



DOCUMENT 74

CITY OF HAVERHILL

In Municipal Council July 10 2012

~~ORDER~~

MUNICIPAL ORDINANCE

CHAPTER 213

AN ORDINANCE RELATING TO SIGNS

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 213, as amended, is hereby further amended as follows:

§213-5 Advertising On or Over City Property.

By adding the following at the end of the current section:

“A fee of two hundred (\$200) dollars shall be charged to hang banners over a sidewalk or public way. ”

The above changes to be effective upon approval.

Also,

§213-5 Advertising On or Over City Property.

By deleting the following:

A. “...or hang any banner or sign over any sidewalk, street, highway or other public way, “

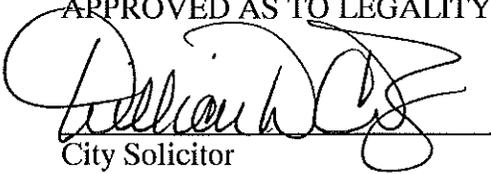
Subsection B to be deleted in its entirety and the following inserted in place thereof:

B. “Banners to be attached to a City building or facility advertising a public entertainment or event shall be allowed on a first-come basis for a period of time not to exceed two weeks prior to the event. Banners shall be hung commencing on a Monday, or Tuesday if Monday is a legal holiday, following approval. All such banners shall be hung by the Department of Public Works. The City Council shall demand a suitable surety bond or insurance indemnity policy to save the City harmless from all liability of any nature whatsoever caused directly or indirectly by the hanging of such banners. Preference for the hanging of banners shall be given to persons and/or organizations from within the City.”

74

The above changes to be effective January 1, 2013.

APPROVED AS TO LEGALITY



City Solicitor

PLACED ON FILE for at least 10 days

Attest:

City Clerk

Ordinance Relating To Signs

CITY OF HAVERHILL
MASSACHUSETTS
CITY SOLICITOR'S OFFICE
145 South Main Street
Bradford, MA 01835
(978) 373-2360
EMAIL: billcoxlaw@aol.com

WILLIAM D. COX, JR.
CITY SOLICITOR

July 5, 2012

TO: City Councillor Colin F. LePage,
Chairperson, Administration and Finance Committee

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

RE: Ordinance relating to Signs

Enclosed please find an ordinance I was requested to prepare as a result of an Administration and Finance Committee meeting on April 26, 2012 relative to Chapter 213-5 of the City Code concerning advertising on or over City property.

Enclosed is a copy of the current provisions of the Code, as well as the minutes of the April 26, 2012 meeting, to assist the Council in reviewing the proposed ordinance.

Should you have any questions or concerns, please feel free to call upon me.

cc: Mayor James J. Fiorentini

GENERAL CODE



Index	City of Haverhill, MA	Search <input type="text"/>
New Laws	Help	Print
CHAPTER 208. SEWERS		CHAPTER 216. SNOW AND ICE REMOVAL
L		

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

[Jump to Content](#)

CHAPTER 213. SIGNS

- [§ 213-1. Permit required for advertising devices.](#)
- [§ 213-2. Permit required for billboards and advertising devices.](#)
- [§ 213-3. Permit required for postings on fences, walls, trees and poles.](#)
- [§ 213-4. Advertising signs on vehicles.](#)
- [§ 213-5. Advertising on or over City property.](#)

Chapter 213. SIGNS

[HISTORY: Adopted by the City Council of the City of Haverhill as Secs. 23-1, 23-2, 23-3 and 22-43 of the 1963 City Code (Ch. 213 of the 1980 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Projections and encroachments on public ways — See Ch. 222, Art. IV.
 Zoning — See Ch. 255.

§ 213-1. Permit required for advertising devices.

No person shall, in any street or way or other public place, post up or paint any placard, handbill, poster, notice or advertising design, or cut or carve any such notice or advertising design upon any object, nor shall any person erect or maintain any billboards or bulletin boards in any street or way or public place without first obtaining a permit therefor from the Chief of Police.

§ 213-2. Permit required for billboards and advertising devices.

No person shall post, erect, display or maintain in the City on any public way or on private property within public view from any highway, public park or reservation any billboard or advertising device without first obtaining a permit therefor from the City Council. Application for the permit shall be made to the City Council, which shall refer the same to the Planning Board of the City for hearing and report, and notice of the time and place of the hearing shall be given by the Board by publication in a local newspaper at least 10 days before the hearing. This section shall not apply to billboards, etc., already erected, nor shall it include signs, etc., exempted by provisions of MGL c. 93, §§ 29 to 33, inclusive.

§ 213-3. Permit required for postings on fences, walls, trees and poles.

[Amended 5-1-2001 by Doc. 68; 10-26-2010 by Doc. 99-BB] No person shall post on or affix to any fence, wall, tree box, post, pole, including utility poles, or other structure within or bordering on the lines of any public street, way or ground any bill, placard, notice, poster or advertising design without first obtaining from the Chief of Police a permit therefor, nor shall any such matter be posted or affixed to a billboard or bulletin board without the previously obtained consent of the owner thereof.

§ 213-4. Advertising signs on vehicles.

No person shall operate or park a vehicle on any street or highway for the sole purpose of displaying advertising signs, without a permit from the Chief of Police.

§ 213-5. Advertising on or over City property.

[Added 10-26-2010 by Doc. 99-BB]

- A. Unless otherwise provided for within this Code, no person shall place advertising on any building, facility or real property owned or controlled by the City of Haverhill, or hang any banner or sign over any sidewalk, street, highway or other public way, without a permit from the City Council.

- B. Street banners advertising a public entertainment or event shall be allowed on a first-come basis for a period of time not to exceed two weeks prior to the event. Banners shall be hung commencing on a Monday, or Tuesday if Monday is a legal holiday, following approval. All such banners which are to be hung over a sidewalk or public way or attached to a City building or facility shall be hung by the Department of Public Works. The City Council shall demand a suitable surety bond or insurance indemnity policy to save the City harmless from all liability of any nature whatsoever caused directly or indirectly by the hanging of such banners. Preference for the hanging of banners shall be given to persons and/or organizations from within the City.

Prev	Top	Next
Change Views	Contents	
Privacy Policy	Help	Terms of Service

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT

ROBERT H. SCATAMACCHIA
VICE PRESIDENT

MICHAEL J. HART

WILLIAM H. RYAN

SVEN A. AMIRIAN

MICHAEL S. MCGONAGLE

WILLIAM J. MACEK

COLIN E. LEPAGE

MARY ELLEN DALY O'BRIEN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

12.1.1

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

MINUTES OF THE ADMINISTRATION AND FINANCE COMMITTEE
MEETING HELD ON APRIL 26, 2012

An Administration and Finance Committee Meeting was held on Thursday, April 26, 2012 at 7:00P.M. in the City Council office, Room 204.

Committee Members present: Committee Chairperson Colin LePage, Councilor Michael McGonagle and Councilor William Macek.

Department Heads: Margaret Toomey, City Clerk and Michael Stankovich, Director-Public Works

Attendees: Marlene Stasinos.

The following documents were discussed:

1.) Doc.#10 – Petition from Marlene Stasinos, Stasinos 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. There was a review and discussion of surrounding communities' policies regarding the hanging of banners from street to street. DPW Director Michael Stankovich estimates it takes three hours to hang this style of banner. After much discussion of the associated costs and liability to the City on this method of displaying banners, a recommendation was made to add a fee of \$200 to each banner application for the remainder of this calendar year and to end the practice of hanging banners street to street effective January 1, 2013. Another recommendation was for the DPW Director to research the feasibility of placing two free-standing poles at a high visibility site from which a banner could be hung utilizing a ground level mounted mechanism affixed to such poles that would raise and lower a banner. It was noted in the discussions that the current ordinance does not specify the monetary value of the surety bond or insurance indemnity policy. A motion was made to recommend these changes to the full Council. Passed unanimously.

2.) Doc. #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. DPW Director Michael Stankovich provided a report listing the minimum power requirements for the DPW facility as previously requested. After review and discussion of the estimated costs of utilizing multiple portable generators along with their limited life span and maintenance, a recommendation was made to obtain a single, permanent mounted 100KW, 3 phase commercial grade generator. Another recommendation was that the appropriation order of \$65,000 from Capital Project – Rail Trails be transferred back to its original source, General Fund Capital Projects; and that a potential acceptable funding source of the \$34,623 for the generator be the budget reserve account of fiscal year 2013 as related to the Snow and Ice account. A motion was made to recommend these changes to the full Council. Passed unanimously.