

**CITY COUNCIL MEETING AGENDA - VERSION 1**  
**CITY COUNCIL CHAMBERS**  
**JUNE 10, 2019**

**7:30PM**

**(Sound Check)**

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS**
- 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**

- May 28, 2019

(Approve)

**8. TRANSFERS**

- NONE

**9. COMMUNICATIONS**

- COMM157\_06\_10\_19 Block Party - Temple Street - 8/1/2019 (PS)
- COMM158\_06\_10\_19 Fill-The-Boot Drive for MDA - 8/1-8/3 2019 (PS)
- COMM159\_06\_10\_19 Greek Food Festival - July 26-28, 2019 (PS)
- COMM160\_06\_10\_19 Defibrillators on Plum Island (PS)

**10. APPOINTMENTS**

**Re-Appointments**

- |                                   |              |                 |          |
|-----------------------------------|--------------|-----------------|----------|
| • APPT104_06_10_19 Sheila Taintor | 10 Dexter St | Tree Commission | 4/1/2022 |
|-----------------------------------|--------------|-----------------|----------|

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA:

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

**11. MAYOR'S UPDATE**

**12. APPOINTMENTS**

**Second Reading – NONE**

**13. ORDERS**

- ORDR112\_05\_28\_19 Handicapped Parking Space - Lime St at Water St **(TABLED)**
- ORDR114\_06\_10\_19 Parking Garage M-F Monthly Employee Pass

- ORDR115\_06\_10\_19 Additions to 2-Hour Parking Zones - Ferry Road
- ORDR116\_06\_10\_19 Additions to 2-Hour Parking Zones - Summer Street
- ORDR117\_06\_10\_19 Two Hour Parking Section 175 - Upper Summer St
- ORDR118\_06\_10\_19 Resident Parking 13-180 Zone Changes
- ORDR119\_06\_10\_19 Bond Order - Streets and Sidewalks \$10M
- ORDR120\_06\_10\_19 Mitigation Payment Appropriation
- ORDR121\_06\_10\_19 Tucker Scholarship Gift Acceptance \$500
- ORDR122\_06\_10\_19 FY20 Revolving Fund Order
- ORDR123\_06\_10\_19 Safe Routes to School - High Street Layout Alteration
- ORDR124\_06\_10\_19 Safe Routes to School - Order to Acquire Temporary and Permanent Easements and Award Damages
- ORDR125\_06\_10\_19 Safe Routes to School - Order of Taking

#### 14. ORDINANCES

- ODNC036\_06\_10\_19 Recording of Planning Board and ZBA Meetings

#### 15. COMMITTEE ITEMS

NOTE: UNDERLINED COMMITTEE ITEMS WILL BE CONSIDERED AT THIS MEETING

##### Budget & Finance

###### *In Committee:*

- ORDR007\_01\_29\_18 41C Amendment
- COMM112\_02\_11\_19 Memo re: Fire-Based EMS Cost/Benefit Analysis
- ORDR091\_03\_11\_19 41C-1/2 Ballot Question (COTW)
- ORDR092\_03\_11\_19 41C-1/2 Adjustments (COTW)
- COMM120\_03\_11\_19 Central Congregational Grant Award Letter
- TRAN048\_04\_08\_19 Mult Accts \$1,668,067.29 to Mult Accts \$1,668,067.29
- **ORDR105\_05\_13\_19 FY2020 Budget (COTW)**
- ORDR106\_05\_13\_19 Intermunicipal Agreement Animal Control Services
- ODNC034\_05\_13\_19 Amendment to Salary of Elected Officials
- TRAN056\_05\_28\_19 Free Cash \$143,094.37, Snow & Ice Labor \$11,318.05 to Snow & Ice Expenses \$154,412.42
- TRAN057\_05\_28\_19 Health Ins. \$12,320 to Fire Misc Supplies \$5K, HR Payroll \$4,620, HR/FSA Admin \$2.7K
- TRAN058\_05\_28\_19 BDR Elections & Reg. \$5K to CLK Lease Copier \$1.2K, CLK Admin \$1.3K, CCN ORD Recodification \$2.5K
- TRAN059\_05\_28\_19 Solid Waste Revolving Fund \$40K to SUS Solid Waste \$40K
- TRAN060\_05\_28\_19 Free Cash \$3,250 to YTH Brown School Expenses \$3,250

##### Education

###### *In Committee:*

- 

##### General Government

###### *In Committee:*

- COMM139\_04\_08\_19 Communication from Kopelman & Paige re: Closed Legal Matters

##### License & Permits

###### *In Committee:*

- COMM029\_04\_30\_18 Outdoor Seating – West Row Café

- COMM104\_01\_14\_19 Seacoast Taxi - Application by Richard Hewlett for 2019

## Neighborhoods and City Services

### *In Committee:*

- ORDR048\_06\_13\_16 Sidewalk Order
- COMM111\_10\_10\_17 Petition for Road Repairs and Repaving – Squires Glen
- ODNC028\_11\_26\_18 Parks & Recreation Fees

## Planning & Development

### *In Committee:*

- ODNC008\_02\_12\_18 Disposition of G. W. Brown School
- **ODNC014\_04\_30\_18 Amendment to Demolition Delay**
- ORDR086\_01\_28\_19 CPC FY2019 Amended Recommendation for Affordable Housing Trust Funds
- ODNC029\_01\_28\_19 Zoning Map Amendment – Storey Ave South
- ODNC030\_03\_25\_19 Zoning - Amend Article XXVII Downtown Overlay District
- **ORDR108\_05\_13\_19 Acceptance of the Former George W. Brown School**
- ODNC032\_05\_13\_19 Zoning – Amend Ag-Con District
- ODNC033\_05\_13\_19 Zoning – Amendment to Former George W. Brown School Parcels

## Public Safety

### *In Committee:*

- ODNC009\_02\_12\_18 Floating Homes, Houseboats, and Related Marinas
- COMM087\_09\_24\_18 Ltr re: Coffin Street
- COMM116\_02\_25\_19 Toward Zero Waste Newburyport Initiative *(full text available)* (COTW)
- ODNC031\_03\_25\_19 Regulation of the Use of Pesticides
- ORDR094\_04\_08\_19 Traffic Changes - Green, Pleasant, and Titcomb Streets
- COMM143\_04\_29\_19 Cruisin' the 50s Car Show - 8/15/19
- COMM144\_04\_29\_19 Newburyport Fall Harvest Festival - 10/13-14 2019
- COMM145\_04\_29\_19 Witches' Night Out - 10/18/19
- COMM146\_04\_29\_19 Downtown Trick or Treat - 10/25/19
- COMM147\_04\_29\_19 Invitation Nights - 12/6, 12/13, 12/20 2019
- COMM150\_04\_29\_19 5th Annual Harborside Half Marathon & 5K - 11/10/19
- **ORDR101\_05\_13\_19 Handicapped Parking Space – Pleasant Street at Unicorn Street**
- **ORDR102\_05\_13\_19 15-Min Parking Space – 92 Pleasant Street**
- **ORDR104\_05\_13\_19 Drop Off Space – Market St**
- **COMM155\_05\_28\_19 Block Party – Dove Street – 8/3/19**
- **COMM156\_05\_28\_19 Traffic Concern Ferry Road**
- ODNC035\_05\_28\_19 Amendment to Health and Sanitation (COTW)
- **APPT103\_05\_28\_19 Paul Hogg 4 Coltin Dr Harbormaster & Special Police Officer 5/1/2022**

## Public Utilities

### *In Committee:*

- COMM122\_11\_27\_17 Mobilitie Application/Small Cell Utility Petition (re-file)
- ODNC022\_05\_29\_18 Addition to Chapter 5, Article 6 - Small Cell Sites
- **ORDR113\_05\_28\_19 Water & Sewer Rates FY2020**

## Rules Committee

### *In Committee:*

- ORDR057\_08\_27\_18 Amendment to Council Rule 12A

**17. GOOD OF THE ORDER**

**18. ADJOURNMENT**



## **CONSENT AGENDA**

## CITY COUNCIL MEETING MINUTES

### CITY COUNCIL CHAMBERS

MAY 28, 2019

**7:30PM**

The City Council President, Barry Connell, called the meeting to order at 7:30pm, followed by the Pledge of Allegiance. A moment of silence was held for Harvey Beit. The City Council President then instructed the City Clerk to call the roll. The following Councillors answered present: Khan, Shand, Tontar, Vogel, Zeid, Devlin, Earls, Eigerman, Connell. 9 present, 2 absent (Giunta, OBrien).

#### **(Sound Check)**

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**
- 3. CALL TO ORDER**
- 4. LATE FILE ITEMS**
- 5. PUBLIC COMMENT**

1. James Brugger	4 Savory St	Waste
2. Laurel Hanke	8 Chase St	Waste
3. Sarah Hall	8 Arthur Welch Dr	Waste
4. Christin Walth	1 Merrimac St	Waste
5. Lauren Petty	229 Water St	Waste
6. Art Currier	100 State St	Waste
7. Charles Nutter	Nexamp	Solar Contract
8. Molly Ettenborough	33 Toppans Ln	Solar Contract
9. Conrad Willeman	10 Barton St	Waste
10. Jeanette Isabella	1 Lime St	Waste
11. Erin LaRosa	8 Wildwood Dr	Block Party
12. Jane Snow	9 Coffin St	Budget

#### **6. MAYOR'S COMMENT**

The Mayor gave an update pursuant to her written communication.

#### **7. RESOLUTION: NATIONAL GUN VIOLENCE AWARENESS**

The Mayor gave a resolution on gun violence awareness. Four people from Moms Demand Action were present.

### **CONSENT AGENDA**

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#### **8. APPROVAL OF MINUTES**

- May 13, 2019

(Approve)

#### **9. TRANSFERS**

- TRAN056\_05\_28\_19 Free Cash \$143,094.37, Snow & Ice Labor \$11,318.05 to Snow & Ice Expenses \$154,412.42 (B&F)
- TRAN057\_05\_28\_19 Health Ins. \$12,320 to Fire Misc Supplies \$5K, HR Payroll \$4,620, HR/FSA Admin \$2.7K (B&F)
- TRAN058\_05\_28\_19 BDR Elections & Reg. \$5K to CLK Lease Copier \$1.2K, CLK Admin \$1.3K, CCN ORD Recodification \$2.5K (B&F)

- TRAN059\_05\_28\_19 Solid Waste Revolving Fund \$40K to SUS Solid Waste \$40K (B&F)
- TRAN060\_05\_28\_19 Free Cash \$3,250 to YTH Brown School Expenses \$3,250 (B&F)

## 10. COMMUNICATIONS

- COMM155\_05\_28\_19 Block Party – Dove Street – 8/3/19 (PS)
- COMM156\_05\_28\_19 Traffic Concern Ferry Road (PS)

## 11. APPOINTMENTS

### First Reading

- APPT103\_05\_28\_19 Paul Hogg 4 Coltin Dr Harbormaster & Special Police Officer 5/1/2022  
Councillor Eigerman removed from Consent Agenda. Motion to refer to Public Safety by Councillor Eigerman, seconded by Councillor Tontar. So voted.

ALL ITEMS NOTED BELOW ARE REMOVED FROM THEIR RESPECTIVE COMMITTEES WITH THE MOTION TO APPROVE THE CONSENT AGENDA:

### Budget & Finance

- COMM134\_03\_25\_19 FY2020-FY2024 Capital Improvement Program Submission
- TRAN053\_05\_13\_19 Free Cash \$23K to YTH Brown School Expenses \$23K
- TRAN054\_05\_13\_19 Free Cash \$100K to FIR Overtime \$100K
- TRAN055\_05\_13\_19 SEW I/I Rehabilitation \$60K to SEW Plant Chemicals \$60K
- ORDR103\_05\_13\_19 Parking Garage – Fees Inn Permit
- ORDR109\_05\_13\_19 Acceptance of Chapter 32, Section 12(2)(d) – Survivor Allowance
- ORDR110\_05\_13\_19 Acceptance of Chapter 32, Section 101 – Surviving Spouse

### Public Utilities

- ORDR096\_04\_08\_19 Solar Alternative On-Bill Credits
- Pole Hearing – 197 Low Street

## END OF CONSENT AGENDA

### REGULAR AGENDA

Motion to approve the Consent Agenda as amended by Councillor Zeid, seconded by Councillor Khan. So voted.

## 12. MAYOR'S UPDATE

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

## 13. COMMUNICATIONS

- COMM153EP\_05\_28\_19 Emergency Preamble for Block Party – Pheasant Run Lane – 6/8/19  
Motion to approve by Councillor Zeid, seconded by Councillor Devlin. So voted.
- COMM153\_05\_28\_19 Block Party – Pheasant Run Lane – 6/8/19  
Motion to approve by Councillor Devlin, seconded by Councillor Zeid. So voted.
- COMM154EP\_05\_28\_19 Emergency Preamble for Block Party – Tyng Street (Lower) – 6/14/19  
Motion to approve by Councillor Zeid, seconded by Councillor Devlin. So voted.
- COMM154\_05\_28\_19 Block Party – Tyng Street (Lower) – 6/14/19  
Motion to approve by Councillor Zeid, seconded by Councillor Shand. So voted.

## 14. APPOINTMENTS

### Second Reading

- APPT100\_05\_13\_19 Laurie Pierce 15 Second St, Amesbury Chief Procurement Officer

- APPT101\_05\_13\_19 Katie Nye 8 Russell Terr Human Rights Comm 5/31/2021
  - APPT102\_05\_13\_19 Eileen Ryan 350 High St Human Rights Comm 6/1/2021
- Motion to approve Second Reading appointments by Councillor Zeid, seconded by Councillor Khan. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed.

## 15. ORDERS

- ORDR112\_05\_28\_19 Handicapped Parking Space - Lime St at Water St  
Motion to table by Councillor Zeid, seconded by Councillor Devlin. So voted.
- ORDR113\_05\_28\_19 Water & Sewer Rates FY2020  
Motion to refer to Public Utilities by Councillor Tontar, seconded by Councillor Zeid. So voted.

## 16. ORDINANCES

- ODNC035\_05\_28\_19 Amendment to Health and Sanitation  
Motion to refer to Public Safety and Committee of the Whole by Councillor Khan, seconded by Councillor Vogel. So voted.

## 17. COMMITTEE ITEMS

NOTE: UNDERLINED COMMITTEE ITEMS WILL BE CONSIDERED AT THIS MEETING

### Budget & Finance

#### *In Committee:*

- ORDR007\_01\_29\_18 41C Amendment
- COMM112\_02\_11\_19 Memo re: Fire-Based EMS Cost/Benefit Analysis
- ORDR091\_03\_11\_19 41C-1/2 Ballot Question (COTW)
- ORDR092\_03\_11\_19 41C-1/2 Adjustments (COTW)
- COMM120\_03\_11\_19 Central Congregational Grant Award Letter
- **COMM134\_03\_25\_19 FY2020-FY2024 Capital Improvement Program Submission**  
Motion to adopt as a resolution by Councillor Tontar, seconded by Councillor Khan. Motion to amend by Councillor Tontar, seconded by Councillor Khan. So voted. Motion to amend page 19, change FY2020 to FY2022 by Councillor Eigerman, seconded by Councillor Zeid. Motion to amend the amendment, change to FY2021, by Councillor Eigerman, seconded by Councillor Zeid. So voted. Roll call vote, 3 yes (Zeid, Devlin, Eigerman), 6 no, 2 absent (Giunta, OBrien). Motion failed. Motion to amend page 21, change \$200K to \$100K, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 4 yes (Vogel, Zeid, Earls, Eigerman), 5 no, 2 absent (Giunta, OBrien). Motion failed. Motion to amend page 36, increase \$3.5M to \$7.0M, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 5 yes, 4 no (Khan, Shand, Zeid, Connell), 2 absent (Giunta, OBrien). Motion failed. Motion to amend page 40, reduce \$20K to 0, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 6 yes, 3 no (Khan, Tontar, Vogel), 2 absent (Giunta, OBrien). Motion passed. Motion to amend page 49, reduce \$50K to 0, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 5 yes, 4 no (Shand, Tontar, Vogel, Connell), 2 absent (Giunta, OBrien). Motion failed. Motion to amend page 58, add Town of Newbury under "Other Anticipated Funding Sources", by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed. Motion to amend page 59, add Abutting Property Owners under "Other Anticipated Funding Sources", by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed. Motion to amend page 66, add \$1.5M to \$520K for each fiscal year and also to check general fund debt box for anticipated funding sources, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed. Motion to amend page 67, increase \$300K to \$800K and also to check general fund debt box for anticipated funding sources, by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed. Motion to amend page 71, add Town of West Newbury under "Other Anticipated Funding Sources", by Councillor Eigerman, seconded by Councillor Zeid. Roll call vote, 9 yes, 2 absent

(Giunta, OBrien). Motion passed. Motion to adopt as amended by Councillor Tontar, seconded by Councillor Khan. Roll call vote, 8 yes, 1 no (Zeid), 2 absent (Giunta, OBrien). Motion passed.

- TRAN048\_04\_08\_19 Mult Accts \$1,668,067.29 to Mult Accts \$1,668,067.29
- **TRAN053\_05\_13\_19 Free Cash \$23K to YTH Brown School Expenses \$23K**  
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. So voted.
- **TRAN054\_05\_13\_19 Free Cash \$100K to FIR Overtime \$100K**  
Motion to approve by Councillor Tontar, seconded by Councillor Khan. So voted.
- **TRAN055\_05\_13\_19 SEW I/I Rehabilitation \$60K to SEW Plant Chemicals \$60K**  
Motion to approve (comm vote 3-0) by Councillor Tontar, seconded by Councillor Khan. So voted.
- **ORDR103\_05\_13\_19 Parking Garage – Fees Inn Permit**  
Motion to approve (comm vote 3-0) by Councillor Tontar, seconded by Councillor Khan. So voted.
- ORDR105\_05\_13\_19 FY2020 Budget (COTW)
- ORDR106\_05\_13\_19 Intermunicipal Agreement Animal Control Services
- **ORDR107\_05\_13\_19 Fire Apparatus Loan Order**  
Motion to waive Rule 7J by Councillor Tontar, seconded by Councillor Zeid. So voted. Motion to remove from Budget & Finance by Councillor Tontar, seconded by Councillor Zeid. So voted. Motion to approve by Councillor Tontar, seconded by Councillor Khan. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed.
- **ORDR109\_05\_13\_19 Acceptance of Chapter 32, Section 12(2)(d) – Survivor Allowance**  
Motion to approve by Councillor Tontar, seconded by Councillor Zeid. So voted.
- **ORDR110\_05\_13\_19 Acceptance of Chapter 32, Section 101 – Surviving Spouse**  
Motion to approve (comm vote 2-0) by Councillor Tontar, seconded by Councillor Zeid. So voted.
- ODNC034\_05\_13\_19 Amendment to Salary of Elected Officials

## Education

### *In Committee:*

- 

## General Government

### *In Committee:*

- COMM139\_04\_08\_19 Communication from Kopelman & Paige re: Closed Legal Matters

## License & Permits

### *In Committee:*

- COMM029\_04\_30\_18 Outdoor Seating – West Row Café
- COMM104\_01\_14\_19 Seacoast Taxi - Application by Richard Hewlett for 2019

## Neighborhoods and City Services

### *In Committee:*

- ORDR048\_06\_13\_16 Sidewalk Order
- COMM111\_10\_10\_17 Petition for Road Repairs and Repaving – Squires Glen
- ODNC028\_11\_26\_18 Parks & Recreation Fees

## Planning & Development

### *In Committee:*

- ODNC008\_02\_12\_18 Disposition of G. W. Brown School
- ODNC014\_04\_30\_18 Amendment to Demolition Delay
- ORDR086\_01\_28\_19 CPC FY2019 Amended Recommendation for Affordable Housing Trust Funds
- ODNC029\_01\_28\_19 Zoning Map Amendment – Storey Ave South
- **ORDR087\_02\_11\_19 Preservation Restriction Agreement – 28-30 Pleasant Street**



Motion to remove from Planning & Development by Councillor Eigerman, seconded by Councillor Earls. So voted. Motion to approve by Councillor Eigerman, seconded by Councillor Earls. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed.

- ODNC030\_03\_25\_19 Zoning - Amend Article XXVII Downtown Overlay District
- ORDR108\_05\_13\_19 Acceptance of the Former George W. Brown School
- ODNC032\_05\_13\_19 Zoning – Amend Ag-Con District
- ODNC033\_05\_13\_19 Zoning – Amendment to Former George W. Brown School Parcels

## Public Safety

### *In Committee:*

- ODNC009\_02\_12\_18 Floating Homes, Houseboats, and Related Marinas
- COMM087\_09\_24\_18 Ltr re: Coffin Street
- COMM116\_02\_25\_19 Toward Zero Waste Newburyport Initiative (*full text available*) (COTW)
- **COMM130\_03\_25\_19 Cultural Survival Bazaar – July 20-21 2019**  
Motion to amend to include insurance certificate by Councillor Zeid, seconded by Councillor Devlin. So voted. Motion to approve by Councillor Devlin, seconded by Councillor Zeid. So voted.
- ODNC031\_03\_25\_19 Regulation of the Use of Pesticides
- **COMM136\_04\_08\_19 Yankee Homecoming 2019 - 7/26-8/4**  
Motion to approve (comm vote 2-0), subject to Parks Department approval where necessary, by Councillor Devlin, seconded by Councillor Khan. So voted.
- **COMM138\_04\_08\_19 Newburyport Lions Club YHC Road Race - 7/30/2019**  
Motion to approve (comm vote 2-0) by Councillor Devlin, seconded by Councillor Khan. So voted.
- ORDR094\_04\_08\_19 Traffic Changes - Green, Pleasant, and Titcomb Streets
- COMM143\_04\_29\_19 Cruisin' the 50s Car Show - 8/15/19
- COMM144\_04\_29\_19 Newburyport Fall Harvest Festival - 10/13-14 2019
- COMM145\_04\_29\_19 Witches' Night Out - 10/18/19
- COMM146\_04\_29\_19 Downtown Trick or Treat - 10/25/19
- COMM147\_04\_29\_19 Invitation Nights - 12/6, 12/13, 12/20 2019
- **COMM148\_04\_29\_19 Bed Race - 8/1/2019**  
Motion to approve by Councillor Devlin, seconded by Councillor Khan. So voted.
- COMM150\_04\_29\_19 5th Annual Harborside Half Marathon & 5K - 11/10/19
- **COMM152\_05\_13\_19 Strut for Strays - 6/2/2019**  
Motion to approve (comm vote 2-0) by Councillor Devlin, seconded by Councillor Khan. So voted.
- ORDR101\_05\_13\_19 Handicapped Parking Space – Pleasant Street at Unicorn Street
- ORDR102\_05\_13\_19 15-Min Parking Space – 92 Pleasant Street
- ORDR104\_05\_13\_19 Drop Off Space – Market St

## Public Utilities

### *In Committee:*

- COMM122\_11\_27\_17 Mobilitie Application/Small Cell Utility Petition (re-file)
- ODNC022\_05\_29\_18 Addition to Chapter 5, Article 6 - Small Cell Sites
- **ORDR096\_04\_08\_19 Solar Alternative On-Bill Credits**  
Councillor Khan recused. Motion to amend, strike “extraordinary or unforeseeable” and “events” from the “Minimum Credit Requirement” section on page 19, by Councillor Zeid, seconded by Councillor Eigerman. So voted. Motion to approve as amended and authorize the Mayor to enter into any and all contracts necessary by Councillor Zeid, seconded by Councillor Shand. Roll call vote, 9 yes, 2 absent (Giunta, OBrien). Motion passed.
- **Pole Hearing – 197 Low Street**  
Motion to approve, (comm vote 2-0) by Councillor Zeid, seconded by Councillor Devlin. So voted.



## **Rules Committee**

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

- ORDR057\_08\_27\_18 Amendment to Council Rule 12A

## **18. GOOD OF THE ORDER**

Councillor Zeid explained he tabled ORDR112\_05\_28\_19 so that committees would have a lighter load. Councillor Tontar announced this Thursday, May 30<sup>th</sup>, will be the last budget meeting. Councillor Devlin complimented the police department for being a community resource; police played basketball with young residents at Cashman Park.

## **19. ADJOURNMENT**

Motion to adjourn by Councillor Tontar, seconded by Councillor Vogel. So voted. 10:04pm.

## COMMUNICATIONS



MAY 24 AM 8:45

CITY OF NEWBURYPORT  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950

## BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant Street, Newburyport, MA 01950 **at least eight (8) business days prior** to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978) 465-4407.

DATE OF REQUEST:

August 1, 2019 Bedrace Night

5/20/2019

### CONTACT INFORMATION

FIRST AND LAST NAMES:

Chloe Woodworth, Susan Crawford Marie Roy

MAILING ADDRESS:

52 Temple Street

PHONE NUMBER:

617 459 2594

E-MAIL ADDRESS:

pcahasti@yahoo.com

### BLOCK PARTY INFORMATION

BLOCK PARTY DATE:

August 1, 2019

DESIRED STREET CLOSING LOCATION:

Temple St - Federal St entrance

Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED:

Temple / Federal Street entrance

DESIRED STREET CLOSING TIME:

6 pm

Block Parties should run no later than 10:00 p.m.

\* Last year was a success - everyone had a wonderful time! the children were safe playing in the street.

## REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four (4) weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs. No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council.
5. To leave **AT LEAST A TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten (10) foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within two (2) hours of the end of the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within five hundred (500) feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution.
11. Only approved readily removable Barricades will be permitted such as orange cones and sawhorses with a sign. No vehicles will be permitted to be used as a Barricade.
12. Block parties are permitted 10 A.M. - 10 P.M.

Applicant signature: \_\_\_\_\_

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

5/24/2019

## APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY-MARSHALL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant Street

City use only:

Approved \_\_\_\_\_ Denied \_\_\_\_\_ Date \_\_\_\_\_



NEWBURYPORT, MA

MAY 29 AM 11:52

**Newburyport Firefighters Local 827**  
**International Association of Firefighters**

0 Greenleaf Street  
Newburyport, MA 01950

To: Newburyport City Council

May 26, 2019

The Newburyport firefighters would like to ask permission to hold it's annual

Fill-The-Boot Drive for the Muscular Dystrophy Association during the 2019 Yankee Homecoming Celebration. The location will be Market Square on Thu Aug 1, Fri Aug 2, and Sat Aug 3, 2019. All proceeds collected go directly to MDA. Thank you for your continued support.

Firefighter Michael Kent

MDA Chairman

A handwritten signature in black ink, appearing to read "Michael Kent".

Contact Info: Newburyport Fire Department : 978-465-4427

Michael Kent: 978-360-1361

# NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

NAME OF EVENT: MDA - FILL THE BOOT

Date: 8/1 8/2 8/3 2019 Time: from 9 am to 4 pm

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

2. Location: MARKET SQUARE

3. Description of Property: \_\_\_\_\_ Public ☒ Private \_\_\_\_\_

4. Name of Organizer: NEWBURYPORT Firefighters City Sponsored Event: Yes \_\_\_\_\_ No ☒

Contact Person

Address: MIKE KENT Telephone: 978-360-1361

E-Mail: \_\_\_\_\_ Cell Phone: \_\_\_\_\_

Day of Event Contact & Phone: M. KENT 978 360 1361

5. Number of Attendees Expected: N/A

6. MA Tax Number: N/A

7. Is the Event Being Advertised? yes Where? Paper, Social media

8. What Age Group is the Event Targeted to? N/A

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: N/A

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? N/A
- b) How many recycling receptacles will you be providing? N/A
- c) Will you be contracting for disposal of : **Trash** Yes ☐ No ☐ **Recycling** Yes ☐ No ☐
- 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 ☐
- 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 N/A
- 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)

# \_\_\_\_\_ Standard      # \_\_\_\_\_ ADA accessible

Name of company providing the portable toilets: \_\_\_\_\_

## FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE \_\_\_\_\_

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

WALKATHON \_\_\_\_\_

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

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

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

4. Date of Event: \_\_\_\_\_ Expected Number of Participants: \_\_\_\_\_

5. Start Time: \_\_\_\_\_ Expected End Time: \_\_\_\_\_

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

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

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

9. Formation Location & Time for Participants: \_\_\_\_\_

10. Dismissal Location & Time for Participants: \_\_\_\_\_

11. Additional Parade Information:

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

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

CITY MARSHAL [Signature] 4 Green St. FIRE CHIEF [Signature] 0 Greenleaf St.  
DEPUTY DIRECTOR [Signature] 16A Perry Way CITY CLERK [Signature] 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: <i>Fee for Special Events: \$45/hr/DPS employee for trash handling/staging etc. may apply</i> |
|       | Yes: \$ _____ due on _____ No Fee for Special Events applies   |
|       | Other requirements/instructions per DPS _____  |
| _____ | 10. Parks 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**

**Sperelakis, Jim**OFFICE  
NEWBURYPORT, MA

**From:** Sperelakis, Jim  
**Sent:** Wednesday, May 22, 2019 11:54 AM  
**To:** Sperelakis, Jim  
**Subject:** Dear City Clerk Mr. xxxx, in celebration of our Par

JUN -3 PM 1:04

Dear City Clerk Mr. xxxx, in celebration of our Parish's 100th anniversary this year, we would like to respectfully request that a portion of Harris Street which directly abuts our Church property (approx. 50 ft. east of Green to Park Streets), be closed for festivities on Saturday evening July 28 between the hours of 5 and 9 PM.

Our intention is to sponsor a live Greek band playing music, accompanied by dancers in traditional Greek costumes. This is a way of celebrating and sharing our culture with the local community.

As you know, we have proudly and successfully participated in the first weekend of Yankee Homecoming for over 30 years, with our annual Greek food festival. We respect our neighbors and those in the community and will obviously do our utmost to ensure the event is safe, fun and enjoyable for all.

Our intention is to continue to offer our outdoor carry-out menu, as we do every year. During the specific time the band is playing Sat. evening, we also hope to sell beer and wine outside, as long as that is agreeable with the City of Newburyport. We, of course, have an insurance waiver and will abide by all ordinances.

The rest of the weekend from Friday July 27 at 9 AM through Sunday afternoon July 29 at 3 PM we would also like to respectfully request that the entire (one car width) parking lane (approx. 10 spots) on the south lane of Harris Street, directly in front of our Church property be cordoned off (we will handle that), so that we can install vendors selling cultural products as well as Greek food in that space.

We are thrilled to have played a vibrant role in the wonderful City of Newburyport for 100 years. We thank you and the City administration for continuing to work collaboratively with us. Thank you for your kind consideration and we look forward to your feedback and guidance.

Respectfully submitted,



Maria Andriotakis-Connor & Jim Sperelakis

Parish Council members and Chair Greek Food Festival

Annunciation Greek Orthodox Church  
 7 Harris St., Newburyport, MA

Sent from my iPhone

# NEWBURYPORT SPECIAL EVENT APPLICATION

Tel.

Fax.

(For Street Closure or Any Use of a Public Way - Please complete page 3 of this application)

NAME OF EVENT: GREEK FOOD FESTIVAL

Date: JULY 26-28, 2019 Time: from 11:00 AM to 9:00 PM (UNTIL 4pm SUN. 7/28)  
Rain Date: N/A Time: from \_\_\_\_\_ to \_\_\_\_\_

2. Location: 7 HARRIS ST., NEWBURYPORT

3. Description of Property: BUILDINGS ON HARRIS ST. FRONTING ST. Public \_\_\_\_\_ Private X

4. Name of Organizer: ANNUNCIATION GREEK ORTHODOX CHURCH City Sponsored Event: Yes \_\_\_\_\_ No X

Contact Person JIM SPERELAKIS

ALTHOUGH PART OF YANKEE HOMECOMING

Home Address: 380 MIDDLE ST. WEST NEWBURYPORT, MA 01985 Telephone: 978-479-6372

E-Mail: JIM.SPERELAKIS@DSM.COM

Cell Phone: \_\_\_\_\_

Day of Event Contact & Phone: 978-479-6372

5. Number of Attendees Expected: SEVERAL THOUSAND OVER THE WEEKEND

6. MA Tax Number: HAVE ONE (NEED TO FIND)

7. Is the Event Being Advertised? YES Where? DAILY NEWS, BANNERS, YARD SIGNS, ETC + YANKEE HOMECOMING BOOKLET

8. What Age Group is the Event Targeted to? ALL AGES, BUT PRIMARILY AN ADULT CROWD.

9. Have You Notified Neighborhood Groups or Abutters? Yes X No \_\_\_\_\_, Who? ALL ABUTTERS ON HARRIS AND PARK STS., BOTH VERBALLY AND WITH FLIER. EXCELLENT COOPERATION FROM NEIGHBORS

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

A. Vending: Food X Beverages X Alcohol X Goods X <sup>LIMITED</sup> Total # of Vendors 4-5  
YES, FRI. 6PM-9PM + SAT. 6PM-9PM

B. Entertainment: (Subject to City's Noise Ordinance.) Live Music X DJ \_\_\_\_\_ Radio/CD \_\_\_\_\_  
Performers \_\_\_\_\_ Dancing X Amplified Sound LIMITED AMPLIFICATION (SMALL, 2 PIECE GREEK MUSIC BAND) Stage NO

C. Games /Rides: Adult Rides N/A Kiddie Rides N/A Games N/A Raffle YES 50/50, WKND. OF EVENT.

Other \_\_\_\_\_ Total # \_\_\_\_\_

Name of Carnival Operator: N/A

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 X No \_\_\_\_\_



**If yes:**

- a) How many trash receptacles will you be providing? \_\_\_\_\_
- b) How many recycling receptacles will you be providing? \_\_\_\_\_
- c) Will you be contracting for disposal of : **Trash** Yes \_\_\_\_\_ No \_\_\_\_\_ **Recycling** Yes \_\_\_\_\_ No \_\_\_\_\_
- 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 \_\_\_\_\_
- 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 \_\_\_\_\_
- 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)

# \_\_\_\_\_ Standard      # \_\_\_\_\_ ADA accessible

Name of company providing the portable toilets: \_\_\_\_\_



FOR STREET CLOSURE OR ANY USE OF A PUBLIC WAY

PARADE \_\_\_\_\_

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

WALKATHON \_\_\_\_\_

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

ANNUNCIATION GREEK ORTHODOX CHURCH

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

JAMES P. SPERELAKIS - FESTIVAL CHAIR

7 HARRIS STREET, NEWBURYPORT, MA 01950

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

JAMES P. SPERELAKIS, SAME ADDRESS AS ABOVE

CELL PHONE: 978-479-6372

4. Date of Event: SAT JULY 28 Expected Number of Participants: 2,000+ (ENTIRE DAY)

5. Start Time: 11:00 AM (STREET CLOSURE AT 5:00 PM) Expected End Time: 9:00 PM

6. Road Race, Parade or Walkathon Route: (List street names & attach map of route): NOT APPLICABLE

7. Locations of Water Stops (if any): N/A

8. Will Detours for Motor Vehicles Be Required? N/A If so, where? \_\_\_\_\_

9. Formation Location & Time for Participants: N/A

10. Dismissal Location & Time for Participants: N/A

11. Additional Parade Information:

• Number of Floats: N/A

• Locations of Viewing Stations: N/A

• Are Weapons Being Carried: N/A Yes \_\_\_\_\_ No \_\_\_\_\_

• 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.

CITY MARSHAL

4 Green St.

FIRE CHIEF

63-19

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*

Yes: \$ \_\_\_\_\_ due on \_\_\_\_\_ No Fee for Special Events applies

Other requirements/instructions per DPS \_\_\_\_\_

10. Parks 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

**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 harbor masters 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.

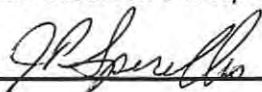
(3) *Noncriminal disposition.* If the city determines that a violation has occurred in which a noncriminal violation is issued, the named event organizer shall be penalized by a non-criminal disposition as provided in Massachusetts General Law as adopted by the City of Newburyport as a general ordinance 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.

***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: \_\_\_\_\_

6/3/19





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/3/2019

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: <b>Cliff Adams</b> PHONE (A/C, No, Ext): (800) 333-7234 E-MAIL: <b>cladams@easterninsurance.com</b> ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: <b>Selective Ins Co of Southeast</b> INSURER B: <b>Selective Insurance Co of SC</b> INSURER C: <b>Hartford Insurance Co</b> INSURER D: <b>Illinois Union Insurance Co</b> INSURER E: INSURER F:	FAX (A/C, No): NAIC # 39926 19259
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COVERAGES CERTIFICATE NUMBER: 18/19 REV Master REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:		S 2069660	8/6/2018	8/6/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 15,000 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 type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		A 9099276	8/6/2018	8/6/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED RETENTION \$		S 2069660	8/6/2018	8/6/2019	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
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	08WECLG8895	8/31/2018	8/31/2019	<input checked="" type="checkbox"/> PER STATUTE E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
D	Liquor Liability		LQRMAG277770904004	8/15/2018	8/15/2019	Limit 1,000,000 Aggregate 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
City of Newburyport is named as additional insured with respect to general liability if required by written contract for the Greek Festival held from 7/26/2019 through 7/28/2019

CERTIFICATE HOLDER City of Newburyport 60 Pleasant Street Newburyport, MA 01950	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE John Koegel/JLEVES
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June 2019

To the City Council, City of Newburyport, Massachusetts

Over the last year a group of concerned residents on Plum Island has worked on a public/private initiative to install public access Automatic External Defibrillators (AED's) on the Island. We believe these life-saving devices are a critical supplement to the public safety efforts of the city of Newburyport. The proposal called for two AEDs – one at the Center in Newbury and another at Plum Island Point in Newburyport.

All funds for the purchase, installation and initial maintenance of the proposed AEDs were raised privately and are on hand; once installed, the equipment will be gifted to the city. However, the City of Newburyport, while initially supportive, has now refused to install and maintain the unit which was acquired for them. In contrast, the town of Newbury has installed and launched the unit acquired on their behalf by the group. Additionally, Newbury police have conducted three CPR/AED training sessions, teaching close to 30 residents as well as PI restaurant personnel how to use the equipment. Ongoing training and community education is planned.

We request that the City of Newburyport honor the original promise made by the Mayor in July 2018 to install and maintain the device. We ask that the City of Newburyport recognize the importance of this safety device to residents and visitors alike.

To demonstrate citizen support for our initiative, we present to the City Council a petition signed by over 200 people. Of those signing, nearly 80% are residents of Plum Island and 90% are residents of Newburyport. Gathering this evidence of support was an easy task; citizens were happy to sign and puzzled as to why the city would not happily accept this essential equipment at no cost to the budget.

We hope that this cross section of broad support will be taken seriously into account and that the City of Newburyport will reconsider its stated position to oppose installation and maintenance of this important safety equipment on Plum Island. Please work with us to find an optimal solution for the city to add this equipment to its public safety arsenal.

Newburyport already owns and maintains at least 28 AEDs, but none is located year round on Plum Island. We ask that the city accept this gift of a 29<sup>th</sup> AED and install and maintain it at Plum Island Point for the health and safety of all who live and visit there

Help Us Make Plum Island a Heart Safe Community!

Respectfully,

Megan St. John  
14 Basin Street  
Newburyport

Margaret Poppe  
12 14<sup>th</sup> Street  
Newbury

Lynn Mather  
21 Basin Front Drive  
Newbury



## Position Statement

### *Why Should We Have an AED at Plum Island Point?*

Newburyport is designated a Heart Safe Community<sup>1</sup> and already owns at least 28 AEDs, but none is located on Plum Island year round. While nothing would make us happier than to have emergency services arrive at the side of a victim of cardiac arrest before the public access AED, the evidence is clear: AEDs have been shown to save lives. Every minute counts. For every minute that passes without CPR and defibrillation with an AED, chances of survival drop 5-7%.

- Residents and visitors on Plum Island – especially Plum Island Point -- are at the furthest point from emergency services in the city.
- Plum Island Point is 5.2 miles from Newburyport EMS. The proposed new Fire Station will be approximately 7 miles from Plum Island Point.
- Victims of cardiac arrest on the Newburyport part of Plum Island may face delays in getting the immediate help they need.
- Cell phone coverage is often spotty, delaying calls to Emergency Services.
- During the summer months, winter weather, active emergencies (fires) and special celebrations (Plumfest), traffic delays may slow down emergency services.
- AED and CPR use while waiting for EMS has been shown to save lives.

### *A Few Comments Shared By Those Signing The Petition*

- ❖ One of our neighbors, a cardiac physician, is so supportive he said AEDs should be as common as “fire hydrants” in our communities.
- ❖ Other medical professionals concur: no reason not to have this equipment available.
- ❖ Teachers who have been trained in CPR and the use of AEDs strongly supported the project, saying that they are easy to use and important to have nearby.
- ❖ “What a great idea! Newburyport High School trains students in CPR/AED and my son really appreciated that.”
- ❖ “It takes too long for emergency services to get to PI. Two years ago, during the fire on 59th St it took 18 minutes for EMS to arrive.”
- ❖ “Last fall when we needed an ambulance for my husband, it took over 15 minutes and three different dispatchers before we were connected to the correct person who could send us help.”
- ❖ “My mother suffered a life threatening illness and it took 20 minutes for EMS to arrive”

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<sup>1</sup> Heart Safe Communities: <https://citizencpr.org/benchmarking/heart-safe-communities/?fbclid=IwAR1pEqPrTFW6ZGulKULvp0iMpgvF13fTXV7ApPHnH7NDMnlaqEBrc3r4jqA>

## What Other Communities Are Doing

### ***Evidence from the National Institute of Health***

National Institute of Health (NIH) research shows bystander use of AEDs save lives every year. The data reviewed in this report found that annually over 1700 lives are saved when bystanders use AEDs.

<https://www.nih.gov/news-events/nih-research-matters/bystanders-save-lives-using-defibrillator-cardiac-arrest>

### **A few examples of the many towns installing AED's in parks, trailheads, and beaches:**

#### Charlestown, RI

This beach town in RI is installing public access AEDs in their largest public park and two beaches.

[https://www.thewesterlysun.com/news/charlestown/charlestown-strives-to-build-on-heartsafe-designation-by-making-aeds/article\\_79ccc4bc-57d2-11e9-9212-3f3671268078.html](https://www.thewesterlysun.com/news/charlestown/charlestown-strives-to-build-on-heartsafe-designation-by-making-aeds/article_79ccc4bc-57d2-11e9-9212-3f3671268078.html)

#### Belmont, MA

A recent tragedy in Belmont inspired the town to purchase and install public access AEDs in their public fields and playgrounds.

<http://belmontonian.com/news/tragedy-prompting-belmont-to-be-first-in-state-with-defibrillators-at-fields-playgrounds/>

#### Huntsville, NC

An AED in a Huntsville park was used by a good Samaritan to save the life of someone who suffered a sudden cardiac arrest before EMS arrived.

<http://www.fox46charlotte.com/news/local-news/aed-donation-saves-life-at-huntersville-park>

#### Hempstead, NY

This beach community on Long Island is installing 50 AEDs at the town's beaches and parks.

<https://www.newsday.com/long-island/nassau/hempstead-to-place-aed-devices-at-town-parks-beaches-1.12249490>

#### Park City, Utah

Public Access AEDs have been installed at five trailheads and parks in Park City

<https://www.pcfcd.org/8-new-aeds-parks-trailheads/>

## Proposed Installation: Components and Configuration

Our recommendation for Newburyport closely mirrors the set up at Center Island in Newbury, but we recognize that there may be special circumstances at Plum Island Point that would necessitate some adjustments. Therefore, we look forward to working with the city to examine and resolve any special needs presented at the Point.

In brief, we recommend placing an AED in a locked, climate-controlled box to protect the unit from the elements and vandalism and installing it on the side of the Lifeguard Shed in the parking lot at Plum Island Point. Next to the lock box would be a call box connecting directly to emergency services who would provide the code to unlock the case and start the process of emergency services dispatch, if not already underway.

All installation costs and the equipment itself would be gifted to the City. The specific components of the proposal include:

- ☐ Zoll AED Unit
- ☐ Pediatric Pads
- ☐ Key Lock Case (customized)
- ☐ Tracking Device
- ☐ Push-button Emergency Call Box
- ☐ Analog Line for the Call Box -- installation plus one year monthly fees
- ☐ Zoll Maintenance Package (5 years)

The proposal also includes continued public education on CPR techniques and operation of the AED equipment. As noted, three such sessions have already been completed, training some 30 people, conducted by Sergeant Jenkins of the Newbury Police Department. In addition, future sessions may be conducted by certified volunteers that we have identified. We would welcome Newburyport Emergency Services participation in these events.

Estimated Value of the Proposed Gift: \$4000

## Timeline of the Initiative

Below find a brief overview of the initiative – why it was initiated, initial conversations with municipal officers, steps taken to secure government and citizen support, and where we stand today.

Summer 2017. An individual on 14<sup>th</sup> St in Newbury was found unresponsive in his home. Attempts to reach emergency services on cell phones proved difficult. The idea that access to an AED on Plum Island might prove beneficial to residents and visitors was born.

Early 2018. Citizen Committee of residents with experience in public health, safety, and law began meeting to discuss the idea of public access AEDs. Researched what other communities have done, evidence of value, considered locations both private/public, and explored costs and types of equipment. Developed proposal for Newbury and Newburyport.

June - July 2018. Discussions were held with municipal representatives in both Newbury and Newburyport to outline the idea of a public/private initiative to place two AEDs on Plum Island. Response was positive. Newbury Board of Selectmen unanimously approved the proposal in late June. Discussions in Newburyport included Mayor Donna Holaday, City Marshall Mark Murray and others.

July – October 2018. Based on the positive feedback and assurances from officials<sup>2</sup> in both Newbury and Newburyport, fundraising was undertaken to purchase the equipment, with the Plum Island Foundation acting as fiscal sponsor. This effort included three grant applications to local foundations, personal appeals, and six fundraiser events sponsored by local businesses and restaurants. Results of the fundraising exceeded expectations and the committee quickly garnered funds in excess of the targeted amount.

November 2018 - January 2019. With funds on hand, the AED equipment was ordered and delivered. Final specs and plans moved forward apace in Newbury. But in early November 2018, when we approached Newburyport to finalize the configuration and equipment needed, problems emerged and support appeared to wane.

January – February 2019. Primary efforts in this period focused on a successful installation of the AED and call box at Center Island in Newbury. All was in place in time for a celebratory AED Kick-off on February 28 at PITA Hall, which was attended by some 35 people, including Newbury Fire Chief Doug Janvrin, Sergeant Steve Jenkins, Tracy Blais, Town Administrator, and Damon Jespersen from the Board of Selectman. Although invited to the event, Newburyport's Mayor and EMS officials did not attend. Mayor Holaday and Marshall Murray explained to the *Daily News* that, although they applauded the AED effort for Plum Island, they had concerns about maintenance and liability.<sup>3</sup>

Spring 2019. Disappointed that we were unable to fulfill the initial promise to supporters and donors to install two AEDs on Plum Island, we decided to approach Newburyport City Council with a petition showing broad citizen support for the initiative. We hope that the Council will work with City officials to reassess their withdrawal of support and accept this gift of life-saving equipment for the residents and visitors on Plum Island.

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<sup>2</sup> See attached letter from Mayor Holaday endorsing the project.

<sup>3</sup> See *Daily News* of Newburyport, March 2, 2019: <https://newburyportnews-cnhi.newsmemory.com/?publink=4aecdf397>



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 Whom It May Concern,

The City of Newburyport is pleased to support the grass roots Health and Safety Committee of Plum Island residents and their sponsor, the Plum Island Foundation. The aim of this group is to install Automatic External Defibrillators (AED's) at each end of the Island for public access emergency use.

The Plum Island residents have researched the need and met with police and fire officials to identify cases and emergency call boxes that best meet the requirements of residents and police personnel. The residents have written a proposal which defines their role as well as that of the City's.

When the AED devices, weather proof cases, and emergency call box or antenna are purchased, the City will install the equipment on the Life Guard shack at the 78<sup>th</sup> Street parking lot. The City will be responsible for checking the boxes during routine police rounds and will assume the responsibility of maintaining these boxes after the 5-year maintenance warranty expires. The Public Health Nurse for Newburyport will conduct two CPR and AED usage classes for the residents of Plum Island.

Along with the work already completed, the Plum Island residents will seek additional funding and assist in community outreach and education.

The City believes this safety enhancement will benefit both residents and visitors and very much appreciates your consideration in this matter.

Sincerely,



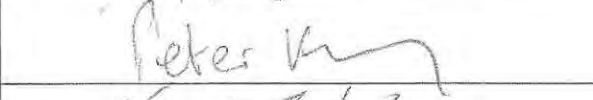
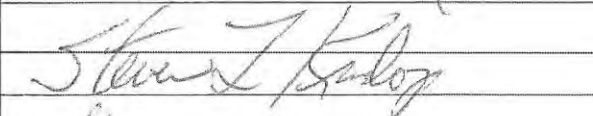
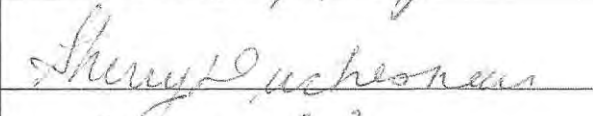

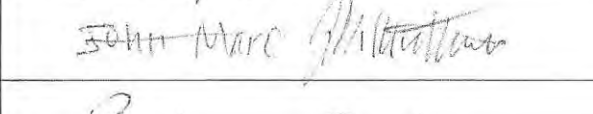


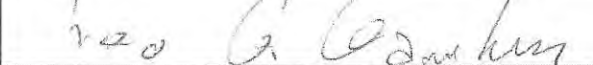
Donna D. Holaday, Mayor



# **Petition to the City of Newburyport re: AED Installation at Plum Island Point**

We the undersigned strongly support the private/public initiative for the City of Newburyport to install, monitor and maintain a public automatic external defibrillator (AED) in the parking lot at Plum Island Point.

We ask that the city of Newburyport recognize the importance of this safety device to Plum Island (residents& visitors) and honor the original promise made to install and maintain the device. All funds for the AED unit, all-weather storage case and an initial maintenance agreement have been raised privately and are on hand; all will be gifted to the City of Newburyport.

Signature	Name (Print)	Address	City	Med Prof
	John Hickey	1 Basin STREET	Newburyport	
	Katie Mardian	25 Shore St	Nbpt.	
	Peter Knealy	24 Basin St	Newburyport	
	Steven Krudoy	21 Basin St	Newburyport	
	Sherry Duchesneau	2 Harbor St	Nbpt	
	Edward Duchesneau	2 Harbor St	Nbpt	
	John Marchese	10 Harbor St	Nbpt	
	Barbara Dubois	5 Harbor St	Nbpt	
	Susan Lind	5 Harbor St	NBP	
	Leo G. Gaudin	25 HARBOR ST	NBP	

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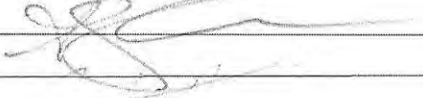
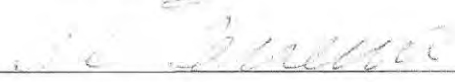





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Signature	Name (Print)	Address	City	Med Prof
<i>William T. Fariello</i>	W.T. Fariello	2 Barker St	NBPT	
<i>M.W. Williams</i>	M.W. WILLIAMS	1 BARKER ST	NBPT	
<i>Anne Hawkes</i>	ANNE HAWKES	5 Taylor St	NBPT	
<i>Steve Hawkes</i>	STEVE HAWKES	5 Taylor St	NBPT	
<i>Tom Casey</i>	Tom Casey	225 Northern Blvd	NBPT	
<i>Monique Casey</i>	Monique Casey	225 Northern Blvd	NBPT	✓
<i>Lauren Casey</i>	Lauren Casey	225 Northern Blvd	NBPT	✓
<i>Blaine K. Nicholson</i>	Blaine K. Nicholson	1178 1/2 ST NBPT	NBPT	
<i>Ann E. Port</i>	ANN E. PORT	2 GASTON ST	NBPT	
<i>George E. Port</i>	GEORGE E. PORT	2 Basin	NBPT	

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Signature	Name (Print)	Address	City	Med Prof
	Margaret St. John	14 Basin St	Newburyport, MA	
	Brenna Gooding	20 Basin St	Newburyport	
	Cathy Van Buren	29 Basin St	Newburyport	
	Alexis Cough	32 Basin St	NBPT	
	John Ferraro	31 Basin St	LBPT	
	Don McCoy	33 Basin	NSPT	
	Andrew Athanas	65th St	NRPT	
	Kincaid Webb	15 Basin St	Nbpt.	
	Thomas Petty	11 Basin St.	Nbpt.	
	CHARLOTTE VINCENT	4 BASIN ST	NBPT	

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Signature	Name (Print)	Address	City	Med Prof
<i>Alex Hasapis</i>	ALEX HASAPIS	4 BASIN STREET	NEWBURYPORT	NO
<i>Fordyce B. St. John, III</i>	FORDYCE B ST. JOHN, III	14 BASIN ST.	NEWBURYPORT	NO
<i>Peter Davis</i>	PETER DAVIS	9 OVERLOOK RD	NEWBURYPORT	—
<i>Dorothy Sidaris Davis</i>	Dorothy Sidaris Davis	9 Overlook Rd	Newburyport	—
<i>Willam Klumachi</i>	Willam Klumachi	18 Beechtree Circle	WBPT <sup>Also Apt owner</sup>	
<i>Lynne Petty</i>	LYNNE PETTY	11 Basin St	NBPT	NO
<i>Margaret Pine</i>	Margaret Pine	18 Basin St	NBPT	NO
<i>Candace Horvath</i>	Candace Horvath	15 76th St	71 BPT	yes
<i>Kelly Friery</i>	Kelly Friery	10 76th St	N3T	NO
<i>Mark Friery</i>	Mark Friery	10 76th ST	Nbpt	NO



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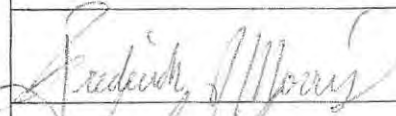


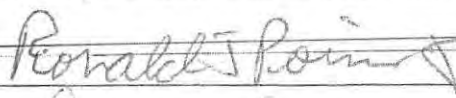



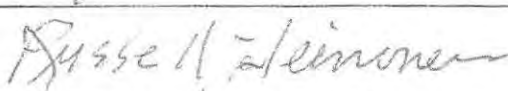
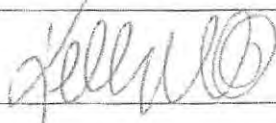

Signature	Name (Print)	Address	City	Med Prof
Elizabeth Paige Baum	Elizabeth Paige Baum	21 Shorest, NBPT	NBPT	
Sandra M. Mitchell	Sandra M. Mitchell	13 62nd St.	NBPT.	
J. Succi	C-P Succi	10 62nd	NBPT	
Linda Juncosa RN	Linda Juncosa	10 62nd St	NBPT	✓
Joseph J. Flanagan	Joseph J. Flanagan	5 62nd St.	NBPT	
Andrew Macdief	Andrew Macdief	4 62nd St.	NBPT	
Barbara Harrington	Barbara Harrington	8 Sixty-fourth	NBPT	
Dan Harrington	Dan Harrington	8, 64th	NBPT	
Daryl Crampin	Daryl Crampin	85 Storey Ave H222	NBPT	
Doris H Brown	Doris H Brown	20 Caverlock St	NBPT	



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Signature	Name (Print)	Address	City	Med Prof
	Frederick J. Morris	11 58th St	Newburyport	
	AMANDA AMBROSE	3 58th St	NBPT	
	Elizabeth Poirier	159 Northern Blvd. Nbpt.	Nbpt	
	Ronald J Poirier	159 Northern Blvd NBPT	NBPT	
	Craig Smith	167 Northern Blvd	NBPT	
	Allen Sherman	9 60th Street	NBPT	
	KRISTIN STEINHILBER	"	"	
	Russ Hein	10 60th St	NBPT	
	Kelly Prescott	10B Independent St	NBPT	
	Susanna Matter	49 Prospect St.	NBPT	

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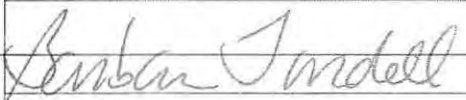



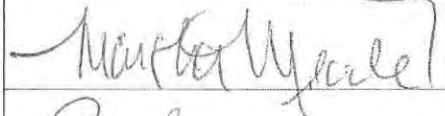


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Signature	Name (Print)	Address	City	Med Prof
<i>Christine McGill</i>	CHRISTINE MCGILL	13 NEWALL LN	Newburyport	
<i>Kevin McGill</i>	KEVIN MCGILL	13 Newhall W	Newburyport	
<i>Brenda L Marshall</i>	Brenda L Marshall	1 Summit Pl	Newburyport	
<i>Susan Gaylord</i>	SUSAN GAYLORD	311 High St	Nbpt	
<i>Helen G. Pinsky</i>	Helen G Pinsky	52 Fair St	Nbpt	
<i>Brenda P. Leclerc</i>	BRENDA P. leclerc	7 Prince Place #503	Newburyport	
<i>Laurel Seneca</i>	LAUREL SENECA	7 Prince Pl #503	NBPT	
<i>Marin J. Fortune</i>	Marin J. Fortune	8 Vernon ct	Newburyport	
<i>Marguerite Church</i>	MARGUERITE CHURCH	PO BOX 271	IP. SWICH, 11111	
<i>Annalee Johnson</i>	Annalee Johnson	50 Marlboro	NBPT	

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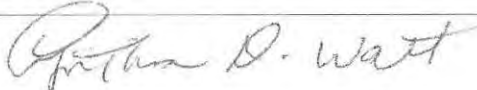









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Signature	Name (Print)	Address	City	Med Prof
	ELOISE SCHOEPNER	7 HANOVER DR	NBY	
	Susan Johnson	50 Cottage RD	Nby	
	Roz Claw	309c High	NBPT	CDA.
	Barbara Tindall	33 Federal St	NBPT	
	CHERYL METRANO	14 56TH ST	NBPT	
	Danielle Gannone	7 53rd St	NBPT	
	Corinn Flaherty	8 53rd St	NBPT	
	MARSHA MERADE	147 Northern Blvd	Newbury	
	Pam DeKort	147 Northern Blvd	Newbury	
	Michele Kates	133 B No Blvd	Newbury	

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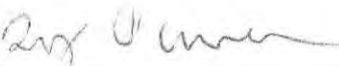


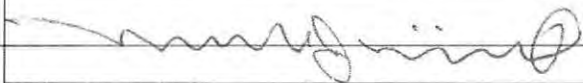
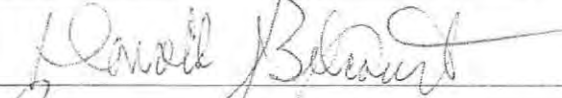
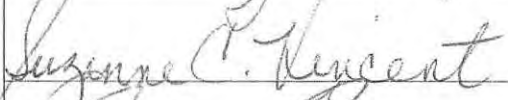




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Signature	Name (Print)	Address	City	Med Prof
	Cynthia Watt	9-51st ST.	Mt IT	
	Camille Rodier	9 14th St	<del>MTT</del> Newbury	
	Sean Hennessy	158 Northern Blvd	Newburyport	
	Sandy Herbert	4 55th St	Newburyport	
	Emily Nicholson	11 65th St	Newburyport	
	DAVID JANCO	18-55TH ST	NEWBURYPORT	
	ROSEMARY	18-55 ST	NEWBURYPORT	
	Kathleen Cutting	10 55th St	Newburyport	
	Christopher Hickey	11	11	
	Diane Regan	10 Lincoln St	Newburyport	

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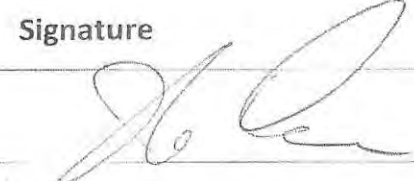



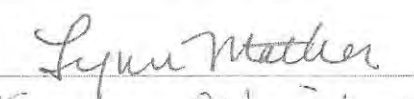

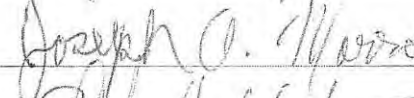



Signature	Name (Print)	Address	City	Med Prof
	Rory O'Connor	166 northern Blvd	Newburyport	
	G.R. Matheson	11 57th St	Newburyport	
	Elaine Fiorilla	19 57th St	Newburyport	
	Michael J. Fiorilla	19 57th Street	Newburyport	
	DONALD BELMONT	16 57th St.	NEWBURYPORT	
	SUZANNE VINCENT	16 57th ST.	Newburyport	
	Erik R. Metelord	17 55th St	Newburyport	
	Kenneth J. Letourneau	27 55TH ST.	Newburyport	
	Janice Ardolino	2 Reservation Terrace	Newburyport	
	Linda Amar	16 Reservation Terrace	Newburyport	



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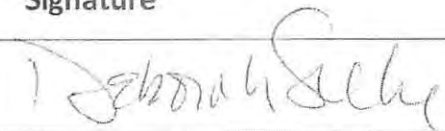

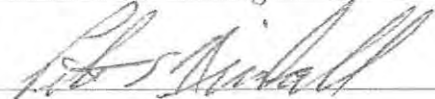
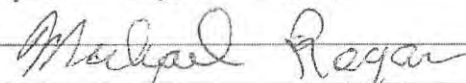
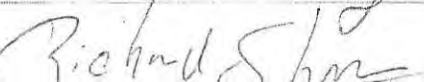
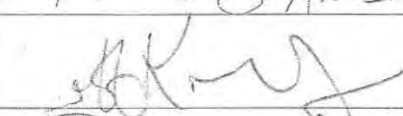

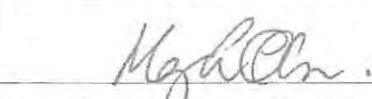

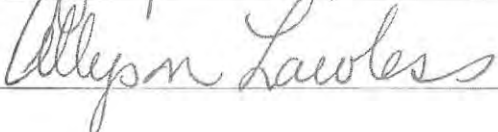
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Signature	Name (Print)	Address	City	Med Prof
	Joe Camar	16 Res. Terr	NBPT 01950	
	Sheena Farmer	11 51st St. (2 lots)	Newbury + Nbpt	
	Zachary Lewic	11 51st St. (2 lots)	Newbury + Nbpt	
	Edward Andrews	86 Prospect #2	Newburyport	
	Lynn Mather	21 Basin Front	Newbury	
	Karen Majahal	6-54th Street	Newburyport	
	JOSEPH A MANNA	8 59TH ST.	NEWBURYPORT	
	Shirley Whittel	8-59th St	Nbpt. Ma. 01950	
	CHRISTINE O'BRIEN	20-61st Plum Island	Nbpt. Ma.	
	William Beaulieu	20 61st	NEWBURYPORT	

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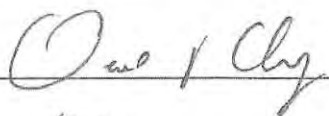


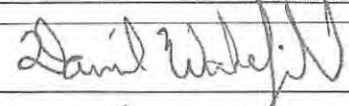
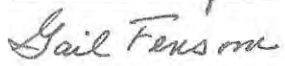
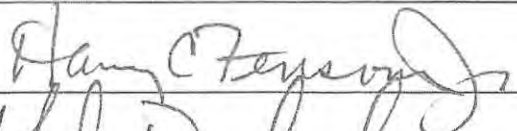


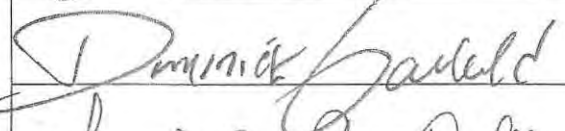
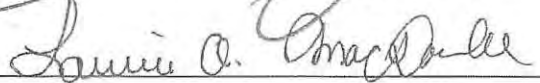
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Signature	Name (Print)	Address	City	Med Prof
	DEB SILKE	12 LINCOLN ST	NBPT	
	Kevin Magowan	166 State Street	NBPT	
	PETER KIMBALL	22 Beacon Av.	N.B.P.T.	
	MICHAEL REGAN	10 Lincoln St	NBPT	
	RICHARD SHARR	11 LINCOLN ST	NBPT	
	Jeffrey Kennedy	1 AZALEA RD	NBPT	
	ANNETTE KEANE	13 BECK ST, NBPT, 01950	NBPT	
	MARY OLSON	58 LIME ST. #2A NBPT	NBPT 01950	
	JOSEPH CASEY	21 BROAD ST	NBPT	
	Allyson Lawless	18 Walnut St-	NBPT 01950	

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Signature	Name (Print)	Address	City	Me d Prof
	David I. Chenney	13 67th STREET	NEWBURYPORT, MA. 01950	
	Marcy Freedman	13 67 <sup>th</sup> St	Newburyport MA 01950	
	Brian Belk	14A 67 <sup>th</sup>	Newburyport	
	Daniel Wakefield	10 67 <sup>th</sup>	Newburyport, MA	
	Gail Fensom	7 67th St.	Newburyport, MA	
	Harry Fensom	"	"	
	Mark Dombroski	11 67th St.	"	
	Trina Dombroski	11 67 <sup>th</sup> St	Newburyport MA.	
	Dominick Grubaldi	14A 67 <sup>th</sup> St	Newburyport MA	
	Laurie A. MacDonell	14 - 67 <sup>th</sup> St	Newburyport MA	

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Signature	Name (Print)	Address	City	Med Prof
Linda R Buddenhagen	LINDA BUDDENHAGEN	92 Bromfield St.	NBPT	
Jane Baird	Jane Baird	11 Lincoln Street	NBPT	
Eleanor F. Lyons	Eleanor F. Lyons	8 Oak St	NBPT	
Kathleen C. Carr	Kathleen C. Carr	7 Becke St	NBPT	
M Nelson	MONICA NELSON	181 Water St	NBPT	
Kathy Kilmartin	Kathy Kilmartin	9 Basin St	NBPT	
LINDI SINGER ↔	Lindi Singer	5 BASIN ST.	NEWBURYPORT, MA	
Linda Leavis-Colson	Linda Leavis-Colson	2 Lincoln St.	NBPT	
Regina Correia-Branco	REGINA CORREIA-BRANCO	15 Parsons St	NBPT	
Wendy Hendrickson	Wendy Hendrickson	104 Windy Ridge	VT	



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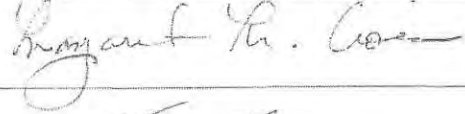





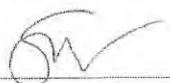
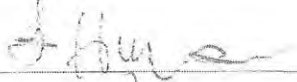

Signature	Name (Print)	Address	City	Med Prof
Kel E. Man	Rebecca Macknight	13 Farrell St temporarily renting on PI	NBPT	No
Robert S. [unclear]	Bob Macknight	15 Farrell St NBPT	NAPT	Yes
Lee McLaughlin	Lee McLaughlin	9 75th St. NBPT	NBPT	
George E. Bossi	George E. Bossi	8 73rd St. NAPT	NAPT	No
Gloria Mintz	Gloria Mintz	9 73rd St NAPT	NBPT	No
Leda Ch. Weges	Leda Ch. Weges	55 Reservation	Wbpt	
Hale Lyon	Hale Lyon	15 69th St.	NBPT.	No
Anne Mapauran	Anne Mapauran	16 69th St.	Newburyport	Yes
Joanne Reitel	Joanne Reitel	4-69th St.	NAPT. Mass	No
Peggy Poppe	Peggy Poppe	12 14th St.	Newbury, NH	Yes



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Signature	Name (Print)	Address	City	Med Prof
	Francis Holleran	258 Northern Blvd	Newburyport, MA	
	Margaret M. Ciocca	877th St.	Newburyport, MA	
	Verna Evers	1077 <sup>th</sup> St.	" "	
	Susan Stone	1077th St.	" "	
	MANNA SWARTZ	89 N. Reservation Terr NA	Newburyport MA	
	Mark G. Swartz	" "	" "	
	Lieza Dagher	99 N. Res Terrace	" "	
	Scott Harrington	101 N. Res. Terra	" "	
	Lori Harrington	101 N. Res Terr	Newburyport, Mass	
	Rick HARVEY	266 Northern	NEWBURYPORT	

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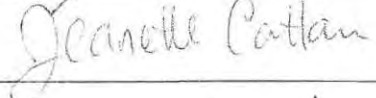
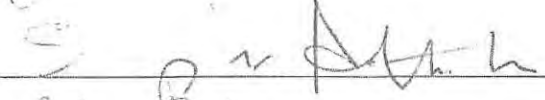
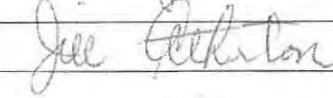


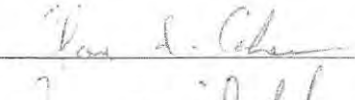
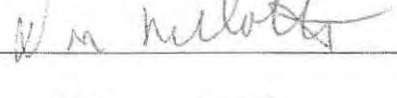

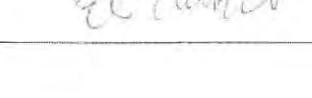
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Signature	Name (Print)	Address	City	Med Prof
Richard P. McCoy	RICHARD MCCOY	20 OVERLOOK ST	NEWBURYPORT	
Cheri McCoy	Cheri McCoy	20 Overlook St	Newburyport	
Edward O'Bara	EDWARD O'BARA	26 SHORE ST.	NEWBURYPORT	
Patricia Dryver	PATRICIA DRYVER	21 56th St.	Newburyport	
Michael A. Dryver	MIKE DRYVER	21 56th St	NEWBURYPORT	
Elliot R. Newman	Elliot R. Newman	5 shore st	Newburyport	
Kelly Fredette	Kelly Fredette	22 shore st	Newburyport	
Belinda Young	Belinda Young	14 62nd st	Newburyport	
Cathy McCoy	Cathy McCoy	14 Overlook	Newburyport	
Paul J McCoy	PAUL J MCCOY	14 overlook	Newburyport	

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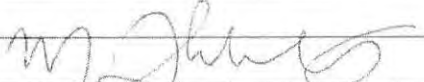






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Signature	Name (Print)	Address	City	Med Prof
	AJ Drivas	20 Harbor St.	Newburyport MA	
	Jeanette Cattan	30 Harbor St	Newburyport MA PI	
	JILL ATERTON	35 <del>ATHERTON</del> HARBOR	Newburyport MA	
	Jill Atherton	35 Harbor	"	
	Bill BARTLEY	47 HARBOR ST.	NEWBURYPORT	
	Judith Pickett	4 Taylor St.	Newburyport	
	Elaine Cohen	9 53th St	Newburyport	
	Donald Milotte	9-59th St	Newburyport	
	Andy Ray	155 Northern	Newburyport	
	Li Abbott	5 South	MA	

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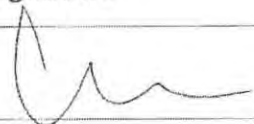

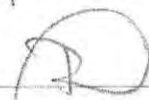

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Signature	Name (Print)	Address	City	Med Prof
	KIM-SOOB DeLIBERTO	17 56th Street	NEWBURYPORT	
	Stephen Plien	2A Shore St	Newburyport	
Thomas Costello	THOMAS COSTELLO	1 S HORE ST	Newburyport	
	Matthew Tibbatts	14 58th St	Newburyport	
	John Liss	# 8 58 <sup>th</sup> ST	Newburyport	
	Pauline Liss	8 58th St	Nbpt	
	GREG RAPOSA	9 Shore St	NBPT	
	ANNE CAPUTO	B RS ST	NBPT	
	Wayne Cormier	11 58th St	NBPT	
	Rajen Cormier	11 58th St	NBPT	

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Signature	Name (Print)	Address	City	Med Prof
	Christopher M Welch	33 Federal St	Nbpt	
James Welch	James Welch	33 Federal St	NBPT	
	Chris Ayotte	14 65 <sup>th</sup> St	NBPT	
Margaret Reske	Margaret Reske	16 63rd St	NBPT	RW
Paul Reske	Paul Reske	16 63rd St	NBPT	
	D Swierczewski	20 63rd St	NBPT	DR
				



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Signature	Name (Print)	Address	City	Me d Prof
Kayla Cox	Kayla Cox	51B Reservation Terrace	Newburyport.	
Timothy R. R.	Timothy R. R.	79 Industrial Ave	NBPT Saco	
Jeff Bossi	Jeff Bossi	8 73rd Street	Newburyport	
Annette Trivette	Annette Trivette	39 Reservation Terrace	NBPT	
ESL	SHANE LEVERS	11	"	
Stephen DiPaola	Stephen DiPaola	12 67 <sup>th</sup> St	NBPT	
Sue Ki Bney	Sue Ki Bney	8 67 <sup>th</sup> St	NBPT	
Bob Bean	BOB BEAN	8 67 <sup>th</sup> St	NBPT	
Jennifer D. Twesdale	Jennifer D. Twesdale	18 69 <sup>th</sup> St	NBPT	

**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

Subject: Re-Appointment

Date: May 31, 2019

-----

I hereby re-appoint, subject to your approval, the following  
named individual as a member of the Tree Commission.  
This term shall expire on April 1, 2022.

Sheila Taintor  
10 Dexter Street  
Newburyport, MA 01950

## SHEILA RONEY TANTOR

10 Dexter Street  
Newburyport, Massachusetts 01950

Telephone: (978) 872-4408

### TEACHING EXPERIENCE

2008 – present	Spanish Instructor Northern Essex Community College	Haverhill, MA
	Taught <i>Elementary Spanish 1</i> , <i>Introductory Spanish 2</i> and <i>Conversational Medical Spanish</i> to adults. Maintained website with flash presentations of the material covered as well as study handouts to print up, practice assessments and links to study sites.	
2012 – 2013	Spanish Instructor for Listen and Learn USA Enel Green Power North America, Inc.	Andover, MA
2006 – 2007	Spanish Teacher Dover High School	Dover, NH
2005 – 2006	Adjunct Lecturer in Spanish Tufts University	Medford, MA
2004 – 2005	Spanish Teacher (part-time) Governor Dummer Academy	Byfield, MA
2001, 2003, 2005, 2006	Advanced Placement Examination Reader Educational Testing Service	Princeton, NJ
	Scored student spoken responses on AP Spanish Language exam.	
2001 – 2004	Spanish Teacher Georgetown Middle High School	Georgetown, MA
	<ul style="list-style-type: none"><li>♦ Foreign Language Department Chair</li><li>♦ American Field Service Advisor</li></ul>	
1987 – 2001	Spanish Teacher Holliston High School	Holliston, MA
	<ul style="list-style-type: none"><li>♦ Taught courses in Spanish language (introductory through advanced), Spanish and Latin American culture and civilization, and Advanced Placement Literature and Language.</li><li>♦ Developed (1999–2000) and taught (2000–2001) “Writing in Spanish”, an online course offered by The Concord Consortium’s Virtual High School.</li><li>♦ Coordinator/Leader of two-way exchange programs with high schools in Cartaya, Spain; Orotina, Costa Rica; and San Antonio de Padua, Argentina.</li><li>♦ Coordinated exchange visits between Holliston students studying Spanish and students from Spain attending a private school located in Holliston.</li><li>♦ Arranged in-school performances of French and Spanish theatrical productions.</li><li>♦ Organizer and advisor of Model United Nations club.</li></ul>	
1983 – 1987	Spanish Immersion Teacher Holliston Middle School	Holliston, MA
	<ul style="list-style-type: none"><li>♦ Taught Spanish Language, Reading and Social Studies in Spanish to English-speaking children, grades 5–8.</li><li>♦ Initiated school-wide celebration of Foreign Language Week and organized French and Spanish field trips.</li></ul>	

1978 – 1983	Bilingual Chapter I Teacher Framingham School Department	Framingham, Massachusetts
	Taught teaching of reading in Spanish to native Spanish-speaking children, and teaching of English as a Second Language to non-English-speaking children at the middle school (1978–1982) and elementary (1982–1983) levels.	
1974 – 1975	Bilingual Teacher Lewiston School Department	Lewiston, Maine
	Employed as a special tutor at the elementary, middle and high school levels. Taught English as a Second Language to children from the Dominican Republic and tutored them in academic subjects.	
1971 – 1972	English Teaching Program American Cultural Center	Madrid, Spain
	Taught English to adult Spaniards and assisted in program administration.	

### EDUCATION

1999 – 2000	The Concord Consortium	Hudson, Massachusetts
	Teachers Learning Conference, training and course development for the Virtual High School. Graduate credit from Fitchburg State College.	
1995 & 1996	The Taft Education Center	Waterbury, Connecticut
	Workshops on AP Spanish Literature and AP Spanish Language. Graduate credit from University of Hartford.	
1990	Iberoamerican Cultural Exchange Program	La Paz, Bolivia
	Teacher Exchange Program. Graduate course credit from Seattle University for “Professional Development for U.S. Spanish Teachers”.	
1990	Clark University	Worcester, Massachusetts
	Teachers Center for Global Education Summer Institute (Blakeslee Fellow)	
1975 – 1985	University of Maine Framingham State College Central New England College	Augusta and Orono, Maine Framingham, Massachusetts Westborough, Massachusetts
	Undergraduate and graduate courses in Education (16 credit hours total)	
1968 – 1970	University of Connecticut	Storrs, Connecticut
	B.A. with Honors in Spanish, June 1970	
1968	Universidad Nacional Autónoma de México	México, D. F., México
	Summer courses	
1965 – 1967	Manhattanville College	Purchase, New York



## TRANSLATING

- 1996 *La Guía de Buscar Empleo* (The Job Hunting Handbook, Spanish edition)  
Dahlstrom & Company
- 1991 *Reuniones de Jóvenes Amigos: Un Cuerpo, Muchos Miembros*  
(Young Friends International Gatherings: One Body, Many Parts)  
International Young Quaker Committee

## COMMUNITY / SCHOOL RELATIONS

- 2017 – present Newburyport Livable Streets (founding member)
- 2013 – present Storm Surge: Merrimack Valley Coastal Adaptation Workgroup (founding member).  
Now, Storm Surge: Climate Stewards
- 2012 – present Newburyport Tree Commission
- 2012 – present Alchemical Garden
- Tend Alchemical Garden along Newburyport Rail Trail
  - Conduct fall and spring fundraisers to raise money for special projects.
- 2012 – 2018 Belleville Roots Music Series Committee
- Maintain website
  - Write grant applications
  - Set up online ticket sales
  - Responsible for Roots Music eblasts
  - Responsible for program ads
- 2011 – 2014 Transition Newburyport, initiating committee
- 2006 – 2012 Board of Directors of YWCA Greater Newburyport
- Martin Luther King, Jr. Breakfast Committee, 2007–2011;  
Breakfast Chair, 2008–2011
  - Co-Captain, Landscaping Committee
  - Nancy DiGrezio Memorial Scholarship Committee
  - Pat Polletta Memorial Trophy Committee, Chair
- 1996 – 1999 Holliston High School Council: faculty representative
- 1985 – 1986 Holliston Middle School Improvement Council: faculty representative
- 1982 – 1994 Holliston Parent-Teacher-Student Association (PTSA)
- Executive Vice President, 1982 – 1984
  - Middle School faculty representative, 1984 – 1986
  - Faculty representative to the High School Steering Committee for the  
PTSA “Culture Connection”, 1992 – 1994

**FOREIGN TRAVEL TO SPANISH-SPEAKING COUNTRIES**

2018	Spain
2017	Spain
2010	Costa Rica
2004	Dominican Republic
2000	Argentina (school partnership)
1999	Costa Rica (school partnership)
1998	Costa Rica (school partnership)
1996	Spain (school partnership)
1994	Spain (school partnership)
1990	Bolivia (teacher exchange & homestay)
1987	Costa Rica
1986	Spain
1985	Nicaragua
1970–1972	Spain (residence)
1968	Mexico

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

## ORDERS

# CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

May 28, 2019

AN ORDER TO ADD A NEW HANDICAPPED PARKING SPACE PURUSANT TO SECTION 166 (AMENDMENT, ADDITION AND DELETION BY 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 deletions ~~double-stricken-through~~, and additions double-underlined:*

No person, without a duly authorized handicapped vehicle registration or placard, as described in M.G.L.A. c. 90, § 2 shall park a vehicle in any of the following described parking spaces as designated by signs and symbols:

Lime Street

One (1) space on easterly side of Lime Street starting at twenty (20) feet from Water Street and running for a distance of twenty (20) feet in a southerly direction.

This space expires on June 15, 2022.

Councillor Sharif I. Zeid



## CITY OF NEWBURYPORT




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 IN CITY COUNCIL

## ORDERED:

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

Date: June 10, 2019

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1.(f)(1) and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves the following schedule of parking fees and fines in the paid parking lots subject to introductory and time-limited discount incentive rates for paid parking permits pursuant to regulations promulgated by the Parking Clerk as described in Section 13-180.1.(f)(2):

<i>Employee Monthly Pass for the Garage</i>	<i>\$60.00</i>
<i>Inn Daily Pass for the Garage</i>	<i>\$16.00</i>
<u><i>Monday – Friday Employee Monthly Pass for the Garage</i></u>	<u><i>\$40.00</i></u>

*Inn is defined as a hotel/inn including conference and meeting facilities and bed and breakfast. The Inn Daily Pass shall be valid until November 1, 2019.*

*Inn Guests may park overnight up to a maximum of seven (7) days.*

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 Councillor Heather L. Shand

CITY OF NEWBURYPORT



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

ORDERED:

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

Date: June 10, 2019

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

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

***Amend existing Section as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:***

**Street**

Ferry Road

**Extent**

On the southerly side in front of the property known as 1 Ferry Road

\_\_\_\_\_  
Councillor Thomas F. OBrien

# CITY OF NEWBURYPORT



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

## ORDERED:

Amended as follows, with deletions ~~double stricken and italicized~~, and additions double-underlined and italicized:

Date: June 10, 2019

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

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

***Amend existing Section as follows, with deletions ~~double stricken through~~, and additions double-underlined:***

### Street

Summer Street

### Extent

On the easterly side starting at the property known as 31 Summer Street and running northerly to Merrimac Street

\_\_\_\_\_  
Councillor Heather L. Shand

# CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

Date: June 10, 2019

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-175	Two Hour Parking

**Amend existing Section as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:**

No person shall park a vehicle for longer than two (2) hours between the hours of 9:00 a.m. and 6:00 p.m. of any day except Sundays and holidays in the following described streets or parts thereof:

<u>Street</u>	<u>Extent</u>
<u>Summer Street</u>	<u>On the easterly side starting at High Street and running northerly to the property known as 31 Summer Street</u>

Councillor Heather L. Shand

## CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

Date: June 10, 2019

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

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

**Amend existing Section as follows, with deletions ~~double-stricken-through~~, and additions double-underlined:**

(g) Designation of two-hour residential parking permit zones.

(1) *Zone 1*: Includes the following streets between State Street and ~~Fair~~ Federal Street:

~~Charter Street.~~

~~Essex Street.~~

~~Garden Street.~~

~~Liberty Street.~~

~~Middle Street.~~

~~Otis Place.~~

~~Prospect Street.~~

~~Temple Street.~~

**Street                      Extent**

Center                      From Liberty Street to Middle Street, easterly side

Charter                      From State Street to Fair Street, southerly side

Essex                      From State Street to Fair Street, both sides

Fair                      From Water Street to Liberty Street, easterly side, and westerly side until the southerly edge of the driveway at 2 Fair Street

Fair                      From Liberty Street to Prospect Street, easterly side

Fruit                      From High Street to Prospect Street, both sides

Garden                      From State Street to Otis Place, both sides



<u>Independent</u>	<u>From Water Street to Liberty Street, northwesterly side</u>
<u>Liberty</u>	<u>From State Street to Independent Street, both sides</u>
<u>Liberty</u>	<u>From Independent Street to Federal Street, southeasterly side</u>
<u>Middle</u>	<u>From State Street to Federal Street, southerly side</u>
<u>Orange</u>	<u>From Fair Street to Federal Street, both sides</u>
<u>Otis Place</u>	<u>Both sides</u>
<u>Pike</u>	<u>From Liberty Street to Water Street, westerly side</u>
<u>Prospect</u>	<u>From State Street to Federal Street, southerly side</u>
<u>Spring</u>	<u>From Fair Street to Federal Street, both sides</u>
<u>Temple</u>	<u>From State Street to Federal Street, southerly side</u>

(2)

(2) Zone 2: Includes the following streets between ~~Fair~~ State and ~~Federal~~ Winter:

~~Middle Street~~

~~Temple Street~~

~~Spring Street~~

**Street**      **Extent**

<u>Birch</u>	<u>From Market Street to Summer Street, northerly side</u>
<u>Green</u>	<u>From Harris Street to Merrimac Street</u>
<u>Green</u>	<u>From Washington Street, westerly side to Loading Zone in front of 26 Green Street</u>
<u>Harris</u>	<u>From Green Street to State Street, both sides</u>
<u>Market</u>	<u>From Washington Street to Merrimac Street, both sides</u>
<u>Pleasant</u>	<u>From property at 66 Pleasant Street to Summer Street, both sides</u>
<u>Titcomb</u>	<u>From Merrimac Street to Washington Street, both sides</u>
<u>Washington</u>	<u>From Green Street to Market Street, northwesterly side</u>
<u>Washington</u>	<u>From Court Street to Market Street, Southeasterly side</u>
<u>Winter</u>	<u>From Washington Street to High Street, westerly side</u>

(3)

(3) Zone 3:

a.

~~Fair Street, on the easterly side between Liberty Street and Water Street, and on the westerly side, between Liberty Street and southerly edge of driveway at 2 Fair Street.~~

<u>Arlington</u>	<u>From Highland Avenue, both sides to northerly end of those properties known as #23 and #24 on each side of street respectively</u>
<u>Ashland</u>	<u>Beginning at the lower end of Ashland Court and proceeding northerly on the westerly side of Ashland Street to a point of six (6) feet north of the property line between 2 Ashland Street and 345 Merrimac Street</u>
<u>Ashland</u>	<u>Beginning at the lower corner of Ashland Court and proceeding northerly on the easterly side of Ashland Street and Merrimac Street</u>
<u>Bricher</u>	<u>All</u>
<u>Cherry</u>	<u>All</u>
<u>Hill</u>	<u>All</u>
<u>Lafayette</u>	<u>From Highland Avenue, both sides in a northerly direction from Washington Street for a distance of one hundred (100) feet</u>
<u>State</u>	<u>Beginning at 184 State Street and proceeding southerly to the end of said State Street on the westerly side</u>

(4)

~~Zone 4: Includes the following streets or portions thereof designated:~~

~~a.~~

~~Arlington Street, both sides from Highland Avenue to the northerly end of those properties known as #23 and #24 on each side of the street respectively.~~

~~b.~~

~~Lafayette Street, both sides from Highland Avenue to the northerly end of those properties known as #18 and #25 on each side of the street respectively.~~

~~c.~~

~~Cherry Street.~~

~~d.~~

~~Hill Street.~~

~~e.~~

~~Bricher Street.~~

~~f.~~

~~Titcomb Street, both sides from the way known as Brown Square to Washington Street.~~

~~g.~~

~~Green Street, on the west side running in a northerly direction from Washington Street for a distance of one hundred (100) feet.~~

~~h.~~

~~Washington Street, on the north side running in a westerly direction from Green Street for a distance of one hundred twenty (120) feet.~~

~~i.~~

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

~~j.~~

~~Winter Street, beginning at the corner of Washington Street and proceeding southerly on Winter Street to High Street.~~

~~k.~~

~~State Street, beginning at 184 State Street and proceeding southerly to the end of said State Street on the westerly side.~~

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Councillor Jared J. Eigerman

# CITY OF NEWBURYPORT



IN CITY COUNCIL

**ORDERED:**

June 10, 2019

**THAT** the sum of ten million dollars and no cents (\$10,000,000.00) is appropriated to pay the costs to maintain and/or repair public streets, ways, walkways, and sidewalks throughout the city, to be expended in five, equal increments of two million dollars and no cents (\$2,000,000.00) each fiscal year beginning in Fiscal Year 2020, consistent with Item Numbers HW009 and HW010 of the Capital Improvement Plan for Fiscal Years 2020-2024, including the payment of all costs incidental and related thereto, which amount shall be expended in addition to those amounts otherwise appropriated to pay the costs of such maintenance and repairs, and that to meet this appropriation the Treasurer is authorized to borrow said amount under and pursuant to Section 7(1) of Chapter 44 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefore, and that the Mayor and the Treasurer are authorized to take any other action necessary or convenient to carry out this vote. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Section 20 of Chapter 44 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

\_\_\_\_\_  
Councillor Jared J. Eigerman, Ward 2

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Councillor Joseph H. Devlin, At Large

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Councillor Sharif I. Zeid, Ward 1

# CITY OF NEWBURYPORT



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IN CITY COUNCIL

## ORDERED:

June 10, 2019

WHEREAS, Walsh Construction Company and the City of Newburyport entered into a License Agreement for the purpose of allowing for a temporary construction access and staging area necessary to complete work on the Whittier Bridge/I-95 Improvement Project, and

WHEREAS, said License Agreement included specific mitigation, including financial compensation in the amount of \$681,181.00, for use of City-owned property; predominantly the surrounding roads and the area located off of Spring Lane along the banks of the Merrimac River.

NOW, THEREFORE, the CITY COUNCIL of the CITY OF NEWBURYPORT accepts said mitigation payment and appropriates these funds for the purpose of restoring property that was used during the Whittier Bridge/I-95 Improvement Project, including, but not limited to, restoration and final paving of Spofford Street.

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Councillor Charles F. Tontar

CITY OF NEWBURYPORT



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IN CITY COUNCIL

**ORDERED:**

June 10, 2019

**THAT, The CITY COUNCIL of the City of Newburyport** accepts with gratitude a gift from Mark K. Tucker in the amount of \$500.00 to be deposited into the City Scholarship Fund in accordance with M.G.L. Chapter 44, Section 53A.

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Councillor Charles F. Tontar



## CITY OF NEWBURYPORT




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 IN CITY COUNCIL

ORDERED:

June 10, 2019

**THAT**, the City of Newburyport fix the maximum amount that may be spent during fiscal year 2020 beginning on July 1, 2019 for the revolving funds established in city ordinances for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E½, as follows:

Revolving Fund	Department, Board, Committee, Agency or Officer Authorized to Spend from Fund	FY20 Spending Limit
Council on Aging	Director of Council on Aging	\$40,000
Recreational Services	Director of Youth Services	\$495,000
Historical Commission	Director of Planning & Development	\$2,500
Electrical Inspector	Building Commissioner	\$90,000
Plumbing Inspector	Building Commissioner	\$65,000
Gas Inspector	Building Commissioner	\$55,000
Disabilities Commission	ADA Coordinator	\$3,000
Emma Andrews Library	Director of Public Services	\$30,000
Transient Vendors	Director of Public Health	\$20,000
Planning & Zoning	Director of Planning & Development	\$70,000
Animal Control	Director of Public Health	\$6,000
Tree Commission	Newburyport Tree Warden	\$10,000
Medicare/Medicaid	Director of Public Health	\$25,000
Veterans Benefits	Director of Veteran's Services	\$2,000
City Hall Maintenance	Director of Public Services	\$5,000
Senior Community Center Maintenance	Director of Public Services	\$15,000
Parks Maintenance	Parks Director	\$15,000
Solid Waste	Recycling/Energy Manager	\$100,000
Assessor's Office	Assessor	\$2,000

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 Councillor Charles F. Tontar

City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

CITY CLERK'S OFFICE  
NEWBURYPORT, MA

30 JUN 14 PM 3:14

	FY2016	FY2017	FY2018	FY2019 YTD	<b>FUND BALANCE</b>
<b>2802 - REV COUNCIL ON AGING</b>					
<b>REVENUE</b>					
USER FEES	20,380	39,491	39,569	26,749	
<b>REVENUE Total</b>	<b>20,380</b>	<b>39,491</b>	<b>39,569</b>	<b>26,749</b>	
<b>EXPENSE</b>					
PROGRAMS	(23,577)	(35,000)	(37,487)	(31,540)	
TRANSFER OUT			(15,000)		
<b>EXPENSE Total</b>	<b>(23,577)</b>	<b>(35,000)</b>	<b>(52,487)</b>	<b>(31,540)</b>	
<b>2802 - REV COUNCIL ON AGING Total</b>	<b>(3,197)</b>	<b>4,491</b>	<b>(12,918)</b>	<b>(4,790)</b>	<u>25,828</u>
<b>2804 - REV HISTORICAL COMMISSION FD</b>					
<b>REVENUE</b>					
PERMIT FEES	725	400	1,200	1,250	
<b>REVENUE Total</b>	<b>725</b>	<b>400</b>	<b>1,200</b>	<b>1,250</b>	
<b>EXPENSE</b>					
PEER REVIEWS	0	(1,375)			
MINUTE TAKER	(75)	(1,125)	(900)	(1,200)	
<b>EXPENSE Total</b>	<b>(75)</b>	<b>(2,500)</b>	<b>(900)</b>	<b>(1,200)</b>	
<b>2804 - REV HISTORICAL COMMISSION FD Total</b>	<b>650</b>	<b>(2,100)</b>	<b>300</b>	<b>50</b>	<u>8,272</u>
<b>2803/2811 - REV RECREATION SERVICES</b>					
<b>REVENUE</b>					
USER FEES	445,699	397,774	385,421	431,795	
CONCESSIONS		2,707	5,185	4,896	
DONATIONS	10,497	1,545	4,760	12,635	
SENIOR CELEBRATION	19,315	20,312		1,105	
<b>REVENUE Total</b>	<b>475,510</b>	<b>422,338</b>	<b>395,367</b>	<b>450,430</b>	
<b>EXPENSE</b>					
PERSONNEL	(89,163)	(90,112)	(105,826)	(113,398)	
PROGRAMS	(228,759)	(247,829)	(244,158)	(270,456)	
BANK CHARGES	(9,455)	(5,523)	(6,505)	(5,539)	
EVENTS	(5,373)	(14,682)	(6,889)	(5,239)	
MAINT-BUILDING	(5,708)	(1,118)	(2,145)	(205)	
SENIOR CELEBRATION	(1,466)	(19,238)	(971)		
TRANSPORTATION	(10,718)	(6,957)	(33,489)	(20,089)	
MISC SUPPLIES	(12,174)	(15,939)	(40,104)	(43,336)	
TRANSFER OUT			(15,000)		
<b>EXPENSE Total</b>	<b>(362,814)</b>	<b>(401,398)</b>	<b>(455,087)</b>	<b>(458,262)</b>	



City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

	FY2016	FY2017	FY2018	FY2019 YTD	<b>FUND BALANCE</b>
<b>2803/2811 - REV RECREATION SERVICES Total</b>	<b>112,696</b>	<b>20,941</b>	<b>(59,721)</b>	<b>(7,833)</b>	<u><b>255,672</b></u>
<b>2806 - REV WIRE INSPECTION FEES</b>					
<b>REVENUE</b>					
PERMIT FEES	96,356	110,644	72,660	108,047	
<b>REVENUE Total</b>	<b>96,356</b>	<b>110,644</b>	<b>72,660</b>	<b>108,047</b>	
<b>EXPENSE</b>					
PERSONNEL	(61,709)	(212,430)	(104,503)	(60,406)	
VEHICLE/EQUIPMENT		(24,606)			
MISC SUPPLIES	(175)	(2,895)		(9,554)	
<b>EXPENSE Total</b>	<b>(61,884)</b>	<b>(239,932)</b>	<b>(104,503)</b>	<b>(69,960)</b>	
<b>2806 - REV WIRE INSPECTION FEES Total</b>	<b>34,472</b>	<b>(129,288)</b>	<b>(31,843)</b>	<b>38,087</b>	<u><b>57,539</b></u>
<b>2807 - REV PLUMBING INSPECT FEES</b>					
<b>REVENUE</b>					
PERMIT FEES	47,843	52,580	38,880	49,321	
<b>REVENUE Total</b>	<b>47,843</b>	<b>52,580</b>	<b>38,880</b>	<b>49,321</b>	
<b>EXPENSE</b>					
PERSONNEL	(43,584)	(49,560)	(52,492)	(44,581)	
DUES			(150)	(75)	
TRAVEL/TRAINING	(1,750)	(670)	(1,070)	(948)	
MISC SUPPLIES	(6,700)	(6,327)	(5,744)	(2,411)	
<b>EXPENSE Total</b>	<b>(52,034)</b>	<b>(56,557)</b>	<b>(59,455)</b>	<b>(48,014)</b>	
<b>2807 - REV PLUMBING INSPECT FEES Total</b>	<b>(4,191)</b>	<b>(3,977)</b>	<b>(20,575)</b>	<b>1,307</b>	<u><b>3,295</b></u>
<b>2808 - REV GAS INSPECTION FEES</b>					
<b>REVENUE</b>					
PERMIT FEES	29,008	29,385	28,408	34,610	
<b>REVENUE Total</b>	<b>29,008</b>	<b>29,385</b>	<b>28,408</b>	<b>34,610</b>	
<b>EXPENSE</b>					
PERSONNEL	(28,061)	(27,052)	(34,479)	(38,170)	
DUES		(150)		(75)	
TRAVEL/TRAINING		(85)	(564)		
MISC SUPPLIES		(1,595)	(1,290)	(118)	
<b>EXPENSE Total</b>	<b>(28,061)</b>	<b>(28,882)</b>	<b>(36,332)</b>	<b>(38,363)</b>	
<b>2808 - REV GAS INSPECTION FEES Total</b>	<b>947</b>	<b>503</b>	<b>(7,924)</b>	<b>(3,753)</b>	<u><b>5,584</b></u>
<b>2809 - REV DISABILITIES COMMISSION</b>					



City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

	FY2016	FY2017	FY2018	FY2019 YTD	<u>FUND BALANCE</u>
<b>REVENUE</b>					
PARKING FINES	3,780	4,890	7,110	4,920	
<b>REVENUE Total</b>	<b>3,780</b>	<b>4,890</b>	<b>7,110</b>	<b>4,920</b>	
<b>EXPENSE</b>					
PROGRAMS	(85)				
MISC SUPPLIES	(1,908)	(261)	(105)		
TRANSFER OUT				(3,300)	
<b>EXPENSE Total</b>	<b>(1,993)</b>	<b>(261)</b>	<b>(105)</b>	<b>(3,300)</b>	
<b>2809 - REV DISABILITIES COMMISSION Total</b>	<b>1,787</b>	<b>4,629</b>	<b>7,005</b>	<b>1,620</b>	<u>20,937</u>
<b>2810 - EMMA ANDREWS LIBRARY</b>					
<b>REVENUE</b>					
RENT PAYMENTS	19,500	16,500	18,000	4,500	
<b>REVENUE Total</b>	<b>19,500</b>	<b>16,500</b>	<b>18,000</b>	<b>4,500</b>	
<b>EXPENSE</b>					
PERSONNEL	(1,595)	(1,007)	(1,045)	(7,308)	
HEAT/ELECTRICITY	(850)	(1,186)	(1,319)	(2,244)	
MAINT-BUILDING	(8,997)	(2,756)	(5,487)	(4,111)	
TELEPHONE	(1,308)	(1,523)	(1,357)	(1,115)	
WATER/SEWER		(252)			
MISC SUPPLIES				(530)	
<b>EXPENSE Total</b>	<b>(12,749)</b>	<b>(6,724)</b>	<b>(9,208)</b>	<b>(15,308)</b>	
<b>2810 - EMMA ANDREWS LIBRARY Total</b>	<b>6,751</b>	<b>9,776</b>	<b>8,792</b>	<b>(10,808)</b>	<u>26,541</u>
<b>2812 - REV TEMP VENDOR PERMITS</b>					
<b>REVENUE</b>					
PERMIT FEES	15,140	15,840	16,265	10,375	
<b>REVENUE Total</b>	<b>15,140</b>	<b>15,840</b>	<b>16,265</b>	<b>10,375</b>	
<b>EXPENSE</b>					
PERSONNEL	(9,308)	(27,455)	(8,574)	(3,705)	
MISC SUPPLIES	(2,025)	(2,320)	(533)	(239)	
TRANSFER OUT			(25,000)		
<b>EXPENSE Total</b>	<b>(11,333)</b>	<b>(29,775)</b>	<b>(34,107)</b>	<b>(3,944)</b>	
<b>2812 - REV TEMP VENDOR PERMITS Total</b>	<b>3,808</b>	<b>(13,935)</b>	<b>(17,842)</b>	<b>6,431</b>	<u>18,472</u>
<b>2813 - REV PLANNING &amp; ZONING</b>					
<b>REVENUE</b>					
APPLICATION FEES	57,421	72,930	64,584	50,600	



City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

	FY2016	FY2017	FY2018	FY2019 YTD	<u>FUND BALANCE</u>
<b>REVENUE Total</b>	<b>57,421</b>	<b>72,930</b>	<b>64,584</b>	<b>50,600</b>	
<b>EXPENSE</b>					
PERSONNEL	3,563	(5,142)	(4,886)	(3,000)	
CITY SOLICITOR	(13,299)	(8,347)	(1,039)	(1,405)	
LEGAL ADS	(30,557)	(30,873)	(30,765)	(26,646)	
CONSULTING	(50)	(9,450)	(313)	(2,852)	
DUES	(415)	(500)	(485)	(446)	
TRAVEL/TRAINING	(1,084)	(1,010)	(6,477)	(2,345)	
MISC SUPPLIES			(5,806)	(11,289)	
<b>EXPENSE Total</b>	<b>(41,843)</b>	<b>(55,322)</b>	<b>(49,770)</b>	<b>(47,983)</b>	
<b>2813 - REV PLANNING &amp; ZONING Total</b>	<b>15,578</b>	<b>17,608</b>	<b>14,814</b>	<b>2,617</b>	<u>55,152</u>
<b>2817 - ANIMAL CONTROL OFFICER</b>					
<b>REVENUE</b>					
FEES/FINES	2,360	2,030	1,655	1,295	
<b>REVENUE Total</b>	<b>2,360</b>	<b>2,030</b>	<b>1,655</b>	<b>1,295</b>	
<b>EXPENSE</b>					
PERSONNEL	(200)	(1,000)			
MISC SUPPLIES	(1,611)	(997)		(1,275)	
<b>EXPENSE Total</b>	<b>(1,811)</b>	<b>(1,997)</b>		<b>(1,275)</b>	
<b>2817 - ANIMAL CONTROL OFFICER Total</b>	<b>549</b>	<b>33</b>	<b>1,655</b>	<b>20</b>	<u>14,164</u>
<b>2818 - REV NBPT TREE COMMISSION</b>					
<b>REVENUE</b>					
DONATIONS	480	7,330	4,709	3,985	
<b>REVENUE Total</b>	<b>480</b>	<b>7,330</b>	<b>4,709</b>	<b>3,985</b>	
<b>EXPENSE</b>					
PERSONNEL		(50)	(859)		
TREE MAINTENANCE	(1,189)	(5,486)	(48)		
TREE PURCHASE	(6,761)	(550)	(4,953)		
MISC SUPPLIES	2,219	(230)	(960)	(33)	
<b>EXPENSE Total</b>	<b>(5,731)</b>	<b>(6,316)</b>	<b>(6,820)</b>	<b>(33)</b>	
<b>2818 - REV NBPT TREE COMMISSION Total</b>	<b>(5,251)</b>	<b>1,014</b>	<b>(2,111)</b>	<b>3,952</b>	<u>9,938</u>
<b>2835 - HLTH MEDICARE REIMB</b>					
<b>REVENUE</b>					
MEDICARE REIMB	22,832	23,158	20,985	3,765	
<b>REVENUE Total</b>	<b>22,832</b>	<b>23,158</b>	<b>20,985</b>	<b>3,765</b>	



City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

	FY2016	FY2017	FY2018	FY2019 YTD	<u>FUND BALANCE</u>
<b>EXPENSE</b>					
PERSONNEL	(5,039)	(1,035)	(1,740)	(725)	
VACCINES	(4,108)	(13,470)	(9,808)	(13,483)	
MISC SUPPLIES	(2,637)	(1,625)	(2,657)	(220)	
TRANSFER OUT			(15,000)		
<b>EXPENSE Total</b>	<b>(11,783)</b>	<b>(16,130)</b>	<b>(29,205)</b>	<b>(14,428)</b>	
<b>2835 - HLTH MEDICARE REIMB Total</b>	<b>11,048</b>	<b>7,028</b>	<b>(8,220)</b>	<b>(10,663)</b>	<u>16,200</u>
<b>2836 - REV VETERANS REVOLVING FUND</b>					
<b>REVENUE</b>					
DONATIONS	60	90		60	
<b>REVENUE Total</b>	<b>60</b>	<b>90</b>		<b>60</b>	
<b>EXPENSE</b>					
PROGRAMS/SUPPLIES	(230)	(947)	(269)		
<b>EXPENSE Total</b>	<b>(230)</b>	<b>(947)</b>	<b>(269)</b>		
<b>2836 - REV VETERANS REVOLVING FUND Total</b>	<b>(170)</b>	<b>(857)</b>	<b>(269)</b>	<b>60</b>	<u>1,343</u>
<b>2840 - CITY HALL REVOLVING FUND</b>					
<b>REVENUE</b>					
ROOM RENTALS	2,538	3,485	1,340	2,390	
<b>REVENUE Total</b>	<b>2,538</b>	<b>3,485</b>	<b>1,340</b>	<b>2,390</b>	
<b>EXPENSE</b>					
PERSONNEL	(2,286)	(1,637)	(1,585)	(669)	
MAINT-BUILDING		(892)	(2,149)		
<b>EXPENSE Total</b>	<b>(2,286)</b>	<b>(2,528)</b>	<b>(3,735)</b>	<b>(669)</b>	
<b>2840 - CITY HALL REVOLVING FUND Total</b>	<b>251</b>	<b>957</b>	<b>(2,395)</b>	<b>1,721</b>	<u>3,724</u>
<b>2841 - SR COMMUNITY CTR MAINTENANCE</b>					
<b>REVENUE</b>					
RENT PAYMENTS		6,003	12,340	10,286	
ROOM RENTALS	6,225	13,238	17,990	16,313	
<b>REVENUE Total</b>	<b>6,225</b>	<b>19,241</b>	<b>30,330</b>	<b>26,598</b>	
<b>EXPENSE</b>					
PERSONNEL	(4,503)	(8,787)	(5,208)	(3,872)	
BUILDING MAINT		(1,705)	(5,833)	(2,823)	
MISC SUPPLIES			(1,131)	(564)	
<b>EXPENSE Total</b>	<b>(4,503)</b>	<b>(10,492)</b>	<b>(12,173)</b>	<b>(7,260)</b>	

City of Newburyport Departmental Revolving Funds  
As of 5/23/2019

	FY2016	FY2017	FY2018	FY2019 YTD	<u>FUND BALANCE</u>
<b>2841 - SR COMMUNITY CTR MAINTENANCE Total</b>	<b>1,722</b>	<b>8,749</b>	<b>18,157</b>	<b>19,338</b>	<u>46,966</u>
<b>2842 - PARKS MAINTENANCE</b>					
<b>REVENUE</b>					
FEES		4,084	8,630	295	
<b>REVENUE Total</b>		<b>4,084</b>	<b>8,630</b>	<b>295</b>	
<b>EXPENSE</b>					
PERSONNEL		(315)	(5,798)		
ELECTRICITY		(75)			
LANDSCAPE MATERIALS		(2,783)	(2,617)		
MAINT-EQUIP		(154)	(295)		
MISC SUPPLIES		(756)			
<b>EXPENSE Total</b>		<b>(4,082)</b>	<b>(8,710)</b>		
<b>2842 - PARKS MAINTENANCE Total</b>		<b>1</b>	<b>(80)</b>	<b>295</b>	<u>217</u>
<b>2843 - SOLID WASTE FEE</b>					
<b>REVENUE</b>					
TRANSFER IN				362,312	
<b>REVENUE Total</b>				<b>362,312</b>	
<b>EXPENSE</b>					
CHIPPER SERVICE				(25,593)	
HH HAZ WASTE				(43,868)	





DONNA D. HOLADAY  
MAYOR

CITY OF NEWBURYPORT  
OFFICE OF PLANNING AND DEVELOPMENT  
60 PLEASANT STREET • P.O. BOX 550  
NEWBURYPORT, MA 01950  
(978) 465-4400

MEMO PERTAINING TO  
ORDR123\_06\_10\_19  
ORDR124\_06\_10\_19  
ORDR125\_06\_10\_19

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MEMORANDUM

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TO: NEWBURYPORT CITY COUNCIL  
FROM: GEORDIE VINING, SENIOR PROJECT MANAGER  
SUBJECT: SAFE ROUTES TO SCHOOLS HIGH STREET PROJECT – RIGHT-OF-WAY  
DATE: 6/5/19

We are writing to respectfully request that the City Council authorize securing the legal right-of-way for the Safe Routes to Schools (SRTS) project along a portion of High Street so that we can meet federal and state requirements for federal-aid projects. The SRTS project is intended to promote safety and mobility – particularly for school-age children – for pedestrians as well as bicyclists along and across a portion of the High Street transportation corridor. The City Council formally approved the SRTS project towards the end of 2018. Securing the right-of-way is the critical step to clinch the funding and advance the project towards advertisement for construction this summer.

We have been working directly with a large number of abutting landowners as well as other stakeholders for a number of months on the right-of-way as well as the design of the project. Federal-aid projects in Massachusetts require that we secure temporary construction easements along the strips of private property adjacent to the public sidewalk in order to facilitate the state contractor's reconstruction of the sidewalk and various driveway aprons. The easements will also allow the contractor to knit the private property owners' driveways and walkways together with the reconstructed sidewalk and street.

In addition, we are required to secure small permanent sidewalk easements at four street corners. While very small, these easements constitute an alteration to the layout of the High Street public corridor, and the City Council needs to refer the alteration to the Planning Board for input prior to the Council's vote and filing with the City Clerk.

Finally, we need to provide compensation to several private property owners with some of the funding previously authorized by the City Council for this project. Please note that 29 of the 35 private property owners abutting the project waived their rights to appraisal and compensation in order to facilitate the overall project and reduce the financial burden on their fellow Newburyport taxpayers. We greatly appreciate their support and generosity. There are six abutters who declined to donate the easements, and the City needs to provide compensation (legally known as "damages") totaling \$6,400, as listed in the attached Schedule of Owners, based on the independent appraisals and review appraisals the City procured for these parcels.

The package of orders prepared by the City Solicitor includes:

- An Order to make a referral to the Planning Board for its input on the proposed layout alteration of the High Street corridor due to the four small permanent sidewalk easements;
- An Order of Taking for the various temporary and permanent easements, authorization of the temporary construction easements on City property, and authorization to provide compensation to the property owners who did not donate the easements.

This package also includes the Order of Taking to be recorded at the registry, the Schedule A of easements, the easement Plan (Exhibit A), and the Schedule of Owners indicating payments.

We respectfully request that the City Council have its first reading on 6/10/19 and act to make the referral to the Planning Board (which will meet on 6/19/19) as well as a referral to committee, and have its second reading and vote on 6/24/19. The timeframe is driven by the construction advertisement date and the need to legally secure the easements, record them at the registry, tender necessary payments, provide a comprehensive documentation package to MassDOT, and receive a right-of-way certification prior to the state advertising the project for construction. The scheduled advertisement date for this Federal Fiscal Year (FFY) 19 project is July 13, 2019.

Securing the legal right-of-way to meet MassDOT and FHWA requirements is an essential step to leveraging the \$2 million in federal and state construction funding for this project. Thank you for your consideration.

\* \* \*

# CITY OF NEWBURYPORT



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

## ORDERED:

Order to Refer High Street Layout Alteration to Planning Board  
for the Safe Routes to Schools Project

June 10, 2019

**THAT** the City Council of the City of Newburyport, pursuant to G.L. c.41, s.81-I, and Section 12-30 and 12-31 of the City Ordinances, refers the proposed alteration of the layout of High Street as shown in the four permanent sidewalk easement locations depicted on a plan entitled "Plan of Land, High Street, Newburyport, Mass.," dated May 24, 2019, prepared by Feldman Land Surveyors (the "Plan"), to the Newburyport Planning Board for its review and report.

\_\_\_\_\_  
Councilor Charles F. Tontar

\_\_\_\_\_  
Councilor Heather L. Shand

In the City Council: \_\_\_\_\_, 2019

Passed: Yeas \_\_\_\_\_, Nays \_\_\_\_\_

Attest:

Approved: \_\_\_\_\_, 2019

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor



# CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

Order to Acquire Temporary and Permanent Easements  
and Award Damages for the Safe Routes to Schools Project

June 10, 2019

**THAT** the City Council of the City of Newburyport, by virtue of and in accordance with the authority of the provisions of Chapter 40, Section 14, and Chapter 79 of the Massachusetts General Laws, as amended and of any and every other power and authority which is hereunto in any way enabling, adopts an Order of Taking in the form submitted to acquire temporary and permanent easements for public way and related purposes in the locations depicted on a plan entitled: "Plan of Land, High Street, Newburyport, Mass.," dated May 24, 2019, prepared by Feldman Land Surveyors (the "Plan"), and to authorize the City Council President to execute the Order of Taking to effectuate the purposes of this vote.

The City Council further authorizes the temporary construction easements referred to as TE-4, TE-5, and TE-6 on Exhibit A on property the City acquired from Alice L. Atkinson by deed on March 26, 1935 and recorded with said Registry of Deeds in Book 3030, Page 279, and currently held for general municipal purposes.

The City Council further awards to those property owners who have not waived their respective rights to an appraisal and compensation, the damages suffered by said owners in their property as a result of such taking, in the amounts determined by independent appraisals, which amounts have been set forth on a Schedule of Owners presented to the Council for its review and approval.

\_\_\_\_\_  
Councilor Charles F. Tontar

\_\_\_\_\_  
Councilor Heather L. Shand

In the City Council: \_\_\_\_\_, 2019

Passed: Yeas \_\_\_\_\_, Nays \_\_\_\_\_

Attest:

Approved: \_\_\_\_\_, 2019

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

COMMONWEALTH OF MASSACHUSETTS

ESSEX, SS.

CITY OF NEWBURYPORT

ORDER OF TAKING

At a regularly convened meeting of the CITY COUNCIL of the CITY OF NEWBURYPORT held the \_\_\_\_ day of \_\_\_\_\_, 2019, it was voted and ordered as follows:

The City Council of the City of Newburyport, duly elected, qualified, and acting as such, on behalf of the City and by virtue of and in accordance with the authority of the provisions of Chapter 79 and Chapter 40, Section 14 of the General Laws, as amended, and of any and every other power and authority which is hereunto in any way enabling, does hereby take, on behalf of the City, the following interests over, in, through, under and upon certain lands lying within or abutting High Street in the City of Newburyport, Massachusetts, in the locations shown on a plan entitled: "Plan of Land, High Street, Newburyport, Mass.," dated May 24, 2019, prepared by Feldman Land Surveyors (the "Plan"), to be recorded herewith and a copy of which is attached hereto as Exhibit A, as set forth more particularly below:

1) **Permanent easements** for all purposes for which public ways are used in the City of Newburyport, which purposes shall include, without limitation, surveying, constructing, reconstructing, installing, supporting, inspecting, using (including public use), maintaining,

repairing, replacing, removing or abandoning in place a roadway, curbing, sidewalks, landscaping, utilities, drains, and related improvements, and the right to enter upon the easement premises, from time to time, by foot, vehicle, or heavy equipment, for all purposes stated herein and uses incidental thereto, over, in, through, under and upon the lands depicted on the Plan as "Parcel E-1"; "Parcel E-2"; "Parcel E-3"; "Parcel E-4", and "High Street".

2) **Temporary construction easements** for roadway, drainage and slope construction purposes, such purposes to include, without limitation, grading, slope shaping and restoration to include clearing and grubbing, loam and seeding, construction access, temporary erosion control measures, walkway and driveway reconstruction, landscaping, relocation of existing improvements, and such other work as is necessary to survey, construct, inspect, and complete roadway improvements upon and within the abutting public ways and permanent easement premises described herein, including entry by foot, vehicle, and heavy equipment for all purposes stated herein and uses incidental thereto, over, in, through, under and upon the lands depicted as "Parcel TE-1" through "Parcel TE-38", inclusive; and "Parcel TE-40" through "Parcel TE-45", inclusive.

The temporary easements shall expire **three (3) years** from the date this Order is recorded, provided that the completed grades and slopes in such easement premises shall be maintained in perpetuity.

This taking does not include any structures presently situated on the easement premises, but does include the right of the City to remove such structures whenever their removal shall be required for said easement purposes. This taking further includes such trees and shrubs within the easement premises whose removal is necessary to carry out the purposes of the easements taken herein. By this Order, the City takes no interest in any other existing easements, if any, affecting the easement premises.

The lands affected by the herein taking are owned or supposedly owned by the owners listed in Schedule A, attached hereto and incorporated within. If in any instance the name of any owner is not correctly stated in Schedule A, it is understood that in such instance the land referred to is owned by an owner or owners unknown to the City.

Certain of the owners listed in Schedule A have waived damages and a right of appraisal of said damages, and we therefore award no damages to those persons for the herein taking. In accordance with the provision of General Laws, Chapter 79, Section 6, we hereby award to the remaining owners listed in **Schedule A** those damages sustained by such owners in their property by reason of the aforesaid takings, the amount of such awards being set out in a separate schedule acted on this day which is incorporated herein by reference but will not be recorded.

No betterments are to be assessed under this taking.

IN WITNESS WHEREOF, I, the duly elected and qualified president of the City Council of the City of Newburyport, acting as the duly authorized representative of said Council, have hereunto set my hand and seal as of this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

CITY OF NEWBURYPORT  
By its City Council

\_\_\_\_\_, President

Approved:

\_\_\_\_\_  
Mayor Donna D. Holaday



COMMONWEALTH OF MASSACHUSETTS

Essex, ss.

On this \_\_\_\_\_ day of \_\_\_\_\_, 2019, before me, the undersigned Notary Public, personally appeared \_\_\_\_\_, President of the City Council of the City of Newburyport, as aforesaid, and proved to me through satisfactory evidence of identification, which was \_\_\_\_\_, to be the person whose name is signed on the preceding document, and acknowledged to me that he/she signed it voluntarily for its stated purpose on behalf of the City of Newburyport.

\_\_\_\_\_  
(Official Signature and Seal of Notary)

666664/NBPT/0001

## Schedule A

EASEMENT I.D.	AREA (SF)	EASEMENT TYPE	PROPERTY ADDRESS	TITLEHOLDER	LEGAL REFERENCE
TE-1	668	Temp	262 High Street, Newburyport, MA, 01950	Katharine Hanks Trust	36724/195
TE-2	210	Temp	2 Toppans Lane, Newburyport, MA, 01950	Thomas J. Murray & Anne-Marie Murray	36103/123
TE-3	291	Temp	260 High Street, Newburyport, MA, 01950	KAQ Irrevocable Trust	33097/478
TE-4	626	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279
TE-5	1655	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279
TE-6	836	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279
TE-7	298	Temp	258 High Street, Newburyport, MA, 01950	Beth Watson	36016/311
E-1	11	Perm	258 High Street, Newburyport, MA, 01950	Beth Watson	36016/311
TE-8	1136	Temp	60-64 Carter Street, Newburyport, MA, 01950	Captain Carey Condominium Trust	7535/222
E-4	24	Perm	60-64 Carter Street, Newburyport, MA, 01950	Captain Carey Condominium Trust	7535/222
TE-9	363	Temp	254 High Street, Newburyport, MA, 01950	Carter Heights Condominium Trust	30455/457
TE-10	301	Temp	252 High Street, Newburyport, MA, 01950	Philip Hurzeler & Pat Hurzeler	14340/170
TE-40	209	Temp	252 High Street, Newburyport, MA, 01950	Philip Hurzeler & Pat Hurzeler	14340/170
TE-11	418	Temp	248 High Street, Newburyport, MA, 01950	David C. Smith & Priscilla N. Smith	7453/78
TE-12	381	Temp	233 High Street, Newburyport, MA, 01950	Downs Family Revocable Trust	34279/574
E-2	5	Perm	233 High Street, Newburyport, MA, 01950	Downs Family Revocable Trust	34279/574
TE-13	250	Temp	246 High Street, Newburyport, MA, 01950	Augustinian Realty Trust	32835/304
TE-14	956	Temp	231 High Street,	Zachary Lemnios &	Doc. 602000

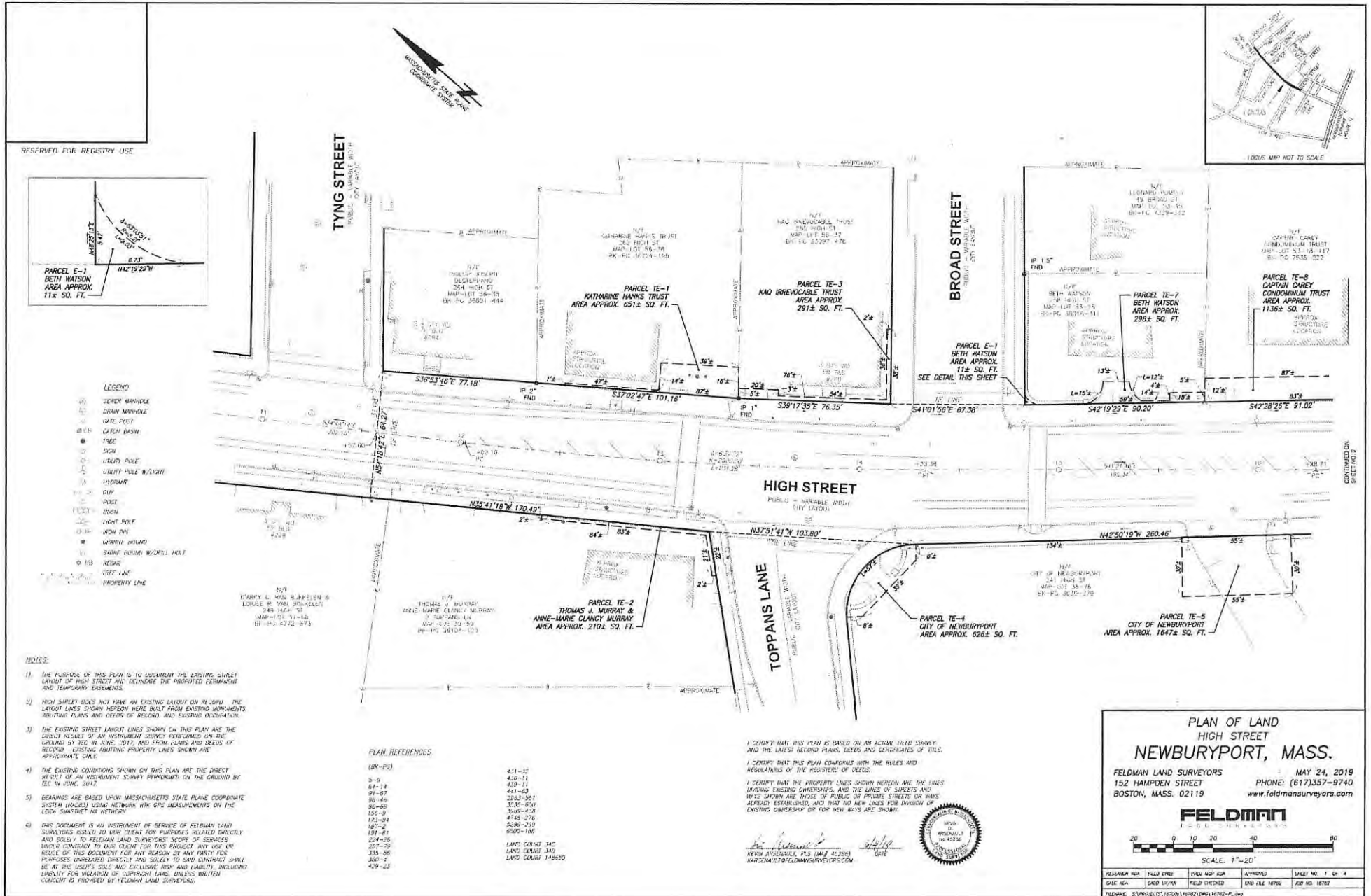
			Newburyport, MA, 01950	Stephanie Lemnios	Certificate of Title 92516 Lot 1, Plan 34-C with Certificate of Title 28818
TE-15	540	Temp	244 High Street, Newburyport, MA, 01950	244 High Street Condominium Trust	31976/571
TE-16	616	Temp	240-242 High Street, Newburyport, MA, 01950	240-242 High Street Condominium Trust	14379/299
TE-17	958	Temp	225 High Street, Newburyport, MA, 01950	225 High Street Condominium	Doc. 468145 Certificate of Title C206-000 Lot 8, Plan 34-D with Certificate of Title 50816 Lot 5, Plan 34-C with Certificate of Title 28818
TE-18	452	Temp	221 High Street, Newburyport, MA, 01950	William J. Mercer & Jacqueline C. Mercer	10125/26
TE-19	270	Temp	238 High Street, Newburyport, MA, 01950	Mark S. Amorosino & Jessica S. Amorosino	32973/150
TE-20	242	Temp	223 High Street, Newburyport, MA, 01950	Florida Nut Research LLC	35822/194
TE-21	186	Temp	236 High Street, Newburyport, MA, 01950	Stephanie M. Glennon Revocable Trust of 2010 & James R. Glennon Revocable Trust of 2010	Doc 582502 Certificate of Title 90435 Lot 1, Land Court Plan 14865-D with Certificate of Title 21507
TE-22	490	Temp	219 High Street, Newburyport, MA, 01950	Jeffrey B. Janson & Karen M. Janson	13461/118
TE-23	204	Temp	62 Kent Street, Newburyport, MA, 01950	Matthew Nisbet	Doc. 584099 Certificate of Title 90612 Lot 2, Land Court Plan 14865-D with Certificate of Title 21507
TE-24	154	Temp	217 High Street,	Denise Minnard Campoli	24843/324

			Newburyport, MA, 01950	& Mark A. Campoli	
TE-25	90	Temp	234 High Street, Newburyport, MA, 01950	234 High Street Condominium Association	32744/288
TE-41	202	Temp	234 High Street, Newburyport, MA, 01950	234 High Street Condominium Association	32744/288
TE-26	249	Temp	215 High Street, Newburyport, MA, 01950	Mary J. Tracy & Timothy R. Tracy	14341/567
TE-27	81	Temp	232 High Street, Newburyport, MA, 01950	232 High Street Condominium Trust	22333/152
TE-42	48	Temp	232 High Street, Newburyport, MA, 01950	232 High Street Condominium Trust	22333/152
TE-28	380	Temp	230 High Street, Newburyport, MA, 01950	Jeffrey S. Gray & Kelly J. Gray	29821/2
TE-29	501	Temp	213 High Street, Newburyport, MA, 01950	Stopworth Estate Condominium Trust	8791/579
TE-30	78	Temp	211 High Street, Newburyport, MA, 01950	211 High Street Condominium Association	33088/301
TE-43	103	Temp	211 High Street, Newburyport, MA, 01950	211 High Street Condominium Association	33088/301
TE-31	71	Temp	226 High Street, Newburyport, MA, 01950	226 High Street Condominium Association	8900/496
TE-32	63	Temp	224 High Street, Newburyport, MA, 01950	Parry Family Irrevocable Trust	31738/587
TE-33	120	Temp	222 High Street, Newburyport, MA, 01950	Timothy P. Martino & Lisa D. Martino	34865/303
TE-34	938	Temp	220 High Street, Newburyport, MA, 01950	220 High Street Condominium Trust	9334/220
TE-35	558	Temp	209 High Street, Newburyport, MA, 01950	Rose Ann C. Hunter	6656/141
TE-36	124		207 High Street, Newburyport, MA, 01950	207 High Street Realty Trust	30449/247
TE-44	126		207 High Street, Newburyport, MA, 01950	207 High Street Realty Trust	30449/247
TE-37	128		218 High Street, Newburyport, MA, 01950	Bridget Jennings Seymour Trust	32168/493
TE-45	34		218 High Street, Newburyport, MA, 01950	Bridget Jennings Seymour Trust	32168/493
E-3	24		218 High Street,	Bridget Jennings Seymour	32168/493

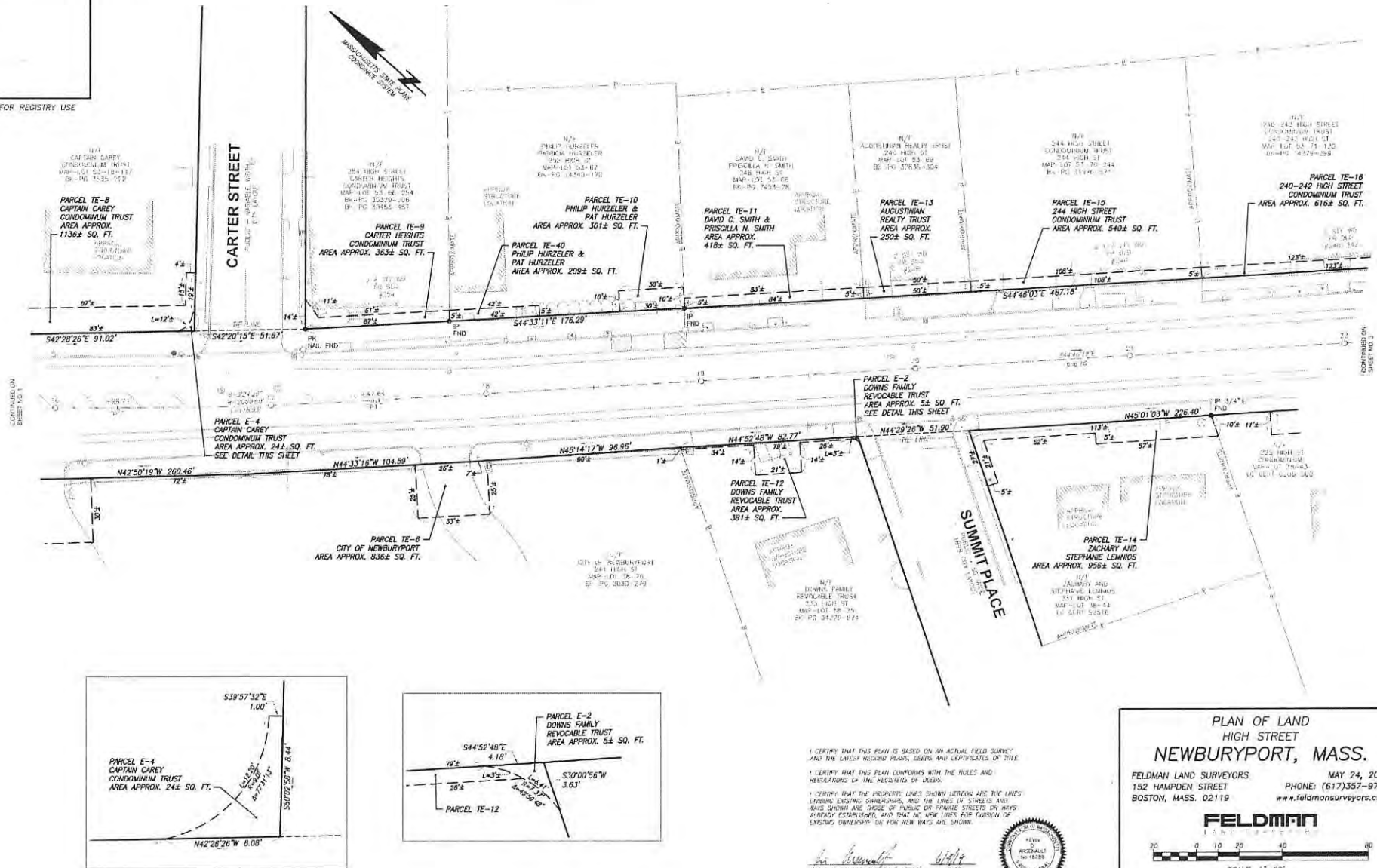
			Newburyport, MA, 01950	Trust	
TE-38	125	Temp	205 High Street, Newburyport, MA, 01950	Gail Patricia Cray	18739/348



# EXHIBIT A



RESERVED FOR REGISTRY USE



# PLAN OF LAND HIGH STREET NEWBURYPORT, MASS.

FELDMAN LAND SURVEYORS  
152 HAMPDEN STREET  
BOSTON, MASS. 02119  
MAY 24, 2019  
PHONE: (617)357-9740  
www.feldmansurveyors.com

**FELDMAN**  
LAND SURVEYORS



RESEARCH	FIELD	FILE	APPROVED	SHEET
NO. 1	NO. 2	NO. 3	NO. 4	NO. 5
DATE	DATE	DATE	DATE	DATE
NO. 1	NO. 2	NO. 3	NO. 4	NO. 5

I CERTIFY THAT THIS PLAN IS BASED ON AN ACTUAL FIELD SURVEY AND THE LATEST RECORDED PLANS, DEEDS AND CERTIFICATES OF TITLE.

I CERTIFY THAT THIS PLAN CONFORMS WITH THE RULES AND REGULATIONS OF THE REGISTRARS OF DEEDS.

I CERTIFY THAT THE PROPERTY LINES SHOWN HEREON ARE THE LINES DETERMINED BY THE SURVEY, AND THAT THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED, AND THAT NO NEW LINES FOR DIVISION OF EXISTING OWNERSHIP OR FOR NEW WAYS ARE SHOWN.

KEVIN ARSENAULT, P.E. (MAF 45208)  
FELDMAN LAND SURVEYORS  
DATE: 5/24/19







### Schedule of Owners – SRTS Project

EASEMENT I.D.	AREA (SF)	EASEMENT TYPE	PROPERTY ADDRESS	TITLEHOLDER	LEGAL REFERENCE	DAMAGES
TE-1	668	Temp	262 High Street, Newburyport, MA, 01950	Katharine Hanks Trust	36724/195	\$1600
TE-2	210	Temp	2 Toppans Lane, Newburyport, MA, 01950	Thomas J. Murray & Anne-Marie Murray	36103/123	waived
TE-3	291	Temp	260 High Street, Newburyport, MA, 01950	KAQ Irrevocable Trust	33097/478	waived
TE-4	626	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279	n/a
TE-5	1655	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279	n/a
TE-6	836	Temp	241 High Street, Newburyport, MA, 01950	City of Newburyport	3030/279	n/a
TE-7	298	Temp	258 High Street, Newburyport, MA, 01950	Beth Watson	36016/311	waived
E-1	11	Perm	258 High Street, Newburyport, MA, 01950	Beth Watson	36016/311	waived
TE-8	1136	Temp	60-64 Carter Street, Newburyport, MA, 01950	Captain Carey Condominium Trust	7535/222	waived
E-4	24	Perm	60-64 Carter Street, Newburyport, MA, 01950	Captain Carey Condominium Trust	7535/222	waived
TE-9	363	Temp	254 High Street, Newburyport, MA, 01950	Carter Heights Condominium Trust	30455/457	waived
TE-10	301	Temp	252 High Street, Newburyport, MA, 01950	Philip Hurzeler & Pat Hurzeler	14340/170	waived
TE-40	209	Temp	252 High Street, Newburyport, MA, 01950	Philip Hurzeler & Pat Hurzeler	14340/170	waived
TE-11	418	Temp	248 High Street, Newburyport, MA, 01950	David C. Smith & Priscilla N. Smith	7453/78	waived
TE-12	381	Temp	233 High Street, Newburyport, MA, 01950	Downs Family Revocable Trust	34279/574	\$900
E-2	5	Perm	233 High Street, Newburyport, MA, 01950	Downs Family Revocable Trust	34279/574	\$500
TE-13	250	Temp	246 High Street, Newburyport, MA, 01950	Augustinian Realty Trust	32835/304	waived
TE-14	956	Temp	231 High Street,	Zachary Lemnios &	Doc. 602000	waived



			Newburyport, MA, 01950	Stephanie Lemnios	Certificate of Title 92516 Lot 1, Plan 34-C with Certificate of Title 28818	
TE-15	540	Temp	244 High Street, Newburyport, MA, 01950	244 High Street Condominium Trust	31976/571	waived
TE-16	616	Temp	240-242 High Street, Newburyport, MA, 01950	240-242 High Street Condominium Trust	14379/299	waived
TE-17	958	Temp	225 High Street, Newburyport, MA, 01950	225 High Street Condominium	Doc. 468145 Certificate of Title C206-000 Lot 8, Plan 34-D with Certificate of Title 50816 Lot 5, Plan 34-C with Certificate of Title 28818	waived
TE-18	452	Temp	221 High Street, Newburyport, MA, 01950	William J. Mercer & Jacqueline C. Mercer	10125/26	\$1,100
TE-19	270	Temp	238 High Street, Newburyport, MA, 01950	Mark S. Amorosino & Jessica S. Amorosino	32973/150	waived
TE-20	242	Temp	223 High Street, Newburyport, MA, 01950	Florida Nut Research LLC	35822/194	waived
TE-21	186	Temp	236 High Street, Newburyport, MA, 01950	Stephanie M. Glennon Revocable Trust of 2010 & James R. Glennon Revocable Trust of 2010	Doc 582502 Certificate of Title 90435 Lot 1, Land Court Plan 14865-D with Certificate of Title 21507	waived
TE-22	490	Temp	219 High Street, Newburyport, MA, 01950	Jeffrey B. Janson & Karen M. Janson	13461/118	waived
TE-23	204	Temp	62 Kent Street, Newburyport, MA, 01950	Matthew Nisbet	Doc. 584099 Certificate of Title 90612 Lot 2, Land Court Plan	waived



					14865-D with Certificate of Title 21507	
TE-24	154	Temp	217 High Street, Newburyport, MA, 01950	Denise Minnard Campoli & Mark A. Campoli	24843/324	waived
TE-25	90	Temp	234 High Street, Newburyport, MA, 01950	234 High Street Condominium Association	32744/288	waived
TE-41	202	Temp	234 High Street, Newburyport, MA, 01950	234 High Street Condominium Association	32744/288	waived
TE-26	249	Temp	215 High Street, Newburyport, MA, 01950	Mary J. Tracy & Timothy R. Tracy	14341/567	\$500
TE-27	81	Temp	232 High Street, Newburyport, MA, 01950	232 High Street Condominium Trust	22333/152	waived
TE-42	48	Temp	232 High Street, Newburyport, MA, 01950	232 High Street Condominium Trust	22333/152	waived
TE-28	380	Temp	230 High Street, Newburyport, MA, 01950	Jeffrey S. Gray & Kelly J. Gray	29821/2	waived
TE-29	501	Temp	213 High Street, Newburyport, MA, 01950	Stopworth Estate Condominium Trust	8791/579	waived
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TE-31	71	Temp	226 High Street, Newburyport, MA, 01950	226 High Street Condominium Association	8900/496	waived
TE-32	63	Temp	224 High Street, Newburyport, MA, 01950	Parry Family Irrevocable Trust	31738/587	waived
TE-33	120	Temp	222 High Street, Newburyport, MA, 01950	Timothy P. Martino & Lisa D. Martino	34865/303	waived
TE-34	938	Temp	220 High Street, Newburyport, MA, 01950	220 High Street Condominium Trust	9334/220	waived
TE-35	558	Temp	209 High Street, Newburyport, MA, 01950	Rose Ann C. Hunter	6656/141	\$800

TE-36	124		207 High Street, Newburyport, MA, 01950	207 High Street Realty Trust	30449/247	waived
TE-44	126		207 High Street, Newburyport, MA, 01950	207 High Street Realty Trust	30449/247	waived
TE-37	128		218 High Street, Newburyport, MA, 01950	Bridget Jennings Seymour Trust	32168/493	\$400
TE-45	34		218 High Street, Newburyport, MA, 01950	Bridget Jennings Seymour Trust	32168/493	\$100
E-3	24		218 High Street, Newburyport, MA, 01950	Bridget Jennings Seymour Trust	32168/493	\$500
TE-38	125	Temp	205 High Street, Newburyport, MA, 01950	Gail Patricia Cray	18739/348	waived

## ORDINANCES

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

June 10th, 2019

## AN ORDINANCE RELATING TO THE RECORDING OF NEWBURYPORT PLANNING BOARD AND NEWBURYPORT ZONING BOARD OF APPEALS MEETINGS

WHEREAS, The City of Newburyport values transparency and openness of government and its proceedings

WHEREAS, Recording of Planning Board and Zoning Board of Appeals meetings will provide for a substantially higher level of transparency and accessibility to proceedings for residents and taxpayers. Such recordings also create official record of the proceedings and can serve to augment written minutes.

WHEREAS, the City of Newburyport's Code of Ordinances Section 2-63 – Member Holding Adjudicatory Hearing currently consists of language adopted from the MGL CH 39, Sec 23D related to the use of evidence such as video, audio or a transcript. Section 2-63 defines how members may vote in matters when absent from attending hearings through the opportunity to review all evidence received at the missed session. Recording meetings will help facilitate intention of Section 2-63;

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

**Chapter 2** Administration

**Article III.** Boards, Committees, Commissions

**Division 1.** Generally

That the following new section shall be inserted:

### **Section 2-65. Recording of Planning Board and Zoning Board of Appeals Meetings**

All Planning Board and Zoning Board of Appeals meetings shall be video and/or audio recorded in a manner prescribed by the City Clerk. Such recordings shall be made publicly available electronically (via the City's website or other appropriate channels) no more than 30 days following the meeting in a manner to be determined by the City Clerk. Recordings shall not be materially altered or edited prior to distribution; the prior statement shall not be construed as prohibiting the addition of screens providing basic information about the meeting, overlays indicating the date/time/meeting name, or overlays indicating who is speaking.

In the event that a duly called Executive Session is called, recording shall be paused. Recording shall be immediately resumed once Executive Session has ended unless the only action taken following Executive Session is adjournment.

All recordings shall be retained, at minimum, for three (3) years following the meeting date excepting any recording which contains subject matter that becomes the subject of a) an appeal or b) litigation. In such case of appeal or exception, the recording shall be held for 3 years following the adjudication of any such appeal or litigation.

This requirement shall become effective for all Planning Board and Zoning Board of Appeals meetings dated on or after 1/1/2020.

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Councillor Sharif I. Zeid

---

Councillor Heather L. Shand

---

Councillor Afroz Khan



## COMMITTEE ITEMS

**June 10, 2019**

**Committee Items Budget & Finance**

Regular Agenda-Committee Items

- ORDR105\_05\_13\_19 FY2020 Budget (COTW)

*B+F  
COTW*

# CITY OF NEWBURYPORT



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

ORDERED:

May 13, 2019

THAT the General Fund budget for the City of Newburyport for **Fiscal Year 2020** (July 1, 2019 through June 30, 2020) be approved in the amount of \$ \_\_\_\_\_, and \$ \_\_\_\_\_ of this amount is established as a School Department Budget for Fiscal Year 2020.

The following Enterprise Fund budgets for Fiscal Year 2020 are also approved as follows:

Water Enterprise Fund                      \$ \_\_\_\_\_

Sewer Enterprise Fund                      \$ \_\_\_\_\_

Harbormaster Enterprise Fun              \$ \_\_\_\_\_

The above approved budget represents the budget submitted by Mayor Holaday on May 13, 2019 as amended.

\_\_\_\_\_  
Councillor Charles F. Tontar

**June 10, 2019**  
**Committee Items-**  
**Planning & Development**

Regular Agenda-Committee Items

- ODNC014\_04\_30\_18 Amendment to Demolition Delay
- ORDR108\_05\_13\_19 Acceptance of the Former George W. Brown School

## CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Ordinance 014 (2018-19 session)  
introduced April 30, 2018  
proposed amendments for public hearing June 6, 2019

### AN ORDINANCE TO AMEND THE NEWBURYPORT CODE OF ORDINANCES REGARDING BUILDING DEMOLITION

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

**THAT** the Code of Ordinances, City of Newburyport, Massachusetts, is hereby amended by amending Section 5-307, 5-308, and 5-310, all of ARTICLE X. – BUILDING DEMOLITION of CHAPTER 5 – BUILDINGS AND BUILDING REGULATIONS, to read as follows, with deletions ~~double-stricken~~ and ~~italicized~~, and additions double-underlined and italicized:

#### ARTICLE X. – BUILDING DEMOLITION

...

##### Sec. 5-307. - Definitions.

...

*Demolition.* The act of partial or total pulling down, destroying, removing, relocating, altering, or razing a historically significant building or structure or part thereof including: (a) a change in roof pitch or roof line; (b) all roofed features (excluding dormers), such as towers and cupolas; (c) those unroofed features, such as widow's walks, decks, and railings, that project above the existing ridgeline or are located within three feet (3'-0") of the edge of a flat roof; (d) a ~~or~~ change in building footprint; or (e) ~~from its location, its lot, or~~ the moving of the building or structure from its lot. Demolition also includes commencing the work of partial or total ~~demolition-pulling down, destroying, removing, relocating, altering, or razing~~ with the intent of completing the same. Demolition excludes: (i) installation or removal of antennas and other unroofed mechanical, electrical, or electronic



equipment not visible from a public way, such as through their placement on the rear-facing portion of a sloping roof, and (ii) demolition of a part of a building or structure where such part can be documented through duly issued building permits as not contributing to a character-definition exterior architectural feature of such building or structure.

Dormer. A rooftop appurtenance, as distinguished from a vertical addition, to a building or structure, built out from a sloping roof, and not extending above the ridge line of the roof from which it projects, set back from all walls of the building or structure below it, and containing one or more windows. A dormer may be either a shed dormer or a gabled (a.k.a. doghouse) dormer: a shed dormer has a roof with a single slope with its eave line parallel to the ridge line of the roof from which it projects; and a gabled dormer has a gabled, hipped, or arched roof with its ridge line perpendicular to the ridge line of the roof from which it projects.

...

#### **Sec. 5-308. – Review procedures.**

...

- (b) Within ~~twenty-one (21)~~thirty (30) days from its receipt of a NHC Demolition Permit Application, the commission shall determine whether the building or structure is historically significant. The applicant for the permit shall be entitled to make a presentation to the commission if he or she so chooses. If the commission determines that the building or structure is historically significant and should be considered for preservation, the commission shall so notify the building commissioner in writing that a demolition plan review must be made prior to the issuance of any demolition permit.

If the commission determines that the building or structure is not historically significant or is historically significant but not considered for preservation, then it shall so notify the building commissioner, who may then proceed to issue a demolition permit. If the commission fails to notify the building commissioner of its determination within ~~twenty-one (21)~~thirty (30) days of its receipt of the application, then the building or structure shall be deemed not historically significant and the building commissioner may issue a demolition permit.

- (c) *Demolition plan review:*

- (1) After the commission's determination that a historically significant building or structure should be considered for preservation, the applicant for the permit shall submit to the commission ten (10) copies of a demolition plan which shall include the following information:

- a. A map showing the location of the building or structure or part thereof to be demolished on its property and with reference to neighboring buildings or structures;
  - b. Existing conditions photographs of all street facade elevations;
  - c. A description of the building or structure, or part thereof, to be demolished;
  - d. A description of the proposed alternations to the historically significant building or structure, or part thereof, to be demolished is located. If the property is located within the NNRHD, the application shall include site plans and exterior elevations of any resultant exterior changes to the historically significant building or structure. In reviewing applications, the commission will reference the most recent copy of the Secretary of the Interior's Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring and Reconstructing Historic Buildings.
  - e. If the application for demolition is based on a claim of structural deficiency, then the applicant may be required by the commission to submit a structural report on the structure's soundness that is prepared by a licensed professional structural engineer.
  - f. A list of all permits required for the project, date of application for these permits and any conditions of approval.
- (2) ~~Upon~~ Within thirty (30) days from its receipt of the demolition plan referenced in subsection (1) above, the commission shall hold a public hearing ~~within forty-five (45) days from the date of~~ on the NHC Demolition Permit Application and shall give public notice thereof by posting notice of the time, place and purpose of the hearing in City Hall at least ~~fourteen (14)~~ ten (10) days before said hearing and also, within seven (7) days of said hearing, mail a copy of said notice to the applicant and to a certified list of abutters and abutters to abutters within three-hundred (300) feet of the structure in question.

...

(d) *Demolition delay:*

- (1) If the building or structure is determined to be preferably-preserved following the demolition plan review, then the building commissioner shall not issue a demolition permit for a period of twelve (12) months twenty-four (24) months from the date the commission's report is filed with the building commissioner unless the commission informs the building

commissioner at any time prior to the expiration of such twelve-month period that:

- a. The NHC has been satisfied that the applicant has made a bona fide, reasonable and unsuccessful effort to locate a person willing to purchase or lease, and to preserve, rehabilitate or restore the preferably-preserved building or structure; or
- b. The applicant has agreed to accept a demolition permit upon specified conditions approved by the commission. Such conditions may include the review and approval by the commission of a revised set of the submitted site plans according to the requirements of subsection (c)(1)f.

...

- (3) For a period no longer than six (6) months after the expiration of the twelve- (12-) month delay, the applicant may act to implement a Building Commissioner-issued demolition permit as described in the application. Otherwise, the normal review procedures of subsection (c) shall apply anew to any application for proposed demolition subject to this article.
- (e) Exempt Dormers: A proposed dormer shall be exempt from review under this article provided that it meets all of the following design requirements:
  - (1) All dormers shall be set back at least 1 ft., 6 in. (1'-6") from the wall below of the building or structure that is parallel to the ridge of the roof from which the dormer projects, and at least 3 ft., 6 in. (3'-6") from a wall below of the building or structure that is perpendicular to the ridge of the roof from which the dormers project.
  - (2) No dormer shall extend above the ridge line of the roof from which it projects.
  - (3) The roof of any dormer shall not lack slope or otherwise be constructed flat. The roof pitch of a shed dormer may vary according to the pitch of the roof from which it projects, but the roof pitch of a gabled dormer shall match the pitch of the roof from which it projects, except in the case of gambrel or mansard roof.
  - (4) In no case shall windows be allowed in the side walls of dormers.
  - (5) Inset roof decks, created by cutting into a section of roof and inserting a decked opening, shall follow the same setback standards stipulated for dormers.

...

**Sec. 5-310. - Enforcement and remedies.**

...

- (b) *Building permit to be withheld:* Unless written approval is obtained from the NHC, no building permit shall be issued for a period of ~~two (2)~~three(3) years with respect to any premises upon which a historically significant building or structure as defined under "historically significant building or structure" has been intentionally demolished without a demolition permit obtained in compliance with the provisions of the ordinance. The ~~two-year~~three-year period begins after the date of the completion of such demolition. As used herein "premises" refers to the parcel or parcels of land upon which the demolished building or structure was located and all adjoining parcels of land under which the demolished building or structure was located and all adjoining parcels of land under common ownership or control at the time of demolition.

---

Councillor Jared J. Eigerman

pro

# CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 13, 2019

## AN ORDER RELATIVE TO CITY OF NEWBURYPORT'S ACCEPTANCE OF THE FORMER GEORGE W. BROWN SCHOOL FROM THE NEWBURYPORT SCHOOL COMMITTEE

Pursuant to M.G.L c. 40, § 15A of the Massachusetts General Laws and a vote of the Newburyport School Committee on March 7th, 2016 (minutes shown in appendix A), the City of Newburyport hereby transfers from the City of Newburyport (School Committee) to the City of Newburyport (City Council) the care, custody, management, and control, for general municipal purposes, of the former George W. Brown School with a street addresses of 40-42 Milk Street and 99-101 Prospect Street Newburyport, Massachusetts, containing the land and all buildings and structures thereupon, as shown on the City of Newburyport's Assessors Map as Parcel ID Nos. 21-26 and 21-3 (shown in Appendix B).

Respectfully Submitted,

Sharif I Zeid, Ward 1 City Councillor



## Appendix A: Newburyport School Committee Vote Minutes

VOTE TO DECOMMISSION BROWN SCHOOL BUILDING & PROPERTY TO CITY:Motion:

On a motion by Cheryl Sweeney and seconded by Nick deKanter it was:

**VOTED:** That the School Committee of the City of Newburyport hereby designate the former Brown School (now operating as the Newburyport Youth Services facility) as surplus property, no longer required by the School Department; decommission such building and property; and transfer said Building and the land upon which it stands (#2 Milk Street, Assessor's Map Lots 3 and 26) from the School Department to the Mayor and City Council for care, custody and/or further disposition as they may deem appropriate.

Discussion:

Bruce Menin stated he was not going to vote in favor of this. There are considerable uses for this. It is shortsighted to give up. He is concerned about the "park".

Mayor Holaday explained in favor of the park/playground.

Nick deKanter asked, is it in our purview to oversee?

Mayor Holaday said she will be more than happy to modify the language.

Motion:

On a motion by Bruce Menin and seconded by Mayor Holaday it was:

**VOTED:** To add the following language to the stated motion "to include the order From September 30, 2013, designating the area behind the school as a Park.

Roll Call Vote

Steve Cole	Yes
Nick deKanter	Yes
Mayor Holaday	Yes
David Hochheiser	Yes
Christina Miller	Yes
Bruce Menin	Yes
Cheryl Sweeney	Yes

Motion Passed Unanimously

Motion as Amended Roll Call Vote

Cheryl Sweeney	Yes
Steve Cole	Yes
Nick deKanter	Yes
Mayor Holaday	Yes
David Hochheiser	Yes
Christina Miller	Yes
Bruce Menin	No

Motion Passed

Appendix B: Map



Source: <https://mimap.nvpc.org/map/index.html?viewer=newburyport>

# **Committee Items-Public Safety**

## **June 10, 2019**

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

#### **Regular Agenda-Committee Items**

- ORDR101\_05\_13\_19 Handicapped Parking Space – Pleasant Street at Unicorn Street
  - ORDR102\_05\_13\_19 15-Min Parking Space – 92 Pleasant Street
  - ORDR104\_05\_13\_19 Drop Off Space – Market St
  - COMM155\_05\_28\_19 Block Party – Dove Street – 8/3/19
  - COMM156\_05\_28\_19 Traffic Concern Ferry Road
- 
- APPT103\_05\_28\_19 Paul Hogg 4 Coltin Dr Harbormaster & Special Police Officer 5/1/2022

## CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

May 13, 2019

AN ORDER TO ADD A NEW HANDICAPPED PARKING SPACE PURUSANT TO SECTION 166 (AMENDMENT, ADDITION AND DELETION BY 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 deletions ~~double-stricken-through~~, and additions double-underlined:*

No person, without a duly authorized handicapped vehicle registration or placard, as described in M.G.L.A. c. 90, § 2 shall park a vehicle in any of the following described parking spaces as designated by signs and symbols:

Pleasant Street

Two (2) spaces on northerly side of Pleasant Street at the easterly corner of Unicorn Street on Sunday, 9am to 1pm only.

Councillor Jared J. Eigerman

## CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

Date: May 13, 2019

Amended as follows, with deletions ~~double-stricken and italicized~~, and additions double-underlined and italicized:

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-176.2	Fifteen minutes

**Amend existing Section as follows, with deletions ~~double-stricken through~~, and additions double-underlined:**

No person shall park a vehicle for longer than fifteen (15) minutes in the following described streets or parts thereof:

<b><u>Street</u></b>	<b><u>Extent</u></b>
Pleasant	<u>One space on the north side located proximate to 92 Pleasant Street</u>

Councillor Jared J. Eigerman



## CITY OF NEWBURYPORT



IN CITY COUNCIL

## ORDERED:

Amended as follows, with deletions ~~double stricken and italicized~~, and additions double-underlined and italicized:

Date: May 13, 2019

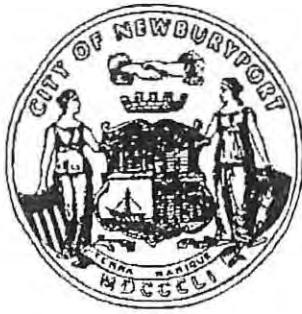
THAT pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-180.1 and Section 13-166 the CITY COUNCIL of the CITY OF NEWBURYPORT hereby amends and approves as follows:

Chapter 13	Traffic and Motor Vehicles
Article 4	Specific Street Schedules
Division 6	Stopping, Standing and Parking
Section 13-171.1	Pick-up and Drop-off Areas

Amend existing Section as follows, with deletions ~~double stricken through~~, and additions double-underlined:

- (1) A designated area located on the north side of Low Street from the Low Street entrance of the main parking lot to the exit of the circular driveway in front of the Rupert A. Nock Middle School, for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons utilizing the middle school facilities. The driver of the vehicle must remain in the vehicle at all times while in this designated area. There is a twenty-five dollar (\$25.00) fine for violation of this section.
- (2) A designated area consisting of one (1) parking space on the East side of Summer Street at the entrance to St. Paul's Episcopal church, 35 Summer Street for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons. There is a twenty-five dollar (\$25.00) fine for violation of this section.
- (3) A designated area consisting of one (1) parking space on the West side of Market Street at the northerly corner of Birch Street for the express purpose of allowing vehicles to stop temporarily for pick-up and drop-off of persons and luggage. There is a twenty-five dollar (\$25.00) fine for violation of this section.

Councillor Heather L. Shand



CITY OF NEWBURYPORT  
60 PLEASANT STREET  
NEWBURYPORT, MA 01950



### BLOCK PARTY APPLICATION

Please fill out the application below and obtain the approving signatures for the street closure. Mail or drop off the completed signed application at: City Clerk's Office, City Hall, 60 Pleasant St., Newburyport, MA 01950 at least 8 business days prior to a City Council meeting. The requested Block Party needs approval by the City Council. For any questions, please contact The City Clerk's Office at (978)465-4407.

DATE OF REQUEST:

May 15 2019

#### CONTACT INFORMATION

FIRST AND LAST NAME:

Melissa Duncan

MAILING ADDRESS:

14 Dove St.

PHONE NUMBER:

978-764-1019

E-MAIL ADDRESS:

djdener@msn.com

#### BLOCK PARTY INFORMATION

BLOCK PARTY DATE:

August 3rd 2019

DESIRED STREET CLOSING LOCATION:

Dove & Monroe to Dove & Merrimack

Please indicate cross streets when requesting the closing of street sections

STREET TO BE BARRICADED:

Dove St.

DESIRED STREET CLOSING TIME:

5<sup>pm</sup> - 10pm

Block Parties should run no later than 10:00 p.m.

## REGULATIONS

By signing, I agree that I am a legal adult 18 years of age or older and understand this permit does not release me of any liability for damages that may result from the conducting of this Block Party. Further, I agree to comply with all requirements listed below:

I understand that applications for block party permits may take up to four weeks to process.

Block parties will be conducted only on low-volume residential streets, dead-end streets, or cul-de-sacs. No thoroughfares or collector streets may be used.

It is hereby agreed that, by signing and presenting this application, signer(s) represents to the City of Newburyport that the following statements are true and correct, and agrees to and will abide by the following:

1. All residents living on the street or block for which the party is planned request the Block party, or have been contacted and do not object to the Block Party.
2. To be responsible for placement, maintenance and removal of barricades.
3. A block party permit does not allow the sale of alcohol or the consumption of alcohol on public property (in city streets, sidewalks, parks, etc.) alcohol is allowed only on private property. All state and city alcohol laws still apply during Block Parties.
4. Amplified music shall be permitted with permission of the City Council. — yes amplified music
5. To leave **AT LEAST a TWELVE (12) FOOT AISLE** in the street to permit passage of emergency vehicles or vehicles of residents. Failure to maintain a ten foot aisle during the entire period of the party will necessitate denial of requests for subsequent block parties. **Public safety personnel will monitor the party for strict adherence to this rule.**
6. To maintain adult supervision at all times during the party.
7. Applicant(s) shall be responsible for the pick-up of trash and garbage within 2 hours of the end the party.
8. Streets may not be barricaded later than 10:00 P.M.
9. No residents of the area designated shall be prohibited from attending the party.
10. No such activity may be conducted within 500 feet of any school, church, hospital, nursing home or similar operation unless endorsed by the management of such institution e
11. Only approved readily removable Barricades will be permitted such as, orange cones and sawhorses with a sign. No vehicles will permitted to be used as a Barricade.
12. Block parties are permitted 10AM-10PM

Applicant Signature Melissa Duncan

Date May 15, 2019

### APPROVAL SIGNATURES REQUIRED FOR STREET CLOSURE

CITY MARSHALL

4 Green Street

FIRE CHIEF

Greenleaf Street

DEPUTY DIRECTOR

1 Perry Way

CITY CLERK

60 Pleasant St.

City use only:

Approved \_\_\_\_\_ -Denied \_\_\_\_\_ Date \_\_\_\_\_

From: "O'Gorman, Cal" <cal.o'gorman@fmr.com>  
 Date: May 16, 2019 at 4:50:31 PM EDT  
 To: "Thomasobrien11@aol.com" <Thomasobrien11@aol.com>  
 Subject: Traffic Concern

Good afternoon, Councilor O'Brien --

My name is Cal O'Gorman and I live with my family at 105 Ferry Road in town.

I'm writing to express our growing concern with patrons of Moseley park using Azalea road / our drive as a U-turn point after they are done walking dogs. We have three young children and have concerns for the lack of caution demonstrated by the parks' patrons over the years.

In addition, I've seen multiple close calls with other cars, our cars, pedestrians and our mailbox. To be honest, it's only a matter of time before these are no longer near misses.

Given the multitude of options for folks to reverse their direction, I'm writing to you in the hope that we can petition you to help us by getting a no U-turn sign posted somewhere.

There are a number of other concerns we have that include the speed at which folks travel on ferry road, utilizing parts of our driveway for parking, amongst others. I've notice that residents of Daniel Lucy Way have a sign prohibiting parking 25 feet from the intersection. We'd like to explore this with you as well.

We have contacted the city and police department. The City advised that we should speak to you. Regarding the speed of traffic, the police were less than responsive to put it lightly.

Is there anything we/you/us can do to help make this area more safe not just for us and our neighbors but for the hundreds of folks that enjoy Moseley woods and the surrounding attractions?

I can be reached at 509-728-6892 if you'd prefer to speak in person.

Thanks in advance for your time.

Cal O'Gorman | Order Room | Fidelity Capital Markets

Mailing Address: 200 Seaport Boulevard, Mail Zone ZW11A, Boston, MA 02210

Office Address: 155 Seaport Boulevard, Boston, MA 02210

Phone: 617.563.9510

Fax: 617-385-0773

Cell: 617-872-6008

[cal.o'gorman@fmr.com](mailto:cal.o'gorman@fmr.com)

[www.capitalmarkets.fidelity.com](http://www.capitalmarkets.fidelity.com)

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PS



## CITY OF NEWBURYPORT

OFFICE OF THE MAYOR

DONNA D. HOLADAY, MAYOR

2019 MAY 15 PM 12:39

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: May 15, 2019

Subject: Re-Appointment

I hereby re-appoint, subject to your approval, the following named individual as Harbormaster and Special Police Officer for the City of Newburyport. This term will expire on May 1, 2022.

Paul Hogg  
4 Coltin Drive  
Newburyport, MA 01950





# CITY OF NEWBURYPORT

## OFFICE OF THE HARBORMASTER

**PAUL HOGG**  
HARBORMASTER

NEWBURYPORT CITY HALL  
60 STATE STREET  
NEWBURYPORT, MA 01950

TEL: 978-462-3746

**Objective** To protect the safety of all boaters and management of the Newburyport Waterways. The Harbormaster works to protect life, property and the Civil rights or individuals through enforcement of laws, ordinances and regulations

**Experience** Harbormaster City of Newburyport 04/01 2010 – Present

Responsible for 55 employees maintaining schedules, weekly meetings and monthly trainings. I am accountable for collections of water related City approved fees and fines and keep accurate, up to date reports for the Mayor and Harbor Commission. Responsible for management and personnel at Cashman Park, Plum Island parking lot, central waterfront docks, lifeguards and City owned vessels and property.

**Assistant Harbormaster** 11/01 2001- 4/2010

Enforce State, Federal and local Maritime Laws  
Patrol the waterways of the Merrimack River  
Assist Coast Guard, Police, Fire, Environmental  
Maintain safety of all vessels  
Assist in the maintenance and upkeep of docks and gangways

**Shellfish Constable** 4/01 2016- Present

Protection of the City's shellfish. I work through a variety of environmental, ecological and law enforcement duties.  
Enforce all policies, statutes, ordinances and regulations relating to shellfish, marine fisheries, lobsters, wetlands, water quality and natural resources.  
Protect the public health and assist with all aspects of environmental and ecological management including administration of the shellfish propagation program and research.

**Police Officer** 3/2002- 5/2017  
**Merrimac Police Department**

Patrol the streets of Merrimac and community relations  
Respond to all 911 and medical calls  
Accurately prepare and complete reports, records and logs  
Enforce all laws in accordance with Mass law and testify in court when required



## CITY OF NEWBURYPORT OFFICE OF THE HARBORMASTER

**PAUL HOGG**  
HARBORMASTER

NEWBURYPORT CITY HALL  
60 STATE STREET  
NEWBURYPORT, MA 01950

TEL: 978-462-3746

### **Education**

Newburyport High School  
Northern Essex Community College  
Harbormaster Training Program  
Reading Police Academy  
North Shore Harbormaster Training

### **Certifications, Trainings and Licenses**

Certified Police Officer through the Criminal Justice Training Council  
United States Coast Guard Master 100 Ton Captain  
Certified through FEMA for Port and Vessel Security  
Nationally Certified as a Boat Operator and Crewman  
Attended Marine Firefighting and Marina Fire Training  
Commercial Boat offshore safety training  
United States Merchant Marine Officer  
Certified Massachusetts Harbormaster  
Search and Rescue Certified  
CPR / First Aid and AED Certified  
First Responder Certified  
Taser Certified

**June 10, 2019**  
**Committee Items**  
**Public Utilities**

Regular Agenda-Committee Items

- ORDR113\_05\_28\_19 Water & Sewer Rates FY2020

## CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

May 28, 2019

THAT, the City of Newburyport establishes the following water and sewer rates effective July 1, 2019:

Water Rate

	<u>Residential</u>	<u>Non-Residential</u>
<u>Consumption</u>		
First 3,000 cubic feet:	\$5.63 per 100 cu. ft.	\$5.63 per 100 cu. ft.
3,001 cubic feet and over:	\$6.38 per 100 cu. ft.	\$6.38 per 100 cu. ft.

Service Charge

Customers with meters 1 inch or smaller:	\$25.00 per quarter	\$30.00 per quarter
Customers with meters larger than 1 inch:	\$125.00 per quarter	\$125.00 per quarter

Sewer Rate

	<u>Newburyport/Plum Island</u>	<u>Newbury (Old Town)</u>
<u>Consumption</u>		
First 3,000 cubic feet:	\$9.55 per 100 cu. ft.	\$9.55 per 100 cu. ft.
3,001 cubic feet and over:	\$10.31 per 100 cu. ft.	\$10.31 per 100 cu. ft.

Service Charge

All customers:	\$25.00 per quarter	\$30.00 per quarter
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 Councillor Charles F. Tontar



CITY OF NEWBURYPORT  
OFFICE OF THE MAYOR  
DONNA D. HOLADAY

60 PLEASANT STREET • P.O. Box 550  
NEWBURYPORT, MA 01950

(978) 465-4413 • (978) 465-4402 (FAX)

WWW.CITYOFNEWBURYPORT.COM

2019 MAY 21 PM 3:25

To: President and Members of the City Council

From: Donna D. Holaday, Mayor

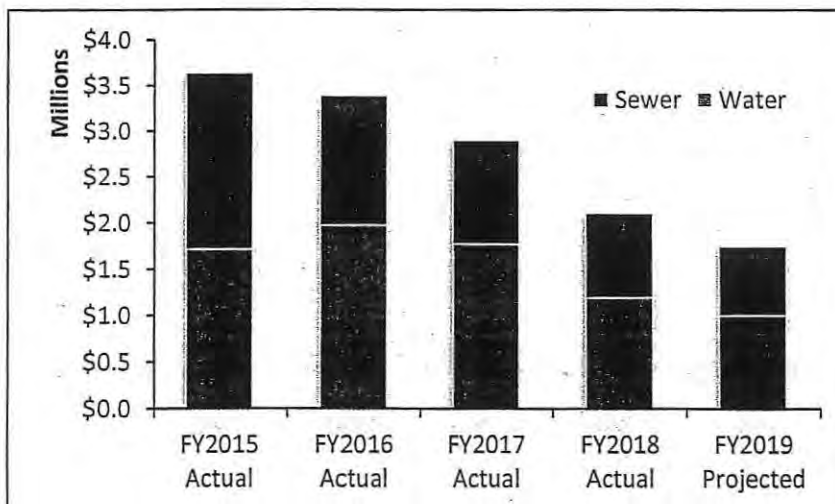
Date: May 21, 2019

Subject: FY2020 Water/Sewer Rates

On May 15, 2019, the Board of Water and Sewer Commissioners voted unanimously to recommend the rates for FY2020 as reflected in the order sponsored by Councillor Tontar. The recommended rates would increase the average annual water/sewer charge by \$49 or 3.7% and utilizes no retained earnings (reserves) to balance the budget. While reserves have been used to help mitigate rate increases in some years, I feel that is not warranted this year for three primary reasons: 1) decreased consumption, 2) reduced reserve balances and 3) ongoing capital needs for both enterprise funds.

Decreased Consumption: The FY2020 rate calculation reduces the consumption estimate for both water and sewer funds to reflect current usage trends. Specifically, 68.1 million cubic feet for water and 63.5 million cubic feet for sewer; representing a decrease of approximately 2.3% over the past five years. This decreased consumption follows regional and national trends, largely driven by high efficiency appliances and fixtures, as well as, more mindful consumers.

Reduced Reserve Balances: We expect to finish FY2019 with approximately \$1,000,000 million in Water Enterprise Fund retained earnings and \$750,000 in Sewer Enterprise Fund retained earnings. While these are still healthy balances for the funds, they do represent reduced balances over the past five years as indicated in the graph below.





# Water/Sewer Rates FY2016-FY2020

May 2019

	<u>FY2016</u> Approved	<u>FY2017</u> Approved	<u>FY2018</u> Approved	<u>FY2019</u> Approved	<u>FY2020</u> Recommended	<u>+/-</u>
<u>Water Rate</u>						
<u>Consumption per 100 cu. Ft.</u>						
First 3,000 cubic feet:	\$5.57	\$5.57	\$5.57	\$5.54	\$5.63	\$0.09
3,001 cubic feet and over:	\$6.31	\$6.31	\$6.31	\$6.29	\$6.38	\$0.09
<u>Service Charge per Quarter (Residential)</u>						
Customers with meters 1 inch or smaller:	\$20	\$20	\$20	\$25	\$25	\$0
Customers with meters larger than 1 inch:	\$101	\$101	\$101	\$125	\$125	\$0
<u>Service Charge per Quarter (Non-Residential)</u>						
Customers with meters 1 inch or smaller:	\$25	\$25	\$25	\$30	\$30	\$0
Customers with meters larger than 1 inch:	\$102	\$102	\$102	\$125	\$125	\$0
<u>Sewer Rate</u>						
<u>Consumption per 100 cu. Ft.</u>						
First 3,000 cubic feet:	\$8.34	\$8.34	\$8.34	\$9.01	\$9.55	\$0.54
3,001 cubic feet and over:	\$9.09	\$9.09	\$9.09	\$9.76	\$10.31	\$0.55
<u>Service Charge per Quarter</u>						
Newburyport/Plum Island customers:	\$18	\$18	\$18	\$25	\$25	\$0
Newbury (Old Town) customers:	\$23	\$23	\$23	\$30	\$30	\$0
<u>Average Annual Water/Sewer Charge (based on 7,750 cubic feet)</u>						
Annual Charge:	\$1,230	\$1,230	\$1,230	\$1,328	\$1,376	\$49
Quarterly Charge:	\$308	\$308	\$308	\$332	\$344	\$12
Change from Prior Year (\$):	\$148	\$0	\$0	\$82	\$49	
Change from Prior Year (%):	13.7%	0.0%	0.0%	6.7%	3.7%	