

# ORDINANCES

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

November 30, 2020

AN ORDINANCE TO AMEND THE MUNICIPAL CODE WITH RESPECT TO SNOW, SLUSH AND ICE

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

*Amend Section 12-7 – “Throwing snow and ice into streets” as follows, with deletions ~~double striken through in bold~~, and additions double-underlined and in bold:*

Sec. 12-7. – Throwing snow and ice into streets.

No person shall throw any ice or snow into ~~or place the same in~~ any street outside of the sidewalk. This section shall also apply to snow and ice thrown into any street from any roof or yard. The penalty for violation of this section shall be ; fifty dollars (\$50.00) fine to the property owner, tenant, occupant for initial and subsequent offenses ~~Any person violating this section shall be subject to a fine of fifty dollars (\$50.00). Violations of this section may be enforced by any police officer, the health director, director of public services, or their designees.~~

*Amend Section 2-52 – “Removal of Snow from Sidewalks,” as follows, with deletions ~~double striken through in bold~~, and additions double-underlined and in bold:*

Sec. 12-52. - Removal of snow and ice from sidewalks.

(a) The owner, tenant, or occupant, and in case there shall be no tenant or occupant, the owner or any person having the care of any building or lot of land bordering on any street, lane, court, square or public place, within the city, where there is a sidewalk, shall cause all snow that may be on such sidewalk to be removed ~~therefrom~~ within six (6) hours after the snow ceases to fall if it ceases to fall in the daytime and before 12:00 noon if it ceases to fall in the nighttime. The provisions of this section shall apply to snow which falls from buildings as well as to that which falls from the clouds.

(b) The owner, tenant, occupant or any person having the care of any building or lot of land bordering on any street, lane, court, square or public place, within the city, where there is a sidewalk, shall cause such sidewalk to be made safe and convenient by removing the ice

therefrom or if removal is not feasible, by making the area passable within six (6) hours after the ice forms if in the daytime, and by 12:00 noon if it forms in the nighttime.

~~(b)~~ (c) The penalty for violation of this section shall be a fifty dollars (\$50.00) fine for first and subsequent offenses. ~~Each such offense shall be punishable by a fine of fifty dollars (\$50.00).~~ Violations of this section may be enforced by any police officer, the health director, parking clerks or their designees

**(d) City snow clearing of sidewalks used as school routes**

The department of public services shall clear snow and slush from certain city sidewalks including portions of both school pedestrian routes and specific arterial and collector roadways. Each year during the month of November, the director of public service shall publish an updated Snow and Ice plan including sidewalk snow clearing routes. The director of public services shall send a copy of Snow & Ice plan to the city council, city marshal and the superintendent of schools, and post on city website.

**(e) Snow clearing assistance**

The COA in collaboration with NYS shall annually prepare lists of persons available to provide snow clearing assistance either for a fee or on a volunteer basis.. Said lists shall be referenced in the Snow and Ice plan submitted November each year.

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Councillor Afroz Khan

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Councillor Christine Wallace

**In City Council January 11, 2021:**

Motion to approve 1<sup>st</sup> reading by Councillor Connell, seconded by Councillor Khan. Motion to amend by Councillor Khan, seconded by Councillor Wallace to spell out COA to Council on Aging, and NYS to Youth Services. Motion to approve 1<sup>st</sup> reading amended by Councillor Connell, seconded by Councillor Khan. Roll call vote. 8 yes, 3 no (SZ, JD, CT) Motion passes.

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:

January 25, 2021

**AN ORDINANCE TO ESTABLISH PROCEDURE FOR BUSINESSES AND OTHER ORGANIZATIONS TO APPLY FOR LICENSES TO OCCUPY OUTDOOR CITY PROPERTY**

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

*Amend existing Section 12-1 (Obstructing streets, sidewalks generally.), as follows, with deletions ~~double-stricken through~~, and additions double-underlined:*

**Sec 12-1. - Obstructing streets, sidewalks generally.**

(a) Generally. No person shall occupy, encumber or obstruct any street or sidewalk by means of boxes, crates, advertising signs, barrels, or other things, or in any other way hinder or obstruct the convenient use of the streets or sidewalks and other ways by any vehicles or pedestrians.

*(b) Notwithstanding subsection 12-1(a), above, any business or other organization that occupies ground-level space abutting a public way under the jurisdiction of the city may submit a written application to the city clerk to obtain a license to place and maintain tables, chairs, and/or merchandising displays on property under the control of the city, including, without limitation, portions of public way or within a park or playground.*

*(1) License area. The area of a public way to be occupied by such tables, chairs, and/or merchandising displays shall not exceed in width the frontage of said business or other organization upon such public way. The area to be occupied on property under the control of the city other than public ways,*

including, without limitation, within a park or playground, need not be proportional to the applicant's frontage upon such property.

(2) Duration.

A. Initial licenses issued pursuant to this subsection 12-1(b), unless revoked, shall remain effective for a period of one (1) year, commencing on April 1.

B. A renewal license with no material changes from the previous year's license may be issued for a period of two (2) years subject to administrative approval by the city clerk, also commencing on April 1.

C. A renewal license with material changes from the previous year's license shall be processed in the same manner as an initial license.

(3) Applications. The city clerk shall prepare and provide to applicants a form for such applications, and each applicants shall complete such form and submit it to the city clerk together with:

A. Written authorization to file such application signed by the record owner of the relevant property occupied by the applicant;

B. Evidence of liability insurance with minimum coverage in the amount of one million dollars (\$1,000,000), naming the city of Newburyport as co-insured, and in force for the duration of the approved period of occupancy; and

C. A sketch of the proposed area of occupancy, no smaller than 8½-inches by 11-inches, detailing:

i. The perimeter of such area, with relevant linear dimensions;

ii. If such area includes portions of a public way traveled by pedestrians, such as a sidewalk, the public, pedestrian path of travel, no less than five feet in width;

iii. If such area includes portions of a public way traveled by vehicles, then the public, vehicular path of travel, no less than five feet in width;

iv. All relevant obstacles such as streetlights, signs, trees, etc.; and

v. Means to demarcate any areas proposed for the service of alcohol.

- (4) Application deadlines and fees. Applications under this subsection 12-1(b) shall be delivered to the office of the city clerk by hand, mail, or email, as directed by such office.
- A. The deadline for such applications shall be the close of business on the first business day of March for the relevant year. For example, such deadline for the year 2021 shall be 4:00 pm on March 1.
- B. The processing fee charged for applications under this subsection 12-1(b) shall be One-Hundred Dollars (\$100.00).
- C. The city council shall establish by ordinance the rent or other compensation due for any occupancy approved hereunder.
- (5) Processing. Each application shall be reviewed by the committee of licenses and permits of the city council, hereby expressly authorized to act on its behalf.
- A. No later than the public hearing scheduled by the licensing board on such application under this subsection 12-1(b), and after such committee on licenses and permits has duly convened to consider and act on such application, the city clerk shall transmit to such board the recommendation of such committee on licenses and permits, which shall be to approve, to disapprove, or to approve with conditions.
- B. Where an application under this subsection 12-1(b) would authorize occupation of a city park or playground, such committee of licenses and permits shall not consider or act upon such application until the earlier of (i) having received a recommendation by the parks commission regarding such application, or (ii) 30 days from the city clerk's receipt of such complete application.
- C. Such committee on licenses and permits shall exercise its reasonable discretion in making its recommendation to the licensing board, but shall, in all cases, consider the degree to which the application minimizes the area of city property to be occupied, and accommodates its shared use, and the recommendation of the parks commission under the previous paragraph B, if any has been received timely.
- D. The licensing board shall hold a public hearing regarding all applications under this subsection 12-1(b), and may consider multiple

applications at one hearing. After such hearing, the board shall render its written decision regarding each such application, which shall be to approve, to disapprove, or to approve with conditions; provided, however, that the board shall have no authority to approve any application that has failed to receive a favorable recommendation from both the committee on licenses and permits of the city council and, in addition, from the mayor.

(6) Bare license. The city shall have no obligation whatsoever to approve any individual application, each of which shall be processed, reviewed, and a determination thereon made by the relevant city officers, boards, and commissions in their reasonable discretion.

A. Any condition of approval and submitted plan shall be in force for the entire duration of any validly issued license.

B. Any license issued hereunder may be revoked at any time by super-majority vote of the city council, after a public hearing, for any reason, or no reason.

(7) Notice of expiration. The office of the city clerk shall notify in writing any business or other organization with an expiring license of such expiration no later than February 1 of the relevant year.

~~(b) Food service establishments on public rights-of-way.~~

~~(1) The above shall not apply to any restaurant or food service establishment located on a public way which includes a sidewalk and which is restricted to pedestrian traffic only and which has a sidewalk of no less than five (5) feet in width. Any such restaurant or food service establishment seeking to place such tables on a public way shall apply for a permit from the city council.~~

~~a. Initial permit. May be issued for a period of one (1) year subject to city council approval by majority vote.~~

~~b. Renewal permits.~~

~~1. No material changes may be issued for a period of two (2) years subject to administrative approval by the city clerk.~~

~~2. Material changes may be issued for a period of one (1) year subject to city council approval by a majority vote.~~

~~e. [Said permit.] Said permit shall be valid during any calendar year for which a valid permit has been issued. The city clerk shall notify in writing any business with an expiring permit of such expiration no later than sixty (60) days prior to the expiration date.~~

~~d. Any condition of approval and submitted plan shall be in force for the entire duration of any validly issued permit. Any validly issued permit can be revoked at any time by super majority vote of the city council.~~

~~(2) Said restaurant or food service establishment may place tables upon the public way directly in the area in front of said establishment with the consent of the city council. The area occupied by said tables shall not exceed in width the frontage of said restaurant or food service on the public way. Said tables shall be solely for the exclusive use of customers of said restaurant or food service establishment.~~

~~(3) If no sidewalk exists on the public way, the tables, upon approval of the city council, shall be situated in a contiguous manner and shall allow at least twelve (12) feet of passage for pedestrian traffic to flow smoothly on the public way. In any circumstance, said tables, in the opinion of the city council, shall not impede the flow of pedestrian traffic, irrespective of the twelve-foot requirement.~~

~~(4) If a sidewalk so-called does not exist on the public way, said sidewalk must have a width of at least five (5) feet to allow tables to be situated on the sidewalk. In addition to the five feet described above, the configuration shall ensure that the remaining portion of the public way is at least twelve (12) feet wide and allows for free and smooth flowing pedestrian traffic.~~

~~(5) The city council can impose that any applicant provide certificates of liability insurance naming the city as insured and may impose such other conditions as in its discretion it deems appropriate.~~

(c) Each violation of this section 12-1 shall be punishable by a fine of one hundred dollars (\$100.00). Any condition found to violate this section shall be deemed to constitute a separate offense on each day during which it exists after the giving of notice to the violator.

(d) Prosecution of violations of this section 12-1 shall be non-criminal disposition as provided in M.G.L., c. 40, § 21D, as may be amended from time to time, the provisions of which are incorporated herein by reference.



\_\_\_\_\_  
Councillor Jared J. Eigerman

\_\_\_\_\_  
Councillor Byron J. Lane

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

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

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

CITY OF NEWBURYPORT



IN CITY COUNCIL

ORDERED:  
AN ORDINANCE TO AMEND SECTION VI-C OF THE NEWBURYPORT ZONING ORDINANCE AS TO THE NUMBER OF RESIDENTIAL STRUCTURES PERMITTED ON A LOT:

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

THAT Section VI-C of the Zoning Ordinance be amended pursuant to Section XII-B (Adoption and Amendment) to read as follows, with deletions ~~double stricken through and in bold~~, and additions double-underlined and in bold:

VI-C - ~~One~~ Number of residential ~~structure~~ buildings per lot.

- (1) Except as otherwise permitted in this Section VI-C or elsewhere in this zoning ordinance, only ~~Not more than~~ one (1) building ~~or structure intended for use as a~~ containing residential dwelling units shall be erected, placed or converted to use as such on any lot, ~~in a subdivision or elsewhere in the city without a special permit issued by the planning board pursuant to X-II.7 and X-II.8. Additionally, the following five criteria must be satisfied:~~
- (2) In a zoning district where a two-family dwelling is allowed by right or by special permit, the planning board may grant a special permit to allow two single-family dwellings on a lot, subject to the following:
- ~~(1.) The application shall include conceptual by-right development plans, such as a conventional subdivision, to demonstrate to the planning board that more than one residential structure per lot is a reasonable alternative to other allowed developments of the parcel involved.~~
- ~~(2.) A clear public benefit is derived from the proposed development, including but not limited to a long-term restriction involving one or more of the following:~~
- ~~a. Creation of affordable housing;~~
  - ~~b. Preservation of historical structures; and/or~~
  - ~~c. Conservation of significant natural resources.~~

~~(3.) Unless the residential structures are located side-by-side and have the same front yard setback, then one (1) residential structure shall be subordinate to the other dwelling in appearance by meeting either of the following:~~

- ~~a. Covering at least ten (10) percent less building footprint and built no higher than the existing dwelling; or~~
- ~~b. Located entirely within the envelope of an accessory building in existence on the effective date of this ordinance.~~

~~(4.) The plan provides adequate ways furnishing access to each site for such building, in the same manner as otherwise required for lots within a subdivision.~~

~~(5.) The proposed residential structures shall comply with all other applicable zoning regulations.~~

a. The lot and buildings shall comply with the following development standards:

i. The proposed residential density shall comply with the lot area requirements for a two-family dwelling in the zoning district.

ii. Both residential buildings shall comply with the setback requirements for principal single family buildings.

iii. Both residential buildings shall comply with all other applicable zoning regulations.

iv. The proposed buildings shall be arranged on the lot in one of the following manners:

(a) The two residential buildings shall be located side-by-side and shall be set back no more than 10 feet further from the street than the average front yard setbacks for existing dwellings on the same block of the street on which they have frontage; or

(b) If the lot has frontage on two streets (i.e., the lot is a corner lot or a through lot), each residential building may be located fronting on a different street from the existing dwelling, provided that each building has a separate and distinct rear yard conforming to the rear yard requirement for the zoning district; or

(c) One residential building may be created by conversion of an accessory building in existence on the effective date of this ordinance, such as a garage or carriage house. In such case, the converted building shall not be increased in height, nor

expanded outward other than by dormers, porches or decks not exceeding 500 square feet in total.

- b. When the lot contains an existing building listing as “Contributing” (C) within the Newburyport Historic District, the application for a special permit shall include a proposed perpetual preservation restriction on said historic building approved by the Newburyport Historical Commission.
- c. Before granting a special permit under this section VI-C, the planning board shall find that all of the following criteria are met:
- i. The design and layout of buildings and open spaces on the site will be consistent with the established character, scale, massing and density of the surrounding neighborhood.
  - ii. The buildings and accessory off-street parking areas will maintain a compatible relationship to adjacent properties in terms of location and design, and will not significantly reduce the privacy of adjacent properties.
  - iii. Developing a second residential building on the lot will be equally or more beneficial to the neighborhood than subdividing the lot or providing two dwelling units in a two-family dwelling.
- e. In granting a special permit to allow two residential buildings on a lot, the planning board may impose building size or setback standards that are more restrictive than established by the ordinance for a two-family dwelling in the zoning district.
- f. In consideration of the increase in value represented by the granting of a special permit under this section VI-C, the applicant shall make a financial contribution to the Affordable Housing Trust Fund in an amount equal to \$10.00 per sq.ft. of the additional second residential building on the lot, said payment to be made prior to the issuance of a building permit for said second residential building.

**AND FURTHER, THAT** the definition of “Multifamily” (Use 103) in Section V-E of the Zoning Ordinance be amended pursuant to Section XII-B (Adoption and Amendment) to read as follows, with deletions ~~double-stricken-through and in bold~~, and additions double-underlined and in bold:

A building or buildings on one lot where one structure ~~that~~ contains three (3) or more dwelling units and each additional structure contains two (2) or more dwelling units on the same lot, and units within the same structure have either common floor-ceiling assemblies between the dwelling units, or Common Wall Connectors as defined in section II-B, definitions.

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

**COMMITTEE ITEMS**

## LICENSE & PERMITS

## **Committee Items- License & Permits**

- COMM230\_03\_09\_2020 Yearly Report, Section 16A of the Liquor Control Act
- APPL014\_06\_08\_2020 Outdoor Seating application from Vera Ristorante LLC
- APPL015\_06\_08\_2020 Ltr with Layout from Ted Epstein re: Outdoor Seating
- APPL017\_12\_14\_2020 State Automotive Repair-Second Hand Vehicle Sales
- APPL018\_12\_14\_2020 LCA Motors- Second Hand Vehicle Sales
- APPL019\_1\_11\_2021 Plum Autoworks Inc 2nd Hand MV License
- APPL020\_1\_11\_2021 R L Currie 2nd Hand MV License

LHP

COMM230\_03\_09\_2020



CITY OF NEWBURYPORT  
LICENSING COMMISSION  
60 PLEASANT STREET • P.O. BOX 550  
NEWBURYPORT, MA 01950  
(978) 904-1478  
WWW.CITYOFNEWBURYPORT.COM

To: The Alcoholic Beverage Control Commission  
From: The License Commission, Newburyport, MA  
Re: Yearly Report, Section 16 A of the Liquor Control Act  
Date: February 14, 2020

Enclosed is a report of the number of licenses issued in the City of Newburyport for the calendar year 2019 and renewals for 2020. Names of establishments and addresses will be furnished upon written request.

The License Commissioners for 2018 were as follows: Chairperson Craig Holt, Commissioners Gregg Ogden, Bette Jacques, Bruce Bergwall and Ted Waldron.

The Commission holds their meetings usually on the first Wednesday of every month. All regular meetings begin at 7:00 PM with hearings set to begin at either 7:15, 7:30, or 7:45 PM. All requests and inquiries pertaining to the following list of licenses are handled at the time. The Commissioners or their agents have made visits to restaurants, package stores, clubs, etc. throughout the City during the year 2019.

There were no violations reported or disciplinary actions taken by the Newburyport License Commission during 2019.

Three licensees did not renew for calendar year 2020.

Respectfully submitted,

Newburyport Licensing Commission

CC: Mayor Donna Holaday



Page 2, Newburyport License Commission Report for calendar year 2019, renewals for 2020

	# Licenses	Fee	Sub-total
Restaurants/All Alcohol	19	\$3,750	\$71,250
Restaurants/Wine & Malt	2	\$3,000	\$6,000
Restaurant/Function Room	0	\$3,750	\$0
Restaurants/All Alcohol, Less than 50 Seats	5	\$2,000	\$10,000
Restaurants/Wine & Malt, Less than 50 Seats	5	\$1,150	\$5,750
Package Store/All Alcohol	4	\$3,750	\$15,000
Package Store/Wine & Malt	5	\$3,000	\$15,000
Fraternal Clubs & Organizations	4	\$3,000	\$12,000
Inn Street Transient Vendors 2019	3	\$1,000	\$3,000
Common Victuallers	68	\$350	\$23,800
Entertainment/Live Acoustic	17	\$300	\$5,100
Entertainment/Live Amplified	6	\$2,250	\$13,500
Electronic Devices/TV, Radio, CD, etc.	84	\$50	\$4,200
Automatic Amusement Devices	3	\$75	\$225
Lodging, Bed & Breakfast	9	\$200	\$1,800
One-Day All Alcohol Licenses 2019	18	\$100	\$1,800
One-Day Beer & Malt Licenses 2019	44	\$100	\$4,400
Farmer Brewer/Winery	3	\$50	\$150
License totals:			\$192,975

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2020 JUN 22 PM 2:42 NEW FILING \_\_\_\_\_  
RENEW \_\_\_\_\_



# City of Newburyport

## Application

### Food Establishment Outdoor Seating on Public Property

Date: 06/02/2020  
 Name of Business Owner: JOHN A. SANTANIELLO  
 Name of Property Owner: TENCAPA LLC  
 Business Name: VERA RISTORANTE LLC  
 Business Address: 35 MARKET SQUARE Business Phone: (917) 733-9111  
 Number of Tables Requested: 6 Dimensions: (2) 36" x 36" Material: Wrought iron  
(4) 24" x 24"  
 Number of Chairs Requested: 16 Dimensions: 18" x 18" Material: Wrought iron

- Applicant requests approval of outdoor seating for the sole purpose of food consumption.  
 Applicant requests approval of outdoor seating for food *and* alcohol consumption.

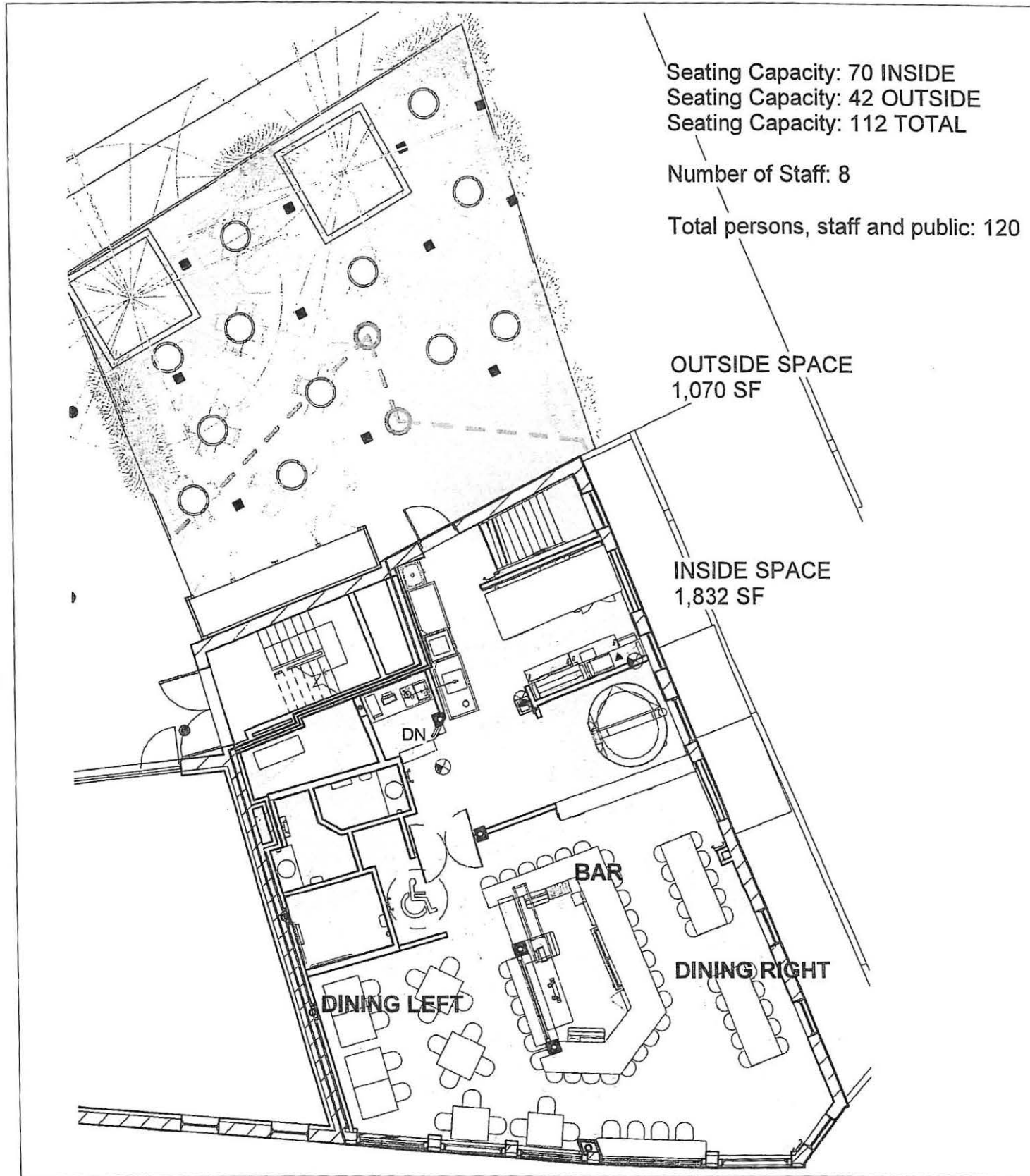
**\*Please note propane is not allowed unless approved by the Fire Department\***

### Application Requirements

Please submit the following documents with the completed application to:

**City Clerk's Office  
 Newburyport City Hall  
 PO Box 550  
 60 Pleasant Street  
 Newburyport, MA 01950**

- 1) Applicants must provide evidence of liability insurance to the City Clerk with minimum coverage in the amount of one million dollars, naming the City of Newburyport as co-insured. This insurance coverage must be in force for the duration of the approved period.



Seating Capacity: 70 INSIDE  
 Seating Capacity: 42 OUTSIDE  
 Seating Capacity: 112 TOTAL

Number of Staff: 8

Total persons, staff and public: 120

OUTSIDE SPACE  
 1,070 SF

INSIDE SPACE  
 1,832 SF

DINING LEFT

BAR

DINING RIGHT

DN



**KWH design, inc.**  
 Keith Hinzman  
 LEED AP BD+C  
 PO BOX 51644  
 Boston, MA 02205  
 (617) 913-4714  
 keith@kwhdesign.net  
 www.KWHdesign.net

DAVE CALLAN  
 JOHN  
 SANTANIELLO  
  
 VERA PIZZA

**LIQUOR BOARD PLAN**

Project number	VNPR-A
Date	2019-08-19
Drawn by	Author
Checked by	Checker

**SK114**

Scale 3/32" = 1'-0"



The Commonwealth of Massachusetts  
Alcoholic Beverages Control Commission

Licensing Authority Certification

Municipality: Newburyport

ABCC Commission Decision

APPROVED

Ralph Sacramone  
Executive Director

Date of Commission Decision: 10/07/2019

**License Information:**

Applicant Name/DBA:	Vera Ristorante, LLC / Vera Napoletana Ristorante Bar	License Number (if applicable):	05233-RS-0796
Premises Address:	31-35 Market Square Newburyport MA 01950	Record Number:	2019-000853-RT-APP
Manager Name:	John A. Santaniello		
Class:	Annual	Granted Under Special Legislation?	Yes <input type="radio"/> No <input checked="" type="radio"/>
Category:	All Alcoholic Beverages		
On / Off Premises:	On-Premises Consumption	Is there a pledge on this license?	Yes <input type="radio"/> No <input checked="" type="radio"/>
Type:	Restaurant	Is this license under a management agreement?	Yes <input type="radio"/> No <input checked="" type="radio"/>

**Transaction Type:**

New/Transfer License: Transfer If Transfer, License Number of License to be Transferred: 03196-RS-0796

**Application Contact:**

Name: John A. Santaniello Title: Phone: (917) 733-9117 Email: johnasantaniello@gmail.com

LICENSE  
ALCOHOLIC BEVERAGES

THE LICENSING BOARD OF

The.....CITY.....of.....NEWBURYPORT.....

MASSACHUSETTS

HEREBY GRANTS A

COMMON VICTUALER

License to Expose, Keep for Sale, and to Sell

All Kinds of Alcoholic Beverages

To Be Drunk On the Premises

To Vera Ristorante, LLC MANAGER: John A. Santaniello  
Db a Vera Ristorante & Bar  
31-35 Market Square, Unit 1  
on the following described premises

Approximately 2,680 sf on two floors (basement storage); brick building with a 500 sf outdoor patio seating 42, with two entrances and four exits. Indoor seating of 70.

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended, and any rules or regulations made thereunder by the licensing authorities. This license expires December 31st, 2010., unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 20th day of February 20 20

The Hours during which Alcoholic Beverages may be sold are

From Monday - Sunday  
11:00am to 1:00am

Handwritten signatures: Betty Hacquer, Tom [unclear], and [unclear] SETHOLT. LICENSING BOARD



**CONCORD GROUP**  
INSURANCE

**Green Mountain Insurance Company, Inc.**  
4 Bouton Street | Concord, NH 03301  
p. 800-852-3380  
ConcordGroupInsurance.com

**Businessowners Policy Declaration**  
Transaction: NEW BUSINESS

<b>Named Insured and Address:</b> Vera Ristorante LLC 35 Market Sq Unit 1 Newburyport, MA 01950-2567	<b>Agent Name and Address</b> MacDonald & Pangione Insurance Agency 104 Main St N Andover, MA 01845 (978) 688-6921
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<b>Form of Business:</b>	LLC
<b>Business Description:</b>	fine dining Italian restaurant w/ a wood burning pizza oven

Policy Number	Policy Type	Policy Period	Transaction Effective Date	Payment Plan
20033795	Businessowners	01/13/2020 to 01/13/2021	01/13/2020	1-Pay

In return for the payment of premium, and subject to all the terms of this policy, we agree with you to provide the insurance as stated in this policy. This premium may be subject to adjustment.

Liability Coverages	Limit of Insurance
Liability and Medical Expenses	\$1,000,000 Per Occurrence
Medical Expenses	\$5,000 Per Person
Damage To Premises Rented To You	\$50,000 Per Location
Aggregate Limits	
Other Than Products-Completed Operations	\$2,000,000 Per Policy Period
Products/Completed Operations	\$2,000,000 Per Policy Period

Each paid claim reduces the amount of insurance we provide during the applicable annual period. Please refer to Section II - Liability in the Businessowners Coverage Form and any attached endorsements

Location Information		Premium
Location #	Address	
1	35 Market Sq Unit 1, Newburyport, MA 01950-2567	\$5,138.00
<b>Policy Level Additional Coverages and Endorsements</b>		\$2,479.00
<b>THIS IS NOT A BILL</b> Your Bill Will Be Sent Separately		<b>Total Premium</b> \$7,617.00

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

Authorized Representative

**Additional Coverages and Coverage Extensions**

Summary of the Additional Coverages and Coverage Extension included in the Businessowners Coverage Form, BP 00 03. Refer to the coverage form for specific policy coverage information

**If you have purchased increased limits the limits and premiums will be displayed elsewhere in the declarations.**

<b>Additional Coverages</b>	<b>Coverage Information</b>
Debris Removal	\$25,000
Preservation of Property	While it is being moved or while temporarily stored at another location within 30 days of loss.
Fire Department Service Charge	\$2,500
Business Income And Extra Expense	Actual Loss Sustained - Not Exceeding 12 Consecutive Month.
Extended Business Income	Time period 60 Days
Pollutant Clean-up And Removal	\$10,000
Civil Authority	Certain actions of a civil authority
Money Orders And "Counterfeit Money"	\$1,000
Forgery Or Alteration	\$2,500
Increased Cost of Construction	\$10,000
Business Income From Dependent Properties	\$5,000
Glass Expense	Reimbursement cost of temporary repairs
Fire Extinguisher Systems Recharge Expense	\$5,000
Electronic Data	\$10,000
Interruption Of Computer Operations	\$10,000
Limited Coverage for "Fungi", Wet Rot or Dry Rot	\$15,000
<b>Coverage Extensions</b>	
Extensions apply to insured Buildings and Business Personal Property	
Newly Acquired Or Constructed Property	\$250,000 at each building, \$100,000 Business Personal Property at each building Up to 30 days Period of Coverage
Personal Property Off-Premises	\$10,000
Outdoor Property	\$2,500 One Tree, Shrub or Plant -\$1,000
Personal Effects	\$2,500
Valuable Papers And Records	\$10,000 On Premise \$5,000 Off Premise
Accounts Receivable	\$10,000 On Premise \$5,000 Off Premise
Business Personal Property Temporarily In Portable Storage Units	\$10,000

Policy Level Additional Coverages and Endorsements				
Coverage	Coverage Information			Premium
Endorsement #	Endorsement Title			
BP 04 12	<b>Limitation of Coverage To Designated Premises Or Project</b> Premises: Premises listed on the policy declarations Project or Operation: Operations directly related to covered premises			
BP 04 89	<b>Liquor Liability Coverage</b> Aggregate Limit: \$1,000,000 Each Common Cause Limit: \$1,000,000			\$2,404
BP 90 06	<b>Businessowners Bundle Endorsement</b> Ordinance or Law \$25,000 Personal Property Off Premises \$20,000 Spoilage Coverage \$10,000 Accounts Receivable \$20,000 Utility Service, Direct \$10,000 Outdoor Signs \$20,000 Utility Service, Time Element \$10,000 Pollution Clean Up \$15,000 Water Back-Up and Sewer Overflow \$10,000 Employee Dishonesty \$10,000 Fine Arts \$10,000 Money and Securities \$10,000 On Premises Damage To Rented Premises \$250,000 \$5,000 Off Premises Identity Fraud Expense \$10,000 Valuable Papers and Records \$20,000			\$75
BP 90 08	<b>Equipment Breakdown</b>			Includ
<b>Total Policy Level Additional Coverage and Endorsement Premium</b>				<b>\$2,479</b>

Location Coverages								
Location #	1	Address	35 Market Sq Unit 1, Newburyport, MA 01950-2567		Property Deductible	\$2,500	Optional Coverage Deductible	\$5
Building #	1	Building Description	Building #1				Windstorm or Hail % Deductible	0%
			Class #	Valuation Basis	Limits of Insurance	Premium		
		<b>Buildings Including Appurtenant Structures</b>	09431	Replacement Cost	No Coverage	\$.00		
		<b>Business Personal Property</b>	09431	Replacement Cost	\$750,000	\$2,191.00		
		<b>Liability</b>	09431		Limit - See Page 1	\$2,817.00		
		<b>Business Income and Extra Expense</b>	Actual Loss Sustained, Not Exceeding 12 Consecutive Months			Includ		

Coverages and Endorsements Applicable Per Location				
Endorsement #	Endorsement Title		Building #	Premium
BP 01 43	<b>Massachusetts Changes - Lead Poisoning Endorsement</b>		1	Includ
BP 14 78	<b>Exclusion of Loss Due to By-Products of Production or Processing Operations (Rental Properties)</b> All Rented Units Within Building		All	N



Endorsement #	Endorsement Title	Building #	Premium
<b>BP 07 78</b>	<b>Restaurants</b> Reward Payment Brands and Labels Ordinance Or Law Equip Coverage Lock Replacement Spoilage Coverage Limit: \$10,000 Food Contamination Limit: \$10,000 Food Contamination Additional Advertising Expense Limit of Insurance: \$3,000	1	\$130.0
<b>Total Location Premium</b>			\$5,138.0

Loss Payee/Mortgagee Schedule			
Loss Payee/Mortgagee Name and Address	Interest	Location #	Building

All Forms and Endorsements Applicable to Your Policy	
Endorsement #	Endorsement Title
BP 00 03 07 13	Businessowners Coverage Form
BP 01 08 03 11	Massachusetts Changes
BP 01 43 01 06	Massachusetts Changes - Lead Poisoning Endorsement
BP 06 98 07 13	Massachusetts - Fungi Wet Rot Or Dry Rot Excusion And Limitations
BP 04 12 04 17	Limitation Of Coverage To Designated Premises Or Project
BP 04 15 07 13	Spoilage Coverage
BP 04 17 01 10	Employment-Related Practices Exclusion
BP 04 46 07 13	Ordinance Or Law Coverage
BP 04 56 07 13	Utility Services - Direct Damage
BP 04 57 07 13	Utility Services - Time Element
BP 04 89 01 10	Liquor Liability Coverage
BP 05 15 01 15	Disclosure Pursuant To Terrorism Risk Insurance Act
BP 05 23 01 15	Cap On Losses From Certified Acts Of Terrorism
BP 05 77 01 06	Fungi Or Bacteria Exclusion (Liability)
BP 07 78 07 13	Restaurants
BP 14 78 07 13	Exclusion Of Loss Due To By-Products Of Production Or Processing Operations (Rental Properties)
BP 15 04 05 14	Exclusion-Access Or Disclosure Of Confidential Or Personal Information And Data-related Liability With Limited Bodily Injury Exception
BP 90 06 11 14	Businessowners Bundle Endorsement
BP 90 08 11 14	Equipment Breakdown Coverage
BP 90 10 11 14	Equipment Breakdown - Massachusetts Changes
CGIPRIV 04 07	Privacy Policy

**Richard Jones**

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**From:** Ted Epstein <tepstein@aol.com>  
**Sent:** Wednesday, June 03, 2020 10:53 PM  
**To:** Richard Jones  
**Subject:** [Ext]City Council Meeting  
**Attachments:** Proposed Outdoor Seating for Loretta 2 (1).pdf

*external e-mail use caution opening*

Hello Richard,

Ted Epstein from Loretta here.

Sorry I'm a little later than I should have been.

By way of this letter, I am requesting to go before the City Council to ask permission to use space on Tracy Place for outdoor dining. I am on the agenda for approval with the Licensing Commission. This has been discussed with the ABCC, the Mayor and the President of the City Council. I understand that I also need to seek the approval at the Planning Board.

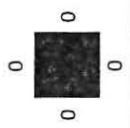
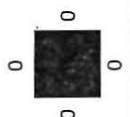
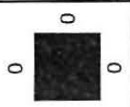
Even though I went through the process when I sought approval to have outdoor seating in the front of my restaurant, I am not exactly sure what I am supposed to do next. I have attached a layout. Although it is not to scale, it is a good indication of what the set up will be like. If it is of concern to the Council, the space will be attended to by two TIPS certified servers. We will using using the latest technology to serve our guests, including, but not limited to on-line order entry, remote and touchless payment and virtual menus (paper menus will also be available).

Please let me know what I need to do next.

Thank you,  
Ted Epstein

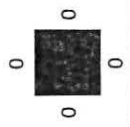
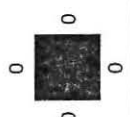
978-463-0000 Restaurant  
508-380-1347 Cell

Loretta

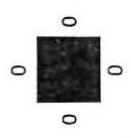
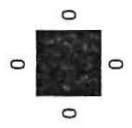
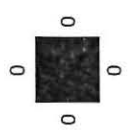
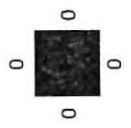
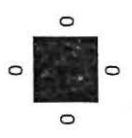


D R I V E W A Y

Formerly  
Szechuan  
Taste



Tracy  
Square



Pleasant Street

LTP

RECEIVED  
 THE COMMONWEALTH OF MASSACHUSETTS OFFICE  
 CITY CLERK'S OFFICE  
 NEWBURYPORT  
 City OF Newburyport  
 2020 DEC -3 AM 10:53

**APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
 OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
 OR PARTS THEREOF**

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a 2 class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? State Automotive Repair LLC

Business address of concern. No. 196 Route One St.,  
Newburyport MA 01950 City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? \_\_\_\_\_  
LLC (single member)

3. If an individual, state full name and residential address.  
LLC Manager: Andrew J. de Bernardo  
16 Hickory Lane, Topfield MA 01983

4. If a co-partnership, state full names and residential addresses of the persons composing it.  
N/A

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President \_\_\_\_\_

Secretary \_\_\_\_\_

Treasurer \_\_\_\_\_

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? No

If so, is your principal business the sale of new motor vehicles? No

Is your principal business the buying and selling of second hand motor vehicles? No

Is your principal business that of a motor vehicle junk dealer? No

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.  
196 Route One, Newburyport is located just south of the Route One  
traffic circle. State Automotive Repair LLC occupies approximately  
1/2 of a shared building with a retail vendor. Auto repair bays  
contain lifts, tools, and equipment consistent with any typical  
auto repair shop. Parking is in front, to the side, and to the  
rear of the building.

8. Are you a recognized agent of a motor vehicle manufacturer? No  
(Yes or No)

If so, state name of manufacturer \_\_\_\_\_

9. Have you a signed contract as required by Section 58, Class 1? N/A  
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? Yes  
(Yes or No)

If so, in what city — town Newburyport MA

Did you receive a license? Yes For what year? 2016 - 2020  
(Yes or No)

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof  
ever been suspended or revoked? No  
(Yes or No)

Sign your name in full *Andrew Ferrell*  
(Duly authorized to represent the concern herein mentioned)

Residence 16 Hickory lane, Topsfield MA

### IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH  
FULL INFORMATION, AND FALSE STATEMENTS  
HEREIN MAY RESULT IN THE REJECTION OF  
YOUR APPLICATION OR THE SUBSEQUENT  
REVOCAION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the  
application with the registrar. (See Sec. 59)

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APPLICATION FOR A LICENSE TO BUY, SELL,  
EXCHANGE OR ASSEMBLE SECOND HAND  
MOTOR VEHICLES OR PARTS THEREOF.

---

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. \_\_\_\_\_

Class \_\_\_\_\_ License No. \_\_\_\_\_

Name \_\_\_\_\_

St. and No. \_\_\_\_\_

City — Town \_\_\_\_\_

Date Issued \_\_\_\_\_

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Remarks \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/02/2020

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

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

<b>PRODUCER</b> Bernard M. Sullivan Insurance Agency 12 Market St. P.O. Box 568 Ipswich MA 01938		<b>CONTACT NAME:</b> Jeremiah Lewis <b>PHONE (A/C, No, Ext):</b> (978) 356-5511 <b>E-MAIL ADDRESS:</b> jllewis@sullivaninsurance.com <b>FAX (A/C, No):</b> (978) 356-0214	
<b>INSURED</b> State Automotive Repair 196 Route One Newburyport MA 01950-3975		<b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> Commerce Insurance Company NAIC # 34754 <b>INSURER B:</b> Travelers Indemnity Co of CT 25682 <b>INSURER C:</b> C N A Surety CNAS01 <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>	

**COVERAGES**

CERTIFICATE NUMBER: CL2012206205

REVISION NUMBER:

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	<b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:						EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ \$
A	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			BHTRGQ	12/28/2019	12/28/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ PIP-Basic \$ 8,000
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
B	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	UB-5K937614-20-42	07/01/2020	07/01/2021	PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
C	Used Auto Dealer Bond			62659263	02/01/2020	02/01/2021	Bond Penalty \$25,000

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

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

Newburyport

MA 01950

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

AUTHORIZED REPRESENTATIVE

Massachusetts



# Western Surety Company

## SECOND HAND MOTOR VEHICLE DEALER BOND

(Mass. Gen. Laws Ann. 140, § 58(c))

Bond No. 62659263

KNOW ALL PERSONS BY THESE PRESENTS:

Effective Date: February 1st, 2016

That we, State Automotive Repair, LLC,

as Principal and WESTERN SURETY COMPANY, a corporation authorized to do surety business in the Commonwealth of Massachusetts, as Surety, are held and firmly bound unto persons who purchase a vehicle from the Principal and who suffer loss on account of a breach of the condition of this bond described below, in the sum of not to exceed TWENTY-FIVE THOUSAND AND NO/100 DOLLARS (\$25,000.00), for the payment of which well and truly to be made, we bind ourselves and our legal representatives, firmly by these presents.

WHEREAS, the Principal is a second hand motor vehicle dealer and is required to furnish a bond or equivalent proof of financial responsibility pursuant to Mass. Gen. Laws Ann. 140, § 58(c)(1).

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall pay the amount of actual damages, not to exceed the amount of this bond, to any person who purchases a vehicle from the Principal and who suffers loss on account of: (a) the Principal's default or nonpayment of valid bank drafts, including checks drawn by the Principal for the purchase of motor vehicles; (b) the Principal's failure to deliver, in conjunction with the sale of a motor vehicle, a valid motor vehicle title certificate free and clear of any prior owner's interests and all liens, except a lien created by or expressly assumed in writing by the buyer of the vehicle; (c) the fact that the motor vehicle purchased from the Principal was a stolen vehicle; (d) the Principal's failure to disclose the vehicle's actual mileage at the time of sale; (e) the Principal's unfair and deceptive acts or practices, misrepresentations, failure to disclose material facts or failure to honor a warranty claim or arbitration order in a retail transaction; or (f) the Principal's failure to pay off a lien on a vehicle traded in as part of a transaction to purchase a vehicle when the Principal had assumed the obligation to pay off the lien, then this obligation to be void; otherwise to remain in full force and effect.

PROVIDED, that recovery against this bond may be made only by a person who obtains a final judgment in a court of competent jurisdiction against the Principal for an act or omission on which this bond is conditioned, if the act or omission occurred during the term of this bond. No suit may be maintained to enforce any liability on this bond unless brought within one (1) year after the event giving rise to the cause of action. This bond shall cover only those acts and omissions described above. The Surety shall not be liable for total claims in excess of the bond amount, regardless of the number of claims made against this bond or the number of years this bond remains in force.

This bond shall be continuous and may be cancelled by the Surety by giving thirty (30) days' written notice of cancellation to the municipal licensing authority at

80 Pleasant St, Newburyport, MA 01950

by First Class U.S. Mail.

Address

Dated this 1st day of February, 2016

State Automotive Repair,  
LLC,

Principal

By: 

WESTERN SURETY COMPANY, Surety

By: 

Paul T. Bruffat, Senior Vice President



# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Bruffal of South Dakota, its regularly elected Vice President as Attorney-in-Fact with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond

One South Dakota Motor Vehicle Bond

bond with bond number 1000000000

for South Dakota License Expires 1/2014 as Principal in the penalty amount not to exceed \$ 10,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Vice President with the corporate seal affixed this 1st day of February

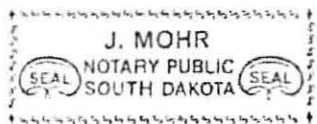
ATTEST

L. Nelson  
L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY  
By Paul T. Bruffal  
Paul T. Bruffal, Vice President

STATE OF SOUTH DAKOTA |  
COUNTY OF MINNEHAHA | <sup>SS</sup>

On this 1st day of February, 2014, before me, a Notary Public, personally appeared Paul T. Bruffal and L. Nelson who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.



J. Mohr  
Notary Public

To validate bond authenticity, go to [www.cnasurety.com](http://www.cnasurety.com) > Owner/Obligee Services > Validate Bond Coverage.



12/14

THE COMMONWEALTH OF MASSACHUSETTS RECEIVED  
CITY OF NEWBURYPART CITY CLERK'S OFFICE  
NEWBURYPART, MA

2020 DEC -8 PM 1:36

**APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
OR PARTS THEREOF**

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a second class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? LCA Motors

Business address of concern. No. 4 Lt. Leary Drive St.,  
Newburyport City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Individual

3. If an individual, state full name and residential address.  
Charles Ciavacco 4 Lt. Leary Drive Newburyport

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President \_\_\_\_\_

Secretary \_\_\_\_\_

Treasurer \_\_\_\_\_

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? yes

If so, is your principal business the sale of new motor vehicles? No

Is your principal business the buying and selling of second hand motor vehicles? yes

Is your principal business that of a motor vehicle junk dealer? No

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

Sale of used automobiles conducted over the internet. Business is residential. No autos are kept at the location.

8. Are you a recognized agent of a motor vehicle manufacturer? No

(Yes or No)

If so, state name of manufacturer \_\_\_\_\_

9. Have you a signed contract as required by Section 58, Class 1? No

(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? Yes

(Yes or No)

If so, in what city — town 2005 - Newburyport

Did you receive a license? Yes

(Yes or No)

For what year? 2005 - 2020

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? No

(Yes or No)

Sign your name in full \_\_\_\_\_

Alvin Cew  
(Duly authorized to represent the concern herein mentioned)

Residence 4 St. Leary Drive Newburyport

### IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

**APPLICANT WILL NOT FILL THE FOLLOWING BLANKS**

Application after investigation \_\_\_\_\_  
(Approved or Disapproved)

License No. \_\_\_\_\_ granted \_\_\_\_\_ 20 \_\_\_\_\_ Fee \$ \_\_\_\_\_

Signed \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)**

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which will expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or by-law may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

APPLICATION FOR A LICENSE TO BUY, SELL,  
EXCHANGE OR ASSEMBLE SECOND HAND  
MOTOR VEHICLES OR PARTS THEREOF.

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APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. \_\_\_\_\_

Class \_\_\_\_\_ License No. \_\_\_\_\_

Name \_\_\_\_\_

St. and No. \_\_\_\_\_

City — Town \_\_\_\_\_

Date Issued \_\_\_\_\_

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Remarks \_\_\_\_\_

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Massachusetts

7

# Western Surety Company

## SECOND HAND MOTOR VEHICLE DEALER BOND

(Mass. Gen. Laws Ann. 140, § 58(c))

Bond No. 69923000

KNOW ALL PERSONS BY THESE PRESENTS:

Effective Date: June 9, 2005

That we, Charles Ciocavazzo dba LCA Motors, as Principal, and WESTERN SURETY COMPANY, a corporation authorized to do surety business in the Commonwealth of Massachusetts, as Surety, are held and firmly bound unto persons who purchase a vehicle from the Principal and who suffer loss on account of a breach of the condition of this bond described below, in the sum of not to exceed TWENTY-FIVE THOUSAND AND NO/100 DOLLARS (\$25,000.00), for the payment of which well and truly to be made, we bind ourselves and our legal representatives, firmly by these presents.

WHEREAS, the Principal is a second hand motor vehicle dealer and is required to furnish a bond or equivalent proof of financial responsibility pursuant to Mass. Gen. Laws Ann. 140, § 58(c)(1).

NOW, THEREFORE, the condition of this obligation is such that if the Principal shall pay the amount of actual damages, not to exceed the amount of this bond, to any person who purchases a vehicle from the Principal and who suffers loss on account of (a) the Principal's default or nonpayment of valid bank drafts, including checks drawn by the Principal for the purchase of motor vehicles; (b) the Principal's failure to deliver, in conjunction with the sale of a motor vehicle, a valid motor vehicle title certificate free and clear of any prior owner's interests and all liens, except a lien created by or expressly assumed in writing by the buyer of the vehicle; (c) the fact that the motor vehicle purchased from the Principal was a stolen vehicle; (d) the Principal's failure to disclose the vehicle's actual mileage at the time of sale; (e) the Principal's unfair and deceptive acts or practices, misrepresentations, failure to disclose material facts or failure to honor a warranty claim or arbitration order in a retail transaction; or (f) the Principal's failure to pay off a lien on a vehicle traded in as part of a transaction to purchase a vehicle when the Principal had assumed the obligation to pay off the lien, then this obligation to be void; otherwise to remain in full force and effect.

PROVIDED, that recovery against this bond may be made only by a person who obtains a final judgment in a court of competent jurisdiction against the Principal for an act or omission on which this bond is conditioned, if the act or omission occurred during the term of this bond. No suit may be maintained to enforce any liability on this bond unless brought within one (1) year after the event giving rise to the cause of action. This bond shall cover only those acts and omissions described above. The Surety shall not be liable for total claims in excess of the bond amount, regardless of the number of claims made against this bond or the number of years this bond remains in force.

This bond shall be continuous and may be cancelled by the Surety by giving thirty (30) days' written notice of cancellation to the municipal licensing authority at City Hall, 61 Pleasant St., Newburyport, MA 01950

by First Class U.S. Mail.

Address

Dated this 9th day of June, 2005.



Form #6333-7-2003

Charles Ciocavazzo dba LCA Motors, Principal

By: \_\_\_\_\_  
WESTERN SURETY COMPANY, Surety

By: Paul T. Bruflat  
Paul T. Bruflat, Senior Vice President

# Western Surety Company

## POWER OF ATTORNEY

### KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Brufat of Sioux Falls,  
State of South Dakota, its regularly elected Senior Vice President  
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, all of the following classes of documents to-wit:

Indemnity, Surety and Undertakings that may be desired by contract, or may be given in any action or proceeding in any court of law or equity, policies indemnifying employers against loss or damage caused by the misconduct of their employees; official, bail, and surety and fidelity bonds; indemnity in all cases where indemnity may be lawfully given; and with full power and authority to execute consents and waivers, to modify or discharge or extend any bond or document executed for this Company, and to compromise and settle any and all claims or demands made or existing against said Company.

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Senior Vice President with the corporate seal affixed this 23rd day of June, 2005.

ATTEST

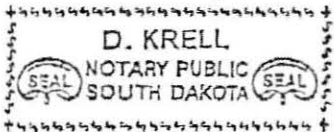
L. Nelson  
Assistant Secretary

WESTERN SURETY COMPANY

By Paul T. Brufat  
Paul T. Brufat, Senior Vice President

STATE OF SOUTH DAKOTA }  
COUNTY OF MINNEHAHA } ss

On this 23rd day of June, 2005, before me, a Notary Public, personally appeared Paul T. Brufat and L. Nelson who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.



My Commission Expires November 30, 2008

D. Krell

Notary Public



RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

NOV 25 AM 10:13

*Newburyport Retirement Board  
16 Unicorn Street  
Newburyport, MA 01950*

Board Members

*Joseph Spaulding, Chairman  
Jeffrey Cutter, Vice-Chairman  
Alexander Kravchuk, Board Appointee  
Ethian Manning, City Auditor  
John Moak, Mayor Appointee*

*Laurie Burton, Executive Director  
LaurieBurton@NewburyportRetirement.org  
Telephone  
(978) 465-6619  
FAX  
(978) 462-4042*

Date: November 24, 2020

To: President and Members of the City Council

From: Newburyport Retirement Board

Re: Retirement Board Expense Budget C/Y 2021

Section 36 of Chapter 306 of the Acts of 1996 states that all Retirement Boards shall adopt an annual budget and supplemental budgets as deemed necessary by said Board. Said budgets shall be funded solely from the investment income account of each system and without any further appropriation from the municipality of said Board. The law states that at least 30 days prior to the adoption of said budget, the Board shall file said budgets with the appropriate legislative body.

This Budget is provided for informational purposes only and no action needs to be taken by the Council.

The Board will adopt its 2021 budget at the Board meeting on December 30, 2020.

Sincerely,



Joseph Spaulding, Chairman



## Proposed Administrative Budget

January 1, 2021 - December 31, 2021

Administrative Office Expenses	10,609
Board Member Stipends	22,500
Conference & Travel	4,635
Contracts/Software	31,153
Education & Training	2,318
Fiduciary Insurance	4,486
Furniture & Equipment	3,090
Health Insurance Benefits	32,477
Legal	5,150
Rent	13,800
Salaries	175,177
<b>Total Budget</b>	<b>305,395</b>

### Estimates C/Y 2020

Management fees	418,630
Retiree Pensions	7,629,200

### Estimates C/Y 2020

Member's Deductions	2,054,028
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### Asset balance as of October 31, 2020

Pension Reserve Investment Trust Asset Value	94,525,634
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Retirees	266
Active & Inactive members	555

LSP

APPL019\_01\_11\_2021

THE COMMONWEALTH OF MASSACHUSETTS

RECEIVED  
CITY CLERK'S OFFICE  
NEWBURYPORT, MA

2020 DEC 10 AM 9:24

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a II class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? Plum Autoworks Inc

Business address of concern. No. 71 Stovey Ave St.,  
Newburyport MA 01950 City - Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? Corp

3. If an individual, state full name and residential address.

4. If a co-partnership, state full names and residential addresses of the persons composing it.

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President Nancy London

Secretary il ll

Treasurer ll ll

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles? No

Is your principal business the buying and selling of second hand motor vehicles? Yes

Is your principal business that of a motor vehicle junk dealer? No

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

Lot Size of Approx 100 x 100 Ft With Frontage on Storey Ave Approx 100 Ft Building Consisting of 2 offices Approx 50 x 25 ft

8. Are you a recognized agent of a motor vehicle manufacturer? No  
(Yes or No)

If so, state name of manufacturer \_\_\_\_\_

9. Have you a signed contract as required by Section 58, Class 1? No  
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? yes  
(Yes or No)

If so, in what city — town Newburyport Ma

Did you receive a license? yes (Yes or No) For what year? 2007 To Present

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? No  
(Yes or No)

Sign your name in full John Power G.M.  
(Duly authorized to represent the concern herein mentioned)

Residence 11 Warrenton Rd Haverhill MA  
01832

**IMPORTANT**

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

**APPLICANT WILL NOT FILL THE FOLLOWING BLANKS**

Application after investigation \_\_\_\_\_  
(Approved or Disapproved)

License No. \_\_\_\_\_ granted \_\_\_\_\_ 20 \_\_\_\_\_ Fee \$ \_\_\_\_\_

Signed \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)**

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or insuring motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not taken in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.

SECTION 59. The police commissioner in Boston and the licensing authorities in other cities and towns may grant licenses under this section which will expire on January first following the date of issue unless sooner revoked. The fees for the licenses shall be fixed by the licensing board or officer, but in no case shall exceed \$100. dollars. Application for license shall be made in such form as shall be approved by the registrar of motor vehicles, in sections fifty-nine to sixty-six, inclusive, called the registrar, and if the applicant has not held a license in the year prior to such application, such application shall be made in duplicate, which duplicate shall be filed with the registrar. No such license shall be granted unless the licensing board or officer is satisfied from an investigation of the facts stated in the application and any other information which they may require of the applicant, that he is a proper person to engage in the business specified in section fifty-eight in the classifications for which he has applied, that said business is or will be his principal business, and that he has available a place of business suitable for the purpose. The license shall specify all the premises to be occupied by the licensee for the purpose of carrying on the licensed business. Permits for a change of situation of the licensed premises or for addition thereto may be granted at any time by the licensing board or officer in writing, a copy of which shall be attached to the license. Cities and towns by ordinance or by-law may regulate the situation of the premises of licensees within class 3 as defined in section fifty-eight, and all licenses and permits issued hereunder to persons within said class 3 shall be subject to the provisions of ordinances and by-laws which are hereby authorized to be made. No license or permit shall be issued hereunder to a person within said class 3 until after a hearing, of which seven days' notice shall have been given to the owners of property abutting on the premises where such license or permit is proposed to be exercised. All licenses granted under this section shall be revoked by the licensing board or officer if it appears, after hearing, that the licensee is not complying with sections fifty-seven to sixty-nine, inclusive, or the rules and regulations made thereunder; and no new license shall be granted to such person thereafter, nor to any person for use on the same premises, without the approval of the registrar. The hearing may be dispensed with if the registrar notifies the licensing board or officer that a licensee is not so complying. Any person aggrieved by any action of the licensing board or officer refusing to grant, or revoking a license for any cause may, within ten days after such action, appeal therefrom to any justice of the superior court in the county in which the premises sought to be occupied under the license or permit applied for are located. The justice shall, after such notice to the parties as he deems reasonable, give a summary hearing on such appeal, and shall have jurisdiction in equity to review all questions of fact or law and may affirm or reverse the decision of the board or officer and may make any appropriate decree. The decision of the justice shall be final.

APPLICATION FOR A LICENSE TO BUY, SELL,  
EXCHANGE OR ASSEMBLE SECOND HAND  
MOTOR VEHICLES OR PARTS THEREOF.

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APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. \_\_\_\_\_

Class \_\_\_\_\_ License No. \_\_\_\_\_

Name \_\_\_\_\_

St. and No. \_\_\_\_\_

City — Town \_\_\_\_\_

Date Issued \_\_\_\_\_

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Remarks \_\_\_\_\_

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THE COMMONWEALTH OF MASSACHUSETTS

RECEIVED  
SECRETARY'S OFFICE  
NEWBURYPORT, MASS.

DEC 29 11 01 AM '04

\_\_\_\_\_ OF \_\_\_\_\_

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a Second class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? R L CURRIE CORP

Business address of concern. No. 6 New PASTURE ROAD St.,  
Newburyport City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? CORPORATION

3. If an individual, state full name and residential address. N/A

4. If a co-partnership, state full names and residential addresses of the persons composing it. N/A

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President RANDY L. CURRIE 111 Georgetown Rd West Newbury MA.  
Secretary II  
Treasurer II

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? YES

If so, is your principal business the sale of new motor vehicles? NO

Is your principal business the buying and selling of second hand motor vehicles? YES

Is your principal business that of a motor vehicle junk dealer? NO

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

5 ACRES +/- WITH PAVED PARKING. A 10,000  
ST FT CONCRETE BLOCK BUILDING HOUSING, OFFICES  
REPAIR FACILITIES AS WELL AS A MASS STATE  
INSPECTION STATION.

8. Are you a recognized agent of a motor vehicle manufacturer? NO  
(Yes or No)

If so, state name of manufacturer \_\_\_\_\_

9. Have you a signed contract as required by Section 58, Class 1? NO  
(Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES  
(Yes or No)

If so, in what city — town NEWBURYPORT

Did you receive a license? YES For what year? 2005 - 2020  
(Yes or No) APPROX

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof  
ever been suspended or revoked? NO  
(Yes or No)

Sign your name in full Jandy L. Currie  
(Only authorized to represent the concern herein mentioned)

Residence 111 Georgetown Rd  
West Newbury Ma  
01985

**IMPORTANT**

EVERY QUESTION MUST BE ANSWERED WITH  
FULL INFORMATION, AND FALSE STATEMENTS  
HEREIN MAY RESULT IN THE REJECTION OF  
YOUR APPLICATION OR THE SUBSEQUENT  
REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

APPLICATION FOR A LICENSE TO BUY, SELL,  
EXCHANGE OR ASSEMBLE SECOND HAND  
MOTOR VEHICLES OR PARTS THEREOF.

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS

Application No. \_\_\_\_\_

Class \_\_\_\_\_ License No. \_\_\_\_\_

Name \_\_\_\_\_

St. and No. \_\_\_\_\_

City — Town \_\_\_\_\_

Date Issued \_\_\_\_\_

Remarks \_\_\_\_\_

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114 Turnpike Road  
3rd Floor - 114  
Westborough, Massachusetts 01581  
+1 (800) 6471113 Fax: +1 (866) 5474882

### CONTINUATION CERTIFICATE

To be attached to and form a part of surety bond number LSF006317 (the "Bond"), cross reference bond number 5010479, for Used Dealers and Salesmen

dated the 25th day of October, 2007, in the penal sum of \$ 25,000.00 issued by The Ohio Casualty Insurance Company as surety (the "Surety"), on behalf of RL Currie Corp as principal (the "Principal"), in favor of CITY OF NEWBURYPORT, as obligee (the "Obligee").

The Surety hereby certifies that this Bond is continued in full force and effect until the 25th day of October, 2021, subject to all covenants and conditions of said Bond.

Said Bond has been continued in force upon the express condition that the full extent of the Surety's liability under said Bond, and this and all continuations thereof, for any loss or series of losses occurring during the entire time the Surety remains on said Bond, shall in no event, either individually or in the aggregate, exceed the penal sum of the Bond.

IN WITNESS WHEREOF, the Surety has set its hand and seal this 10th day of September, 2020

The Ohio Casualty Insurance Company

(Surety)

By:

Timothy A. Mikolajewski

Timothy A. Mikolajewski  
Assistant Secretary - Liberty Mutual Surety



**PUBLIC SAFETY**

CITY OF NEWBURYPORT



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

ORDERED:

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

Date: January 11, 2021

**THAT** pursuant to the CITY OF NEWBURYPORT Code of Ordinances Section 13-181 (a) 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
Sec. 13-180.1	Paid parking permits

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

*Preamble.* Resident parking permits may be issued to residents of Newburyport and employee parking permits to Downtown Business employees and employers.

(a) *Definitions.* As used in this section:

- (6) *Downtown Business:* A registered business located in the area bounded by High Street, Federal Street, the Merrimack River and ~~Winter~~ Kent Boardman Street.

\_\_\_\_\_  
Councillor Barry N. Connell

\_\_\_\_\_  
Councillor Heather Shand

**In City Council January 11, 2021:**

Motion to refer to Public Safety by Councillor Connell, seconded by Councillor McCauley. So voted.