



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, April 3, 2012 at 7:00 PM
City Council Chambers, Room 202

1. APPROVAL OF RECORDS OF THE PREVIOUS MEETING

2. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

3. COMMUNICATIONS FROM THE MAYOR

- 3.1. Communication from Mayor Fiorentini submitting Firefighter Memorandum of Agreement and 2 related transfer orders Attachment
- 3.1.1. Memorandum of Agreement between City of Haverhill and Fire Fighters Union Local 1011 Attachment
- 3.1.2. Appropriate \$1,200,000 from Stabilization and Transfer to Fire Salary Attachment
- 3.1.3. Transfer \$449,915 from General Fund Budget Reserve Account, General Fund Capital Projects Account, and General Fund Health Insurance Accounts to General Fund Account, Fire Salaries Attachment

4. UTILITY HEARING(S) AND RELATED ORDER(S)

NO SCHEDULE

5. APPOINTMENTS

5.1. **Confirming Appointments:**

- 5.1.1. Haverhill Cultural Council (Exp: March 29, 2015): *Ryan Sawyer* Attachment

5.2. **Non-Confirming Appointments:**

- 5.2.1. Mayors Downtown and Waterfront Master Planning Committee: *Eva Montibello* Attachment

- 5.3. Resignation: Haverhill Conservation Commission: *William A Pollman* Attachment

6. PETITIONS

6.1. **Applications:**

- 6.1.1. Application from Corey Avery for the American Diabetes Association's North Shore for a permit for a one-day non-competitive cycling event for the Tour De Cure on Sunday, May 20, 2012, from 7 am to 12 noon with all cyclists off the route by 3:00 Attachment

- 6.1.2. Application from Derek Davoli for the Riverside Bradford Baseball League for a permit for a road race, beginning and ending at Hunking School, on Saturday, June 16, 2012 from 9 to 11 am Attachment

- 6.1.3. Application for Drainlayer Renewal for 2012: *Peter J Selfridge* Attachment

- 6.1.4. Application for Tag Day: Boys & Girls Club *June 29 & 30th* Attachment



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6.2. Petition from Stephen Defeo for Bradford Unlimited, Corp. requesting to continue hearing on Document 18; Special Permit for a Cluster Residential Development & Applicable Waiver of Affordable Housing Component on Rosemont st until April 17, 2012 Attachment

6.3. Petition from Nathan E Webster requesting to hang a banner for the “American Cancer Society Relay for Life of Haverhill;” on Route 125 at Salem st and South Main st & the Goecke Parking Deck on Merrimack st; April 30th to May 12th Attachment

7. HEARINGS AND RELATED ORDERS

7.1. Communication from William Pillsbury requesting Hearing for Flood Plain Zoning Amendment to correct technical language related to flood plain regulations

**Refer to Planning Board
Council Hearing May 1st**
Attachment

7.1.1. Ordinance re: Zoning – Floodplain District

File 10 days
Attachment

8. MOTIONS AND ORDERS

8.1.1. Ordinance re: Alcoholic Beverages; amend General Code Chapter 100-6, Article III Number of Licenses

File 10 days
Attachment

8.1.2. Ordinance re: Fire Department Fees; amend General Code, Article II, Fire Department Fees Chapter 128-3.1 Master Box connection and monitoring

File 10 days
Attachment

9. UNFINISHED BUSINESS OF PRECEDING MEETINGS

9.1. Document 38, Ordinance re: Yield Signs: Add Yield Sign on Lake st at the intersection of Lake st (@ #9 Lake st)

Filed 3/21/2012
Attachment

9.2. Document 39, Ordinance re: Stop Signs: Add Stop Sign on West Lowell av at the intersection of Lake st

Filed 3/21/2012
Attachment



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, April 3, 2012 at 7:00 PM
City Council Chambers, Room 202

10. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES

10.1. Communications from Councillors:

10.1.1. Communication from Councillor Hart requesting that Saturday, April 28th be recognized as Rebuilding Together Greater Haverhill Inc Day and also that all fees but not inspections be waived Attachment

10.1.2. Communication from Councillor Daly O'Brien requesting a discussion regarding the issue of charging an annual fee to non-profit properties in lieu of taxes with religious and government properties being exempt Attachment

11. RESOLUTIONS AND PROCLAMATIONS

NO SCHEDULE

12. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

12.1. Council Committee Reports:

NO SCHEDULE

12.2. Documents referred to Committee Study Attachment

13. ADJOURN



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
WWW.CI.HAVERHILL.MA.US

March 30, 2012

City Council President John A. Michitson
And Members of the Haverhill City Council

RE: Firefighter Memorandum of Agreement

Dear Mr. President and Members of the City Council:

I am very pleased to submit to the Council an agreement between the City of Haverhill and the Fire Department Union, Local 1011. This agreement amends the arbitration award that issued thirty (30) days ago, and establishes an agreement between the City and the fire union for the first time since 2002.

Under the agreement, the firefighters will receive the percent cost of living increase awarded by the state arbitration panel, but have agreed to waive over \$500,000 in retroactive pay. They have also agreed to allow the City to begin to implement civilian dispatch in the fire department in the same manner as the police agreed to it two years ago. The other provisions of the arbitration award remain intact, including the requirement that the firefighter union join with the rest of the unions in accepting a new health care plan retroactive to when the other unions accepted it, and providing that firefighters pay a higher percentage of their health insurance premiums, again the same as other unions in the City and retroactive to when the other unions agreed to it.

The background is as follows:

As you know, 30 days ago the Massachusetts Joint Labor Management Committee issued an arbitration award in the matter of the City and the Haverhill firefighters union.

That arbitration award awarded the firefighters a 10.5% cost-of-living increase and over \$2.4 million in retroactive pay. It denied our request to implement civilian dispatch in the fire department, something that we have pushed for eight (8) years.

Under the original award, firefighters were ordered to pay 25% of their health care premiums retroactive to 2010 when the other unions agreed to it. It ordered that new firefighters pay 30% of the health insurance premiums, something we have achieved with some unions but not with all. The award eliminated the practice of paying time and a half to transfer firefighters from one station to another,

something we call "rollerskating", which, to my knowledge, is not in place in a single other community in the country.

As Mayor, I was required by law to sponsor and support this award. I was in the process of submitting a funding order to the City Council which would have required devastating cuts in City services in order to pay for the award.

I invited the firefighters to come in and discuss the award. They were not required to do so. They had already received an arbitration award. To their credit, the firefighters agreed to discuss the matter with me and to negotiate a settlement that the City and the union could live with. The firefighters, most of whom live in the city did not want a funding order that would have devastated City services such as the library, the police department or public schools.

As a result of our negotiations we have jointly agreed to modify the award.

Under the modification, the firefighters have agreed to waive all retroactive pay for the years FY 07, FY 08 and FY 09. This amounts to a total of \$524,101 in retroactive pay. They have also agreed to defer one half of the retroactive pay from FY 10 until FY 13 a total of \$224,371.

Under the modified agreement, the firefighters would receive the 10.5% cost of living increase awarded by the arbitration spread out over the past six years. This amounts to 1.75% per year. With the built-in healthcare concessions, the net is 1.42% per year. This is roughly equivalent to what the police patrolmen received with some slight differences. (Patrolmen received 9.75% over this period, but did not agree to a 70% premium split for new hires and received the Quinn bill, which the arbitrator felt had value to them.)

The agreement reached today leaves the total amount of retroactive pay which we must come up with in FY 12 as \$1,649,915. We are able to subtract from that \$201,734 in retroactive healthcare savings leaving us with a bottom line we must come up with of \$1,448,181. While this is more than we were originally prepared to commit for negotiations, it is considerable less than the \$2.3 million included in the recent JLMC award.

The firefighters have also agreed to give us civilian dispatch, in the same wording as the police patrolmen's contract, with one civilian dispatchers and one firefighter on duty at all times. While this is not everything we wish to achieve in civilian dispatch, it is a step in the right direction.

The City has agreed to extend their contract to FY 13 and 14 with a cost-of-living increase of 1.5% per year for each of those years.

The total agreement, while not achieving everything we wished to achieve, is a far better agreement for the City than was presented to us by the state arbitrators. It sets a new day and hopefully a start of a

new relationship with the Fire Department union. It achieves the healthcare concessions we have so long sought from all of our unions. It is not a victory for either side.

I am enclosing a copy of the agreement and a transfer order to pay for the agreement. I recommend approval and will be before you Tuesday night to discuss this.

Very truly yours,

A handwritten signature in black ink, appearing to read 'James J. Florentini', with a long horizontal flourish extending to the right.

James J. Florentini, Mayor

JJF/lk

Encl.

MEMORANDUM OF AGREEMENT
BETWEEN
CITY OF HAVERHILLAND
HAVERHILL FIRE FIGHTERS UNION, LOCAL 1011

This Agreement ("Agreement") is entered into this 29th day of March, 2012, by and among Local 1011, International Association of Fire Fighters (hereinafter "Union") and the City of Haverhill ("City"), (together, "the Parties").

1. The terms of the Interest Arbitration Award in the matter of City of Haverhill and Haverhill Firefighters, Local 1011, IAFF, JLMC-09-11F, are hereby incorporated herein and agreed to between the parties except as follows:

A. There shall be no retroactive wages paid by the City for the wage increases ordered for the years FY '07, FY '08 or FY '09, however, these wage increases shall be added to the employee base pay for each of those fiscal years as provided under the award.

B. Half of the retroactive wages effective for FY 10 shall be deferred for payment until the second week in July, 2012.

2. The parties agree to an additional two year successor agreement for the time periods of July 1, 2012 to June 30, 2013 and July 1, 2013 to June 30, 2014. The terms of the collective bargaining agreements, memorandums of understanding and JLMC awards in effect prior to July 1, 2012, shall be incorporated into this Memorandum with no changes in wording and shall remain in full force and effect during this period except as provided above and except for the following modified terms below:

A. The parties understand that nothing in this Agreement prohibits the City from making health insurance plan design changes during FY 13 and 14 pursuant to M.G.L. c. 32B, §21(a)-23, which the employees of this group shall be subject to.

B. Effective July 1, 2012: Employees covered by this agreement shall receive a 1.5% increase in wages.

C. The following language shall be added to the agreement:

Civilian Dispatchers: The parties agree that the City may replace bargaining unit members in dispatch with civilian employees, provided, that there shall always be one sworn firefighter on dispatch.

D. Effective July 1, 2013: Employees covered by this agreement shall receive a 1.5% increase in wages.

This Agreement is subject to ratification by the Union and full funding by the City Council. In the event that this Agreement is not ratified or not fully funded, each of the parties reserves their rights as to enforcement of the above-referenced JLMC award without modification.

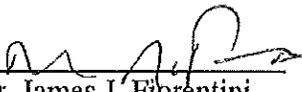
IN WITNESS WHEREOF, the Parties to this Agreement now voluntarily and knowingly execute this Agreement.

UNION:



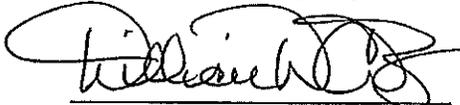
By Its President, Gregory Roberts

CITY OF HAVERHILL:



By Its Mayor, James J. Fiorentini

Approved as to Legality:



City Solicitor



Document

CITY OF HAVERHILL

In Municipal Council

Ordered:

That the sum of \$1,200,000 be appropriated from Stabilization and transferred to Fire Salary



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

ORDERED:

That the sum of **\$449,915** be transferred from the following accounts in the amounts stated to the General Fund Account, *Fire Salaries*

<i>General Fund Budget Reserve</i>	<i>\$148,181</i>
<i>General Fund Capital Projects</i>	<i>\$100,000</i>
<i>General Fund Health Insurance</i>	<i>\$201,734</i>



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
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March 29, 2012

City Council President John A. Michitson
& Members of the City Council

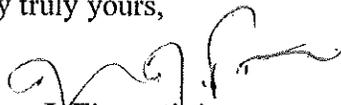
RE: Appointments – Cultural Council

Dear Mr. President and City Council Members:

I hereby appoint Ryan Sawyer of 97 Pilgrim Road, Haverhill to the Haverhill Cultural Council.

This is a confirming appointment and I recommend your approval. This appointment takes effect upon confirmation and expires March 29, 2015.

Very truly yours,


James J. Fiorentini
Mayor

JJF/lk

cc: Ryan Sawyer
Leota Sarrette, Chair, Haverhill Cultural Council



A & R SAWYER

To: The most esteemed Haverhill Cultural Council

From: Ryan Sawyer, Resident, Musician, Business Owner

I am writing in regards to your facebook message seeking a new council member.

Haverhill's art and music scene is a huge part of my everyday life, and something for which I have an undying passion.

My status as a resident, longstanding member of the music community and business owner would make me a great addition to your council.

As you will see in my resume, I have a great deal of experience in print /apparel production and mobile app development

My band "Division Tree" are regulars downtown and were responsible for the 2 floor, 9 band, 23 artist sold out "Freak Out" show at the Chit Chat last year.

There is so much talent and enthusiasm in Haverhill's artistic community. I would like to do anything I can to help that talent find an outlet.

Sincerely, Ryan Sawyer

Contact Info

Ryan Sawyer
603-401-7911
ryan@arsawyer.com

Employment

A&R Sawyer Co. Inc.
2002-Present
Owner and President

A&R Sawyer is a marketing and technology company specializing in mobile apps, printing and apparel production, and database management solutions.

Our clients include;

Children's Hospital Boston
Partners Healthcare
Vertex Pharmaceuticals
Ikon

References

Steve and Deb Doherty owners of the Chit Chat lounge
(978) 479-5818



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
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March 29, 2012

City Council President John A. Michitson
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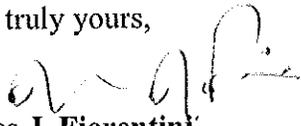
RE: Mayor's Downtown and Waterfront Master Planning Committee

Dear Council President & Members of the City Council:

I hereby appoint Eva Montibello of 57 5th Avenue and Daphnee Alva of 40 Locke St. #408, to the Mayor's Downtown and Waterfront Master Planning Committee:

These are non-confirming appointments which take effect immediately.

Very truly yours,


James J. Fiorentini
Mayor

JJF/lk

Cc: William Pillsbury
Eva Montibello
Daphnee Alva

Daphnee Alva

40 Locke Street Apt. #408 Haverhill, MA. 01830
786-942-0970 - Msalva112@hotmail.com

SUMMARY OF QUALIFICATIONS:

- Over four years combined experience in accounts receivables and finances
- Lead trainer for Cerner System. Set accounts encounter and trained to new database
- Efficient time and deadline management skills
- Excellent communication and interpersonal skills

EDUCATION:

Dec 2011 Florida International University, School of Hospitality and Tourism Management, Miami, FL
Bachelor of Science Degree in Hospitality Management. Event Planning Certificate.

July 2008 Broward College, Davie, FL
Associate of Art degree in Pre-Nursing

EXPERIENCE:

Jan 2006-Present **Outpatient Finance Associate, Jackson Memorial Hospital, Miami, FL**
Coordinate all authorizations and outpatient referrals. Provide efficient collection, demographic, and financial information. Analyze open receivables to ensure viewers to contract terms, federal regulations, and policies and procedures. Complete financial screening and pre-registration on phone interview with patients. Manage necessary action of billing inquiries to insurance and patients. Facilitate issuance of clinic cards for patients prior to appointments. Interact with internal and external business partners to resolve account receivable issues. Maintain open communication with the Patient Services Center Coordinator.

April 2004-Jan 2006 **Admitting Patient Finance Associate, Jackson Memorial Hospital, Miami, FL**
Handled registration and preadmission procedures accurately. Maintained admit and outpatient log. Managed patient valuables and provided patient/visitor information.

April 2003-April 2004 **Clerk I, Jackson Memorial Hospital, Miami, FL**
Coordinated and distributed routine work to supportive personnel following guidelines and procedures. Made appointments and screened visitors. Handled telephone and routed calls in a courteous and friendly manner. In charge of office memos, correspondence, purchase requests, forms schedules and compiled data for reports.

Aug 2002-April 2003 **Teller. Wachovia Bank/ Formerly SouthTrust Bank**
Processed face-to-face financial transactions such as: check cashing, withdrawals, and deposits. Balanced cash drawers and assisted customers with product information. Exceeded service goals by minimizing customer wait times and accurately and efficiently processing transactions. Excelled in superior customer service skills. Audited monthly safe deposit boxes.

SKILLS:

Languages: Fluent in French and Creole. Conversational Spanish.
Computers: Proficient in MS Office, Internet Research, Outlook, Revenue Cycle Compass

COMMUNITY INVOLVEMENT:

- Fund Raising for March of Dimes 2006-2010
- Fund Raising for Juvenile Diabetes Walk
- Event Coordinator for Care of Sick Newborn
- Vendor Associate for Gilt City

March 29, 2012

Ms. Cheryl R. Accardi
Chairperson
Mr. Robert Moore
Conservation Agent
Haverhill Conservation Commission
Haverhill City Hall Room 210
4 Summer Street
Haverhill, MA 01830

Dear Cheryl and Rob:

After careful thought and consideration, I have decided to resign from my position on the Haverhill Conservation Commission for the reasons as follows.

As you know, I have been going for treatments for cancer over the past several months causing me to miss many meetings of the Commission. While the cancer treatments appear to be successful, I am now facing surgery to remove a parathyroid to be followed by another surgery in a few months to remove a benign cyst.

With all that appears on the horizon, and the possibility of missing additional meetings, I feel that it is in the best interest of the Conservation Commission to resign from my position to permit the Commission to seek a member who will attend all meetings.

I have really enjoyed my tenure on the Commission and I thank you all for providing me the opportunity of serving as a member.

Sincerely,



William A. Pollman

✓ cc: Mayor James Fiorentini



City of Haverhill

Application for Permit

Name of Organization	American Diabetes Assoc.'s Mark Shaver Tower du Cour		
Address of Organization	10 Spaul St. #2 Framingham MA 01701		
Requesting Permit for (List Type of event)	One day - non-sporting	Date & Time	Sunday, May 20, 2012
Location of Event	Cycling event see attached		
Authorized or Contact Person	Corey Conway	Telephone/Cell #/Pager # (Indicate if pager)	617-482-4580 X346

(To be completed for use of City Property/Outdoor Activity and other Special Events)

Approval of Fire Chief (Where applicable)			
Approval of the Recreational Director Required for all recreational facilities	Signature	Date	Comments/Restrictions
Approval of the Chief of Police Required for all OUTDOOR EVENTS I.e.: Parades/Carnivals/Community Events	<i>[Signature]</i>	2/16/12	

General Release & Indemnity Agreement

The Above organization in consideration of the permit granted by the City Council as above requested hereby remises, releases and forever discharges the City of Haverhill, its respectful employees, agents and attorneys from all manner of actions, causes of actions, debts, dues, claims and demands both in law and equity, more especially any and all claims as a result of the issuance of this permit and or use of any City Property, including, but not limited to, property damages and personal injuries resulting from the same.

Signature of Authorized Agent of Organization: _____ Date: _____

Signature Witnessed by: _____ Date: _____

City Council will hear request for application on: _____ (date) _____ (time)

Applicant must attend Yes [] No []

Office Use

Permit

Permit approved on: _____ Proof of Insurance _____ # Detail Officers _____
Policy Number/Exp. Date

Attendance Limited to: _____ Other Restrictions/requirements: _____

Signed: _____ Issued on: _____ Seal

City Clerk

American Diabetes Association. Tour de Cure 2012

Our mission is to prevent and cure diabetes and improve the lives of all people affected by diabetes.

2012 North Shore Tour Volunteer Committee

Marty Miserandino
Event Chair

Kevin Dolan
Red Rider Chair

Tom Egan
Team Red Captain

Jamie Mair
Strategic Partnerships Chair

Nancy Lamb
Day of Event Logistics Chair

Janet Winer
Volunteer Chair

Emily Ferik
Festival Chair

Al Mallette
Route Logistics Co-Chair

Steve Dumas
Route Logistics Co-Chair

Terry Cowman
Gran Fondo Chair

Tory Reiersen
Rest Stop Chair

Manny Munoz
SAG Chair

Nancy Gaudet
Registration Chair

Rebecca Borden
Pingree School Representative

January 26, 2012

Margaret Toomey
City Clerk
4 Summer Street
Haverhill, MA 1830

Dear Ms. Margaret Toomey:

I am writing to you today to make you aware of our presence in your community on Sunday, May 20, 2012 for the American Diabetes Association's North Shore Tour de Cure - our annual one-day, non-competitive cycling event that begins and ends at the Pingree School in South Hamilton, Mass. Funds raised from this event support the Association's mission: to prevent and cure diabetes and to improve the lives of all people affected by diabetes.

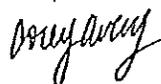
Tour de Cure is a fully-supported ride, not a race. All participants are required to sign waivers, wear helmets and follow the rules of the road. In addition they are all briefed multiple times leading up to, and the morning of the event on bicycle safety and Tour de Cure safety protocol. All routes will be clearly marked and we will have HAM radio operators, medical volunteers, and support vehicles to provide additional safety for our riders.

The ride has four routes (15mi, 31mi, 62mi and 100mi) and will begin at 7:00 a.m. and all riders must be off the route by 3:00 p.m. Our routes will be clearly marked and we will also have route marshals dispersed along the ride to provide additional direction to cyclists. The routes have staggered starts so although we expect up to 1,000 total riders, they number of riders will be split up fairly evenly amongst the different routes. We will also have our volunteers perform a thorough sweep of the entire route as the event closes down to retrieve all supplies and clean up any waste. The following route(s) will be passing through Haverhill that day: **62, 100, and Hill Climb**. Cyclists will enter Haverhill at approximately 7:00 a.m. and exit Haverhill around 12:00 p.m.

Our headquarters and will have all riders' medical/emergency contact information as well as the local emergency contact numbers for each jurisdiction. I have enclosed our proposed route maps as well as trip-tiks for each route. I will also be in touch in May before the event with any changes that have been made to the routes, a copy of our Certificate of Insurance listing Haverhill as co-insured, and copies of our safety protocols. I can be reached during the day by phone at (617) 482-4580, x3461 or by email at cavery@diabetes.org. If there are any special permits and/or applications that are needed for our event that day please let me know ASAP!

Your support of Tour de Cure and the American Diabetes Association is greatly appreciated and we are looking forward to working with you this year.

Best,



Corey Avery
Associate Manager, Fundraising & Special Events
American Diabetes Association
10 Speen Street, 2nd Floor
Framingham, MA 01701
P: (617) 482-4580, x3461
F: (508) 626-4620
cavery@diabetes.org

New England Office
10 Speen Street, 2nd Floor
Framingham, MA 01701
Phone: 617.482.4580
Fax: 508-626-4260

Diabetes Information
1.800.DIABETES
(1.800.342.2383)
www.diabetes.org

Margaret Toomey

From: Corey Avery [CAvery@diabetes.org]
Sent: Wednesday, March 28, 2012 11:59 AM
To: ptoomey@cityofhaverhill.com
Subject: North Shore tour de cure

Hi Peggy,

Here is the route through Haverhill:

Enter from Georgetown on Salem Street/Route 97
Continue onto S Elm St
S Elm St turns slightly right and becomes Comeau Bridge
Turn left onto River St
S Elm St turns slightly right and becomes Comeau Bridge
Turn left onto River St
Turn right onto Forest St
Turn left onto W Lowell Ave
Turn right onto Lake St
Turn right onto N Broadway
Turn left on Vale Street
Turn left onto Hilldale Ave
Then exist Haverhill

Best,

Corey

Corey Avery
Associate Manager, Special Events
American Diabetes Association
10 Speen Street, 2nd Floor
Framingham, MA 01701
P: 617.482.4580 ext. 3461
F: 508.626.4620
E: cavery@diabetes.org



City of Haverhill

6.1.2

Application for Permit

Name of Organization	Riverside - Bradford Baseball League		
Address of Organization	5 Sunrise Drive Haverhill MA		
Requesting Permit for (List Type of event)	Road Race	Date, & Time	Saturday June 16, 2012 9:00 AM
Location of Event	Start at Hudson School and at Haverhill School (see attached for details)		
Authorized or Contact Person	Deek D'Avoli	Telephone/Cell #/Pager # (Indicate if pager)	978-323-5802

(To be completed for use of City Property/Outdoor Activity and other Special Events)

Approval of Fire Chief (Where applicable)			
Approval of the Recreational Director Required for all recreational facilities	Signature	Date	Comments/Restrictions
Approval of the Chief of Police Required for all OUTDOOR EVENTS I.e.: Parades/Carnivals/Community Events		6/27/12	

General Release & Indemnity Agreement

The Above organization in consideration of the permit granted by the City Council as above requested hereby remises, releases and forever discharges the City of Haverhill, its respectful employees, agents and attorneys from all manner of actions, causes of actions, debts, dues, claims and demands both in law and equity, more especially any and all claims as a result of the issuance of this permit and or use of any City Property, including, but not limited to, property damages and personal injuries resulting from the same.

Signature of Authorized Agent of Organization: Date: 6/11/12

Signature Witnessed by: _____ Date: _____

City Council will hear request for application on: _____ (date) _____ (time)

Applicant must attend Yes [] No []

Office Use

Permit

Permit approved on: _____ Proof of Insurance _____ # Detail Officers _____
Policy Number/Exp. Date

Attendance Limited to: _____ Other Restrictions/requirements: _____

Signed: _____ Issued on: _____ Seal

City Clerk

Riverside Bradford Baseball / RB River Bandits' Father's Day 5K
Saturday June 16, 2012 – Hunking School

To Whom it May Concern:

1. Race begins at Hunking School at 9:15am.
2. The runners will take a right onto S. Main St.
3. Then a right onto Kingsbury Ave.
4. Followed by a left onto Lincolnshire Dr.
5. Then a right onto Chadwick Rd.
6. A right onto Hoyt.
7. A right onto Kingsbury.
8. Finally a left onto Winchester.

Thank you for your consideration

Derek Davoli
RB Treasurer / Race Coordinator

CITY OF HAVERHILL

DATE 3-23-12

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks that he may receive a license for

DRAINLAYER

Drainlayer's Name Peter J. Selfridge Signature Peter J. Selfridge
PRINTED

Home Address:

Street 59 Birchcroft Rd. PO box _____

City/Town Berwick State ME Zip Code 03901

Tel No. _____ Cell No. 978.382.5219

Business Name Donohoe Excavating Inc.

Business Address:

Street 26 Birby Ave PO Box 1088

City/town Middleton State MA Zip Code 01499

Tel No. 978.777.9300 FAX No. 978.777.9330

New/Renewal Renewal Fee \$ 100.00

In Municipal Council,

20

Attest:

APPROVED ✓

DENIED _____

CITY CLERK

[Signature]
CITY ENGINEER

ALL BONDS ON FILE

CITY OF HAVERHILL

Honorable President and Members of the Municipal Council:

Date: MAR 26 2012

The undersigned respectfully asks to receive a license for TAG DAYS:

(3 Consecutive Days Only, one of which may include solicitation on a public way)

Boys & Girls Club

Organization

Kathleen Deeth

Signature

21 Diana Drive Haverhill MA

Residence

10

Fee

June 29 30

Date(s)

2012

N/A

Date - Solicitation on a Public Way

Canister

Tag

Street Locations:

Rosemont St and Main St

Rte. 121 & Rte. 125 - Main St

Lowell Ave and River St

Water St and Mill St

South Main St & Salem St
(Bradford Common)

Main St & Kenoza Ave
(Monument Square)

Off Street Locations:

Heavenly Donuts

Market Basket (3)

Dunkin Donuts

CVS

Recommendation by Police Chief

Approved

Denied

[Signature]
Police Chief

In Municipal Council, _____

Attest:

City Clerk

Bradford Unlimited Corp.
Stephen Defeo, President
P.O. Box 5415
Bradford, MA 01835

March 26, 2012

Haverhill City Council
C/O Mr. John A. Michitson, President
4 Summer Street
Haverhill, MA 01830

Re: Special permit For A Cluster Residential Development &
Applicable Waiver of Affordable Housing Component
Rosemont Street
Council Hearing Schedule April 10, 2012

Request For Continuance To April 17, 2012

Dear President Michitson:

It is my understanding that there will not be a full Council present at the scheduled hearing of the above matter on April 10, 2012.

Therefore, in an effort to insure a hearing before the entire Council, I respectfully request the hearing be continued for one week until April 17, 2012 when all Councilors are expected to be present.

Thank you for your attention to this request.

Sincerely,

Bradford Unlimited, Corp.

By: 
Stephen Defeo, President

6.3

Honorable President and Members of the City Council:

Date: 3/29/12

The undersigned respectfully asks permission to hang a **BANNER** over a sidewalk or public way.

RELAY FOR LIFE OF HAVERHILL

Organization

AMERICAN CANCER SOCIETY RELAY FOR LIFE

Word(s) on Banner

NATHAN E. WEBSTER TO



Applicant - Print Name

Applicant - Signature

70 LAMEL AVE BRADFORD MA 01835

978-204-4692

Applicant - Address

Applicant - Phone #

APRIL 30TH 2012 - MAY 12TH 2012

Dates (maximum two-week period starting on a Monday)

Location/s:

- Route 125 - at Salem Street and South Main Street
- Goecke Parking Deck - Main Street
- Goecke Parking Deck - Merrimack Street

- Certificate of Insurance Liability Naming the City of Haverhill as Additional Insured on File

Additional Comments:

Thank You!



Hearing May 7.1 2012

Haverhill

Economic Development and Planning
Phone: 978-374-2330 Fax: 978-374-2315
wpillsbury@cityofhaverhill.com

March 30, 2012

TO: City Council President John A. Michitson and members of the Haverhill City Council

FROM: William Pillsbury, Jr. Economic Development and Planning Director

SUBJECT: Flood Plain Zoning Amendment public hearings.

City Solicitor Bill Cox has filed a zoning amendment to correct technical language related to flood plain regulations. The planning board hearing for this amendment will be held on April 11, 2012.

The City council is requested to schedule its hearing in this amendment for May 1, 2012.

Thank you .

**CITY OF HAVERHILL
MASSACHUSETTS
CITY SOLICITOR'S OFFICE**

145 South Main Street
Bradford, MA 01835
(978) 373-2360
FAX: 978/372-0688
EMAIL: billcoxlaw@aol.com

**WILLIAM D. COX, JR.
CITY SOLICITOR**

March 29, 2012

TO: John A. Michitson, President and Members of the Haverhill City Council

FROM: William D. Cox, Jr., Esq. 
City Solicitor

RE: Ordinance - Floodplain District

Michael Stankovich, DPW Director, recently contacted me concerning changes which need to be made to our current zoning ordinance relative to the floodplain district. As you know, the City has until July 2012 to adopt the new Flood Insurance Rate Map (FIRM). Updating our floodplain management documents is a required component of this process. Mr. Stankovich has forwarded our current regulations to the MA flood plain coordinator, who has assisted us in ensuring that we have the proper regulatory language prepared for adoption by the City Council.

The ordinance filed today is the result of these efforts. The document should be placed on file, forwarded to the Planning Board for their consideration and a hearing scheduled in about 30 days time. Before your hearing on this matter, Mr. Stankovich will provide additional information for your consideration, or, in the interim you should contact him with any concerns or questions in this matter. Thank you.

cc: James J. Fiorentini, Mayor
Michael Stankovich, DPW Director
William Pillsbury, Planning Director



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

~~00000000~~**MUNICIPAL ORDINANCE****CHAPTER 255**

AN ORDINANCE RELATING TO
ZONING - FLOODPLAIN DISTRICT

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 255, Article V, as amended, be and is hereby further amended in §255-18 as follows:

1. By deleting the first paragraph and inserting in place thereof the following:

“The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the City of Haverhill designated as Zone A and AE on Essex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Essex County FIRM that are wholly or partially within the City of Haverhill are panel numbers 25009C0058F, 25009C0059F, 25009C0066F, 25009C0067F, 25009C0068F, 25009C0069F, 25009C0078F, 25009C0080F, 25009C0083F, 25009C0084F, 25009C0086F, 25009C0087F, 25009C0088F, 25009C0089F, 25009C0091F, 25009C0092F, 25009C0093F, 25009C0094F, 25009C0111F, 25009C0226F, 25009C0227F, and 25009C0231F dated July 3, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Essex County Flood Insurance Study (FIS) report dated July 3, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the City Engineer.”

2. By deleting the words “Flood Boundary and Floodway Map” in §255-18 (C) and inserting in place thereof the words “Flood Insurance Rate Map”.

3. By adding the following at the end of §255-18:

“D. Base Flood Elevation and Floodway Data.

(1) In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be

used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(2) Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

E. Use Regulations.

(1) The Floodplain District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following:

- Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;
- Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
- Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);
- Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

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

(2) In Zone AE, along watercourses within the City of Haverhill that have a regulatory floodway designated on the Essex County FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(3) All subdivision proposals must be designed to assure that:

- a) such proposals minimize flood damage;
- b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- c) adequate drainage is provided to reduce exposure to flood hazards.

F. Notification of Watercourse Alteration.

In a riverine situation, the City's Conservation Agent shall notify the following of any alteration or relocation of a watercourse:

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

G. Permitted Uses.

The following uses of low flood damage potential and causing no obstructions to flood flows are encouraged provided they are permitted in the underlying district and they do not require structures, fill, or storage of materials or equipment:

- 1) Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
- 2) Forestry and nursery uses.
- 3) Outdoor recreational uses, including fishing, boating, play areas, etc.
- 4) Conservation of water, plants, wildlife.
- 5) Wildlife management areas, foot, bicycle, and/or horse paths.
- 6) Temporary non-residential structures used in connection with fishing, growing, harvesting, storage, or sale of crops raised on the premises.
- 7) Buildings lawfully existing prior to the adoption of these provisions.”

APPROVED AS TO LEGALITY:


City Solicitor

§ 255-18. Floodplain District.

[Added 2-15-1983 by Doc. 219-B/82 Editor's Note: This ordinance also repealed original § 255-18, Floodplain Districts, added 1-14-1975 by Doc. 357-C/74.]

The Floodplain District is hereby established as an overlay district. The underlying permitted uses are allowed, subject to all other provisions of this chapter, provided that they meet the following additional requirements as well as those of the Massachusetts State Building Code dealing with construction in floodplains. The Floodplain District includes all special flood hazard areas designated as Zone A and A1 - 30 on the City of Haverhill Flood Insurance Rate Maps (FIRM) and the Flood Boundary and Floodway Maps, dated February 16, 1983, on file with the City Engineer who shall furnish a record of elevation of lowest floor of all new or substantially improved structures. These maps, as well as the accompanying City of Haverhill Flood Insurance Study, are incorporated herein by reference. The following requirements apply in the Floodplain District:

A. Within Zone A, where the base flood elevation is not provided on the FIRM, the applicant shall obtain any existing base flood elevation data from the City Engineer, and it shall be reviewed by the Building Inspector for its reasonable utilization toward meeting the elevation or floodproofing requirements, as appropriate, of the State Building Code and the following special provisions:

- (1) Structures intended for residential purposes must be built in such a manner that the lowest floor (including basement or cellar) is elevated to or above the base flood elevation.
- (2) Structures intended for nonresidential purposes must be built in such a manner that the lowest floor (including basement or cellar) is elevated to or above the base flood elevation or, together with attendant utility and sanitary facilities, is floodproofed up to the base flood elevation.
- (3) Structures shall be anchored to resist flotation and lateral movement.
- (4) Construction of water supply and waste treatment systems shall prevent the entrance of floodwaters.
- (5) Valves or controls on sanitary and storm drains which will permit the drains to be closed to prevent backup of sewage and stormwaters shall be installed.
- (6) All electrical equipment, circuits and electrical appliances shall be located in a manner which will assure they are not subject to flood damage.
- (7) These provisions shall not be interpreted to prohibit the construction of structures underground which are waterproof or are intended to absorb floodwater, provided that such structures do not raise the existing ground elevations nor obstruct the flow of floodwaters.

B. Existing structures.

(1) Existing structures and appurtenances thereto within the Floodplain District which are inconsistent with these provisions shall be considered nonconforming structures and as such shall be bound by the provisions contained in this chapter (see Article **IX**), except that a facility permitted and assigned under the provisions of MGL, c. 111, § 150A, may be completed without regard to the floodplain provisions stated herein.

(2) In addition, an existing structure, group of structures and appurtenances thereto and a facility permitted and assigned under MGL, c. 111, § 150A, may be expanded, altered and/or otherwise improved by right, without regard to the floodplain provisions stated herein, provided that such improvement, alteration and/or expansion which is inconsistent with said floodplain requirements does not exceed 50% of the market value of the existing structure or facility as defined under "substantial improvement" when completed.

C. In the floodway, designated on the Flood Boundary and Floodway Map, the following provisions shall apply:

(1) All encroachments, including fill, new construction, substantial improvement to existing structures and other development, are prohibited unless certification by a registered professional engineer is provided by the applicant demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the one-hundred-year flood.

(2) Any encroachment meeting the above standard shall comply with the floodplain requirements of the State Building Code.



JAMES J. FIORENTINI
MAYOR

**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
WWW.CI.HAVERHILL.MA.US

March 30, 2012

City Council President John A. Michitson
And members of the Haverhill City Council

Re: Ordinance Relating to Alcoholic Beverages

Dear Mr. President and Members of the Council:

Enclosed, please find an ordinance which would increase the number of liquor licenses available in the City.

This change would be beneficial to our economic development allowing us to be able to provide alcoholic beverage licenses to restaurants who want to come to Haverhill.

I recommend approval.

Very truly yours,

James J. Fiorentini, Mayor

JJF/lk

Encl.



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

~~ORDERED~~

MUNICIPAL ORDINANCE

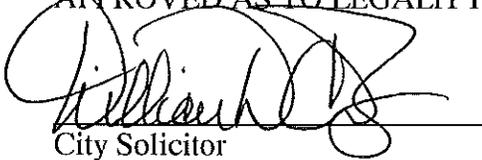
CHAPTER 100

AN ORDINANCE RELATING TO
ALCOHOLIC BEVERAGES

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 100, Article III, as amended, be and is hereby further amended in §100-6 as follows:

By deleting the figure "60" and inserting in place thereof the figure "100".

APPROVED AS TO LEGALITY:


City Solicitor



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[CHAPTER 100. ALCOHOLIC BEVERAGES](#)

[ARTICLE I. Consumption or Possession of Open Containers in Public](#)

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Chapter 100. ALCOHOLIC BEVERAGES

[**HISTORY:** Adopted by the City Council of the City of Haverhill as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

License Commission — See Ch. [11](#), Art. [IX](#).

Playgrounds, parks and recreation areas — See Ch. [193](#).

Article I. Consumption or Possession of Open Containers in Public

[Adopted 7-9-1974 by Doc. 192 (Ch. 100, Art. I, of the 1980 Code)]

§ 100-1. Consumption or possession of open containers in public prohibited.

[Amended 12-6-1988 by Doc. 228]No persons shall drink any alcoholic beverages or have in their possession any open alcoholic beverages, as defined in MGL c. 138, § 1, in or upon any public way or upon any way to which the public has a right of access, or any place which members of the public have access as invitees or licensees, in any park or playground or private land or place without the consent of the owner or person in control thereof.

§ 100-2. Arrest and prosecution.

Any person found drinking in such public place shall be arrested and prosecuted according to law.

§ 100-3. Seizure and return of alcoholic beverages.

All alcoholic beverages used in violation of this article shall be seized and held until final disposition of the charge against the person or persons arrested have been made in a court of law. The court shall make such order as it deems fit for the return of any which is seized, except any portion of the beverages used for the purposes of analysis.

Article II. Mandatory Server Training

[Adopted 11-23-1993 by Doc. 137 (Ch. 100, Art. II, of the 1980 Code)]

§ 100-4. Purpose.

The City Council recognizes the need to make all liquor establishments more responsible for the procedures they use when dispensing/selling alcoholic beverages; specifically, to ensure that management and employees of such establishments understand the consequences of unlawful serving practices and recognize and implement strict policies and procedures therewith.

§ 100-5. Training program required.

- A. Any licensee holding an all alcohol, including seasonal, or beer and wine license shall participate in a program designed to train employees who engage in either package sales or pouring in methods of observation and detection to avoid selling or serving to intoxicated persons and/or minors. This program will be based on the type of license issued.
- B. Listed below are training programs that meet the requirements of this article:
 - (1) Only programs approved by the License Commission and the City of Haverhill and the LLJUA shall be deemed to meet the requirements of this article.
- C. All personnel shall be required to participate in a training program based upon the type of license issued and as determined by the License Commission. Licensees must comply with this article from the date of its adoption and have 100% of their employees trained and certified by April 1, 1994. After that time, new employees of any licensee will have 45 days from the date of employment to become certified.
- D. All establishments shall maintain and exhibit in a visible location during operating hours a roster or certificate of trained and certified personnel. An updated roster shall be submitted with the annual application for renewal of the license. The roster shall include:
 - (1) Employee name.
 - (2) Employee date of birth.
 - (3) Employee social security number.
 - (4) Type of training (license).
 - (5) Date valid.
 - (6) Date of expiration.
 - (7) Date of hire.
- E. All personnel shall be required to be recertified once every three years through an approved program.
- F. Failure to comply with this article will result in a show cause hearing before the License Commission, which shall determine what action, including, without hereby limiting, revocation or suspension of the license, is appropriate.

Article III. Number of Licenses

[Adopted 2-15-1983 by Doc. 41 (§ 49-4 of the 1980 Code)]

§ 100-6. Limit on alcoholic beverage licenses.

[Amended 10-30-1984 by Doc. 197]The number of all alcoholic beverage licenses issued in the City of Haverhill under MGL c. 138, § 12, and in force and effect at any one time during any license year shall be limited to 60, exclusive of any such licenses issued to any war veterans' organization as provided for in said § 12.

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M.G.L.A. 138 § 12

➤ **§ 12. Licenses authorizing sale of beverages to be drunk on premises; license to farmer-winery to serve wine on premises of winery located on the premises of farm; veterans' organizations, corporations, etc.; suspension or revocation; hours of sale; liqueurs and cordials; liquor legal liability insurance requirement**

A common victualler duly licensed under chapter one hundred and forty to conduct a restaurant, an innholder duly licensed under said chapter to conduct a hotel, a pub brewer and a keeper of a tavern as defined by this chapter, in any city or town wherein the granting of licenses under this section to sell all alcoholic beverages or only wines and malt beverages, as the case may be, is authorized by this chapter, subject however, in the case of a tavern, to the provisions of section eleven A, may be licensed by the local licensing authorities, subject to the prior approval of the commission, to sell to travelers, strangers and other patrons and customers not under twenty-one years of age, such beverages to be served and drunk, in case of a hotel or restaurant licensee, only in the dining room or dining rooms and in such other public rooms or areas of a hotel as the local licensing authorities may deem reasonable and proper, and approve in writing; and provided further, that the limitations relative to service and consumption in a restaurant or hotel only in the dining rooms and such other public rooms or areas deemed reasonable and proper by the local licensing authority shall not be deemed to preclude the restaurant or hotel from allowing a patron to retain and take off the premises only so much as may remain of a bottled wine purchased by the patron in conjunction with a meal and not totally consumed by the patron during such meal; provided further, that the bottle shall be resealed in accordance with regulations promulgated by the commission and transported in a manner authorized in section 24I of chapter 90 when carried in a motor vehicle, as defined in section 1 of said chapter 90; provided, that no tavern license shall be granted to the holder of a hotel license hereunder. Such sales may also be made, by an innholder licensed hereunder, to registered guests occupying private rooms in his hotel, and in the dining room or dining rooms and in such other public rooms or areas of buildings on the same premises as the hotel and operated as appurtenant and contiguous to and in conjunction with such hotel, and to registered guests occupying private rooms in such buildings and in the case of condominium accommodations that are located appurtenant and contiguous to and also upon the same premises as a hotel, sales may be made by the hotel licensee as the local licensing authorities may deem reasonable and proper, and approve in writing. Such sales may be made by a restaurant licensee at such stands or locations in a sports arena, stadium, ball park, race track, auditorium or in any one building at an airport as the local licensing authority may deem reasonable and proper, and approve in writing. A local licensing authority may grant a license for the sale of all alcoholic beverages or a license for the sale of wines and malt beverages at any location on the grounds of a golf course as it deems reasonable and proper. Upon an application for a restaurant license, the local licensing authorities may in their discretion grant such a license authorizing the sale of alcoholic beverages on all days of the week or one authorizing such sale on secular days only, and the decision of such authorities as to which of the two types may be granted upon any particular application shall be final. During such time as the sale of such alcoholic beverages is authorized in any city or town under this chapter, the authority to grant innholders' and common victuallers' licenses therein under chapter one hundred and forty shall be

vested in the local licensing authorities; provided, that if a person applies for the renewal of both a common victualler's license or an innholder's license under said chapter one hundred and forty and a hotel or a restaurant license, as the case may be, under this section and the local licensing authorities refuse to grant said common victualler's or innholder's license or fail to act on the applications therefor within a period of thirty days, such applicant may appeal therefrom to the commission in the same manner as provided in section sixty-seven and all the provisions of said section relative to licenses authorized to be issued by local licensing authorities under this chapter shall apply in the case of such common victualler's license or innholder's license.

The local licensing authority of any city or town wherein the granting of licenses under this section is authorized, notwithstanding any limitation on the number of licenses the city or town is authorized to grant in section 17, may grant a license to the holder of a farmer-winery license under section 19B or from any other state for service to travelers, strangers, and other patrons and customers who are at least 21 years of age, such wine to be served and drunk on the premises of the winery at such locations on the premises of the farm as the local licensing authority may deem reasonable and proper. For purposes of this section, a farm shall have the meaning ascribed to it in section 1A of chapter 128.

If a license granted under this section to a person holding a license as an innholder or common victualler is suspended or revoked for any particular cause, no action shall be taken on account thereof by such authorities with respect to such innholder's or common victualler's license prior to the expiration of the period provided for an appeal under section sixty-seven in case no such appeal is taken, or prior to the disposition of any such appeal so taken, nor thereafter, except for further cause, in case such disposition is in favor of the appellant. Any club in any city or town wherein the granting of licenses to sell alcoholic beverages, or only wines and malt beverages, as the case may be, is authorized under this chapter may be licensed by the local licensing authorities, subject to the approval of the commission, to sell such beverages to its members only, and also, subject to regulations made by the local licensing authorities, to guests introduced by members, and to no others.

The local licensing authorities of any city or town wherein the granting of licenses under this section to sell all alcoholic beverages or only wines and malt beverages, as the case may be, is authorized by this chapter, may, subject to the approval of the commission and irrespective of any limitation of number of licenses contained in section seventeen, issue a license to any corporation the members of which are war veterans and which owns, hires or leases in such city or town a building, or space in a building, for the use and accommodation of a post of any war veterans' organization incorporated by the Congress of the United States, to sell such beverages to the members of such post only, and also, subject to regulations made by the local licensing authorities, to guests introduced by such members and to no others.

The local licensing authorities may determine in the first instance, when originally issuing and upon each annual renewal of licenses under this section, the amount of the license fee, for a tavern license or for any other license under this section for the sale of all alcoholic beverages, or for any other license under this section for the sale of wines and malt beverages, and provided that nothing herein shall prevent such authorities from establishing license fees differing in amounts within the limitations aforesaid for restaurant licenses authorizing such sale on secular

days only. If different license fees are so established the fee for licenses authorizing the sale of alcoholic beverages on all days of the week shall not be more than twenty-five per cent higher than the fee for licensing such sale on secular days only. Before issuing a license to any applicant herefor under this section, or before a renewal of such license, the local licensing authority shall cause an examination to be made of the premises of the applicant to determine that such premises comply in all respects with the appropriate definition of section one and that the applicant is not less than twenty-one years of age and a person of good character in the city or town in which he seeks a license hereunder. No license shall be issued to any applicant who has been convicted of a violation of a federal or state narcotic drugs law.

The local licensing authorities may accept the surrender of a license issued under this section and may issue in place thereof to the same licensee any other form of license authorized under this section, and may allow as a credit on the fee for the new license the license fee paid for the license surrendered but no refund shall be authorized. Different licenses issued as aforesaid for any portion of the same license year to the same licensee shall count as one license for the purposes of section seventeen.

The hours during which sales of such alcoholic beverages may be made by any licensee as aforesaid shall be fixed by the local licensing authorities either generally or specially for each licensee; provided, however, that no such sale shall be made on any secular day between the hours of two and eight o'clock antemeridian and that, except as provided in section thirty-three, no such licensee shall be barred from making such sales on any such day after eleven o'clock antemeridian and before eleven o'clock postmeridian, and no tavern shall be kept open on any such day between one o'clock antemeridian and eight o'clock antemeridian; provided, further, that any such licensee or his manager shall not be prohibited from being on the licensed premises at any time; provided, further, that the employees, contractors or subcontractors shall not be prohibited from being upon such premises at any time for the purpose of cleaning, making renovations, making emergency repairs to or providing security for, such premises or preparing food for the day's business or opening or closing the business in an orderly manner. The licensing authority shall not decrease the hours during which sales of such alcohol beverages may be made by a licensee until after a public hearing concerning the public need for such decrease; provided, however, that a licensee affected by any such change shall be given 2 weeks notice of the public hearing; provided further, that a local licensing authority, subject to the approval of the commission, may grant a license notwithstanding section 17 to sell wine for consumption on the winery premises to a winegrower authorized to operate a farmer-winery under section 19B, to sell malt beverages for consumption on the brewery premises to a farmer-brewer authorized to operate a farmer-brewer under section 19C and to sell spirits for consumption on the distillery premises to a farmer-distiller authorized to operate a farmer-distillery under section 19E; and provided further, that such licensees may sell for on premises consumption wines, malt beverages and spirits produced by the winery, brewery or distillery or produced for the winery, brewery or distillery and sold under the winery, brewery or distillery brand name.

No license issued under this section shall be subject to any condition or requirement varying the occupancy of the licensed premises as certified by any person or state or local agency charged with the administration or enforcement of the state building code or any of its rules or regulations.

No person, firm, corporation, association or other combination of persons, directly or indirectly, or through any agent, employee, stockholder, officer or other person, or any subsidiary whatsoever, licensed under the provisions of sections eighteen or nineteen shall be granted a license under this section.

In cities and towns which vote to authorize under section eleven the granting of licenses for the sale of all alcoholic beverages, specific licenses may nevertheless be granted under this section for the sale of wines or malt beverages only, or both. The licensing authorities may refuse to grant licenses under this section in certain geographical areas of their respective cities or towns, where the character of the neighborhood may warrant such refusal.

All malt beverages sold by a licensee under this section containing not more than three and two tenths per cent of alcohol by weight shall be expressly sold as such.

No malt beverage shall be sold on draught from a tap, faucet or other draughting device, unless there shall plainly appear on or attached to such device, in legible letters, the brand or trade name of the malt beverage so sold therefrom.

In any city or town wherein the granting of licenses under this section to sell alcoholic beverages or wines and malt beverages is authorized, a person may be granted a general on-premise license by the local licensing authorities, subject to the prior approval of the commission, authorizing him to sell alcoholic beverages without food to patrons and customers subject to all other relevant provisions of this chapter, provided that such beverages shall be sold and drunk in such rooms as the licensing authorities may approve in writing. The annual license fee for such general on-premise license shall be determined by the local licensing authority. For the purposes of section eleven an affirmative vote on subdivision A or B shall be considered an authorization for the granting of general on-premise licenses in a city or town.

A common victualler who holds a license pursuant to this section may provide on premises sample wine or malt beverage tasting; provided however, that such licensee shall not solicit orders for wine or malt for off premises consumption; and provided further, that any such wine tasting shall be limited to one ounce per serving and any such malt beverage tasting shall be limited to two ounces per serving and food shall be served in conjunction with any such wine or malt beverage tasting.

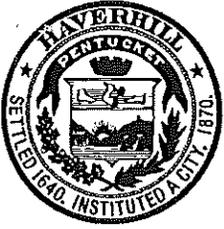
In any city or town which votes to accept the provisions of this paragraph, a common victualler, who holds a license under this section to sell wines and malt beverages may, upon written approval, also sell liqueurs and cordials pursuant to said license, subject, however, to all other licensing provisions of this chapter.

A common victualler who holds a license for the sale of all alcoholic beverages or holds a license for the sale of wines and malt beverages and who also holds pursuant to this section written approval to sell liqueurs and cordials pursuant to his license may provide on-premises sample liqueurs and cordials tasting; provided however, that a licensee shall not solicit orders for liqueurs and cordials for off-premises consumption; and provided, further, that any such liqueurs and cordials tasting shall be limited to 1/4 of an ounce per serving and food shall be served in conjunction with any liqueurs and cordials tasting.

A common victualler who holds a license for the sale of all alcoholic beverages may provide on premises sample alcoholic beverages tasting; provided, however, that a licensee shall not solicit orders for alcoholic beverages for off-premises consumption; and provided further, that any tasting of alcoholic beverages, other than wines and malt beverages, shall be limited to 1/4 of an ounce per serving and food shall be served in conjunction with any alcoholic beverages tasting.

No license shall be issued or renewed under this section until the applicant or licensee provides proof of coverage under a liquor legal liability insurance policy for bodily injury or death for a minimum amount of \$250,000 on account of injury to or death of 1 person, and \$500,000 on account of any 1 accident resulting in injury to or death of more than 1 person. Proof of the insurance coverage required by this section shall be made by filing a certificate of insurance in a form acceptable to the local licensing authority. The insurance shall be subject to sections 5 and 6 of chapter 175A of the General Laws.

M.G.L.A. 138 § 12



Haverhill

License Commission, Room 118
Phone: 978-420-3623 Fax: 978-373-8490
License_comm@cityofhaverhill.com

March 28, 2012

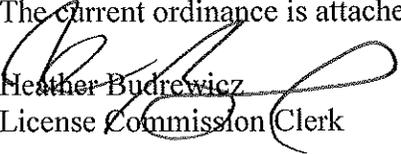
Re: Request to Increase Limit on §12 All Alcohol Licenses

Dear Mayor:

On March 15, 2012, the License Commission voted to increase the §12 All Alcohol Licenses, excluding Veteran's Clubs, from 60 to 100 as governed by our Ordinance Article II § 100-6.

The License Commission has requested the City Solicitor draft a proposed Ordinance to be approved by City Council to reflect the above change.

The current ordinance is attached.


Heather Budrewicz
License Commission Clerk

Number of Licenses (§ 100-6)

[Adopted 2-15-1983 by Doc. 41 (§ 49-4 of the 1980 Code)]

Limit on alcoholic beverage licenses.

[Amended 10-30-1984 by Doc. 197]

The number of all alcoholic beverage licenses issued in the City of Haverhill under MGL c. 138, § 12, and in force and effect at any one time during any license year shall be limited to 60, exclusive of any such licenses issued to any war veterans' organization as provided for in said § 12.



CITY OF HAVERHILL
Commissioner of Public Safety



Office of the Commissioner of Public Safety, 40 Bailey Blvd, Haverhill, Massachusetts 01830

Alan R. DeNaro
Public Safety Commissioner

Tel. (978) 373 - 1212
Fax (978) 373 - 3981

March 30, 2102

Council President John Michitson
Members of the Haverhill City Council
4 Summer Street
Haverhill, MA 01830

Re: Master Box Alarm Ordinance

Dear President Michitson & Councilors:

Please accept this letter as my support for the ordinance regarding our new Municipal Fire Alarm Reporting System. New technology has produced a more reliable radio box system. There will be new fire alarm receivers located in fire dispatch. These new receivers will be able to monitor our current system, as well as the new radio box system. The radio box system is a wireless system that is more reliable and will provide more detailed information during an alarm.

Massachusetts State Building requires the supervision of all fire suppression systems and fire protection signaling systems required by that code (780 CMR 923.0 Supervision). This system will allow us to eventually eliminate our current wired system. As you are aware, the wired system is falling into disrepair and it is no longer economically feasible to maintain it. Should you require any additional information please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads "Alan R. DeNaro".

Alan R. DeNaro
Public Safety Commissioner



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

~~ORDER~~

MUNICIPAL ORDINANCE

CHAPTER 128

AN ORDINANCE RELATING TO
FIRE DEPARTMENT FEES

BE IT ORDAINED by the City Council of the City of Haverhill that Chapter 128, Article II, Fire Department Fees, as amended, be and is hereby further amended as follows:

§128-3.1 Master Box connection and monitoring.

By deleting the figure "\$180" and inserting in place thereof the figure "\$250".

APPROVED AS TO LEGALITY:


City Solicitor



Index	City of Haverhill, MA	Search <input type="text"/>	<input type="button" value="Q"/>
New Laws	CHAPTER 128 CHARGES AND FEES, MISCELLANEOUS		Print
ARTICLE I. Police Escort Service	Help	ARTICLE III. Items Sold in City Engineer's Office	
e			

This electronic version is provided for informational purposes only. For the official version please contact the municipality.

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[ARTICLE II. Fire Department Fees](#)

[§ 128-3. Site survey.](#)

[§ 128-3.1. Master box connection and monitoring.](#)

[§ 128-4. False fire alarms/sprinkler activation.](#)

[§ 128-5. Fire alarm system.](#)

[§ 128-6. Illegal burning.](#)

[§ 128-6.1. Open burning permit; agricultural burning permit; illegal burning.](#)

[§ 128-7. Smoke detector inspection \(for combination smoke/carbon monoxide inspection\) \(per MGL c. 148, Fire Prevention, § 10A\).](#)

[§ 128-7.1. Carbon monoxide detector inspection.](#)

[§ 128-8. Smoke detector reinspection.](#)

[§ 128-8.1. Nursing home/health care facility annual inspection.](#)

[§ 128-8.2. Group homes.](#)

[§ 128-8.3. Health care facility.](#)

[§ 128-8.4. Day-care/educational facility.](#)

[§ 128-9. Sprinkler system.](#)

[§ 128-10. Tank facility.](#)

[§ 128-10.1. Other fees.](#)

[§ 128-10.2. Plan review.](#)

[§ 128-10.3. Copies.](#)

Article II. Fire Department Fees

[Adopted 9-16-2003 by Doc. 141]

§ 128-3. Site survey.

[Amended 10-5-2004 by Doc. 133] The fee for a 21E site survey or site history (research and copies) shall be \$100 per address.

§ 128-3.1. Master box connection and monitoring.

[Added 10-5-2004 by Doc. 133] The annual master box connection and monitoring fee shall be \$180.

§ 128-4. False fire alarms/sprinkler activation.

[Amended 6-10-2008 by Doc. 73] Any sprinkler or fire alarm contractor and/or company working on a system without proper notification to Fire Alarm shall be subject to the following:

A. First alarm per year: No charge.

B. Second alarm per year: \$50.

C. Each subsequent alarm or more each year: \$200.

§ 128-5. Fire alarm system.

[Amended 10-5-2004 by Doc. 133; 6-10-2008 by Doc. 73]The fee for fire alarm system installation or repair shall be:

A. Residential: \$25.

B. Commercial.

(1) Less than 7,500 square feet: \$50.

(2) Over 7,500 square feet: \$100.

§ 128-6. Illegal burning.

Illegal burning: MGL c. 48, § 13 (through District Court).

§ 128-6.1. Open burning permit; agricultural burning permit; illegal burning.

[Added 6-10-2008 by Doc. 73]

A. Open burning permit and offenses.

(1) Open burning permit (Fee to be paid for the first permit in any calendar year. Any additional permit granted in the same calendar year shall be without any fee.): \$10 poer calendar year.

[Amended 4-7-2009 by Doc. 41]

(2) Illegal burning.

(a) First offense: no charge.

(b) Second offense: \$50.

(c) Third and each subsequent offense: \$100.

B. Agricultural burning permit and offenses.

(1) Agricultural burning permit: \$50.

§ 128-7. Smoke detector inspection (for combination smoke/carbon monoxide inspection) (per MGL c. 148, Fire Prevention, § 10A).

[Amended 6-10-2008 by Doc. 73]

A. Single-family dwelling or a single-dwelling unit: \$50.

B. Two-family dwelling: \$100.

C. Any building/structure with six or fewer residential/commercial units: \$150.

D. Any building or structure with more than six units: \$500.

§ 128-7.1. Carbon monoxide detector inspection.

[Added 6-10-2008 by Doc. 73]The fee for a carbon monoxide detector inspection shall be, per unit: \$25.

§ 128-8. Smoke detector reinspection.

- A. Three units or fewer: \$15.
- B. Four to six units: \$30.
- C. Seven or more units: \$50.

§ 128-8.1. Nursing home/health care facility annual inspection.

[Added 10-5-2004 by Doc. 133]Nursing home/health care facility annual inspection:

- A. Under 5,000 square feet, per quarter: \$50.
- B. Over 5,000 square feet, per quarter: \$100.

§ 128-8.2. Group homes.

[Added 10-5-2004 by Doc. 133]Group homes residential: \$100 annually.

§ 128-8.3. Health care facility.

[Added 10-5-2004 by Doc. 133]Health care facility: \$100 annually.

§ 128-8.4. Day-care/educational facility.

[Added 10-5-2004 by Doc. 133]Day-care/education facility: \$100 annually.

§ 128-9. Sprinkler system.

- A. Install or repair, residential: \$25.
- B. Install or repair, commercial.

[Amended 10-5-2004 by Doc. 133]

- (1) Less than 7,500 square feet: \$50.
- (2) Over 7,500 square feet: \$100.

§ 128-10. Tank facility.

[Amended 10-5-2004 by Doc. 133]

- A. FP 290 permit: \$50 plus \$50 per tank.
- B. Yearly maintaining permit: \$100.

§ 128-10.1. Other fees.

[Added 10-5-2004 by Doc. 133]The combined permit/inspection fee for all other items not defined will be \$25.

§ 128-10.2. Plan review.

[Added 10-5-2004 by Doc. 133]Plan review:

- A. Residential: \$25.
- B. Industrial or commercial: \$50.

§ 128-10.3. Copies.

[Added 10-5-2004 by Doc. 133]Copies of Fire Department document: \$0.30 per page.

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DOCUMENT 38

CITY OF HAVERHILL

In Municipal Council March 21 2012
CHAPTER

~~ORDERED~~ MUNICIPAL ORDINANCE



An Ordinance Relating to Yield Signs
(Add Yield sign on Lake Street at the intersection of Lake Street @#9 Lake Street)

BE IT ORDAINED by the Haverhill City Council that Article XIII, Section 240-47B Schedule M: Yield Street of the Haverhill City Code, as amended be further amended in accordance with the provisions of Section 9 of Chapter 89 of M.G. L. The following street is designated a yield street at the intersection and in direction indicated.

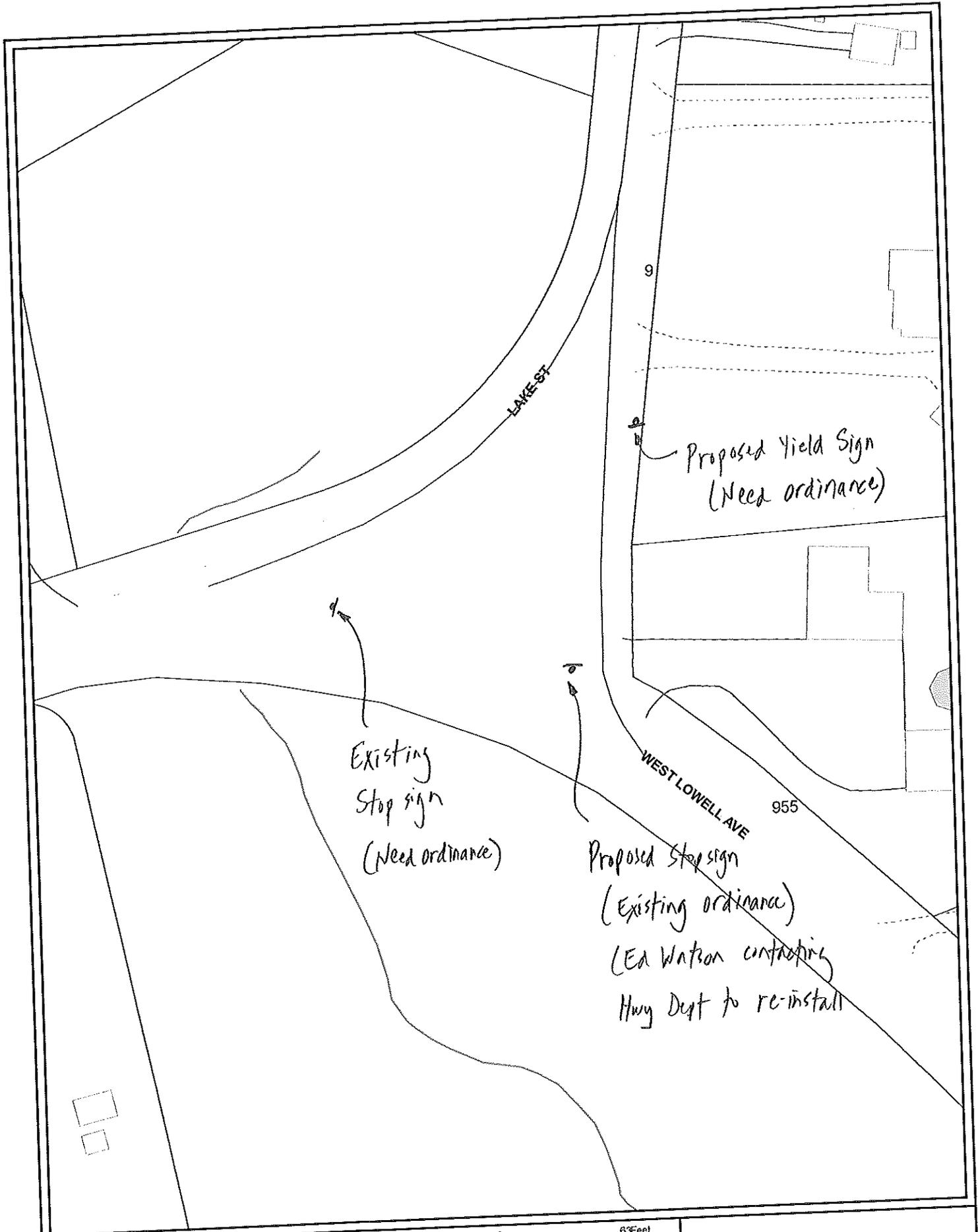
YIELD STREET	DIRECTION OF TRAVEL	AT INTERSECTION WITH
Lake Street	North	Lake Street (@ #9 Lake St.)

APPROVED as to legality

City Solicitor

PLACED ON FILE for at least 10 days
Attest:

City Clerk



City of Haverhill, MA

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§ 240-47. Stop signs, yield signs, through ways and do not enter signs.

- A. Stop signs. In accordance with the provisions of MGL c. 89, § 9, the streets described in Schedule L (§ 240-95), are designated as stop streets at the intersections and in the direction indicated in said schedule, and such streets are hereby declared to constitute isolated stop streets.
- B. Yield signs. In accordance with the provisions of MGL c. 89, § 9, the streets described in Schedule M (§ 240-96) are designated as yield streets at the intersections and in the direction indicated in said schedule.
- C. Through ways. In accordance with the provisions of MGL c. 89, § 9, the ways or parts of ways described in Schedule N (§ 240-97) are hereby designated as through ways.
- D. Do not enter signs. In accordance with the provisions of MGL c. 89, § 9, the streets or channelized lanes thereon, described in Schedule T (§ 240-102), are designated as do not enter streets or channelized lanes thereon at the intersection with and traveling on as indicated in said schedule.

[Added 9-10-1996 by Doc. 14-H]

§ 240-48. Keeping to the right of roadway division.

Upon such roadways as are divided by a parkway, grass plot, reservation, viaduct, subway or by any structure or area, drivers shall keep to the right of such a division except when otherwise directed by an officer, signs, signals or markings.

§ 240-49. Traffic islands.

[Added 5-17-1988 by Doc. 103]The location of all traffic islands listed in Schedule R (§ 240-100) shall be specified by vote of the City Council after consultation with the Chief of Police. The design of such islands shall conform to standards prescribed by the Department of Public Works of the Commonwealth of Massachusetts. (Traffic islands in place prior to the enactment of Chapter 689 of the Act of 1986, Commonwealth of Massachusetts, are not listed in Schedule R but remain in effect.)

§ 240-50. Operation of under- or overpasses at intersections with islands.

At any junction or crossing of ways where the roadway grades have been separated and where the ways are connected by ramps and at any intersection of ways in which there are traffic islands, drivers of vehicles shall proceed only as indicated by official signs, signals or markings.

§ 240-51. Driving on road surfaces under construction or repair.

No operator shall enter upon a road surface of any street or highway or section thereof, when, by reason of construction, surface treatment, maintenance or the like or because of some unprotected hazard, such road surface is closed to travel and one or more signs, lights or signals have been erected to indicate that all or part of the road surface of the street or highway is not to be used or when so advised by an officer, watchman, member of a street or highway crew or employees of the town, either audibly or by signals.

§ 240-52. No driving on sidewalks.

The driver of a vehicle shall not drive upon any sidewalk except at a permanent or temporary driveway.

§ 240-53. No driving through safety zones.

It shall be unlawful for the driver of a vehicle, except on signal from a police officer, to drive the same over or through a safety zone.

§ 240-54. Funerals to be properly identified.

A funeral composed entirely or partly of a procession of vehicles shall be identified as such by means of black

CITY COUNCIL

JOHN A. MICHITSON
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WILLIAM J. MACEK
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

RECEIVED
FEB 17 2012

Econ Devlp & Planning
& B.O.A.

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978-374-2328
FACSIMILE: 978-374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

February 17, 2012

TO: William Pillsbury, Jr.
Economic Development and Planning Director

RE: Request for Ordinance

Dear Mr. Pillsbury:

At the City Council meeting held on February 14, 2012, Councillor Hart presented the recommendations from the February 8, 2012 Traffic and Safety Committee meeting. The minutes of that meeting are enclosed.

The Council referred the following item to your office:

- Item 3 - "a yield sign be posted at the intersection of West Lowell Avenue and Lake Street"

Would you kindly prepare the proper document and place it on the next City Council agenda in order that the Council may take action on it.

Thank you for your continued cooperation, consideration and assistance. It is appreciated.

Sincerely yours,

John A. Michitson, President
Haverhill City Council

JAM/bsa
encl.

c: Mayor James J. Fiorentini
City Councillors
Officer Edward Watson



**HAVERHILL
POLICE DEPARTMENT**

Alan R. DeNaro
Chief of Police

40 Bailey Blvd.
Haverhill, Massachusetts 01830

TEL. (978) 722-1502

FAX. (978) 373-3981

Council President John Michitson
Members of the Haverhill City Council
4 Summer Street – Room 204
Haverhill, MA 01830

Re: Traffic & Safety Committee Meeting – February 8, 2012

Dear President Michitson & Councilors:

The Traffic and Safety Committee held a meeting on Wednesday, February 8, 2012. During the meeting it was determined that the following recommendations would be made to the City Council for consideration.

1. Discussion regarding the request for a stop sign at the corner of Point Street and Pilling Street. The Traffic and Safety Committee noted that there have been no accidents within the last ten years therefore it does not warrant any action. The Committee is recommending this be left alone.
2. Discussion regarding the safety conditions at Winnekenni Park. The Traffic and Safety Committee is recommending the Council proceed with the 22 parking space proposed expansion.
- * 3. Discussion regarding the request for a stop sign at the intersection of West Lowell Avenue and Lake Street. The Traffic and Safety Committee recommends a yield sign be posted at the intersection of West Lowell Avenue and Lake Street.
4. Discussion regarding the request for a stop sign on Washington Avenue at the northeast intersection of Arch Street. The Traffic and Safety Committee recommends that, due to the incline of Washington Avenue and the fact that there has only been one accident in the last ten years, this intersection be left alone.
5. Discussion regarding parking on River Street. The Traffic and Safety Committee is recommending the Parking Commission take a look at this item.
6. Discussion regarding cars and trucks speeding on West Lowell Avenue. The Traffic and Safety Committee has determined that the Police Department is going to increase radar enforcement during the morning and early evening commute hours. Chief DeNaro noted that the Department will put the traffic counter out again to determine the amount of truck traffic.
7. Discussion regarding safety issued at Kenoza Avenue and Newton Road. The Traffic and Safety Committee has deferred this item to the City Engineer John Pettis so he can meet with the Merrimack Valley Planning Commission and determine what their recommendation would be as far as



**HAVERHILL
POLICE DEPARTMENT
40 Bailey Blvd.
Haverhill, Massachusetts 01830**

Alan R. DeNaro
Chief of Police

TEL. (978) 722-1502
FAX. (978) 373-3981

eliminating the traffic island or reconfiguring. This item will be placed back on the agenda at a later date.

8. Discussion regarding street directions in the historical downtown area near the new garage. The Traffic and Safety Committee will place this item back on the agenda at a later date. The Merrimack Valley Planning Commission is going to take a look at this and get back to the Committee with recommendations and or suggestions.
9. Discussion regarding signage on Merrill Avenue. The Traffic and Safety Committee recommends that the weight limit signage on Merrill Avenue be corrected to read 2&1/2 tons and the sign be moved closer to Main Street. It is also recommended that weight limit signs be posted on Main Street for early warning. It was also determined that speed limit signs need to be posted at the beginning of Merrill Avenue at Main Street and at Winston Circle and Merrill Avenue.

Sincerely,

Alan R. DeNaro
Chief of Police



Haverhill

Economic Development and Planning
Phone: 978-374-2330 Fax: 978-374-2315
wpillsbury@cityofhaverhill.com

March 14, 2012

John A. Michitson, Council President
City Council Members
City Hall—Room 204

**RE: REQUEST TO ADD A YIELD SIGN ON LAKE STREET AT
THE INTERSECTION OF LAKE STREET
(@ #9 LAKE STREET)**

Dear President Michitson & Councilors:

I am submitting a Municipal Ordinance for your review as requested by your letter dated February 17, 2012, which adds a yield sign on Lake Street at the northeast intersection of Lake Street. (@ #9 Lake Street)

If you have any questions, please do not hesitate to contact me.

Signed,

William Pillsbury
Economic Development and Planning Director

39

9.2
file 10 days



DOCUMENT 39

CITY OF HAVERHILL

In Municipal Council March 20 2012

CHAPTER

~~ORDERED~~ MUNICIPAL ORDINANCE

**An Ordinance Relating to Stop Signs
(Add Stop Sign on West Lowell Avenue at the intersection of Lake Street)**

BE IT ORDAINED by the Haverhill City Council that Article XIII, Section 240-47A Schedule L: Stop Street of the Haverhill City Code, as amended is further amended in accordance with the provisions of Section 9 of Chapter 89 of M.G. L. The following street is designated a stop street at the intersection and in direction indicated.

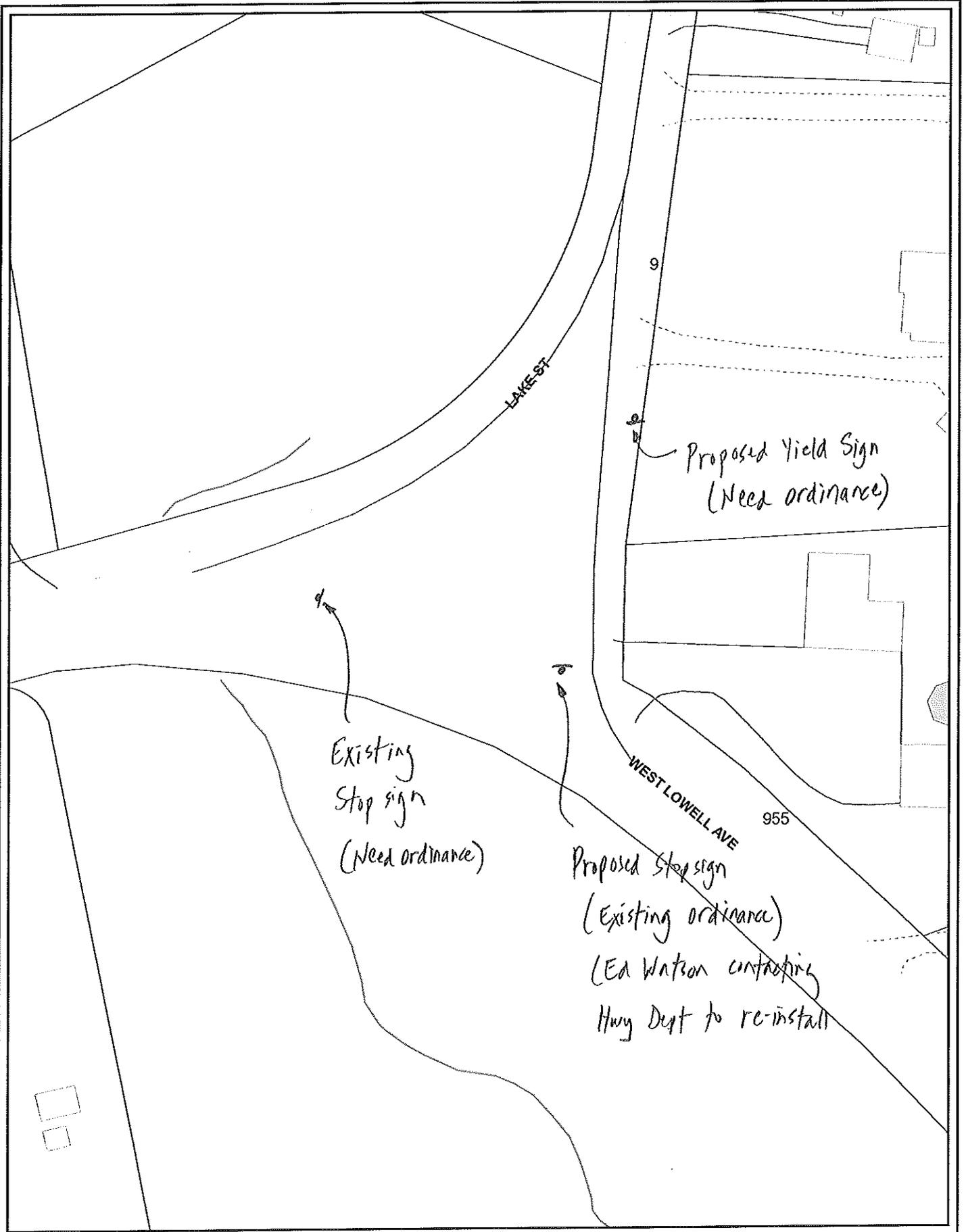
STOP STREET	DIRECTION OF TRAVEL	AT INTERSECTION WITH
West Lowell Avenue (Proposed)	West	Lake Street
Lake Street (Existing)	South	West Lowell Avenue

APPROVED as to legality

City Solicitor

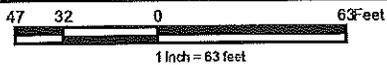
PLACED ON FILE for at least 10 days
Attest:

City Clerk



City of Haverhill, MA

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Haverhill

Economic Development and Planning
Phone: 978-374-2330 Fax: 978-374-2315
wpillsbury@cityofhaverhill.com

March 14, 2012

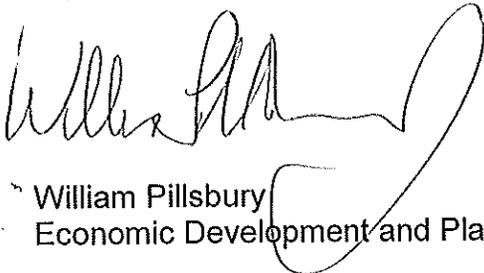
John A. Michitson, Council President
City Council Members
City Hall—Room 204

**RE: REQUEST TO ADD A STOP SIGN ON WEST LOWELL
AVENUE AT THE INTERSECTION OF LAKE STREET**

Dear President Michitson & Councilors:

I am submitting a Municipal Ordinance for your review as requested, which adds a stop sign on West Lowell Avenue at the northeast intersection of Lake Street. If you have any questions, please do not hesitate to contact me.

Signed,



William Pillsbury
Economic Development and Planning Director

§ 240-47. Stop signs, yield signs, through ways and do not enter signs.

- A. Stop signs. In accordance with the provisions of MGL c. 89, § 9, the streets described in Schedule L (§ 240-95), are designated as stop streets at the intersections and in the direction indicated in said schedule, and such streets are hereby declared to constitute isolated stop streets.
- B. Yield signs. In accordance with the provisions of MGL c. 89, § 9, the streets described in Schedule M (§ 240-96) are designated as yield streets at the intersections and in the direction indicated in said schedule.
- C. Through ways. In accordance with the provisions of MGL c. 89, § 9, the ways or parts of ways described in Schedule N (§ 240-97) are hereby designated as through ways.
- D. Do not enter signs. In accordance with the provisions of MGL c. 89, § 9, the streets or channelized lanes thereon, described in Schedule T (§ 240-102), are designated as do not enter streets or channelized lanes thereon at the intersection with and traveling on as indicated in said schedule.

[Added 9-10-1996 by Doc. 14-H]

§ 240-48. Keeping to the right of roadway division.

Upon such roadways as are divided by a parkway, grass plot, reservation, viaduct, subway or by any structure or area, drivers shall keep to the right of such a division except when otherwise directed by an officer, signs, signals or markings.

§ 240-49. Traffic islands.

[Added 5-17-1988 by Doc. 103]The location of all traffic islands listed in Schedule R (§ 240-100) shall be specified by vote of the City Council after consultation with the Chief of Police. The design of such islands shall conform to standards prescribed by the Department of Public Works of the Commonwealth of Massachusetts. (Traffic islands in place prior to the enactment of Chapter 689 of the Act of 1986, Commonwealth of Massachusetts, are not listed in Schedule R but remain in effect.)

§ 240-50. Operation of under- or overpasses at intersections with islands.

At any junction or crossing of ways where the roadway grades have been separated and where the ways are connected by ramps and at any intersection of ways in which there are traffic islands, drivers of vehicles shall proceed only as indicated by official signs, signals or markings.

§ 240-51. Driving on road surfaces under construction or repair.

No operator shall enter upon a road surface of any street or highway or section thereof, when, by reason of construction, surface treatment, maintenance or the like or because of some unprotected hazard, such road surface is closed to travel and one or more signs, lights or signals have been erected to indicate that all or part of the road surface of the street or highway is not to be used or when so advised by an officer, watchman, member of a street or highway crew or employees of the town, either audibly or by signals.

§ 240-52. No driving on sidewalks.

The driver of a vehicle shall not drive upon any sidewalk except at a permanent or temporary driveway.

§ 240-53. No driving through safety zones.

It shall be unlawful for the driver of a vehicle, except on signal from a police officer, to drive the same over or through a safety zone.

§ 240-54. Funerals to be properly identified.

A funeral composed entirely or partly of a procession of vehicles shall be identified as such by means of black

CITY COUNCIL

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CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

CITY HALL, ROOM 204
4 SUMMER STREET
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citycncl@cityofhaverhill.com

March 30, 2012

TO: Mr. President and Members of the City Council

Councillor Michael Hart would like to request that Saturday, April 28th be recognized as Rebuilding Together Greater Haverhill, Inc. Day and also that all fees, but not inspections, be waived.


City Councillor Michael Hart *SSA*



To: City Council President, John Michitson

From: Joan Parah, Program Manager

Dated: March 16, 2012

RE: Rebuilding Together Greater Haverhill, Inc. /Annual Rebuilding Day Program

Dear Council President Michitson,

On behalf of Rebuilding Together Greater Haverhill, Inc., board of directors, volunteers and homeowners we serve, I am respectfully requesting that Councilor Michael Hart be placed on the City Council's Agenda for the Tuesday, April 3rd, 2012 meeting. This year Rebuilding Day will be Saturday, April, 28th.

As in the past, the purpose of a representative of Rebuilding Together coming before the Council is to request 1) the endorsement of the City Council for our 20th year (First Rebuilding Together Day was in 1993), and invite all of the elected city officials and the members of the community to participate in the event. 2) the waiving of municipal building licenses and permit fees (*keeping inspections*) relative to work during this year's program, and 3) the waiving of dumping fees for disposal of white goods (appliances), tires and leaves, relative to the program and 4) if approved, notifying the City of Haverhill, Public Works and Health & Inspection departments of the Council's action to ensure full cooperation. We will provide a list of approved Rebuilding Together projects and addresses in advance.

Each year we coordinate a community Rebuilding Day that nearly 200 volunteers participate in making repairs and modifications to nearly 20 homes of those in greatest need. The event creates an opportunity for local companies and organizations to come together with members of the community to help their neighbors. The logistics of directing volunteers to each location efficiently is always a challenge. In addition to government grants, we receive foundation funding from local and national corporations, like Lowes, Sears Holdings, and Jackson Lumber; local foundations and service organizations, like the George C. Wadleigh Foundation, and the Griffin-White Foundation, whose mission is to ensure the quality of life for all Haverhill citizens. We also rely on local sponsorship for support, such as Pentucket Bank and Haverhill Bank. The "heart" of our organization is the volunteers and smaller local businesses that donate their skills, time, building materials, supplies, food and beverages. There are hundreds of human resources that come together to help out each year to make the program a success that we wish to acknowledge and thank.

Please go to our web site: www.RebuildingTogetherHaverhill.org for more information about our programs and to view our many participating and supporting organizations and community groups. We thank you for your interest and we hope to continue a partnership that is beneficial and rewarding to meet the mission of our organization, the City of Haverhill and community.

Sincerely,

A handwritten signature in cursive script that reads "Joan Parah".

Joan Parah, Program Manager

Email: rttogether@verizon.net

Website: www.rebuildingtogetherhaverhill.org

Address: PO Box 5161, Haverhill, MA 01835

Phone: 978-469-0800

CITY COUNCIL

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PRESIDENT

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SVEN A. AMIRIAN

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MARY ELLEN DALY O'BRIEN



CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978-374-2328
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citycncl@cityofhaverhill.com

March 30, 2012

TO: Mr. President and Members of the City Council

Councillor Mary Ellen Daly O'Brien would like to discuss the issue of charging an annual fee to non-profit properties in lieu of taxes. Religious and government properties would be exempt.

Mary Ellen Daly O'Brien
City Councillor Mary Ellen Daly O'Brien

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DOCUMENTS REFERRED TO COMMITTEE STUDY

#5-L/10	Communication from Councillor Macek requesting to propose the enactment of a Safe Building Ordinance.	NRPP	2/23/10
74-W/11	Communication from Councillor Daly O'Brien requesting a discussion about lights at Kenoza Avenue and Webster Street	Public Safety	9/27/11
74-X/11	Communication from Co. Amirian requesting a discussion about proposed pig farm at Boxford Road	Planning & Dev.	9/27/11
97-C/11	Communication from Councillor Hall requesting a discussion about the odor from the Covanta plant in Ward Hill	Public Safety	10/18/11
4	Communication from Councillor Macek requesting a discussion regarding the proposed Monument Square traffic divider/island.	Planning & Dev.	1/3/12
97-T/11	Communication from Councillor Scatamacchia requesting a discussion regarding parking on River Street	Pubic Safety	1/3/12
119/11	Ordinance regarding Parks and Recreation: Amend Ch.11, Article II, Sections 4 through 8 of the City Code	Administration & Finance	1/3/12
10	Petition from Marlene Stasinios, Stasinios Farms, requesting to hang banner promoting their Pumpkin Festival; hang over intersection of Rte. 125 and Salem St. in Bradford, Oct. 1- Oct. 13, 2012	A & F	1/10/12
12-E	Communication from Councillor Scatamacchia requesting to introduce Vincent Kissel to speak regarding safety issues at Kenoza Avenue and Newton Road	Planning & Dev	1/17/12
12-O	Communication from Councillor LePage requesting a discussion regarding City financial obligations and deficit projections for current fiscal year & beyond	A & F	2/7/12
16-D	Order that the sum of \$34,623.00 be transferred from Capital Account – Rail Trail to new Capital Account – Backup Generator-Highway Building	A & F	2/7/12
12-U	Communication from Councillor McGonagle requesting discussion regarding the issue of public safety as it relates to the railroad tracks	Public Safety	2/28/12