain on-going communication with parents and outside professionals
- Serve as key member of the Admissions Evaluation team, including leading tours, speaking at Open Houses, participating in student evaluations and parent feedback sessions, and making decisions about admission and retention of students

Assistant Director, The Gateway Lower School, New York, NY *2010-2013*

Administrator of an elementary program designed for students with average to above average intellectual capabilities and moderate to severe learning disabilities.

Highlighted responsibilities

- With the Lower School Director and the Educational Director, oversaw daily operations of the Lower School program
- Managed 6 assistant and co-teachers in the Lower School, including hiring, and conducting frequent classroom observations to provide feedback on instruction
- Collaborated closely with psychologist and classroom teachers to develop learning and behavioral plans for students based on individual needs
- Led school-wide professional development meetings, on issues related to specific children as well as current events in the larger educational community
- Coordinated in-school services with outside tutors and related service professionals
- Attended frequent meetings of the Committee on Special Education to advocate for the continuation of related services and state funding for current students
- Served as co-head of the Steering Committee for the 2011 NYSAIS accreditation self-study and review

Outreach Consultant, The Gateway School, New York, NY

2007-2011

Highlighted responsibilities

- Worked with Outreach Coordinator and Educational Director to provide staff training and resources for schools affiliated with The Gateway School
- Observed teachers and students at the Calliope School in Puerto Rico and worked with teachers to develop differentiated instructional programs for individual children
- Frequently observed a CTT kindergarten classroom at the Cypress Hills Community School in Brooklyn, NY, and worked with teachers to develop an effective model of team-teaching and differentiated instruction
- Developed and led a staff development program with a focus on perceptual development and sensory integration development for a two-day retreat for the Cypress Hills teachers
- Collaborated with Head of School to develop curriculum, staffing and general plans for the founding of The Gateway School of Mumbai, opened in 2012

TEACHING EXPERIENCE

Head Teacher, The Gateway Lower School, New York, NY

2004-2009

Highlighted responsibilities

- Taught all subject areas to a class of kindergarteners with moderate to severe learning disabilities and developmental delays
- Integrated adaptive teaching style to differentiate instruction for students based on academic abilities and social/emotional needs
- Managed classroom behavior by emphasizing positive behavior and presenting clearly defined expectations balanced with specific and consistent rewards and consequences
- Participated in meetings with the Committee on Special Education for each student, and collaborated to write and review IEP goals for each students
- Maintained frequent communication with parents and related service professionals
- Trained and supervised assistant teachers and student teachers
- Mentored junior teachers.

Private Tutor, New York, NY

2003-2010

Highlighted responsibilities

- Provided individual instruction to children ranging in age from 5-16 years old
- Evaluated the needs of each child using standardized and informal measures and developed individualized programs based on the results of these assessments
- Worked closely with classroom teachers and parents to develop goals for each child and to ensure that the tutoring sessions reinforced classroom instruction

Assistant Teacher, The Gateway Lower School, New York, NY

2001-2004

Highlighted responsibilities

- Provided direct instruction in all subject areas under guidance of Head Teachers
- Participated in training in classroom practices including academic programs and behavior management techniques and was given feedback through observation of weekly lessons

Assistant Teacher, St. Elizabeth's Child Development Center, Portland, ME 2000-2001

Responsible, under supervision of Head Teacher, for a class of 18 children ages 2-4 in one of two NAEYC- accredited preschools in Portland, Maine. Developed themes and activities for children throughout the center under guidance of Head Teacher and School Director. Provided daily feedback to parents on each child's academic, social and developmental progress.

ADDITIONAL EXPERIENCE & SKILLS

Co-Chair of the Board, The Maple Street School, Brooklyn, NY 2012-2015
Served as a subcommittee chair and co-chair of the Board of this progressive preschool, located in the diverse neighborhood of Lefferts Garden, Brooklyn. Planned and facilitated monthly Board meetings and tri-annual meetings of the entire parent community. Acted as a liaison between classroom teachers, Board members and parents, and supported the Director in developing systems of program evaluation and improvement. Facilitated subcommittee assigned to develop a five year plan for the School.

Member, NYS AIS Special Education Conference Planning Committee 2014-2016
Served as a member of the committee responsible for planning the New York State Association of Independent School's first Special Education Conference.

REFERENCES

Available upon request.



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

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2017 OCT 12 AM 10:58

60 PLEASANT STREET - P.O. BOX 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the
City Council

From: Donna D. Holaday, Mayor

Date: October 10, 2017

Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a member of the Commission on Disability. This term will expire on November 1, 2020.

Lisa Rowan
17 Boardman Street
Newburyport, MA 01950

LISA ROWAN



LROWAN@IDC.COM



978-462-4828

17 BOARDMAN STREET
NEWBURYPORT, MA 01950

MAYOR DONNA HOLADAY
CITY HALL
NEWBURYPORT MA

September 15, 2017

Reference: Application for appointment to Newburyport Disability Commission

Dear Mayor Holaday,

I have been a proud resident of our beautiful city for 22 years. For the last 6 years I have been wheelchair-bound due to a genetic nerve condition. As a handicapped resident, I am well acquainted with the opportunities and challenges associated with navigating the city. I would be honored to be a member of the Newburyport Disability Commission chaired by Jennie Donahue. I am in contact with Jennie and am attending the commission meetings.

I have been employed for the last 14 years by IDC, a Framingham-based technical research organization. I am currently Vice President of Human Resources research. In this role, I conduct research on and publish on the technology and services utilized by the HR function. While not directly linked to disabilities specifically, my research broadly covers the topics associated with unconscious bias, diversity and inclusion.

I believe my background and circumstances will prove of value to the commission and I look forward to meeting with you to discuss next steps. I am enclosing a copy of my professional bio.

Sincerely,

Lisa Rowan

Lisa Rowan serves as IDC's Vice President for HR, Learning, and Talent Management Strategies research. In this role, Ms. Rowan provides expert analysis focused on both the business services and software used to address HR and talent-related processes. Her research encompasses human capital applications, human resource consulting, HR processing services, and HR Business Process Outsourcing (BPO) services.

For the ten years prior to joining IDC, Ms. Rowan held business development, product management and marketing positions in the human resource software and services markets. Ms. Rowan held director positions in both business development and marketing within Genesys -- a provider of human capital management software and services based in Methuen, Mass. Prior to Genesys, she held positions in both technical marketing and IT at Digital Equipment Corporation. As a result, she has gained a depth of experience with both core human resource and talent-related services, and understands firsthand the unique challenges her vendor clients face.

Ms. Rowan is an active member of a number of HR organizations and served on the board of directors for the New England Chapter of IHRIM (International HR Information Management society.) She is frequently invited to present her industry knowledge and views at industry events and to the press.

EDUCATION/INDUSTRY ACCOMPLISHMENTS

- Bachelor of Fine Arts from the University of Massachusetts
- Masters of Business Administration from Southern New Hampshire University
- Received IHRIM's Summit Award, the association's highest honor
- Named to HRO Today Magazine's list of HRO Superstars
- Named to HR Examiner's Top 100 Influencers
- Named one of the Top 10 Most Powerful HR Technology Experts by *HR Technology Magazine*



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
2017 OCT 11 AM 10:39

60 PLEASANT STREET - P.O. Box 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the
City Council
From: Donna D. Holaday, Mayor
Date: October 10, 2017
Subject: Appointment

I hereby appoint, subject to your approval, the following named individual as a Special Police Officer with the Newburyport Police Department to work private detail and road construction

Keith R. Carter
13 Monarch Way
Kingston, NH 03848



CITY OF NEWBURYPORT

POLICE DEPARTMENT

MARK R. MURRAY
CITY MARSHAL

4 GREEN STREET
NEWBURYPORT, MA 01950

TEL: 978-462-4411

FAX: 978-462-0396

October 11, 2017

TO: Mayor Donna Holaday
FR: City Marshal Mark Murray
RE: Special Police Appointment

Mayor,

I am requesting that Keith R Carter, Retired Officer from the Newburyport Police Department, be appointed as a Special Police Officer to assist the police department with traffic details. This police department has had a long and successful program of utilizing retired officers for special work. They are well trained, understand policing and how to effectively monitor and direct traffic.

Our special police roster is limited, with older officers no longer able to continue this work. Having officers such as retired Officer Carter willing to continue is a benefit to the police department's ability to meet the demand of traffic officers.

Keith R Carter
13 Monarch Way
Kingston, NH.
DOB 11/20/59

Thank you for your consideration in this matter. If you need any additional information please let me know.

City Marshal Mark Murray

Keith R. Carter Sr
13 Monarch Way
Kingston, NH 03848
Cell: 978-992-2485
Work: 978-462-4411

Career Objective:

Thirty years as a Patrolman in Law Enforcement looking for a career opportunity to work as a court officer, where I can utilize my knowledge and skills to assist in court operations to ensure they are conducted effectively and smoothly.

Summary of Qualifications:

- Thirty years as a patrolman in law enforcement
- One year as Special police officer
- Seven years working at AT&T in shipping and receiving as well as well as Security Guard

Skills of Expertise:

- Reliable, Self-motivated, hard worker, team player with excellent communication skills.
- Able to work with the public
- Strong skills while working with juveniles
- Maintain a positive relationship with co-workers
- Martial Arts-Black Belt

Leadership:

- As a senior officer I provide direction and high energy with new and older co workers
- Part of several forms of community commissions
- Instructor of Karate.

Employment:

- 1987-^{Sept. 2017}~~Present~~- Newburyport Police Department, Newburyport MA
- 1980-1987- AT&T Shipping and Receiving, North Andover MA
- 1981-1987- AT&T Security Guard, North Andover MA
- 1986-1987- Special Police officer City of Newburyport, Newburyport MA

Education:

- Completed four years Haverhill High School, 1978
- Attended Northern Essex Community College, Haverhill MA
- Waltham Police Academy, Waltham MA, 1987

- Juvenile in Service Training, 2000
- D.A.R.E Officer Training, 2000
- School Resource Officer Training, 2004
- World Tae Kwon Do Federation, 2002

Professional Affiliations:

- Massachusetts Police Association, Newburyport Police Chapter #1550- Secretary 2004-2016
- Dare Family Services Human Rights Committee 2016-Present
- City of Newburyport Diversity Commission 1995-1999
- Coaching Middle School Cross Country
- Coaching Baseball to senior league 1995-2002
- Featured in children's book "What's inside a police Station"
- Received Award from Black Legislative Caucus Law Enforcement for Community Policing- 1993



CITY OF NEWBURYPORT RECEIVED
CITY CLERK'S OFFICE
OFFICE OF THE MAYOR NEWBURYPORT, MA
DONNA D. HOLADAY, MAYOR
2017 OCT 12 PM 4:10

60 PLEASANT STREET - P.O. Box 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: October 12, 2017
Re: Re-Appointment

I hereby reappoint, subject to your approval, the following named individual as a member of the Tree Commission. This term shall expire on November 1, 2020.

Crispin S. Miller
1 Parker Ridge Way West
Newburyport, MA 01950



CITY OF NEWBURYPORT
OFFICE OF THE MAYOR

DONNA D. HOLADAY, Mayor

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA
OCT 13 2017 AM 9:46

60 PLEASANT STREET - P.O. Box 550
NEWBURYPORT, MA 01950
978-465-4413 PHONE
978-465-4402 FAX

To: President and Members of the City Council
From: Donna D. Holaday, Mayor
Date: October 13, 2017
Re: Re-Appointment

I hereby re-appoint, subject to your approval, the following named individual as a member of the Tree Commission. This term shall expire on November 30, 2020.

Constance Preston
18 Atwood Street
Newburyport, MA 01950

**END OF CONSENT AGENDA
BEGINNING OF REGULAR AGENDA**

**APPOINTMENTS
SECOND READING**

SECOND READING APPOINTMENTS

- **APPT062_10_10_17** Harrison L. Whitney, Jr. 23 Low St, Nwbry Spec Pol Officer N/A

Motion to approve the Consent Agenda by Councillor Zeid, seconded by Councillor Cameron.

So voted.

ORDERS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 30, 2017

THAT the City Council of the City of Newburyport approves the following Licensed Contractor application for the 2017 construction year for Sidewalk work:

Swazy Alexander Landscaping, LLC
14 Graf Rd, Ste. 4
Newburyport, MA 01950

Paperwork on file in the City Clerk's office.

Councillor Jared J. Eigerman
Public Utilities Chairperson



CITY OF NEWBURYPORT
RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2017 OCT -5 PM 7:01

DEPARTMENT
OF
PUBLIC SERVICES

MEMORANDUM

ANTHONY J. FURNARI
DIRECTOR

TO: Richard Jones, City Clerk
FROM: Wayne S. Amaral, DPS Deputy Director *W.S.A.*
DATE: October 3, 2017
RE: License Contractor Application and recommendation for 2016 Season

WAYNE S. AMARAL
DEPUTY DIRECTOR /
DIRECTOR OF OPERATIONS

Enclosed is a copy of a new Licensed Contractor application with bond and references to be forwarded to the city council for approval for;

16A PERRY WAY

Swazy Alexander Landscaping, LLC
14 Graf Rd, Suite #4
Newburyport, MA 01950

NEWBURYPORT, MA 01950

TEL: 978-465-4464

FAX: 978-465-1623

For the following work;

Sidewalk

Thank you for your attention to this matter.



CITY OF NEWBURYPORT
DEPARTMENT OF PUBLIC SERVICES

16A PERRY WAY
NEWBURYPORT, MA 01950

ANTHONY J. FURNARI, DIRECTOR
WAYNE S. AMARAL, DEPUTY DIRECTOR

PHONE: 978-465-4464
FAX: 978-465-1623

**Application to become a
Licensed Contractor**

Submit completed application to the above address

Today's Date: 10/3/17

Name of Company: Swazy & Alexander Landscaping LLC

Name of Owner: Chris Imlach

Contact Person: Adam Croteau

Street Address: 14 Graf Rd ^{Suite 4} City: Newburyport State: MA Zip Code: 01950

Phone #: 978-358-8029 Cell #: 978-225-0640 Fax #: 888-461-3731

Insurance Certificate #: BMA6021487 Policy Expiration Date: 3-23-18

Name and Contact Information of Insurer: Ellen Freehan, Dudley Insurance 978-356-0581

Bond # 5-860703 Bond Expiration Date: 8-16-2018

Type of Work Qualified for: (check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Water Service/Main | <input type="checkbox"/> Sewer Service/Main | <input type="checkbox"/> Drain Laying |
| <input type="checkbox"/> Roadway (incl. curb cuts) | <input checked="" type="checkbox"/> Sidewalk | |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Electric | <input type="checkbox"/> Communications |

Submit the Following with this completed Application:

- Certificate of Insurance incl. Worker's Compensation Insurance Affidavit (per M.G.L. .c152)
- \$5000 Bond ORIGINAL ONLY (\$10,000 Bond for laying Wire or Conduit)
- \$500 Check non-refundable payable to City of Newburyport (not required for ROW Occupancy)
- Minimum 3 Municipal References within the last 5 years (Renewals do not require references)



Chris Imlach <chris@swazyalexander.com>

Swazy Alexander Landscaping Referral

1 message

Jodi Black <jblack@historicnewengland.org>
To: "chris@swazyalexander.com" <chris@swazyalexander.com>

Tue, Oct 3, 2017 at 2:50 PM

To Whom It May Concern:

Historic New England has been working with Swazy Alexander Landscaping since 2012—initially with the planning and implementation of a large scale drainage and infrastructure landscape project at our farm in Newbury. Since their work at the farm, we have used them on several other properties in the North Shore spanning many different projects including trench work, landscape maintenance, drainage clean outs, and tree/shrub trimming.

Their team is professional and easy to work with and we would highly recommend their firm.

Thank you.

*Jodi Black
Supervising Preservation Manager- North and North Shore
Historic New England*

151 Essex Street

Haverhill, MA 01832

617-997-5580

www.HistoricNewEngland.org



Chris Imlach <chris@swazyalexander.com>

Reference

1 message

Paul Ferolito <pferolito@newtonma.gov>

Fri, Aug 18, 2017 at 12:58 PM

To: "chris@swazyalexander.com" <chris@swazyalexander.com>

To whom it may concern

I have worked with Swazy & Alexander Landscaping on two of The City of Newton School Projects. Their performance was excellent and the quality of their work was excellent. They didn't hesitate to take care of the landscape architects punch list and warranty work. I would work with them again. If I was requested to fill out a DECAM evaluation form they would receive a score of 90 and/or above. If you have any questions please don't hesitate to call me on my cell phone (857) 404-4220.

Thank You

Paul J. Ferolito Jr.

Public Building Dept.

(617) 796-1616

When responding, please be aware that the Massachusetts Secretary of State has determined that most email is public record and therefore cannot be kept confidential.

DELLBROOK JKS

September 28, 2017

To Whom it May Concern:

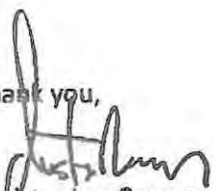
I have worked with Swazy & Alexander Landscaping over many years in various roles with various Construction Management firms and I am happy to offer them a reference.

We have worked together for almost 10 years now starting with Berry Construction then Suffolk Construction, both firms I worked as PM and worked directly with Swazy onsite. We did a few projects over during my tenure with these firms with the most notable being the revitalization of Beverly Hospitals Courtyard.

Following this position, I became Project Executive with WT Rich and was happy to bring Swazy with me as a trusted subcontractor. There we worked on school projects with the City of Newton as well as Jefferson Park Housing Authority which is still ongoing. I am currently in a new position as Senior VP of Operations with Dellbrook Construction and we are working on a few project bids with them for future work as well.

If any additional reference is needed, please do not hesitate to reach out and I'd be happy to discuss Swazy & Alexander Landscaping further.

Thank you,


Christopher Conway

QUINCY OFFICE: 859 Willard Street One Adams Place, Quincy, MA 02169 t: 781.380.1675 f: 781.380.1676

FALMOUTH OFFICE: 15 Research Road, East Falmouth, MA 02536 t: 508.540.6226 f: 508.540.9222

LICENSE OR PERMIT BOND

BOND NO. S-860703

KNOW ALL MEN BY THESE PRESENTS THAT WE,

Swazy & Alexander Landscaping _____ of
14 Graf Rd _____ Newburyport MA 01950 _____ as Principal, and
NGM Insurance Company _____, a Florida _____ corporation with its principal
office at 4601 Touchton Rd East Ste 3400 _____ Jacksonville, FL 32245-6000 _____, as Surety,
are held and firmly bound unto
City of Newburyport _____

in the sum of Five Thousand and 00/100 Dollars

(\$ 5,000.00 _____), for the payment of which sum, well and truly to be made, we bind ourselves, our
personal representatives, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is such, that whereas the Principal has obtained, or shall obtain, a license or permit from
the Obligee for Licensed Contractor

at Sidewalks of Newburyport MA 01950 _____ for the term commencing on the 16th day of
August _____, 2017 _____ and ending on the 16th day of August _____, 2018 _____.

NOW, THEREFORE, if Principal shall faithfully observe and comply with all terms of the underlying license or permit, and
all Ordinances, Rules and Regulations, and any Amendments thereto, applicable to the obligation of this bond, then this
obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

The Surety may, if it shall so elect, cancel this bond by giving thirty (30) days written notice to the Obligee and the bond
shall be deemed canceled at the expiration of said period; the Surety remaining liable, however subject to all the terms,
conditions and provisions of this bond, for any act or acts covered which may have been committed by the Principal up to
the date of such cancellation.

PROVIDED, HOWEVER, that this bond may be continued from year to year by certificate executed by the Surety hereon.
Regardless of the number of years or terms this bond remains in effect, and regardless of the number and amount of
claims that may be made, the maximum aggregate liability of the Surety is limited to the penal sum of the bond.

SIGNED, SEALED AND DATED on this 16th day of August _____, 2017 _____.

Swazy & Alexander Landscaping _____

By Chris Imlach _____
Chris Imlach

NGM Insurance Company _____

By Jay Dudley _____ Attorney-in-Fact
Jay Dudley





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
08/17/2017

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

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

PRODUCER Dooley Insurance Agency 2 Central Street P.O. Box 264 Ipswich, MA 01938	CONTACT NAME: Sean Dooley	FAX (A/C, No): 978-356-9651	
	PHONE (A/C, No, Ext): (978) 356-0581	E-MAIL ADDRESS:	
INSURED Swazy and Alexander Landscaping LLC 14 Graf Rd Suite 4 Newburyport, MA 01950	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A: Safety Indemnity Insurance Co.		33618
	INSURER B: Safety Insurance Company		39454
	INSURER C: NorGuard Insurance Co		31470
	INSURER D:		
	INSURER E:		

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	Y		BMA0021487	03/19/2017	03/19/2018	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000
A	<input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	Y		6221288	01/01/2017	01/01/2018	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
C	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$	Y		SWUM400820	03/23/2017	03/23/2018	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 2,000,000
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N <input type="checkbox"/> N/A	SWWC469293	03/23/2017	03/23/2018	PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B				BMA0021487	03/19/2017	03/19/2018	

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

THE CERTIFICATE HOLDER ITS OFFICIALS, EMPLOYEES, AND AGENTS ARE INCLUDED AS ADDITIONAL INSURED ON A PRIMARY NON-CONTRIBUTORY BASIS FOR GL, UMBRELLA AND BUSINESS AUTO. WAIVER OF SUBROGATION IN FAVOR OF CERTIFICATE HOLDER FOR ALL POLICIES.

CERTIFICATE HOLDER

City Of Newburyport
City Hall
60 Pleasant St
Newburyport, MA 01950

CANCELLATION

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

AUTHORIZED REPRESENTATIVE

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CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 30, 2017

THAT, The CITY COUNCIL of the City of Newburyport accepts with gratitude a gift from the Richard A. Eaton Charitable Foundation, Inc. in the amount of \$25,220.50 and a gift from Wheelabrator Technologies in the amount of \$2,000.00 for the purpose of rehabilitating and constructing the Richard A. Eaton Baseball Field located behind the Nock-Molin Upper Elementary School and appropriates said funds to the Nock-Molin Athletic Fields Project in accordance with M.G.L. Chapter 44, Section 53A.

Councillor Charles F. Tontar
Chair, Budget & Finance Committee

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 30, 2017

AN ORDER TO ADD A NEW HANDICAPPED PARKING SPACE PURUSANT TO SECTION 166 (AMENDMENT, ADDITION AND DELETION ORDER) OF CHAPTER 13 (TRAFFIC AND MOTOR VEHICLES) OF THE MUNICIPAL CODE

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 13-179	Handicapped zones

Amend Section 13-179 by inserting a new line, as follows, with additions double-underlined:

Ship Street
One (1) space at 24 Ship Street through June 30. 2019.

Councillor Sharif I. Zeid

ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

June 26, 2017

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF
NEWBURYPORT, MASSACHUSETTS**

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

APPENDIX A: ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

Section III-C -- Zoning map.

THAT the Zoning Map of said Zoning Ordinance entitled “Zoning Map of the City of Newburyport” be amended pursuant to Section III-D “Changes to Zoning Map” such that all parcels located within the following two areas of the City are changed from the Residential Three (R-3) District to the Residential Two (R-2) District, as depicted on the attached map entitled “Zoning Map Change – Proposed (Corrected),” prepared by the Office of Planning & Development, and dated July 25, 2017: (a) the entire area bounded northwesterly by Ashland Street, northeasterly by Merrimac Street, southeasterly by the Clipper City Rail Trail, and southwesterly High Street; and (b) the entire area bounded northwesterly by Federal Street, northeasterly by Water Street, southwesterly by Marlboro Street, and southwesterly by High Street.

Councillor Robert J. Cronin

Councillor Sharif I. Zeid

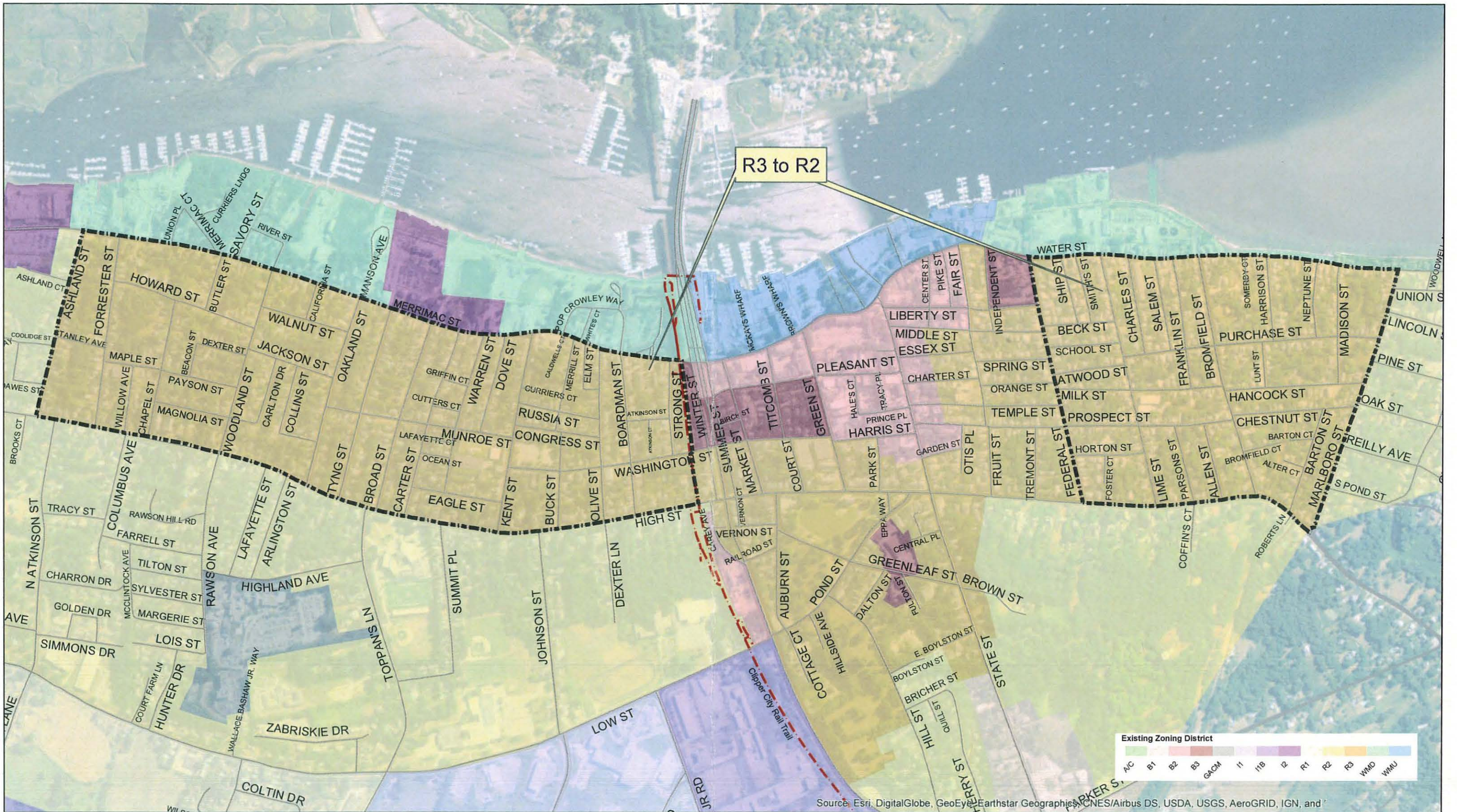
Councillor Charles F. Tontar

In City Council June 26, 2017:

Motion to refer to Planning & Development and Committee of the Whole by Councillor Zeid, seconded by Councillor Tontar. Roll call vote, 9 yes, 2 absent (Eigerman, Connell). Motion passed.

In City Council October 10, 2017:

Motion to remove from Planning & Development and Committee of the Whole by Councillor Cameron, seconded by Councillor Tontar. Motion to approve, with amendments: 1. Map entitled "Zoning Map Change – Proposed (Corrected), 2. Map dated July 25, 2017, 3. Change bound from Bromfield Street to Marlboro Street, 4. Delete any changes to Section VI-A – General Regulations, by Councillor Cameron, seconded by Councillor Tontar. Roll call vote, 11 yes. Motion passed.



Zoning Map Change - Proposed (Corrected)

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

June 26, 2017

Inclusionary Affordable Housing Ordinance

[Final version as adopted by City Council on 10/10/2017, with DHCD-recommended edits.]

A ZONING ORDINANCE REGARDING INCLUSIONARY AFFORDABLE HOUSING

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

Add new Section XXX to the Zoning Ordinance of the City of Newburyport, Massachusetts, as follows, with deletions ~~double-stricken through~~, and additions double-underlined:

SECTION XXX. - INCLUSIONARY AFFORDABLE HOUSING

XXX-A - Purpose and Intent.

The purpose of this section is to promote the public welfare by:

1. Encouraging housing opportunities for people of mixed income levels;
2. Increasing the supply of housing in the City of Newburyport that is permanently available and affordable to low- and moderate-income individuals and families without discrimination on the basis of race, color, religion, age, sex, sexual orientation, gender identity, familial status, disability, marital status, national origin, genetic information, ancestry, children, receipt of public assistance, or any other basis prohibited by law, including the federal Fair Housing Act of 1968, as amended and M.G.L. c. 151B;
3. To provide for a diverse, balanced, and inclusive community, with housing for people of all income levels as a matter of basic fairness and social responsibility, and to promote economic stability within the community;
4. Developing and maintaining a satisfactory proportion of the City's housing stock as affordable units for the longest period permitted by law; and

5. Mitigating the impacts of market-rate housing on the supply and cost of low- and moderate-income housing in that the creation of new market-rate housing:
 - A. Decreases the available supply of future developable land in the City; and
 - B. Exclusive of the creation of low- and moderate-income housing, impedes the goal of maintaining an economically integrated community.

It is intended that affordable housing units provided under the terms of this Section shall be located on-site within the proposed development project, or subdivision or division of land. Off-site location(s) may be approved by the Planning Board only in strict accordance with subsection XXX-E, below.

XXX-B – Applicability.

1. The provisions of this section apply to:
 - A. Any development project subject to approval by special permit, variance, or site plan review, where such project results in a net increase of six (6) or more dwelling units on any parcel or contiguous parcels comprising the proposed development site; and
 - B. Any subdivision or other division of land resulting in the creation of six (6) or more residential lots, and/or the construction of six (6) or more dwelling units, including through, without limitation, a subdivision filed with the Planning Board under M.G.L. chapter 41, Sections 81K to 81GG (Subdivision Control Law), and/or a division pursuant to M.G.L. Chapter 41, Section 81P.
2. No Segmentation. Development shall not be segmented to avoid compliance with this section. Segmentation shall mean one or more development projects, or subdivisions or other divisions of land, that cumulatively result in a net increase of six (6) or more dwelling units or lots more than the number of dwelling units or lots existing twenty-four (24) months prior to the application to develop any parcel or set of contiguous parcels held in common ownership or under common control. All phases of a development project, or a subdivision or other division of land, occurring within such 24-month period shall considered together for purposes of applying this section.
3. Special Exemptions. This section does not apply to hotel/inn (Use 105) and bed and breakfast (Use 110) uses, nor to the rehabilitation of any building or structure wholly or substantially destroyed or damaged by fire or other casualty; provided however that no rehabilitation or repair shall result in a net increase in the number of dwelling units on the lot as it existed prior to the damage or destruction thereof, except in conformance with this section.
4. Stricter Provisions Control. In cases where other provisions of the Newburyport Code as to inclusionary affordable housing required of development projects, or of subdivisions or other divisions of land, would require a higher number of affordable units than does this section, then such other, stricter provisions shall control.
5. Statutory Exemptions. Nothing contained in this section shall be construed to apply to the use of land or structures for religious or educational purposes in any zoning district if doing so would violate the applicable provisions of M.G.L. Chapter 40A, Section 3.

XXX-C - Affordability Requirements.

1. Minimum percentage of affordable units: In any development project, or subdivision or other division of land, subject to this section, at least twelve percent (12%) of the resulting dwelling units shall be affordable home ownership units or affordable rental units, as provided in this section. Any fraction of a dwelling unit so required shall be rounded upward to the next whole number. Nothing in this section shall preclude an applicant from providing more affordable housing units as part of a development project, or of a subdivision or other division of land, than required under this section.
2. Conformance with Federal and State Law: Income eligibility for households seeking to buy or rent an affordable unit shall conform to the applicable regulations and parameters regarding affordability as promulgated by the U.S. Department of Housing and Urban Development (HUD), and by the Massachusetts Department of Housing and Community Development (DHCD).
3. Area Median Income: Area Median Income (AMI) for the purposes of determining income eligibility under this section shall be those AMIs annually determined and adjusted by household size by the United States Department of Housing and Urban Development ("HUD") for the Boston-Cambridge-Quincy MA-NH HUD Metro FMR Area.
4. Listing on the Massachusetts Subsidized Housing Inventory: Residential units subject to the provisions of this section shall meet all of the requirements necessary for listing on the Massachusetts Subsidized Housing Inventory (SHI). Additionally, the applicant creating the affordable unit(s) shall comply with all DHCD regulations and guidelines for qualification of the housing units created, including but not limited to, eligible subsidy, the form of the affordable housing restriction and regulations concerning owner or tenant selection and affirmative fair marketing, unit design standards, housing costs, and income and other household and unit eligibility standards. The applicant shall cooperate with the City of Newburyport in good faith to qualify any restricted housing unit toward the City's affordable unit count on the SHI.
5. Housing affordability:
 - A. Affordable home ownership units shall be sold to eligible individuals or households with incomes at or below eighty percent (80%) of AMI. The maximum affordable purchase price shall account for the monthly cost of a mortgage payment, property taxes, insurance, and condominium/homeowners association fees where applicable.
 - B. Affordable rental units shall be rented to eligible individuals or households with incomes at or below sixty percent (60%) of AMI. The maximum affordable rent shall account for the monthly cost of rent and utilities.
 - C. When an applicant provides at least one-half ($\frac{1}{2}$) of the required affordable units, whether home ownership or rental, for individuals and families with incomes at or below fifty percent (50%) of AMI, the remaining affordable units may be sold or rented to individuals or households with incomes up to one hundred percent (100%) of AMI, subject to approval by the permit-granting authority.
6. Developments Resulting in a Net Increase of Fewer than Six (6) Dwelling Units: For development projects, or subdivisions or other divisions of land, resulting in a net increase of fewer than six (6) dwelling units but that otherwise meet the parameters of section XXX-B.1, the applicant shall, in consideration of such zoning relief, or subdivision or division of land, provide either one (1) affordable housing unit in accordance with section XXX-C, or pay an in lieu fee to the Newburyport Affordable Housing Trust Fund. The amount of the in lieu fee shall be \$15,000 per dwelling unit, calculated on a pro rata basis. For example, a development project resulting in a net increase of five (5) dwelling units may pay an in lieu fee of \$12,500, i.e. five sixths ($\frac{5}{6}$) of \$15,000.

XXX-D - Affordable Housing Criteria.

Before granting a permit(s) or other approval for a development project, or a subdivision or other division of land subject to this section, the permit-granting authority shall find that all of the following general conditions are fulfilled:

1. Consultation with the Affordable Housing Trust: The applicant shall have consulted with the Newburyport Affordable Housing Trust (AHT or Trust) as early as practicable in the development process -- and, in all cases, prior to the submission of an application to the permit-granting authority -- concerning the City's affordable housing needs and optimum manner in which the City's needs and the applicant's affordable housing requirements can be met by the proposed development, consistently with any affordable housing planned production plan then in effect in the City.
 - A. The Applicant shall have provided the AHT with conceptual plans illustrating the proposed structure(s) and floor plans for market-rate and affordable residential units.
 - B. Within fourteen (14) days upon the conclusion of the Affordable Housing Trust's review of the conceptual plans, the Trust shall submit a report to the permit-granting authority stating its recommendations for the project. The permit-granting authority shall not act upon an application until this recommendation has been received or fourteen (14) calendar days have passed, whichever occurs first.

2. Affordable Housing Restriction: Affordable housing units developed or designated pursuant to this section shall be subject to long-term use restrictions, and, where applicable, resale restrictions, to ensure that they remain affordable to low- and moderate-income individuals and households, in compliance with applicable HUD and DHCD regulations pertaining to affordability, for the longest period allowed by law. The affordable housing restriction shall run with the land, shall be enforceable under the provisions of M.G.L. chapter 184, sections 26, 31 and 32, and shall be executed and recorded against the subject parcel at the Southern Essex District Registry of Deeds.

3. Location and Comparability of Affordable Units:
 - A. Affordable units within a development project, or subdivision or other division of land, shall be physically integrated into the overall development and, if applicable, shall be dispersed throughout a multi-family structure so that no single building or floor therein has a disproportionate percentage of affordable units.
 - B. The affordable units shall be indistinguishable from market-rate units in exterior building materials and finishes, overall construction quality, and energy efficiency.
 - C. The number of bedrooms in affordable housing units shall be comparable to the bedroom mix in market-rate units in the development. Affordable units shall be similar in size (in gross floor area) to market-rate units of the same type; provided however, that the gross floor area of the affordable units shall not be less than the minimum floor areas required by DHCD for units eligible for the subsidized housing inventory as Local Initiative Program (LIP) units as of the date of the original adoption of this section, which minimum floor areas are as follows:

<u>Unit Type</u>	<u>Minimum Floor Area (gross square feet)</u>
<u>Single Room Occupancy (common kitchen & bath)</u>	<u>250 s.f.</u>
<u>Studio Unit</u>	<u>375 s.f.</u>

<u>Efficiency Unit</u>	<u>450 s.f.</u>
<u>One-Bedroom</u>	<u>660 s.f.</u>
<u>Two-Bedroom</u>	<u>900 s.f.</u>
<u>Three-Bedroom</u>	<u>1,100 s.f.</u>

4. Selection Process: The selection of qualified purchasers or qualified renters shall be carried out under an affirmative fair housing marketing and resident selection plan submitted by the applicant, and approved by the permit-granting authority upon consultation with the Newburyport Affordable Housing Trust and the Office of Planning & Development. The plan shall comply with fair housing and non-discrimination laws as well as DHCD's LIP guidelines and Affirmative Fair Housing Marketing and Resident Selection Plan guidelines, as such laws and guidelines may be amended from time to time.
5. Project Phasing: The affordable units within a phased project shall be equally dispersed throughout the proposed number of phases, including the first phase. The affordable units within each project phase shall be completed and ready for occupancy at the same time as the market-rate units within the same project phase.

XXX-E - Methods of Providing Affordable Units.

1. Onsite Units: Construction of affordable units on the site of the project is the preferred approach to create affordable housing under this section.
2. Off-Site Units: The Planning Board may grant a Special Permit to allow the applicant to provide a portion or all of the required affordable units at an off-site location. In granting a Special Permit hereunder, the Planning Board may impose any conditions it deems necessary to assure compliance with this section. Prior to submitting a request to consider this alternative to providing required affordable units on-site, the applicant shall consult with the Newburyport Affordable Housing Trust regarding the proposed methods to satisfy the purpose and intent of this section.
 - A. Consultation with the Affordable Housing Trust: The applicant shall provide conceptual plans and documents detailing the proposed off-site units to ensure that they meet the criteria and regulations within this section. Within fourteen (14) days upon the conclusion of the Affordable Housing Trust's review of the alternative method(s), the Trust shall submit a report to the Planning Board stating its recommendations, if any, for the allowance of off-site units in place of on-site ones. The Planning Board shall not act upon an application until this recommendation is received or fourteen (14) days have passed, whichever occurs first.
 - B. Criteria for Off-Site Units: The Planning Board may allow the off-site affordable units to be located outside of the same neighborhood or zoning district as the proposed development project, or subdivision or other division of land. Likewise, the Planning Board may allow off-site affordable units to be located in an existing structure, provided that their construction constitutes a net increase in the number of affordable dwelling units contained in the structure. The number of off-site affordable units shall, at a minimum, be equal to that number of affordable units otherwise required to be provided on site. Any affordable units provided at an off-site location shall be compatible with the neighborhood in which they are sited, including design, architectural detail, scale, and massing. There shall be sufficient on-site parking, according to section VII of the Newburyport Zoning Ordinance to service each of the affordable units.

XXX-F - Building Permit and Occupancy Conditions.

1. Building Permit Conditions: All agreements with the City of Newburyport and other documents necessary to ensure compliance with this section shall be executed and delivered to the Office of Planning & Development prior to and as a condition of the issuance of any approval required to commence construction. The Building Inspector shall not issue a building permit with respect to any project or development subject to this article unless and until the Office of Planning & Development has verified, in writing, to the Building Inspector that all conditions of this section, including any conditions that may be established by the permit-granting authority in any decision or approval, have been met.
2. Occupancy Conditions: No Certificate of Occupancy shall be issued for any market-rate units in a development project, or subdivision or division, subject to this section until all affordable deed restrictions, agreements with the City of Newburyport, and other documents necessary to ensure compliance by the applicant with the requirements of this section have been executed and recorded. Certificates of Occupancy for any market-rate housing units shall be issued at an equal ratio to the certificates for occupancy for required affordable housing units, both on- and/or off-site units, for the entire project. If approved by the permit-granting authority, any donation of developable land to a designee accepted by the permit-granting authority, must be conveyed in fee simple title, or contracted for conveyance in fee simple, or in a manner acceptable to the permit-granting authority and the City Solicitor.

Councillor Robert J. Cronin

Councillor Jared J. Eigerman

In City Council June 26, 2017:

Motion to waive the rules, as the sponsoring councillor was not present, by Councillor Earls, seconded by Councillor Zeid. . Motion to amend by adding Councillor Cronin as co-sponsor, by Councillor Cronin, seconded by Councillor Zeid. So Voted. Motion to refer to Planning & Development and Committee of the Whole by Councillor Zeid, seconded by Councillor Tontar. So voted.

In City Council October 10, 2017:

Motion to remove from Planning & Development and Committee of the Whole by Councillor Cameron, seconded by Councillor Tontar. Motion to approve as amended by Councillor Cameron, seconded by Councillor Connell. Roll call vote, 11 yes. Motion passed.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 30, 2017

A ZONING ORDINANCE TO FORBID USE VARIANCES

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

APPENDIX A: ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

THAT subsection X-H.6.A of said Zoning Ordinance, entitled "Variances," be amended pursuant to section XII-B, entitled "Adoption and Amendment," to read as follows, with deletions ~~stricken-through~~ **and in bold**, and additions **double-underlined and in bold**.

6. Variances. [Variances from the provisions of this ordinance shall be subject to the following:]
 - A. The zoning board of appeals shall have the power, after giving appropriate public hearing notice as described in section X-H, and after holding said hearing within sixty-five (65) days after the zoning board of appeals receives the petition from the city clerk, to grant, upon appeal or upon petition, a variance, ~~including~~ **expressly excluding any** use variance, **notwithstanding anything in this ordinance to the contrary**, from the terms of this zoning ordinance where the zoning board of appeals finds that, owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located, a literal enforcement of the provisions of this ordinance would involve substantial hardship, financial or otherwise, to the petitioner or appellant, and that desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of this ordinance.

Councillor Jared Eigerman

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 24, 2017

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

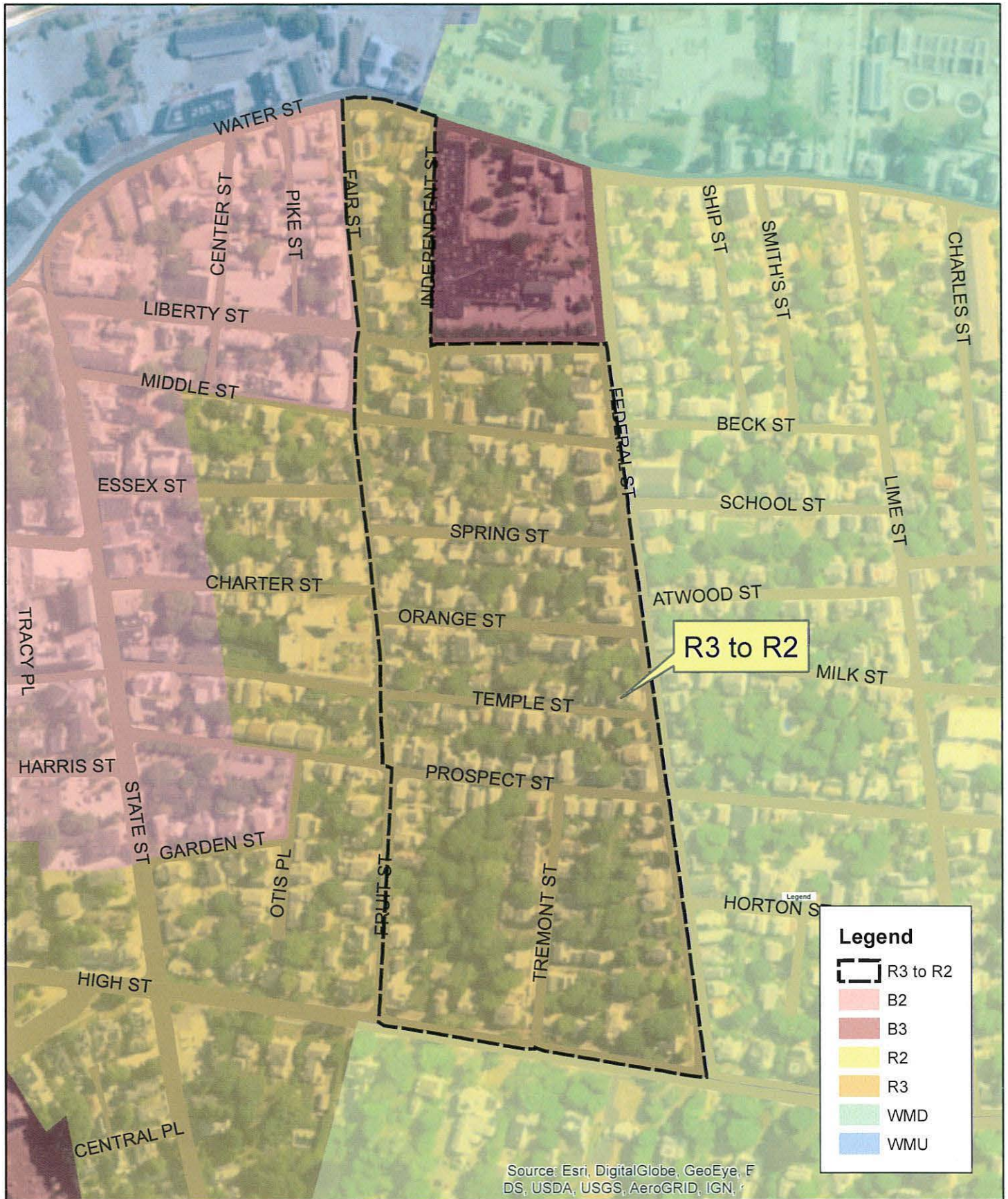
Be it ordained by the City Council of the City of Newburyport as follows:

APPENDIX A: ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

Section III-C -- Zoning map.

THAT the Zoning Map of said Zoning Ordinance entitled "Zoning Map of the City of Newburyport" be amended pursuant to Section III-D "Changes to Zoning Map" such that all parcels located within the following area of the City are changed from the Residential Three (R-3) District to the Residential Two (R-2) District, as depicted on the attached map entitled "Zoning Map Change - Proposed" prepared by the Office of Planning & Development, and dated October 30, 2017: the entire area bounded northwesterly by Fruit Street and Fair Street, northeasterly by Water Street, southeasterly by the Independent Street, and northeasterly by Liberty Street; and southeasterly by Federal Street and southwesterly by High Street, and expressly excluding those parcels currently located within the Business Three (B-3) District.

Councillor Gregory D. Earls



Zoning Map Change - Proposed

COMMITTEE ITEMS

NEIGHBORHOOD & CITY SERVICES

COMM080_06_26_17 Ltr re: Dedication of Public Space to Recognize Citizens

COMM090_08_14_17 Ltr re: Parking Garage

ODNC014_09_25_17 No Smoking at Certain Municipal Facilities (COTW)

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

UCS

Jared Eigerman
City of Newburyport
Newburyport, MA 01950

2017 JUN 19 AM 10:31

6/16/2017

Dear Councilor Eigerman.

We are asking the city to grant permission to dedicate a public space for two citizens who were instrumental in the rebirth of our city. Their hours of service and generosity to giving back to the rest of us is beyond measure.

John Bradshaw: John "Jack" Bradshaw's hard work includes leadership on the NRA, working with Mayor Matthews to restore rather than destroy the beautiful city we all enjoy today. More recent examples include being a founding member of the Downtown (NDET) Group and Inn St Fountain restoration and continuous funding of the Market Square rotary flowers. Jack's generosity and contributions to Newburyport have positively impacted all of us.

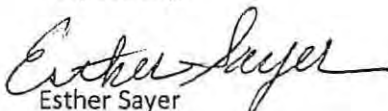
Jack Bradshaw
Market Square Island
<https://goo.gl/maps/p22F6iSKrDD2>

Jon Woodman: Jon created an architectural firm in the heart of the city during the planning of its rebirth. Jon's expertise helped tie together the vision of Mayor Matthews and Jack Bradshaw. Like Jack, Jon's dedication and generosity to Newburyport is endless.

Jon Woodman
20 Inn St.
<https://goo.gl/maps/KXzyU2j47HJ2>

We request honoring these two extraordinary individuals for making Newburyport a great place for the rest of us to call home.

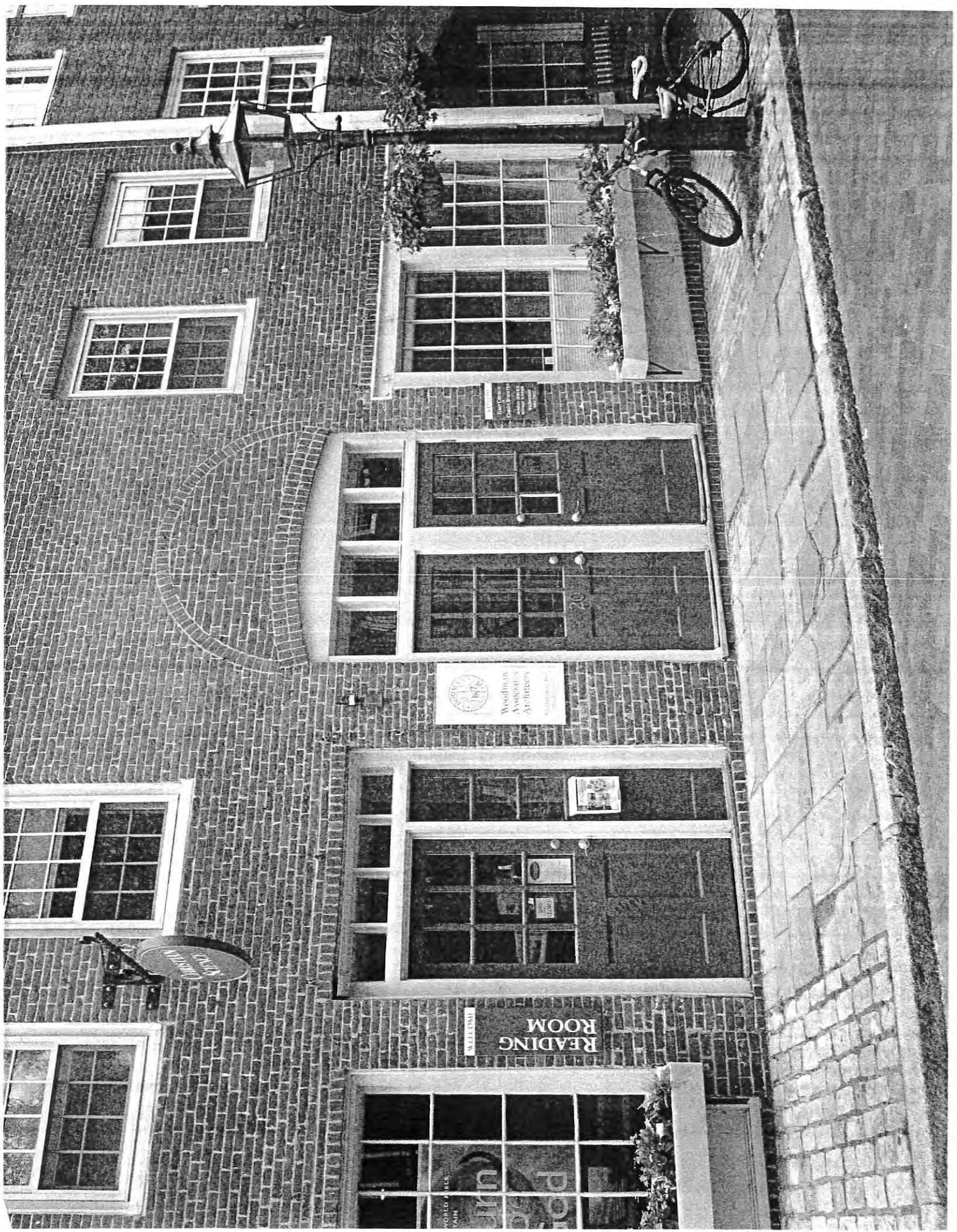
Respectfully,


Esther Sayer


William S. Ladas

(Possible dates for Jon and Jack's family for a dedication ceremony include: August 12 or 19/September 9 or 23. Jon and Jack do NOT know we are attempting to do this)





READING ROOM
WORLD FINEST FAIR

Woodman Association Address

WILSON

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2017 JUL 12 PM 2:46

MCS

City Council
City of Newburyport
60 Pleasant Street
Newburyport, MA 01950

July 12, 2017

Dear President O'Brien and honorable City Councilmen;

On behalf of the Ballot Petitioners' Committee, including 250 voters' signatures, and many hundreds more that are eager to sign for their right to Vote; I am kindly and respectfully asking that the City Council would adopt and vote **YES** on **ORDR044_07_13_17 Ballot Question – Parking Garage**. We are asking that the order would be Amended to a **BINDING** ballot question and placed on September 19, 2017 preliminary election.

Moreover, we are pleading that the Honorable Council would reject and vote **NO** on **ORDR045_07_13_17 Bond Order – Parking Garage** until the result of the Ballot vote is rendered by Newburyport Registered voters.

In a memo dated February 8, 2016 to your Honorable Council; City Planner Mr. Andy Port wrote "Over the past few decades numerous studies have been completed relative to the need for a new Parking structure which can provide additional downtown parking". Accordingly the City Council voted yes (10-1).

Most recently, on July 5, 2017 at the combined Planning Board and Newburyport Preservation Trust Meeting; Mr. Andy Port categorically stated that "We are not adding traffic or Parking to downtown This is ONLY to move parking from waterfront central parking". Thus, clearly contradicting the "purpose" of the garage stated in his February 8th memo to City Council a year earlier.

The aim of this letter is not to decipher the continued conflicting and misleading of Newburyport tax payers by the City Hall regarding the "GARAGE"; but to provide conclusive evidence that credibly negates and refutes their assertions that hundreds of cars are parked at NRA waterfront central parking year round.

Google Earth Pro satellite orbits Newburyport few times a year, and has provided several Aerial photos of the City of Newburyport over the past 15 years. Attached is a PDF of 18 photo samples of Google Earth Pro. These photos undoubtedly depict the exact number of cars parked in NRA waterfront Central lot at the orbiting date, and time. These dates vary from July to December, thus providing a more concise data than Mr. Burke's report of Downtown parking needs and calculations done in July over 2 days only! The NRA lot is constantly "less than 30% occupied" in each Satellite aerial photo. Simple calculations will render less than 50 cars parked

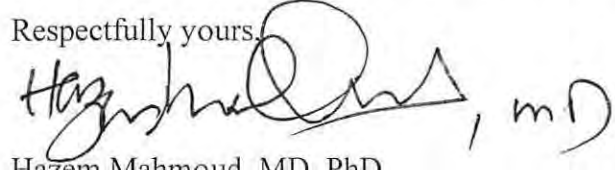
*Photos on file in Clerk's Office

which will cost Newburyport Taxpayers over 16 million to displace them to “the garage” according to Mr. Port’s latest alleged justifications.

However, any one who visits the board walk at any time of the year would immediately notice how many elderly, retirees, and disabled -- some in wheel chairs, and young ladies with toddlers in a stroller, and a dog or two on the leash are enjoying the park. Should we truly believe Mayor Holaday and Mr. Port intentions to remove all parking spaces from waterfront central to the Titcomb garage -- as most recently Echoed by NRA president; Mr. Bob Uhlig’s letter to the Daily News Editor on June 8-- how could we imagine the Hardship that will be endured by our most vulnerable residents frequently using the Board walk, and the Park.

It is clearly evident that the City Hall did not figure out how these special need residents will travel from the Titcomb garage to the waterfront in freezing winter cold, or in scorching summer heat. As a Pediatric Oncologist who cared for thousands of children with cancer; I humbly ask the Honorable Council to **“do NO harm”**, and protect our Special need friends, family and neighbors to have an easy access to Waterfront Central parking.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Hazem Mahmoud, MD, PhD". The signature is fluid and cursive, with the letters "H", "M", and "D" being particularly prominent and stylized.

Hazem Mahmoud, MD, PhD

52A ferry Road

Newburyport, MA 01950

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

September 25, 2017

AN ORDINANCE TO RESTRICT SMOKING AT CERTAIN MUNICIPAL FACILITIES

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

Chapter 8	Health and Sanitation
Article 1	In General
Section 8-1	No Smoking at Certain Public Facilities

THAT Article 1 of Chapter 8 of the Newburyport Code be amended to add a new Section 8-1, as follows, with deletions ~~double-stricken through~~, and additions double-underlined:

Sec. 8-1. – No Smoking at Certain Municipal Facilities

- (a) *Smoking Prohibited.* No person shall smoke nor shall any person be permitted to smoke in or at any of the following municipal facilities:
- (1) Within 10 (ten) feet of any portion of the Inn Street Playground (Map 004, Parcel 002)
 - (2) Within 10 (ten) feet of any portion of the Inn Street Fountain (Map 004, Parcel 030)
- (b) *Posting notice of prohibition.* Every board, commission, or officer having control of premises upon which smoking is prohibited by and under the authority of this section shall conspicuously display upon the premises "No Smoking" signs or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it).
- (c) *Violations and Penalties.* Any private individual who violates this chapter shall be subject to a fine of one hundred dollars (\$100). Each day a violation occurs will be considered a separate offense. As an alternative to initiating criminal proceedings, violations of this section may be enforced in the manner provided in MGL c.40, s. 21D. Any fines imposed under the provisions of this section shall inure to the city of Newburyport. For the purposes of this section, the following shall be enforcing officers: police officers; and employees of the health department, or their designees.

 Councillor Jared J. Eigerman

PLANNING & DEVELOPMENT COMMITTEE ITEMS

October 30, 2017

ODNC012_09_11_17 Zoning Amendment - Off-Street Parking Regulations (COTW)

ODNC013_09_11_17 Zoning - High Street Residential Districts (COTW)

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

SEPTEMBER 11, 2017

A ZONING ORDINANCE TO AMEND NEWBURYPORT'S OFF-STREET PARKING REGULATIONS

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

Amend existing Section VII-A – Off-Street Parking Regulations as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

VII-A. - Off-street parking regulations.

New uses or development: No use of any premises shall be authorized or extended and no building or structure shall be erected or enlarged, unless on-site or off-site parking is provided for such extension, erection, or enlargement, as provided herein. Any outdoor parking spaces shall be treated with a surface binder, gravel or crushed stone surface. Except as otherwise provided under section XXIV or, alternatively, through a special permit from the city council as set forth below, all parking spaces shall be provided as follows:

- (1) For non-residential uses parking spaces may be (i) on site; (ii) off-site within a private parking lot or a private parking structure within ~~300~~600 feet of the principal building, structure or use on the premises, by right with evidence of lease or easement of the minimum duration, as provided below; or (iii) off-site within a municipal parking lot within ~~three hundred (300)~~600 feet of the principal building, structure or use on the premises by special permit from the planning board with payment into the intermodal transportation improvement fund (ITIF), as provided below; or (iv) by special permit from the city council, off-site within a municipal parking structure within five hundred (500) feet of the principal building, structure or use on the premises.
- 2) For residential uses parking spaces may be (i) on-site; (ii) off-site within a private parking lot or a private parking structure within ~~three hundred (300)~~six hundred (600) feet of the principal building, structure or use on the premises, by right with

evidence of lease or easement of the minimum duration, as provided below; or (iii) ~~by special permit from the city council~~ within a municipal parking lot within ~~three hundred (300)~~ six hundred (600) feet of the principal building, structure or use on the premises by special permit from the planning board with payment into the ITIF, as provided below.

When a private lot or parking structure is proposed to satisfy the parking requirements, a recordable lease or easement ~~of adequate~~ with a term of least five (5) years in duration must be provided to the permit granting authority.

The foregoing provisions regarding off-site parking are summarized in the following table:

	Private Parking Lot	Private Parking Structure	Municipal Parking Lot	Municipal Parking Structure
Residential use (principal building, structure or use within three hundred (300) <u>six hundred (600)</u> feet)	By right, with evidence of lease or easement <u>of minimum duration</u>	By right, with evidence of lease or easement <u>of minimum duration</u>	Special permit from city council <u>planning board with payment into ITIF</u>	<u>Not Permitted</u>
Non-residential use (principal building, structure or use within three hundred (300) <u>six hundred (600)</u> feet)	By right, with evidence of lease or easement <u>of minimum duration</u>	By right, with evidence of lease or easement <u>of minimum duration</u>	By right <u>Special permit from planning board with payment into ITIF</u>	See below <u>Not Permitted</u>
Non-residential use (principal building, structure or use within five hundred (500)	NP	NP	NP	Special permit from city council

For the purposes of determining the distance requirement for off-street parking, the measurement shall be taken in a straight line from the appropriate lot line of the off-street parking lot or parking structure to a pedestrian entrance to the associated principal building, structure or use on the premises.

In the event a development of more than one building is comprised of more than one use, the parking requirement shall be the sum total of the requirements for the individual uses; however, "shared" reduced parking requirements may be allowed by a special permit granted

by the planning board for uses having different peak times of parking demand requirements as determined based on the report of a traffic engineer engaged by the applicant and approved by the planning board.

Dimensional requirements: Exclusive of driveways or aisles, an area consisting of eighteen (18) feet by nine (9) feet shall be considered as one off-street parking space. The minimum aisle width for ninety-degree parking shall be twenty-four (24) feet for two-way traffic. Angle parking shall require a one-way traffic aisle with an eighteen-foot aisle width for sixty-degree parking and thirteen (13) feet for forty-five-degree parking.

Use of municipal lots or structures: ~~The city council~~ planning board shall act as special permit granting authority (SPGA) for the purposes of permitting use of municipal parking lots for residential ~~uses or municipal parking structures for qualified~~ and non-residential uses to provide required off-street parking. ~~The provisions of this section shall take effect upon completion of construction of a municipal parking structure.~~

The use of municipal parking lot(s) is permitted for all residential and non-residential uses ~~that are allowed by right to provide required off-street parking by special permit from the planning board and payment into the ITIF, as provided below.~~ The use of a municipal parking structure(s) ~~for residential uses excepting hotel/innto provide required off-street parking~~ is not permitted. The special permit for use of a municipal parking ~~structure~~ lot(s) shall require both compliance with the requirements of the ~~ITIF intermodal transportation improvement fund (ITIF)~~ and a determination that the requested use is essential and/or desirable to the public convenience or welfare.

Intermodal transportation improvement fund (ITIF): ~~The City hereby creates~~ Within the business II, III, and WMU district, the city's policy shall be to create a dedicated municipal revenue fund whose purpose is to provide for necessary funding to support transportation related improvements that are necessitated by use of municipal parking ~~structures~~ lots by residential and non-residential uses. The improvements necessitated by such uses are intended: to increase the supply of available public parking spaces which would otherwise be available if not for use of the municipal parking ~~structures~~ lots by such non-residential users; to allow for related improvements that are necessitated by the use of municipal parking ~~structures~~ lots by such non-residential users; and to pay for increases in the cost of operating and maintaining municipal parking ~~structures~~ lots which said costs can be directly attributed to the use of the municipal parking ~~structures~~ lots by such non-residential users. It is intended that all property owners ~~within these districts~~ that request a special permit from the SPGA to utilize a municipal parking ~~structure~~ lot(s) to meet their off-street parking requirements shall meet the requirements of this section.

Recognizing the particular intermodal transportation and parking needs of ~~these~~ the relevant districts, the SPGA may allow an unmet parking need credit (UPNC) to be applied and deposited in the ITIF as a method of meeting the parking requirements of section VII for non-residential uses. As provided in this section, the UPNC may only be requested by a property owner of a residential or a non-residential use within ~~five hundred (500)~~ six hundred (600) feet of an off-street municipal parking ~~structure(s)~~ lot(s). Applications shall be

administered by the SPGA as part of the special permit process and calculated using the table listed in the intermodal transportation improvement fund.

To calculate this credit, any unmet parking need shall be calculated by multiplying the required unmet parking need by a rate of ~~five thousand dollars (\$5,000.00)~~ seven thousand five hundred dollars (\$7,500) per space in a municipal parking lot. Prior to the issuance of a building permit, the resulting dollar amount shall then be deposited in the ITIF. The ITIF shall be used ~~within the districts~~ to provide support for transportation related improvements cited above, operations and shall be controlled and administered by the city council. The use of funds collected under this ITIF limited to the above noted improvements or such other improvements that are directly necessitated by use of municipal parking structures by residential or non-residential uses to provide required off-street parking.

Councillor Jared J. Eigerman

Councillor Edward C. Cameron, Jr.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

September 11, 2017

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

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

APPENDIX A: ZONING ORDINANCE OF THE CITY OF NEWBURYPORT

Section II-B – Definitions.

THAT section II-B be amended by adding a new subsection II-B.17a, as follows, with deletions ~~double~~ ~~stricken through~~, and additions double-underlined:

17a. Existing building alignment. The distance between the street line and the face of the building which, as measured by lot widths along said street line, occurs most frequently. The method for making this calculation shall be as follows:

(1) For each developed lot on the same side of the same street the distance between the street line and the nearest building is measured. The measurement is rounded off to the nearest half foot if the said buildings are attached and to the nearest foot if the said buildings are detached. The width of each lot is then measured. These measurements may be scaled off from a reliable plan or map.

(2) The widths of all lots with the same front yard depth are added up.

(3) The front yard depth with the largest total width is the minimum front yard depth for the block. If two or more front yard depths have equal lot widths, the one closest to the required front yard shall be the minimum front yard depth.

The existing building alignment may also be referred to as the modal front yard depth.

In a block in which there is a uniform or dominant building line at the upper story level that differs from the modal front yard depth because of ground floor projections, no structure in excess of one story shall be built between the minimum front yard depth and the faces of abutting buildings at the upper story levels.

Section III-A - Establishment of districts.

THAT the table entitled "Full Name and Class" of section III-A be amended by adding two new rows after the current first row, as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

<u>High Street Residential A</u>	<u>HSR-A</u>
<u>High Street Residential B</u>	<u>HSR-B</u>

Section III-B – Description of districts.

THAT section III-B be amended by adding two new paragraphs after the current third paragraph, as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:

HSR-A high street residential district A. The High Street Residential District-A is composed of all that area so designated on the official zoning map, on the southwesterly side of High Street, between the city boundary with the Town of Newbury and State Street. The predominant uses are intended to be single-family and two-family homes on lots of one-and-one-half (1½) acre, set back from High Street. Uses that would detract from the desired residential character, and uses that would otherwise interfere with the intent of this ordinance, are prohibited

HSR-B high street residential district B. The High Street Residential District-B is composed of all those areas so designated on the official zoning map, on the southwesterly side of High Street, between the Clipper City Rail Trail and Storey Avenue. The predominant uses are intended to be single-family and two-family homes on lots of three-quarters ($\frac{3}{4}$) of an acre, set back from High Street. Uses that would detract from the desired residential character, and uses that would otherwise interfere with the intent of this ordinance, are prohibited

Section III-C -- Zoning map.

THAT the Zoning Map of said Zoning Ordinance entitled "Zoning Map of the City of Newburyport" be amended pursuant to Section III-D "Changes to Zoning Map" such that all the following parcels are changed from "Residential Two" to "High Street Ridge Residential District-A," and "High Street Ridge Residential District-B," respectively, as depicted on the attached map entitled "Zoning Map Change - Proposed," prepared by the Office of Planning & Development, and dated September __, 2017:

- HSR-A:
 - Assessor's Map 33, Lots 1 through 32, 33, and 34 through 43, and expressly excluding Lots 32-A, 32-B, 32-C, 32-D, 32-E, and 32-F.
- HSR-B:
 - Assessor's Map 37, Lots 1-C, 2 through 8, and 10 through 13.
 - Assessor's Map 38, Lots 38-A/C and 43-A/B.
 - Assessor's Map 39, Lots 60 through 63, and Lots 113 through 115.
 - Assessor's Map 40, Lots 17 through 19-A, and Lots 48 through 51.

- o Assessor’s Map 42, Lots 41-A/B through 43, Lots 48 through 51-A/C, Lot 55, Lots 58 through 59, Lots 84 through 88, Lot 113, and Lot 123.

Section V-D – Table of use regulations.

THAT the table entitled “Table of Use Regulations” of section V-D be amended to add a new column entitled “HSR-A and HSR-B” after the third column.

The following uses shall be Permitted (P) in the HSR-A and HSR-B districts, and so indicated in said table:

- Single-family (101)
- Church (201)
- Schools (public) (202)
- U.S. post office (206)
- Library/museum (212)
- Private education (213)
- Private education residence (214)
- Agricultural (301 through 304)
- Park/playground (306)
- Home occupation (417A)

The following uses shall be permitted by Special Permit (SP) in the HSR-A and HSR-B districts, and so indicated in said table:

- Two-family (102)
- Congregate elderly housing (108)
- In-law apartment (109)
- Nursery school/day care (408)
- Home occupation (417B)
- Transformer/pumping station (614)

All other uses shall be Not Permitted (NP) in the HSR-A and HSR-B districts, and so indicated in said table.

Section VI-A – General regulations.

THAT the table entitled “Table of Dimensional Requirements” of section VI-A be amended add dimensional requirements for the HSR-A and HSR-B districts, as follows, with deletions ~~double-stricken~~ through, and additions double-underlined:

Use	Num.	District	Lot Area	Street Frontage	Height	% Lot Cov.	Open Space	Yard Requirements		
								Front	Side	Rear
Single-family	101	HSR-A	60,000	100	35	12	85%	75*	25	300

	101	HSR-B	30,000	75	35	15	70%	30*	20	50
Two-family	102	HSR-A	60,000	100	35	12	85%	75*	25	300
	102	HSR-B	30,000	75	35	15	70%	30*	20	50
Congregate elderly housing	108	HSR-A	60,000	100	35	12	85%	75*	25	300
	108	HSR-B	30,000	75	35	15	70%	30*	20	50
In-law apartment	109	HSR-A	60,000	100	35	12	85%	75*	25	300
	109	HSR-B	30,000	75	35	15	70%	30*	20	50
Church	201	HSR-A	60,000	100	35	12	85%	75*	25	300
	201	HSR-B	30,000	75	35	15	70%	30*	20	50
Schools (public)	202	HSR-A	60,000	100	35	12	85%	75*	25	300
	201	HSR-B	30,000	75	35	15	70%	30*	20	50
Library/museum	212	HSR-A	60,000	100	35	12	85%	75*	25	300
	212	HSR-B	30,000	75	35	15	70%	30*	20	50
Private education	213	HSR-A	60,000	100	35	12	85%	75*	25	300
	213	HSR-B	30,000	75	35	15	70%	30*	20	50
Private education residence	214	HSR-A	60,000	100	35	12	85%	75*	25	300
	214	HSR-B	30,000	75	35	15	70%	30*	20	50
Nursery school/day care	408	HSR-A	60,000	100	35	12	85%	75*	25	300
	408	HSR-B	30,000	75	35	15	70%	30*	20	50

* If at any time, in the same block as a lot required by this section to have a minimum front yard, there exist two or more buildings fronting on the same side of the same street as such lot, instead of the minimum front yard depth specified in the table, the minimum front yard depth shall be in conformity with the existing building alignment of the block.

Jared J. Eigerman

Edward C. Cameron, Jr.

PUBLIC SAFETY COMMITTEE ITEMS
October 30, 2017

- **COMM095_08_14_17** Newburyport River Run - 5/6/18
- **COMM112_10_10_17** Walk MS: Newburyport – 4/28/2018
- **ORDR054_10_10_17** Stop Intersection - Marlboro and High Street
- **ORDR055_10_10_17** No Parking - 59th Street
- **ODNC016_10_10_17** Update Rules for Special Events

RECEIVED
CLERK'S OFFICE
NEWBURYPORT, MA
Tel. _____ Fax. _____
NEWBURYPORT SPECIAL EVENT APPLICATION

ps

2017 AUG 8 11:12 AM
(For Parades, Road Races, and Walkathons Only - Please complete page 3 of this application)

NAME OF EVENT: THE NEWBURYPORT RIVER RUN 1/2 MARATHON + 5K

Date: MAY 6th, 2018 Time: from 9:15 to 1:00

Rain Date: _____ Time: from _____ to _____

2. Location: CASHMAN PARK

3. Description of Property: _____ Public Private _____

4. Name of Organizer: JULIE BOKAT / JEAN CARTER City Sponsored Event: Yes _____ No _____
Contact Person

Address: 75 MERIDIAN ST Telephone: 978-270-0020

E-Mail: JJC@FULLTRAININGSTUDIO.COM Cell Phone: 617-694-5489

Day of Event Contact & Phone: 617-694-5489

5. Number of Attendees Expected: 1000

6. MA Tax Number: _____

7. Is the Event Being Advertised? YES Where? ACTIVE.COM

8. What Age Group is the Event Targeted to? 12 - ADULTS

9. Have You Notified Neighborhood Groups or Abutters? Yes No _____, Who? _____

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

A. Vending: Food Beverages Alcohol Goods _____ Total # of Vendors 12

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

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

Name of Carnival Operator: _____

Address: _____

Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes No _____

If yes:

- a) How many trash receptacles will you be providing? 8 w/ A DUMPSTER
- b) How many recycling receptacles will you be providing? 8
- c) Will you be contracting for disposal of : Trash Yes No Recycling Yes No
 - i. If yes, size of dumpster(s): Trash 1 SMALL Recycling _____
 - ii. Name of disposal company: Trash MELLO Recycling _____
 - iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes _____ No _____
 - iv. If no, where will the trash & recycling be disposed ? _____

If no:

- a) # of trash container(s) to be provided by DPS _____
- b) # of recycling container(s) to be provided by Recycling Office 6
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City of Newburyport.

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

20 Standard # 1 ADA accessible

Name of company providing the portable toilets: WILKINSON & SON

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____

ROAD RACE _____

WALKATHON _____

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

FUEL TRAINING STUDIO

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

JULIE BOKAT / JEAN CAUTER

75 MERRIMAC ST.

NEWBURYPORT MA 01950

617-694-5489 JULIE

978-270-0020 JEANNE

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

SAME AS ABOVE

4. Date of Event: MAY 10th, 2018 Expected Number of Participants: 1000

5. Start Time: 9:15 Expected End Time: 1:00

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

7. Locations of Water Stops (if any): ON MAP

8. Will Detours for Motor Vehicles Be Required? _____ If so, where? _____

9. Formation Location & Time for Participants: 9:00 AM MERRIMAC ST.

10. Dismissal Location & Time for Participants: 9:15 AM

11. Additional Parade Information:

• Number of Floats: _____

• Locations of Viewing Stations: _____

• Are Weapons Being Carried: Yes _____ No _____

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

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL _____ 4 Green St.

FIRE CHIEF _____

Christopher Blawie

0 Greenleaf St.

DEPUTY DIRECTOR [Signature] 16A Perry Way

CITY CLERK _____

[Signature]

60 Pleasant St.

(NOTE dt. SIEMASKO (Hr.))

DEPARTMENT APPROVAL (for Committee Member use only):

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

Approval Required	Date: _____	Signature _____	
___	1. Special Events:	_____	
___	2. Police:	_____	
	Is Police Detail Required:	_____	# of Details Assigned: _____
___	3. Traffic, Parking & Transportation:	_____	
___	4. ISD/Health:	_____	
___	5. Recycling:	_____	
___	6. ISD/Building:	_____	
___	7. Electrical:	_____	
___	8. Fire:	_____	
	Is Fire Detail Required:	_____	# of Details Assigned: _____
___	9. Public Works: <i>Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply</i>		
	<input type="checkbox"/> Yes: \$ _____ due on _____	<input type="checkbox"/> No Fee for Special Events applies	
	Other requirements/instructions per DPS _____		
___	10. Recreation Department:	_____	
___	11. License Commission	_____	

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

Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.

- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

13-101 Enforcement

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

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

Signed: _____

Date: _____

7/5/17

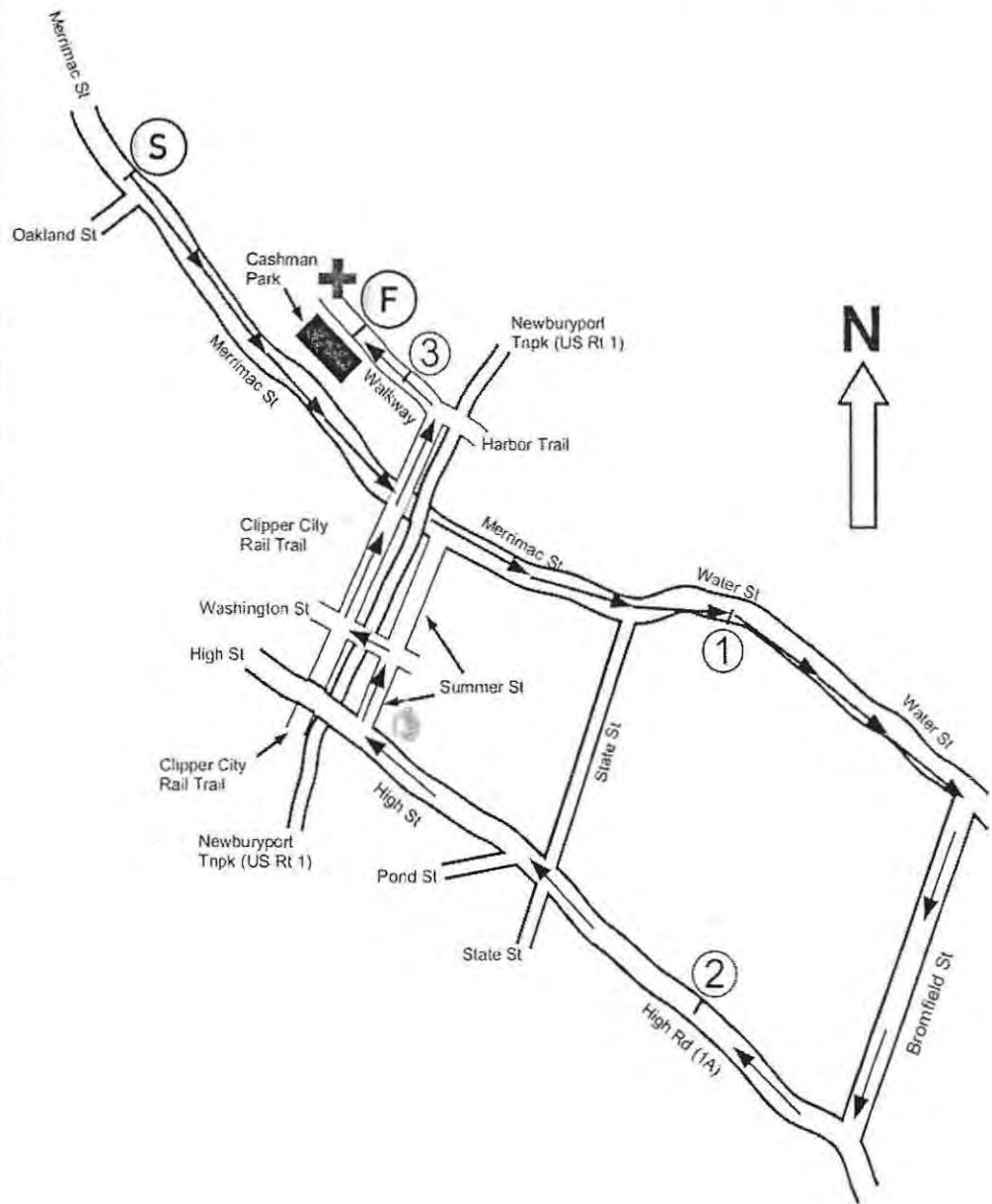
newburyport Javelin 13.1 & 5K

USATF Certificate MA15007BK
Effective Nov 27, 2015 - Dec 31, 2025

Start Detail



Finish Detail



①—③ MILE MARKERS

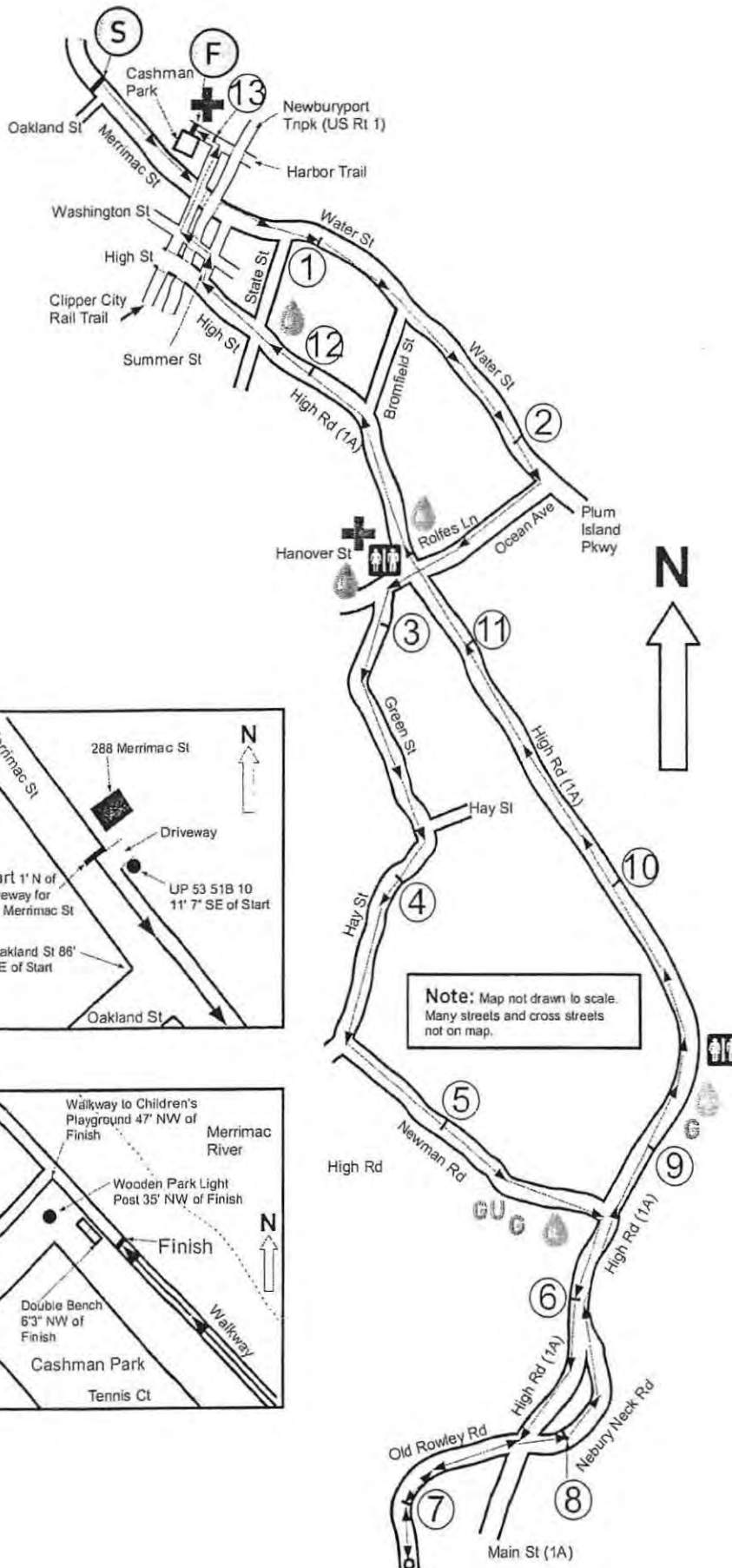
RED CROSS +
Finish line, Cashman Park

WATER STAND 🍷
Mile 2.25 High St.

newburyport

13.1 & 5K

USATF Certificate MA15008BK
Effective Nov 27, 2015 - Dec 31, 2025



Note: Map not drawn to scale.
Many streets and cross streets
not on map.

① - ⑬ MILE MARKERS

RED CROSS +

Finish line, Cashman Park
Corner of Hanover St. and High Rd.

WATER STANDS

- Mile 2.75 Corner of High Rd. and Hanover St.
- Mile 5.8 Corner of High Rd. and Newman Rd.
- Mile 9 High Rd.
- Mile 11.25 Corner of High Rd. and Rolfes Lane
- Mile 12 High Rd.

RELIEF STOPS

- Mile 2.75 Corner of High Rd. and Hanover St.
- Mile 9 High Rd.
- Mile 11.25 Corner of Hanover St. and High Rd.

GU

- Mile 5.5 Newman Rd.

GATORADE

- Mile 5.5 Newman Rd.
- Mile 9 High Rd.



CITY OF NEWBURYPORT

POLICE DEPARTMENT

MARK MURRAY
CITY MARSHAL

RICHARD J. SIEMASKO
SENIOR LIEUTENANT

4 GREEN ST
NEWBURYPORT, MA
01950

TEL: 978-462-4411

To Whom it May Concern,

Regarding the Fuel ½ Marathon and 5k I cannot approve the application.

Having 2 races go through the downtown and later State and High St's cause major traffic congestion and delays.

Especially a ½ Marathon which goes through State and High near the end of the race, it is necessary to hold up traffic for extended lengths of time causing traffic to back up significantly. Traffic cannot be detoured as there is no re-routing option.

The only way to deal with this traffic is to stop it and only allow traffic to proceed when gaps in the runners occur.

The out and back section on Olde Rowley Rd is also concerning. The lead motorcycle had great difficulty negotiating this section last year as he was leading the race back into the race. The road is quite narrow and the number of runners exceeds the capacity of the road.

I highly recommend that the race organizers find an alternate route which takes the runners away from the congested areas of the City, not directly into them.

These are not new concerns. These were all made to race organizers 2 years ago. The race organizers have failed to address any of my concerns or take any corrective action.

Sincerely,

Richard J. Siemasko
Senior Lieutenant

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

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

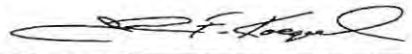
PRODUCER Eastern Insurance Group LLC 233 West Central St Natick MA 01760		CONTACT NAME: Alex Campbell PHONE (A/C, No, Ext): 978-225-6361 E-MAIL ADDRESS: acampbell@easterninsurance.com FAX (A/C, No):	
INSURED Fuel Training Studio 75 Merrimac Street Newburyport MA 01950		INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Insurance Company INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** 17 GL **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			PHPK1650824	6/25/2017	6/25/2018	EACH OCCURRENCE \$ 100000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100000 MED EXP (Any one person) \$ 1000 PERSONAL & ADV INJURY \$ 100000 GENERAL AGGREGATE \$ 200000 PRODUCTS - COMP/OP AGG \$ 200000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB OCCUR CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			N/A			<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 City of Newburyport is additional insured with respect for General Liability if required by written permit, contract or agreement.

CERTIFICATE HOLDER City of Newburyport City Hall, PO Box 550 Newburyport, MA 01950	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE John Koegel/SCAMPB 
--	--

NEWBURYPORT SPECIAL EVENT APPLICATION

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

PS

Tel.

Fax.

(For Parades, Road Races and Walkathons Only - Please complete page 3 of this application) 7017 SEP 20 AM 10:26

NAME OF EVENT: Walk MS: Newburyport

Date: 4.28.18 Time: from 10am to 2pm

Rain Date: N/A Time: from _____ to _____

2. Location: Newburyport High School

3. Description of Property: High School Public Private _____

4. Name of Organizer: Emily Christian City Sponsored Event: Yes _____ No

Contact Person

Address: 101a 1st Ave Suite 6 Waltham, MA 02451 Telephone: 781-693-5154

E-Mail: emily.christian@nmss.org Cell Phone: 434-426-4299

Day of Event Contact & Phone: Danielle Parnessa 978-729-4240

5. Number of Attendees Expected: 750

6. MA Tax Number: 13-5661935

7. Is the Event Being Advertised? Yes Where? Online

8. What Age Group is the Event Targeted to? All ages

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

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

A. Vending: Food _____ Beverages _____ Alcohol _____ Goods _____ Total # of Vendors _____

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

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

Name of Carnival Operator: _____

Address: _____

Telephone: _____

D. Organizer is responsible for clean-up during and after event. All trash must be collected and removed from event location immediately at the end of the event unless prior written agreement had been made with the Department of Public Services (DPS).

Will you be conducting the clean-up for this event? Yes No _____

If yes:

- a) How many trash receptacles will you be providing? 6
- b) How many recycling receptacles will you be providing? Trashbags
- c) Will you be contracting for disposal of: Trash Yes ___ No Y Recycling Yes ___ No X
- i. If yes, size of dumpster(s): Trash ___ Recycling ___
- ii. Name of disposal company: Trash ___ Recycling ___
- iii. If no, will you remove trash & recycling with organizers' cars or trucks? Yes X No ___
- iv. If no, where will the trash & recycling be disposed? Waltham, MA

If no:

- a) # of trash container(s) to be provided by DPS ___
- b) # of recycling container(s) to be provided by Recycling Office ___
- c) \$45.00/hr/DPS employee charge must be paid by the organizer to DPS in advance of the event (Fee for Special Events). The hours required for the event will be determined by DPS.

All fees must be paid prior to the event. Check or money order is payable to the City of Newburyport.

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

4 Standard # 2 ADA accessible

Name of company providing the portable toilets: United Site Services

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE _____ WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon: National MS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian
101a 1st Ave Suite 6 Waltham, MA 02451 781-683-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Paonessa
101a 1st Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4-28-18 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):
High St, Ashland St, Merrimac St, Water St, Marlboro St

7. Locations of Water Stops (if any): Joppa Flats ? Cashman Park

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

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A
- Number of Floats: _____
 - Locations of Viewing Stations: _____
 - Are Weapons Being Carried: Yes _____ No _____
 - Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL RLCR 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK [Signature] 60 Pleasant St.

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE _____ WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon:
National MS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian
101a 1st Ave Suite 6 Waltham, MA 02451 781-683-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Pagnesso
101a 1st Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4-28-18 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):
High St, Ashland St, Merrimack St, Water St, Marlboro St

7. Locations of Water Stops (if any): Joppa Flats ? Cashman Park

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

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A
- Number of Floats: _____
 - Locations of Viewing Stations: _____
 - Are Weapons Being Carried: Yes _____ No _____
 - Are Marshalls Being Assigned to Keep Parade Moving: Yes _____ No _____

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL _____ 4 Green St. FIRE CHIEF _____ 0 Greenleaf St.

DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

FOR PARADE, ROAD RACE AND WALKATHON EVENTS ONLY

PARADE _____ ROAD RACE _____ WALKATHON X

1. Name of the Group or Person Sponsoring the Road Race, Parade, Walkathon
National MS Society

2. Name, Address & Daytime Phone Number of Organizer: Emily Christian
101a 1st Ave Suite 6 Waltham, MA 02451 781-483-5154

3. Name, Address & 24/7 Telephone Number of Person Responsible for Clean Up Danielle Parnessa
101a 1st Ave Suite 6 Waltham, MA 02451 978-729-4260

4. Date of Event: 4-28-18 Expected Number of Participants: 750

5. Start Time: 10am Expected End Time: 2pm

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route):
High St, Ashland St, Merrimac St, Water St, Marlboro St

7. Locations of Water Stops (if any): Joppa Flats ? Cushman Park

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

9. Formation Location & Time for Participants: Newburyport High School 10am

10. Dismissal Location & Time for Participants: Newburyport High School 2pm

11. Additional Parade Information: N/A

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

APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY.

CITY MARSHAL _____ 4 Green St. FIRE CHIEF (Signature) 0 Greenleaf St.
DEPUTY DIRECTOR _____ 16A Perry Way CITY CLERK _____ 60 Pleasant St.

DEPARTMENT APPROVAL (for Committee Member use only):

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

Approval Required	Date: _____	Signature _____
_____	1. Special Events:	_____
_____	2. Police:	_____
	Is Police Detail Required: _____	# of Details Assigned: _____
_____	3. Traffic, Parking & Transportation:	_____
_____	4. ISD/Health:	_____
_____	5. Recycling:	_____
_____	6. ISD/Building:	_____
_____	7. Electrical:	_____
_____	8. Fire:	_____
	Is Fire Detail Required: _____	# of Details Assigned: _____
_____	9. Public Works: Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply	
	<input type="checkbox"/> Yes: \$ _____ due on _____	<input type="checkbox"/> No Fee for Special Events applies
	Other requirements/instructions per DPS _____	
_____	10. Recreation Department:	_____
_____	11. License Commission	_____

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

Limitations

- (a) *"Procedure"* All road racing, walkathon, bicycle, or swimming events shall, through that event's organizer, board of directors, charity foundation or designee apply for authorization to hold the event through the Office of the City Clerk. The City Clerk upon review of the completed form will place the application on the regular City Council agenda. Upon following the procedures of the Council, as deemed appropriated in the sole judgment of the Council, the application will be considered approved if the Council votes favorably by majority. The event will name one person responsible on the application and shall provide contact information to include name, address and telephone number.
- (b) *"Exemptions"* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (c) *"Course map"*, All applications shall be accompanied by a course map showing the event route, water stops, refreshment stops, and so-called "porta-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by Police, Fire, Department of Public Services, Parks Commission and Harbormasters Departments prior to submission to the City Clerk.
- (d) *"Electronic Amplifier"* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 A.M. except for Sundays when electronic amplifiers, loud speakers or bullhorns will be used for public address announcements or music before 9:00 AM. This shall be deemed a requirement for all permitted events regardless of type or location.

- (e) *"Road Closure"* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents ten (10) days in advance that neighborhood roads will be closed if no alternate route is available to those residents.
- (f) *"Insurance"* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (g) *"Event termination"* If in the judgment of the City Marshal, Fire Chief or Department of Public Services (DPS) Director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the Harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (h) *"Event and traffic Security"* The City Marshal, Fire Chief, DPS Director or in the case of a triathlon, the Harbormaster can require special duty personnel to oversee the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (i) *"Clean-up"* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

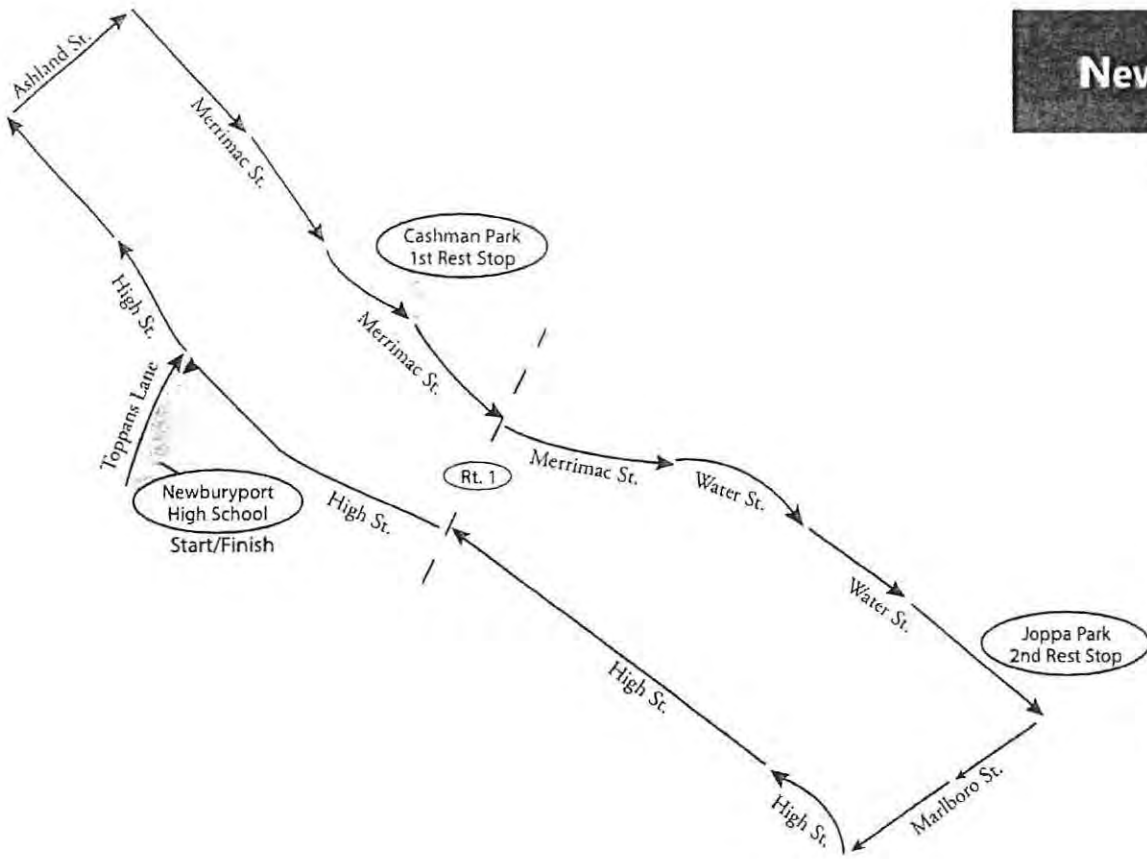
13-101 Enforcement

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

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

Signed:  Date: 9.21.17

Newburyport

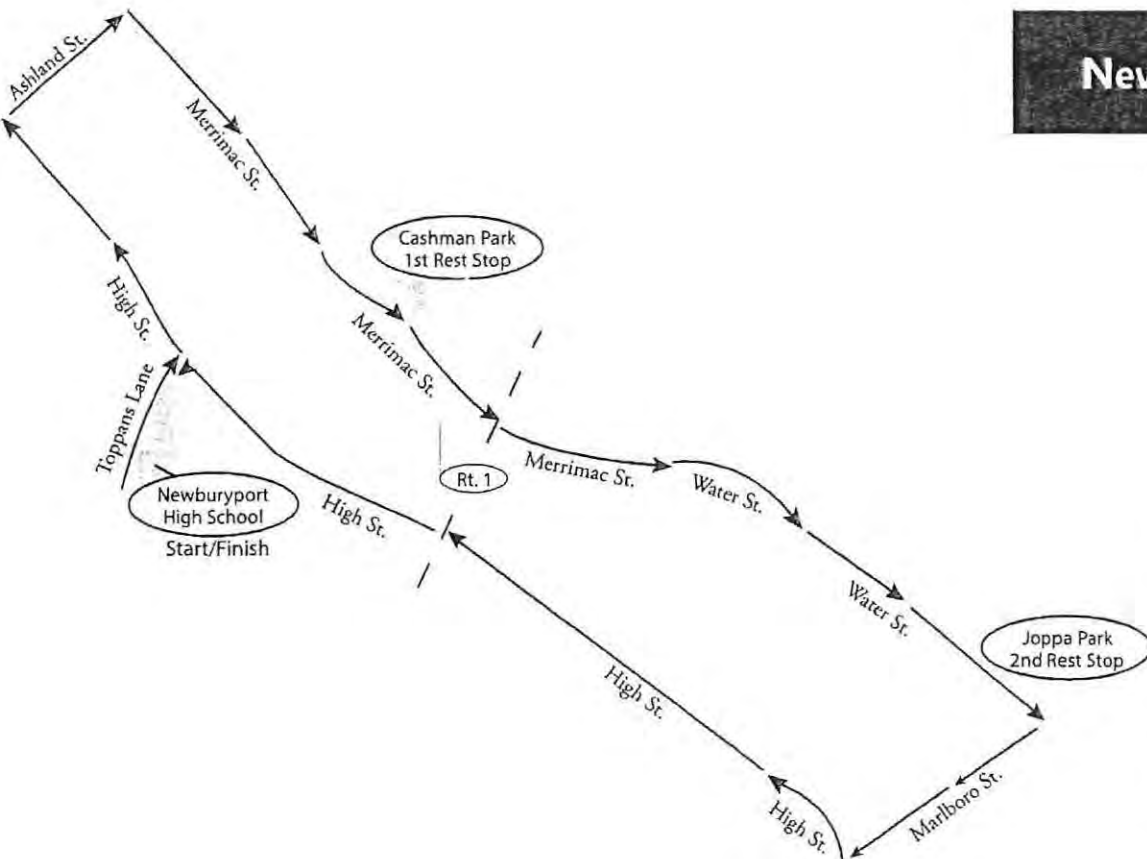


Walk

presented locally by

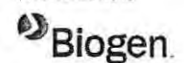


Newburyport



Walk

presented locally by



Walk MS Newburyport

Start/End Point:
Newburyport High School
241 High Street
Newburyport, Mass.

1. Exit the Highschool via Toppans Lane
2. Left onto High Street
3. Right onto Ashland Street
4. Right onto Merrimac St
5. Cross road at crosswalk at corner of Merrimac and Broad Streets
6. REST STOP 1 – Cashman Park
7. Exit Cashman Park and continue on Merrimac Street
8. Merrimac Street becomes Water Street
9. REST STOP 2 – Joppa Flats
10. Right onto Marlboro Street
11. Right onto High Street
12. Continue on High Street
13. Enter Highschool Via Toppans Lane

Walk MS Newburyport

Start/End Point:
Newburyport High School
241 High Street
Newburyport, Mass.

1. Exit the Highschool via Toppans Lane
2. Left onto High Street
3. Right onto Ashland Street
4. Right onto Merrimac St
5. Cross road at crosswalk at corner of Merrimac and Broad Streets
6. REST STOP 1 – Cashman Park
7. Exit Cashman Park and continue on Merrimac Street
8. Merrimac Street becomes Water Street
9. REST STOP 2 – Joppa Flats
10. Right onto Marlboro Street
11. Right onto High Street
12. Continue on High Street
13. Enter Highschool Via Toppans Lane

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Ameriprise Blue Cross Blue Shield of VT Burns & McDonnell Salem Five
 Home Healthsmith LLC Reliant Medical Norton Insurance
 NORTRAX/John Deere DJ Mark Watson Knight Productions

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PRESENTED LOCALLY BY



















Ameriprise Blue Cross Blue Shield of VT Burns & McDonnell Salem Five
 Home Healthsmith LLC Reliant Medical Norton Insurance
 NORTRAX/John Deere DJ Mark Watson Knight Productions

ps

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 10th, 2017

THAT the City Council of the City of Newburyport hereby orders, pursuant to Code Section 13-136, that the following streets shall be designated as stop intersections:

Street: Marlboro Street

Intersection: Southwesterly drivers at the intersection of Marlboro Street and High Street

Furthermore, the City Clerk shall add this stop intersection to the public list available in the Clerk's office. This list shall be updated and posted on the City of Newburyport website.

Councillor Sharif I. Zeid

PS

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

October 10, 2017

THAT the City Council of the City of Newburyport hereby orders, pursuant to Code Section 13-166, that no person shall park any vehicle on the following streets or portions thereof as follows:

Street: 59th St.

Restriction: 59th St, Northwesterly Side of the street, from the vehicular end point of 59th street (as accessed from Northern Blvd) to a point 20' towards Northern Blvd. No Parking Anytime.

Furthermore, the City Clerk shall add this restriction to the public list available in the Clerk's office. This list shall be updated and posted on the City of Newburyport website.

Councillor Sharif I. Zeid

CITY OF NEWBURYPORT



 IN CITY COUNCIL

ORDERED:

October 10th, 2017

AN ORDER RELATING TO UPDATING EVENT RULES:

BE IT ORDERED, that:

The following updates shall be made to Section 13-97 of the Newburyport Municipal Code
 Sec. 13-97. - Road races, walkathons, bicycle and other multidisciplined events.

- (a) *Short title.* This section may be cited as the "road races, walkathons and bicycle events."
- (b) *Purpose and intent.* The use of city streets and sidewalks for the purpose of road races, walkathons or bicycle tours are positive events that promote exercise, general good health and Newburyport as a destination. These events do from time to time create hardships, impacting neighborhoods and traffic. To create a balance between conflicting interests, by safeguarding participants, residents, visitors and the City of Newburyport, this section will define and codify the procedure for the benefit of all.
- (c) *Definitions.*
 - (1) *Road race.* A competitive or non-competitive running event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (2) *Walkathon.* A competitive or non-competitive walk event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (3) *Bicycle race.* A competitive or non-competitive bicycling event that utilizes the streets, sidewalks and/or crosses over streets or sidewalks within city limits and in which an entry fee is required or charitable donation is solicited or suggested.
 - (4) *Multidisciplined event.* A competitive or non-competitive event requiring or offering running, walking, biking, swimming or any combination thereof in which an entry fee is required or a charitable donation is solicited or suggested.
 - (5) *Event.* Any road race, walkathon, bicycle race, multi-disciplined event as defined above.
- (d) *Limitations.*
 - (1) *Procedure.* All events shall, through that event's organizer, board of directors, charity foundation or designee ("organizer") apply for city council authorization to hold the event through the office of the city clerk no later than sixty (60) days before the event's proposed date. There shall be a grace period through December 31, 2017, during which applications will be accepted beyond the prescribed due date. Prior to application with the city council, the event

shall file and receive approval from all applicable city departments, boards, and commissions. Copies of such approved applications, including along with documentation of any fees, donations, in-kind donations paid as part of said application(s), shall be included as part of the city council application.

The date of application is the date a completed application is submitted to the city clerk's office and stamped by the same. The city clerk, upon review of the completed form, will place the application on the next regular city council agenda, even if such submission is a late file. Upon following the procedures of the council, as deemed appropriated in the sole judgment of the council, the application will be considered approved if the council votes favorably by majority. The application shall name one (1) person responsible on the application and shall provide contact information to include name, address, email address, and telephone number.

- (2) *Exemptions.* Each event organizer or organization shall comply with this ordinance and no exemptions will be permitted.
- (3) *Course map.* All applications shall be accompanied by a legible, precise course map showing the event route, water stops, refreshment stops, and so-called "port-a-potties". The course map shall also include any road closures, detours and parking areas. The course map shall be approved by police, fire, department of public services, parks commission and harbormasters departments prior to submission to the city clerk.
- (4) *Electronic amplifier.* Electronic amplifiers, loudspeakers and bullhorn use shall be requested at time of application. Under no circumstances will they be used for public address announcements or music before 8:00 a.m., except for Sundays when electronic amplifiers, loud speakers or bullhorns will not be used for public address announcements or music before 9:00 a.m.
- (5) *Road closure.* No ways, public or private, boat ramps or parking lots controlled or patrolled by the city shall be closed without authorization. Authorization shall be considered granted only if said closure(s) are contained in the approved permit. It is the sole responsibility of the race organizers to notify residents fourteen (14) days in advance that neighborhood roads will be closed if no alternate route is available to those residents. Notification shall be made by race organizers by informational packet drop-off at all residences that may be impacted, including, but not limited to, road closures, restricted driveway access, parking restrictions, or noise. In the case of multi-family residences with so-called security doors, notification will be sufficient at said security door. A copy of the notification shall be provided to the city clerk and, when possible, posted on the city website and distributed via email. Further, a list of all streets notified shall be provided to the city clerk to be date stamped and appended to the application record. Press releases and other media type notifications are encouraged.
- (6) *Insurance.* All events shall have an insurance policy or rider in effect for the event naming the "City of Newburyport" as an additional insured. The policy shall be no less than two million dollars (\$2,000,000.00).
- (7) *Event termination.* If in the judgment of the city marshal, fire chief or department of public services (DPS) director or designees thereof determine that an event is unsafe due to existing conditions, that event may be stopped, terminated or suspended. In the case of a multidiscipline event such as a triathlon, the harbormaster or his/her designee may likewise stop, terminate or suspend the swimming portion for cause.
- (8) *Event and traffic security.* The city marshal, fire chief, DPS director or in the case of a triathlon, the harbormaster can require special duty personnel to assist in the organizing and coordinating the safety and security of the event. All special duty assignments will be paid by the event organizers.
- (9) *Clean-up.* The event organizers shall be responsible for post event trash collection, removal of signage, directional arrows, advertisements or other promotional material associated with the event.

- (10) *Parking.* The event organizers shall be responsible for including parking instructions in materials disseminated to event participants. If the event is happening within one-half mile of municipal parking, then participants shall be asked to park at such parking facilities.
- (11) *Notification of previous event organizers.* To the extent reasonably possible, the city clerk shall notify all event organizers from events held from 2014—2016, inclusive, by a one-time phone, email, or letter of the new application timeline and other requirements.
- (12) *Simplification.* Departments are encouraged to unify their respective applications into a singular application, managed and distributed by the city clerk's office.
- (13) *Americans with Disabilities Act.* Event organizers are reminded of the importance of and expectation of adherence to the Americans with Disabilities Act of 1990 (42 U.S.C § 12101) and subsequent applicable amendments.
- (e) *Enforcement.*
- (1) *Regulations.* Consistent with this section, the city shall promulgate regulations to enforce and otherwise implement the provisions of this section upon passage by the city council. Any event previously approved by city council shall be deemed permitted.
- (2) *Warning.* In the circumstance that this section is violated, the enforcement may consist of a warning. Any warnings issued for violation(s) will be reported to the city clerk and city council and may be used as a factor in future application approvals and denials.
- (3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance in section 1-17 of chapter 1 of the Code or Ordinances of the City of Newburyport in the amounts set herein in subsection (e)(4) below.
- (4) *Violation.* The non-criminal violation shall be one hundred dollars (\$100.00) for the first offense and two hundred fifty dollars (\$250.00) for second and subsequent offenses. Any non-criminal citations issued for violation(s) will be reported to the city clerk and city council and shall be used as a factor in future application approvals and denials.
- (5) *Failure to notify.* If the event fails to notify residents and provide documentation to the city clerk, pursuant to subsection (d)(5) above, shall render that organization ineligible to receive an event permit for a period of twelve (12) months unless special leave is granted by two-thirds supervote of the city council.

Councillor Sharif I. Zeid

Councillor Joseph H. Devlin