



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, August 8, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

1. OPENING PRAYER
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF MINUTES OF PREVIOUS MEETING
4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING
5. COMMUNICATIONS FROM THE MAYOR
6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES
7. UTILITY HEARING(S) AND RELATED ORDER(S)

7.1. HEARINGS AND RELATED ORDER

8. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

9. APPOINTMENTS:

9.1. Confirming Appointments

- 9.1.1. *Haverhill Historic Commission* Bradley Perron, 38 Laurel av
expires August 31 2018

To Be Confirmed

9.2. Non-Confirming Appointments:

- 9.2.1. *Friends of the Bradford Rail Trail* Caryl Hoffman, 36 Revere st

9.3. Resignations

10. PETITIONS:

- 10.1. Petition from Neil Kelleher; *Haverhill Tree Warden* announcing **Public Hearing** regarding an application from National Grid to remove public shade trees; **Thursday, August 10 2017** at 7:00 PM; in Haverhill City Council Chambers, Room 202, 4 Summer st - with work being done to upgrade and storm harden electrical lines along Liberty st and Crystal st

- 10.1.1. Petition from William Pillsbury, Economic Development & Planning Director filing an amendment to the Zoning Ordinance at the request of Councillor LePage that would remove language requiring outdoor play space; requesting matter be referred to Planning Board with Council Hearing to be held September 26th

Hearing Sep 26th

- 10.1.2. Ordinance relating To Zoning; Amend as follows: NURSERY SCHOOLS
Delete the words "(provided that there is a minimum of 100 square feet of outdoor play space per each enrolled child)"
(for Hearing September 26 2017)

File 10 days

10.2. Applications

- 10.2.1. Application for Special Permit from Valentine Kong/*Dream Team Auto LLC*; to operate a Used Car Dealership at 100 White st – with 9 spaces for car sales and 2 spaces for employees and 2 spaces for customers

Hearing Sep 12th

Attachments



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- 10.2.2. Application for Special Permit from Attorney William Faraci representing Richard P Early Sr., Trustee of D & D Realty Trust; Aida and Carl Khalil owners; requesting to build 4 buildings with 4 townhouse styled units (16 units total) at unnumbered Orchard st; Assessor's Map 303, Block 62, Lots 4-8

Hearing Oct 3rd

- 10.2.3. Application for **One Day All Alcohol Liquor License** from Rey Cabrera for a wedding at *Winnekenni Castle*; Sunday, September 9th ; 3:00 pm to 10:00 pm
Has License Commission approval **Attachments**

- 10.2.4. Application for **One Day Beer and Wine Liquor License** from Gail Sullivan/*Team Haverhill*; for *River Ruckus*, in parking lot behind the *Tap Restaurant*; Saturday, 12:00 noon to 9:00 pm; September 23rd
Has License Commission Approval **Attachments**

- 10.2.5. Application for **One Day All Alcohol Liquor License** from Doug Fowler for wedding at *Winnekenni Castle*; Saturday, September 16th, 1:00 PM TO 6:00 PM
Pending License Commission Approval **Attachments**

10.3. Applications/Handicap Parking Signs:

10.4. Tag Days:

10.5. Annual License Renewals:

10.5.1. Hawker Peddlers License Renewals 2017

- 10.5.1.1. Adam Joffre to sell slush at Riverside Park; August 9th – September 9th;
Sunday – Saturday; 11 am to 8 :00 pm
Has all approvals **Attachment**

10.5.2. Coin-Op License Renewals 2017

10.5.3. Sunday Coin-Op License Renewals 2017

10.5.4. Drainlayer License 2017:

10.5.5. Taxi Driver License

10.5.6. Taxi License

10.5.7. Junk Dealer License

10.5.8. Pool Tables:

10.5.9. Bowling:

10.5.10. Buy & Sell Second Hand Articles:

- 10.5.10.1. *Doris's Attic* Doris Segal 121 B Lafayette sq
10.5.10.2. *Common Ground Thrift Store* Paul Fitzgibbons 8 White st

10.5.10.3. Buy & Sell Second Hand Clothing:

- 10.5.10.3.1.1. *Common Ground Thrift Store*
10.5.10.3.1.2. *Doris's Attic*

Attachments

10.5.11. Pawnbroker license:



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- 10.5.12. **Buy & Sell Old Gold:**
10.5.13. **Exterior Vending Machines:**
10.5.14. **Theater License:**
10.5.14.1. *Chunky's Cinema Pub* 371 Lowell av 3 Screens

Attachments

11. MOTIONS AND ORDERS

11.1. ORDERS

- 11.1.1. **ORDER** – Authorize payment of bills of the previous/current year departmental appropriations as listed:

<u>VENDOR</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>
North of Boston	\$171.70	Mayor's Office
Conn Kavanaugh LLP	\$17,757.50	Law Office
KP Law PC	\$774.00	Law Office
Harriman Consulting	\$5,235.00	Planning Office
Nutter McClennan & Fish	\$1,572.08	Wastewater
Nutter McClennan & Fish	\$1,393.46	Wastewater

- 11.1.2. Order – transfer \$170,000.00 from General Fund, *Reserve for Capital Projects* to the following Capital Account – *Police Station Air Conditioning Unit Replacement*

- 11.1.3. Order – transfer \$5,000.00 from *Public Property-Expense* to *Stadium-Expense*

Attachments

11.2. ORDINANCES (FILE 10 DAYS)

11.3. MONTHLY REPORTS

- 11.3.1. Abatement report for month of June from Board of Assessors Attachment

12. COMMUNICATIONS FROM COUNCILLOR

- 12.1. Communication from Councillor Joseph Bevilacqua requesting to introduce Claire Hailson of the *Anchor of Hope Diaper Bank*
- 12.2. Communication from Councillors Sullivan and Macek requesting a discussion relative to the official renaming of the walking trail section of Stanley dr to *The Steven F. Woidyla Trail*
- 12.3. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding the year old presence of the orange barrels at the intersection of Broadway and North Broadway
- 12.4. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding response back to Council on requested information
- 12.5. Communication from Councillor LePage requesting a discussion on Zoning Regulations concerning community facilities Attachments



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13. UNFINISHED BUSINESS OF PRECEEDING MEETINGS:

- 13.1. Document 9-Y; Ordinance re: Parking, Handicap Parking 207 Groveland st
- 13.2. Document 13-D; Ordinance re: Salaries – Law Enforcement Police Officers
- 13.3. Document 91; Ordinance re: Vehicles and Traffic; No Parking Downing av from its intersection with Primrose st westerly to the dead end
All ordinances filed July 26th
- 13.4. Document 74-O; Communication from Councillor Daly O'Brien to discuss Merrimack st bump outs
Postponed from July 25th

[Attachments](#)

14. RESOLUTIONS AND PROCLAMATIONS

- 14.1. **PROCLAMATION – Peruvian Independence Day** July 28th 2017 [Attachment](#)

15. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

16. DOCUMENTS REFERRED TO COMMITTEE STUDY

17. ADJOURN

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

9,1,1

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

August 4, 2017

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

RE: Bradley Perron – Haverhill Historic Commission

Dear Mr. President and Members of the Haverhill City Council:

I hereby nominate Bradley Perron, 38 Laurel Avenue, Bradford, as a member of the Haverhill Historic Commission. This is a confirming appointment and I recommend your approval. This appointment takes effect upon confirmation and expires August 31, 2018.

Very truly yours,

**James J. Fiorentini
Mayor**

JJF/lyf

cc: Andrew Herlihy

City of Haverhill

Massachusetts



City Hall • 4 Summer Street • Room 100 • Haverhill, MA 01830 • (978) 374-2300 • Fax (978) 373-7544

APPLICATION FOR APPOINTMENT TO CITY BOARD, COMMITTEE OR COMMISSION

The city appreciates your interest in serving on one of its Boards, Committees or Commissions. Please complete this form and return it to the Mayor's Office in city hall.

Name Bradley Perron

Home address 38 Laurel Avenue

Phone number (978)265-4435

Business number (978) 922-2600

Email bperron@sbwsb.net

Please indicate which Board, Commission or Committee you are applying to be appointed to:

- | | |
|--|---|
| <input type="checkbox"/> Bike Haverhill | <input type="checkbox"/> Council on Aging |
| <input type="checkbox"/> Board of Assessors | <input type="checkbox"/> Council on youth Needs |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> Cultural Council |
| <input type="checkbox"/> Board of Registrars | <input type="checkbox"/> Development and Industrial Commission |
| <input type="checkbox"/> Bradford Common Historic Dist. Commission | <input type="checkbox"/> Downtown Parking Commission |
| <input type="checkbox"/> Brightside Committee | <input checked="" type="checkbox"/> Energy Taskforce ✓ |
| <input type="checkbox"/> Brownfields Committee | <input type="checkbox"/> Forestry Management Committee |
| <input type="checkbox"/> Community Affairs Adv. Board (CAAB) | <input type="checkbox"/> Friends of the Bradford Rail Trail |
| <input type="checkbox"/> Commission on Disability | <input type="checkbox"/> Harbor Commission |
| <input type="checkbox"/> Community Action Commission | <input checked="" type="checkbox"/> Haverhill Historic Commission |
| <input type="checkbox"/> Conservation Commission | <input type="checkbox"/> Haverhill Housing Authority |

☐ Park and Recreation Commission

☐ Planning board

☐ Public Private Partnerships Committee

☐ Recycling Adv. Committee

☐ Rte. 110 Park Advisory Committee

☐ Rock's Village Historic Dist. Comm.

☐ Storm Water Adv. Committee

☐ Technology Adv. Task Force

☐ Veterans Memorial Ice Rink Adv. Comm.

☐ Vision Committee

☐ Washington St. Historic Dist. Comm.

☐ Water/ Wastewater Rating Board

☐ Zoning Board of Appeals

1. Please explain why you would like to serve on a particular Board, Committee or Commission. If necessary attach additional sheets.

I feel that my work experience would be a benefit to the Historical Commission. Working in and around other historical communities has helped me appreciate and preserve these elements, while being able to maintain critical functions of the Community.

2. Please briefly describe your education, any relevant work or life experiences or other activities which, in your opinion, would be beneficial in carrying out the responsibilities of this office. If necessary, attach additional sheets or you resume.

Please refer to my enclosed resume. Given my work experience as a public employee for many years, I have been closely involved in the permit processes of numerous municipalities outside of Haverhill. I have appeared and commented on many regulations (both ordinance and by-law). By volunteering back to Haverhill, I wish to contribute where practical.

3. Please list any city offices you have held in Haverhill or elsewhere.

Date appointed/elected

Office

Term Expired

(See Enclosed Resume)

4. Public service on a Board, Committee or Commission can be demanding. Please indicate the realistic time commitment you are willing and able to make.

 1 hour/ week 4 2-4 hours/week 4-6 hours/week other; specify

Additionally, please indicate your availability AM X AFTERNOON PM

5. How did you hear about the vacancy on this City Board, Committee or Commission?

____ City Hall Information Board

____ Council, Board, Committee or Commission Meeting

Newspaper

X City Website

Word of Mouth

_____ Other; specify _____

6. **APPLICANTS STATEMENT AND SIGNATURE:** I hereby submit this as my application for the position I have indicated on the front of this form. I understand that my completion of this form in no way assures appointment. All Board, Committee, Commission vacancies will be filled by citizens deemed most qualified to serve in a particular capacity. I also understand that in the event that I am appointed to a position, my activities will be governed by the Massachusetts Conflict of Interest Law (M.G.L.c268A), the Massachusetts Open Meeting Law (M.G.L.c.39), the Massachusetts Public Records Law (M.G.L.c.66), the Massachusetts Campaign Finance Law (M.G.L.c55), the Haverhill City Charter and ordinances, and all other applicable federal, state, and local laws or regulations.

Signature X Bradley Perron

Digitally signed by Bradley Perren
DN: cn=Bradley Perren, o=eu, email=bradleyperren@gmail.com, c=US
Date: 2017.06.30 14:56:36 -0400

Date _____

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

9.2.11
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 4, 2017

City Council President John Michitson & Members of the City Council

RE: Appointment – Friends of the Bradford Rail Trail

Dear Mr. President and City Council Members:

I hereby appoint Caryl Hoffman, 36 Revere Street, Haverhill to the Friends of the Bradford Rail Trail Advisory Committee.

This is a non-confirming appointment which is effective immediately.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf

Cc: Andrew Herlihy

City of Haverhill

Massachusetts



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APPLICATION FOR APPOINTMENT TO CITY BOARD, COMMITTEE OR COMMISSION

The city appreciates your interest in serving on one of its Boards, Committees or Commissions. Please complete this form and return it to the Mayor's Office in city hall.

Name CAROL HOFFMAN

Home address 36 REVERE ST.

Phone number 978-469-7039

Business number SAME

Email hastingshoffman@verizon.net

Please indicate which Board, Commission or Committee you are applying to be appointed to:

- | | |
|--|--|
| <input type="checkbox"/> Bike Haverhill | <input type="checkbox"/> Council on Aging |
| <input type="checkbox"/> Board of Assessors | <input type="checkbox"/> Council on youth Needs |
| <input type="checkbox"/> Board of Health | <input type="checkbox"/> Cultural Council |
| <input type="checkbox"/> Board of Registrars | <input type="checkbox"/> Development and Industrial Commission |
| <input type="checkbox"/> Bradford Common Historic Dist. Commission | <input type="checkbox"/> Downtown Parking Commission |
| <input type="checkbox"/> Brightside Committee | <input type="checkbox"/> Energy Taskforce |
| <input type="checkbox"/> Brownfields Committee | <input type="checkbox"/> Forestry Management Committee |
| <input type="checkbox"/> Community Affairs Adv. Board (CAAB) | <input checked="" type="checkbox"/> Friends of the Bradford Rail Trail |
| <input type="checkbox"/> Commission on Disability | <input type="checkbox"/> Harbor Commission |
| <input type="checkbox"/> Community Action Commission | <input type="checkbox"/> Haverhill Historic Commission |
| <input type="checkbox"/> Conservation Commission | <input type="checkbox"/> Haverhill Housing Authority |

☐ Park and Recreation Commission

☐ Planning board

☐ Public Private Partnerships Committee

☐ Recycling Adv. Committee

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☐ Rock's Village Historic Dist. Comm.

☐ Storm Water Adv. Committee

☐ Technology Adv. Task Force

☐ Veterans Memorial Ice Rink Adv. Comm.

☐ Vision Committee

☐ Washington St. Historic Dist. Comm.

☐ Water/ Wastewater Rating Board

☐ Zoning Board of Appeals

1. Please explain why you would like to serve on a particular Board, Committee or Commission. If necessary attach additional sheets.

I WAS THE DESIGNER THAT HELPED THE MAYORS
OFFICE SELECT THE CARPET + PAINT SCHEME.
I LIKE DONATING MY TIME & SKILLS TO THE
CITY. I AM ALSO A GARDENER & WOULD LOVE
TO BE INVOLVED WITH THE RAIL TRAIL
COMMITTEE TO ENHANCE THE RIVER'S EDGE.



Caryl Hoffman
Principal

P.O. Box 5097
Bradford, MA 01835
PHONE 978-469-8200
FAX 978-469-8201
HastingsHoffman@verizon.net

2. Please briefly describe your current and relevant work or life experiences or other activities which, in your opinion, would be beneficial in carrying out the responsibilities of this office. If necessary, attach additional sheets or your resume.

HASTINGS HOFFMAN INTERIORS 1990 - 2015
FILIPPO'S STORE PLANNING
BA INTERIOR DESIGN MICH STATE UNIV.

3. Please list any city offices you have held in Haverhill or elsewhere.

Date appointed/elected

Office

Term Expired

4. Public service on a Board, Committee or Commission can be demanding. Please indicate the realistic time commitment you are willing and able to make.

___ 1 hour/ week ___ 2-4 hours/week ___ 4-6 hours/week ___ other; specify

Additionally, please indicate your availability ___ AM ___ AFTERNOON ___ PM

5. How did you hear about the vacancy on this City Board, Committee or Commission?

- ___ City Hall Information Board
___ Council, Board, Committee or Commission Meeting
___ Newspaper
___ City Website
___ Word of Mouth
___ Other; specify MAYOR FIORINTINI

6. APPLICANTS STATEMENT AND SIGNATURE: I hereby submit this as my application for the position I have indicated on the front of this form. I understand that my completion of this form in no way assures appointment. All Board, Committee, Commission vacancies will be filled by citizens deemed most qualified to serve in a particular capacity. I also understand that in the event that I am appointed to a position, my activities will be governed by the Massachusetts Conflict of Interest Law (M.G.L.c.268A), the Massachusetts Open Meeting Law (M.G.L.c.39), the Massachusetts Public Records Law (M.G.L.c.66), the Massachusetts Campaign Finance Law (M.G.L.c.55), the Haverhill City Charter and ordinances, and all other applicable federal, state, and local laws or regulations.

Signature X

[Signature]

Date

7/26/17

10.1

**Town of Haverhill
Tree Warden
NOTICE OF PUBLIC HEARING**

In accordance with Massachusetts General Laws (MGL), Chapter 87, Public Shade Tree Law, Section 3 (Cutting of Public Shade Trees; Hearing; Damages), the Town of Haverhill Tree Warden will hold a Public Hearing regarding an application from National Grid to remove public shade trees on **Thursday, August 10, 2017 at 7:00 p.m.** at the Haverhill Town Hall; City Council Chambers, room 202, 4 Summer St, Haverhill, MA. Any person interested or wishing to be heard on this matter should appear at the time and place designated.

The proposed work is being done to upgrade and storm harden electrical lines along Liberty St & Crystal St. National Grid's arborists have identified one hundred fifty two (152) town trees for removal along town roads. Town trees located within the public way that are designated for removal have been posted with a notice of public hearing in the field.

The roads with town trees affected by the program are Liberty St & Crystal St.

A complete list of town trees designated for removal including information about the location, size and species of the affected trees, is available weekdays from the Haverhill Town Hall and The Haverhill Highway Department during normal business hours.

Neil Kelleher

2017AUG10 09:05:42LCTV/C

National Grid Tree Removal List

Haverhill MA

Address	Pole #	Species	Diameter	Defect Condition
85 Liberty St	8-9	Sugar Maple	8.2	Thinning canopy
85 Liberty St	8-9	White Ash	8.2	Scar
54 Liberty St	8-9	Sugar Maple	9.7	More than 30% prune
68 Liberty St	9-10	Red Maple	8	Vines
68 Liberty St	11-12	Red Maple	27	Decay
68 Liberty St	11-12	White Pine	13.9	More than 30% prune
97 Liberty St	13-14	White Pine	10.1	Tree topped and under phase
110 Liberty St	15-16	White Ash	8.7	Decay/ Poor form
110 Liberty St	16-17	White Ash	12.7	Thinning canopy
110 Liberty St	16-17	White Ash	14.2	Thinning canopy
152 Liberty St	19.5-20	Shagbark Hickory	11.4	More than 30% prune
153 Liberty St	23-24	Black Oak	25.8	More than 30% prune/ Vines
176 Liberty St	23-24	Red Oak	32.4	Decay/ Dead wood
177 Liberty St	23-24	Red Maple	10.9	Decay
177 Liberty St	23-24	Red Maple	12.2	Decay
177 Liberty St	23-24	Red Maple	8	Decay
187 Liberty St	26-27	Red Maple	25.3	More than 30% prune
199 Liberty St	26-27	Red Maple	9	Over prune and under phase
199 Liberty St	26-27	Red Maple	11.7	Over prune and under phase
199 Liberty St	26-27	Red Maple	10.2	Over prune and under phase
199 Liberty St	27-28	White Pine	9.8	Over prune and under phase
199 Liberty St	27-28	Red Oak	24.8	Over prune and over/ Under phase
199 Liberty St	27-28	Red Oak	8	Over prune and under phase
231 Crystal St- Trees on Liberty St	30-31	White Ash	15.7	Dying
231 Crystal St- Trees on Liberty St	30-31	Northern Catalpa	34.2	More than 30% prune/ Decay
231 Crystal St- Trees on Liberty St	30-31	White Ash	19.8	Declining Health/ Thinning Canopy
229 Liberty St	31-32	Red Oak	12	Over prune and under phase
259 Liberty St	33-34	Red Maple	18.6	Declining Health/ Thinning Canopy
259 Liberty St	34-35	Red Maple	10.6	Decay
264 Liberty St	34-35	Ash	10.6	Declining Health
264 Liberty St	34-35	Ash	10	Declining Health
264 Liberty St	35-35.5	Red Maple	10.3	Declining Health/ Lean
261 Liberty St	35-35.5	Black Cherry	13.6	Declining Health/ Decay
261 Liberty St	35.5-36	Red Oak	34.5	More than 30% prune/ Decay
Town island	37-37.5	Red Maple	29.2	But log with guy wire
306 Liberty St	37-37.5	White Pine	36.4	Included bark/ Co-dominate
326 Liberty St- Trees on Crystal St	37.5-38	Red Maple	12.5	Decay
327 Liberty St- Trees on Crystal St	37.5-38	Red Maple	11.4	Decay
328 Liberty St- Trees on Crystal St	37.5-38	White Ash	14	Standing butt log/ Dead
326 Liberty St	38-38.5	Red Maple	12	Decay/ Declining health
326 Liberty St	38-38.5	Red Maple	15	Decay/ Declining health
326 Liberty St	38-38.5	Black Cherry	8	Declining health
323 Liberty St	38-38.5	American Elm	8.6	Poor root structure
323 Liberty St	38.5-39	Red Oak	9.6	Lean/ Die back
323 Liberty St	38.5-39	Red Oak	8	Die back
369 Liberty St	39-40	Red Oak	13.8	Poor branch structure/ Form
369 Liberty St	39-40	Red Oak	9.4	Poor branch structure/ Form
369 Liberty St	39-40	Red Oak	9.3	Poor branch structure/ Form
369 Liberty St	40-40.5	American Elm	14.4	Lean/ Poor form
369 Liberty St	40-40.5	American Elm	9.2	Lean/ Poor form
369 Liberty St	41-42	White Ash	10.1	Declining Health
369 Liberty St	42-42.5	Red Maple	8.2	Decay/ Lean
369 Liberty St	42-42.5	Red Maple	12.8	Decay/ Lean
369 Liberty St	42-42.5	White Ash	8	Declining Health

369 Liberty St	42-42.5	White Ash	13.8	Declining Health
369 Liberty St	42-42.5	Black Cherry	8	Declining Health/ lean
369 Liberty St	42-42.5	Black Cherry	8	Declining Health/ lean
369 Liberty St	42.5-43	Shagbark Hickory	8.5	Declining Health/ Vines
369 Liberty St	42.5-43	American Elm	9.1	Declining Health/ lean
369 Liberty St	42.5-43	White Ash	8.9	Declining Health/ lean
388 Liberty St	42.5-43	White Ash	16.6	Emerald Ash Borer concern
388 Liberty St	42.5-43	Red Oak	34.8	More than 30% prune
388 Liberty St	43-43.5	Red Maple	13.6	Cavity at base of tree
388 Liberty St	43-43.5	White Ash	32	Co-dominate/ Included bark
388 Liberty St	43-43.5	White Ash	18.3	Co-dominate/ Included bark
388 Liberty St	43-43.5	White Ash	19.4	Decay at base/ included bark
393 Liberty St	43.5-44	Red Maple	14.1	Decay/ More than 30% prune
393 Liberty St	43.5-44	Red Maple	8.7	Decay/ More than 30% prune
393 Liberty St	43.5-44	Red Maple	8.5	Decay/ More than 30% prune
393 Liberty St	43.5-44	Red Maple	8.1	Decay/ More than 30% prune
493 Liberty St	44-44.5	White Ash	11.1	Thinning canopy
493 Liberty St	44-44.5	White Ash	10.4	Decay/ Thinning canopy
493 Liberty St	44-44.5	White Ash	8	Die back
493 Liberty St	44-44.5	White Ash	8.9	Dying
510 Liberty St	50-51	Red Maple	11.7	Thinning canopy
510 Liberty St	50-51	Red Maple	8	Lean/ poor branch structure
400 Liberty St	44.5-45	White Pine	9.8	Dead top
400 Liberty St	44.5-45	White Ash	11.5	Declining Health
400 Liberty St	44.5-45	Black Cherry	10.8	Lean/ poor branch structure
400 Liberty St	44.5-45	Red Oak	10.5	More than 30% prune
464 Liberty St	45-45.5	Red Maple	22.5	Decay at base/ included bark
433 Liberty St	45-45.5	Red Maple	8.2	Lean/ Decay
433 Liberty St	45-45.5	American Elm	9	Declining health
475 Liberty St	45-45.5	White Ash	10.4	Dying
464 Liberty St	45-45.5	White Pine	8.9	Poor form tree topped
493 Liberty St	46-46.5	White Oak	14.3	Decay
493 Liberty St	46-46.5	American Elm	8.7	Poor branch structure
493 Liberty St	46.5-47	American Elm	10.5	More than 30% prune
493 Liberty St	46.5-47	Red Maple	14.2	Dead
493 Liberty St	46.5-47	American Elm	8	More than 30% prune/ lean
493 Liberty St	46.5-47	American Elm	10	More than 30% prune/ lean
493 Liberty St	46.5-47	White Oak	14.4	Decay
493 Liberty St	47-48	Red Maple	13.8	Vehicle damage
490 Liberty St	46.5-47	Black Oak	8.9	More than 30% prune
496 Liberty St	47-48	Black Oak	34.9	Decay/ Dead wood
59 Liberty St	48-49	American Elm	10.6	Included bark
59 Liberty St	48-49	American Elm	8	Declining health
59 Liberty St	48-49	Red Maple	18.2	Declining health/ Poor branch structure
59 Liberty St	49-50	Red Maple	8	Declining health
59 Liberty St	49-50	Red Maple	8	Decay/ Poor branch structure
59 Liberty St	49-50	Red Maple	22	Declining health
15 Red Maple Rd- Trees on Liberty St	51-52	White Oak	32.9	over prune
15 Red Maple Rd- Trees on Liberty St	51-52	White Oak	19.9	Tree topped and under phase
15 Red Maple Rd- Trees on Liberty St	51-52	White Oak	30	over prune
527 Liberty	52-53	White Oak	16.6	over prune/ Declining health
527 Liberty	52-53	Locust	14.5	Decay
0 Crystal St	35.5-37	Red Oak	21.4	More than 30% prune/ Declining health
0 Crystal St	35.5-37	Red Oak	8	More than 30% prune/ Declining health
0 Crystal St	35.5-37	Red Oak	17.5	More than 30% prune/ Declining health
0 Crystal St	37-36	Red Maple	9.5	Declining health
0 Crystal St	37-36	Red Maple	10.5	More than 30% prune
0 Crystal St	37-36	Red Maple	8	More than 30% prune
0 Crystal St	37-36	Red Maple	9.1	More than 30% prune
0 Crystal St	37-36	Red Maple	8.3	More than 30% prune
0 Crystal St	37-36	Red Maple	11	More than 30% prune
0 Crystal St	36-35	Red Maple	8	Decay/ Crack

0 Crystal St	35-34	Red Maple	9.6	Declining health
0 Crystal St	35-34	Red Maple	10.4	Poor branch structure
340 Liberty St	36-35	Shagbark Hickory	15.9	More than 30% prune
340 Liberty St	36-35	Shagbark Hickory	17.7	More than 30% prune
340 Liberty St	36-35	Shagbark Hickory	15.3	More than 30% prune
340 Liberty St	36-35	Black Oak	8.6	Declining health
340 Liberty St	36-35	Black Oak	13.5	Declining health
340 Liberty St	36-35	Shagbark Hickory	10.3	Decay
340 Liberty St	36-35	Shagbark Hickory	15.2	Declining health
340 Liberty St	36-35	Shagbark Hickory	8.9	More than 30% prune
340 Liberty St	36-35	Shagbark Hickory	8.1	Broken top
340 Liberty St	35-34	Shagbark Hickory	19.8	More than 30% prune
340 Liberty St	35-34	Shagbark Hickory	17.9	More than 30% prune
340 Liberty St	35-34	Shagbark Hickory	15.6	More than 30% prune
340 Liberty St	35-34	Shagbark Hickory	12.4	More than 30% prune
340 Liberty St	35-34	Shagbark Hickory	9.4	More than 30% prune
271 Crystal St	35-34	Red Maple	8.7	Decay at base
265 Crystal St	34-33	Red Maple	8.9	Vines
240 Crystal St	34-33	Red Maple	9.2	Decay
240 Crystal St	34-33	American Elm	10.1	Declining health
240 Crystal St	32-31	Black Oak	10.9	Declining health/ Vines
240 Crystal St	32-31	Black Oak	33.5	Declining health
240 Crystal St	32-31	Apple	21.4	Declining health
231 Crystal St	29-28	American Basswood	16.5	Decay
231 Crystal St	29-28	American Basswood	17.3	Decay
193 Crystal St	27-26	Black Oak	10.8	Vehicle damage
193 Crystal St	27-25	Red Oak	17.6	Decay
193 Crystal St	27-25	Red Oak	8.1	Decay
193 Crystal St	27-25	Red Oak	7.1	Declining Health/ Thinning Canopy
193 Crystal St	27-25	Red Oak	9.9	Declining Health/ Thinning Canopy
2 Roth Cir	24-23	Red Oak	12.9	Declining Health/ vehicle damage
2 Roth Cir	24-23	Red Maple	8.2	Decay
2 Roth Cir	24-23	Red Maple	11.2	Decay
2 Roth Cir	24-23	Red Maple	11.3	Decay
2 Roth Cir	24-23	Red Oak	9.9	Declining Health/ Thinning Canopy
2 Roth Cir	24-23	Black Oak	13.6	Declining Health/ Thinning Canopy



Hearing September 26
2017
Haverhill

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

DATE: August 8, 2017

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

FROM: William Pillsbury, Economic Development and Planning Director

RE: Amendment to zoning -Nursery School

At the request of Councilor LePage, I am filing an amendment to the zoning ordinance relative to nursery schools. The amendment would remove language requiring outdoor play space.

The formal ordinance change language will be filed with the council. At this time I request the matter be referred to the planning Board for a recommendation hearing at its September meeting and that the City Council schedule a hearing on the matter at its September 26th meeting

Thank you for your attention to this matter.



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

ORDERED:

MUNICIPAL ORDINANCE

CHAPTER 255

An Ordinance Relating to Zoning Table of Uses and Parking Regulations

BE IT ORDAINED by the City Council of the City of Haverhill that
Chapter 255, being and is further amended as follows:

Ch. 255 Zoning Ordinance Table of use and parking regulations : The zoning table is
further amended as follows:

**NURSERY SCHOOLS DELETE the words "(provided that there is minimum of
100 square feet of outdoor play space per each enrolled child)"**

APPROVED AS TO LEGALITY

CITY SOLICITOR

FOR HEARING SEPTEMBER 26 2017

10.1.2

File 10 days

original set

Hearing September 12
2017

Valentine Kong

Dream Team Auto Group LLC

100 White Street

Haverhill, Ma

10.2.1

City of Haverhill

City council

4 Summer Street

Haverhill, Ma

Dear Mr. Chairman

Subject: 100 White Street Haverhill MA motor vehicle Class 11 License.

I am submitting this letter to ask your permission to operate a used car class 11 license .In the above premises located at assessors plan 608 block 485 lot 1. Enclosed please find the lot plan that allows the site to have 9 spaces for car sales 2 spaces for employees and 2 spaces for customers. I have invested over \$100000 to purchase the building and a mortgage that is due in five years. I am willing to do whatever the city council requires from me to attain my dream. On March 13 I became part of White Street I assure the council to be the best in providing exceptional services in my small business . Also, I hereby waive the 65 day hearing requirement.

Please consider my request and help me establish my business in the city of Haverhill

Yours sincerely

Valentine Kong.

Signature 

Date 7/30/2017



R.A.M. ENGINEERING

ROBERT A. MASYS, P.E.

**160 MAIN STREET
HAVERHILL, MA 01830**

TEL: 978-372-0449

FAX: 978-372-7183

RAMASYSPE@AOL.COM

Land Description for 100 White Street

Assessors Plan 608, Block 485, Lot 1

BEGINNING at the Northwesterly intersection of White Street and Cedar Street,

**Thence, westerly, along the northerly side of White Street, a distance of
seventy-six (76) feet, to a point,**

**Thence, northerly, along property now or formally of Bruno, a distance of
sixty-eight (68) feet, to a point,**

**Thence, easterly, along property now or formally of Singh, a distance of
eighty (80) feet , to a point on the westerly side of Cedar Street,**

**Thence, southerly, along the westerly side of Cedar Street, a distance of
sixty-eight (68) feet, and to the point of beginning.**



Haverhill

License Commission, Room 118
4 Summer Street, Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com

Building Inspector Sign off for Car Dealer Application:

Name of Applicant: VALENTINE T KONG SR

Proposed business location: 100 WHITE ST

Plans reviewed by: yes 130

Is location properly zoned? Yes: No:

Was Special permit or exception granted previously?

Yes: No: Not Applicable:

If yes is this special permit or exception still applicable to this property to allow for the sale of motor vehicles?

Yes: No: Not Applicable:

Is a special permit required for this location to apply for a license to sell motor vehicles?

Yes: No: Not Applicable:

List the number of vehicles required/allowed on the lot for the following:

Employee parking: 2

Customer parking: 2

Display of Cars for sale/service: 2930

Comments/Requirements for the License Commission to review:

[Signature]
Building Inspector

7/21/17
Date

Hearing October 3
2017
#250.00
10.2.2

Attorney at Law
114 Kenoza Avenue
Haverhill, MA 01830
Tel. (978) 373-5520
Fax (978) 373-5262
e-mail: faracilaw@aol.com

July 20, 2017

John A. Michitson, President
Haverhill City Council
4 Summer Street
Haverhill, MA 01830

Re: Special Permit for Orchard Street

Dear President Michitson:

Please be advised that I represent Richard P. Early, Sr, Trustee of D & D Realty Trust, Aida Khalil and Carl Khalil, Collectively these parties are the owners of Lots 4-8 on Orchard Street as described in the attached petition. We are requesting a Special Permit for multi-family housing on these lots which are located in a CC zone.

The owners seek to build 4 buildings with 4 townhouse styled units in each building, totaling 16 units.

The factors to be considered and the material relative to these factors are set forth in the Memorandum filed with this application.

I am also filing the required copies of the site plan and the floor plans as set forth in the Zoning Ordinance.

The land is the subject of a purchase and sale agreement with CBC Realty Investments, LLC of Newburyport which will do the actual construction. It is anticipated that these units will be sold as condominium units.

The plan sets forth the requirements of the Zoning Ordinance for this use. All required dimensional variances have been obtained and the decision was recorded. Of particular note is that each unit will have a two berth garage as part of its ground floor. The units will contain sprinklers. All conditions suggested by city departments will be reviewed in advance of the hearing, and, if they are the usual conditions, they will be followed.

A Special Permit for these 16 units was approved by the council in 2010. As part of that process, dimensional variances were obtained and a site plan had been approved by the Planning Board. However, financing for this project became unavailable due to economic conditions. The current purchaser has financing available.

This land is currently vacant and overgrown. It is subject to dumping and is a general nuisance to the area. This project will make this vacant land usable in a desirable way. It will provide an expansion of the area of new residential development in the core city.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'William S. Faraci', written in a cursive style.

William S. Faraci

**William S. Faraci
Attorney at Law
114 Kenoza Avenue
Haverhill, MA 01830
Tel. (978) 373-5520
Fax (978) 373-5262
e-mail: faracilaw@aol.com**

July 25, 2017

John A. Michitson, President
Haverhill City Council
4 Summer Street
Haverhill, MA 01830

Re: Special Permit for Orchard Street

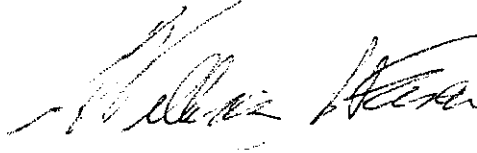
Dear President Michitson:

In reviewing the material submitted for a special permit for Orchard Street, the Assessor's Office noted that the incorrect block was listed on the documents. The correct reference is to Map 303, Block 62 Lots 4-8. Any reference to Block 64 is in error and I would amend by documentation with the substitution of Block 62 for Block 64.

In addition, because the scheduled council hearing date of October 3, 2017 is more than 65 days from the date of filing of the petition, the applicants waive the 65 day requirement up to and including October 16, 2017 in order to have your decision recorded with the Clerk,

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'William S. Faraci', written in a cursive style.

William S. Faraci

MEMORANDUM FOR SPECIAL PERMIT APPLICATION

LOTS 4-8 ORCHARD STREET

BACKGROUND

A Petition for a Special Permit for construction of 16 residential units in 4 buildings containing 4 units each located on Orchard Street is being presented to the city council. The following information in support of that application is presented.

Zoning District is CC

Multifamily housing is allowed by special permit by the Table of Uses in the Zoning Code.

The owners of the lots are Richard P. Early, Sr, Trustee of D & D Realty Trust (Lot 7), Aida Khalil (Lot 8) and Carl Khalil (Lot 4, 5, and 6)

Purchaser CBC Realty Investments, LLC of 76 State Street, Newburyport, MA. The principals are experienced developers and financing is available to them.

Use of the units is expected to be a three-story residential condominium units.

SPECIAL PERMIT GENERAL CONDITIONS

The Zoning Ordinance at Chapter 255, Section 77E sets for the following General Conditions for a Special Permit,

1. The use requested is listed in the Table of Use and Parking Regulations as a special permit for which the application is made. Multifamily housing in a CC District is a use allowed by special permit.
2. Where pertinent, the use requested also meets special permit conditions listed in Article XI. These conditions are set forth below.
3. The requested use is essential or desirable to public convenience or welfare. The requested use is for construction of new townhouse units likely to be marketed as condominium units.

This use will provide new housing in the core city area. Such housing has been being developed in this area over the past several years. The basic difference between this application and the other projects in the area is that this is not the renovation of an existing vacant building but rather the development of a now vacant lot. Also, the other projects are generally single floor units and this project has three-story townhouse units. This adds a different type of unit to the housing mix. To the extent that it has been considered desirable to have residential units in the core city, this project should also be considered desirable and the difference in the mix of residential property that this project brings adds to the opportunity for the general public to procure a town house residence rather than a single floor apartment.

Also, the vacant lot is overgrown and has been subject to dumping. Improving this lot also improves the quality of the neighborhood.

The existing buildings in the area are small commercial buildings and older multi-unit housing.

4. The requested use will not impair the integrity of character of the district or adjoining zones, nor be detrimental to the health, morals or welfare and will be in conformity with the goals and policies of the Master Plan.

To the contrary, this project will promote these factors and remedy an existing neighborhood problem. This is another new multifamily housing in the area, most of which projects are larger than the requested projects.

5. Traffic. It is unlikely that an additional 16 units of housing will contribute to traffic or safety.
6. The plans for water and sewer are adequate because of public availability. Actual location of pipes, drainage and other matters will be part of site plan review.
7. There is adequate space in the areas in front of garages for off-street loading and unloading of service vehicles.
8. This is vacant land so the requirement of preservation of historical buildings does not apply. As to historical site, the history of the area suggests multi-family uses.

SPECIAL PERMIT CONDITIONS FOR MULTIFAMILY HOUSING IN CC DISTRICT

The Zoning Ordinance at Chapter 255, Section 96 sets forth the following Special Conditions for multifamily housing in a CC District.

A. The proposed development must conform to the respective requirements of Article VI, Table of Dimensional and Density Regulations. The plan sets forth each of these requirements as follows:

Compliant:

Area Requirements: Required- 17,000 square feet. Provided – 22,894 square feet
Frontage: Required – 100.00 feet. Provided – 207.99 feet
Lot Depth: Required – 100.00 feet. Provided – 100.00 feet
Building Coverage: Required – 60% cap. Provided – 50.4%
Parking: Required – 24 spaces. Provided – 32 spaces

Obtained Variance Approval:

Front Setback: Required – 10 feet. Variance obtained for 5 feet.
Side Setback: Required – 20 feet. Variance obtained for 5 feet
Rear Setback: Required – 20 feet. Variance obtained for 9 feet
Distance between Buildings: Required – 50 feet. Variance obtained for 30 feet, 16 feet and 30 feet as shown on plan.

B. The development shall be and is served by public water and sewer.

C. Maximum continuous length of any building façade shall not exceed 200 feet and the number of units shall be at least 3 but not more than 10. There shall be a minimum of 40 feet between buildings.

Each building contains 4 units with a façade of 96 feet. A variance was obtained to allow a closer distance between buildings as set forth above.

D. Roadway and utilities must be approved through the Planning Board. A site plan with these matters will be presented to the Planning Board.

E. In the event that the City Engineer requires a Clerk of the Works one will be retained.

F. Street Signs are not applicable as no new street is being constructed.

G. Any required lighting requested by the Planning Board site plan review will be provided.

- H. The style of building and screening and building materials will be as requested during site plan review.
- I. Integration and site plans will be as approved by the Planning Board during its site plan review,

~~PETITION FOR VARIANCE under the ZONING ORDINANCE~~

APPLICATION FOR SPECIAL PERMIT under the ZONING ORDINANCE

Notice: This application must be typewritten; filed in duplicate and accompanied by a plan or the affected premises; a copy of the refusal by the Building Inspector or other authority.

The undersigned, petitions the Board of Appeals to vary, in the manner and for the reasons hereinafter set forth, the application of the provisions of the zoning ordinance to the following described premises.

APPLICANT: D+D Realty Trust, Carl + Aida Khalil
Full Name Address

OWNER: SAME 77 Route 125 KINGSTON, N H 03858
Full Name Address

LESSEE: _____
Full Name Address

1. LOCATION OF PREMISES: UNNUMBERED ORCHARD STREET

2. ASSESSORS PLAT: 303 62 4-8
Plat No. Block No. Lot No.

2A. DEED OF PROPERTY RECORDED IN: ESSEX SOUTH DISTRICT REGISTRY
BOOK: 16397 PAGE: 284, BOOK 14634, PAGE 246 and BOOK 21696 PAGE 47

3. DIMENSIONS OF LOT: 110' X 207.99' X 95' X 206.98'

4. ZONING DISTRICTS IN WHICH PREMISES ARE LOCATED? CC

5. HOW LONG HAVE YOU OWNED THE ABOVE PREMISES? 1st lot 16 yrs, 2nd lot 19 yrs, third lot 18 years

6. HOW MANY BUILDINGS ARE ON THE LOT? NONE

7. GIVE SIZE OF EXISTING BUILDINGS: NONE

PROPOSED BUILDINGS: 4 Bldgs each with 4 UNITS TOTAL 16 UNITS
each 30' X 96'

8. STATE PRESENT USE OF PREMISES: VACANT LAND

9. STATE PROPOSED USE OF PREMISES: MULTI-FAMILY RESIDENTIAL HOUSING

10. GIVE EXTENT OF PROPOSED ALTERATIONS: CONSTRUCT 4 Bldgs each with
4 UNITS TOTAL 16 UNITS

11. HAS THERE BEEN A PREVIOUS APPEAL UNDER ZONING ON THESE PREMISES? Yes

IF SO WHEN? 9/15/10

12. NUMBER OF FAMILIES FOR WHICH BUILDING IS TO BE ARRANGED: 16

NOTE: IF THE APPLICANT IS NOT THE OWNER, A STATEMENT MUST BE WRITTEN BY THE OWNER AUTHORIZING THE APPLICANT TO APPLY TO THE BOARD OF APPEALS



Application No. _____

Appeal No. _____

Date Filed: _____

CITY OF HAVERHILL
BOARD OF APPEALS
CITY HALL - 4 SUMMER ST.

~~PETITION FOR A VARIANCE FROM THE ZONING ORDINANCE~~

APPLICATION FOR SPECIAL PERMIT under the ZONING ORDINANCE

Notice: This application must be typewritten; filed in duplicate and accompanied by a plan of the affected premises, a copy of the refusal by the Building Inspector or other authority.

To: ~~the Board of Appeals~~, CITY COUNCIL

14
DATE July 11, 2017

The undersigned, petitions the **Board of Appeals** to vary, in the manner and for the reasons hereinafter set forth, the application of the provisions of the zoning ordinance to the following described premises.

APPLICANT: D & D Realty Trust, Carl & Aida Khalil

Full Name

Address

OWNER: Same 77 Route 125, Kingston, NH 03858

Full Name

Address

LESSEE: _____

Full Name

Address

1. LOCATION OF PREMISES: Unnumbered, Lots 4-8 Orchard Street

Street Number

Name of Street

2. ASSESSORS PLAT: 303 64 62 4-8

Plat No.

Block No.

Lot No.

2A. DEED OF PROPERTY RECORDED IN: Southern Essex REGISTRY
BOOK: 16397 PAGES: 284; B 14634, P. 266; B21696, P. 47

3. DIMENSIONS OF LOT: 207.99, 110.00, 22,864

Frontage

Depth

Square Feet

4. ZONING DISTRICTS IN WHICH PREMISES ARE LOCATED: CC

5. HOW LONG HAVE YOU OWNED ABOVE PREMISES? 1st deed 16 yrs, 2nd deed 19 yrs;

6. HOW MANY BUILDINGS ARE NOW ON THE LOT? NONE 3rd deed, 14 yrs

7. GIVE SIZE OF EXISTING BUILDINGS NONE

PROPOSED BUILDINGS: 4 buildings each with 4 units total 16 30'x96' 24' units
3 story units

8. STATE PRESENT USE OF PREMISES: Vacant Land

9. STATE PROPOSED USE OF PREMISES: multi-family residential housing

10. GIVE EXTENT OF PROPOSED ALTERATIONS: Construct 4 buildings each with 4 units
Total of 16 3 story 30'x96' units

11. HAS THERE BEEN A PREVIOUS APPEAL UNDER ZONING ON THESE PREMISES? YES

12. NUMBER OF FAMILIES FOR WHICH BUILDING IS TO BE ARRANGED? 9/15/05 granted SP same
16 as current request

NOTE: IF THE APPLICANT IS NOT THE OWNER, A WRITTEN STATEMENT MUST BE SUBMITTED FROM THE OWNER INDICATING THAT IT IS PERMISSIBLE TO SEEK A VARIANCE FOR SPECIAL PERMIT FOR THE PROPERTY.

NOTE: IF YOUR HOUSE IS NOT CLEARLY NUMBERED, THE BOARD OF APPEALS MAY NOT BE ABLE TO LOCATE YOUR PROPERTY, AND THIS COULD CAUSE YOU UNNECESSARY DELAY.

62

61

13. PROVISIONS OF THE ZONING ORDINANCE UNDER WHICH PETITION FOR VARIANCE IS MADE:

In making its decision, the Board shall specifically find that all of the following conditions have been met: (Findings must be made on all three to have a valid decision). (1) That there are unique circumstances relate to the soil conditions, soil shape, or topography which specifically affect the land of structure in question, but not affecting generally the Zoning District in which the land or structure is located; (2) That the literal enforcement of the ordinance would involve substantial hardship, financial or otherwise; (3) That desirable relief may be granted without substantially derogating from the intent and purpose of the zoning ordinance or by-law. (See zoning ordinance for additional requirements for the granting of a variance).

13A. STATE REASONS FOR VARIANCE: Table of Uses

14. PROVISION OF ZONING ORDINANCE UNDER WHICH APPLICATION FOR SPECIAL PERMIT MADE:
Table of Uses

14A. STATE REASONS FOR SPECIAL PERMIT: Applicant seeks a Special Permit for multifamily housing in a CC zone. All dimensional variances have been granted with no appeal and recorded

No application will be acted upon unless the application has been reviewed and signed by the Building Inspector; Filing Fee has been paid to the City Treasurer; is accompanied by a list of "parties in interest" for the property as certified by the City Assessor; time stamped by the City Clerk; and all other requirements completed.

I hereby agree to pay to the City of Haverhill, any additional necessary fee connected with this application.

I hereby authorize the Clerk of the Board of Appeals to file this application upon its completion.

Signature William S. Faraci
 William S. Faraci, Atty for App.
 Address 114 Kenoza Ave., Haverhill, MA

Phone No. 978-373-5520

William Pillsbury, Jr. Planning Director

I have reviewed this application
With respect to the responses to
Questions 4, 13-14A

Filing Fee: \$180.00

Filing Fee \$

Building Inspector

City Treasurer

FOR QUESTIONS 13A & 14A, ATTACH ADDITIONAL SHEET IF NECESSARY

BUILDING INSPECTOR'S CHECK LIST FOR
BOARD OF APPEALS ACTION NEEDED ON:

LOCATION LOTS 4-8, Block 64, Plat 303 - Undeveloped Orchard St.

ZONE CC

APPLICANT D + D Realty Trust, Carl + Aida Khalil

ACTION REQUIRED

☐ DIMENSIONAL VARIANCE

☐ LOT AREA

☐ LOT FRONTAGE

☐ LOT DEPTH

☐ SIDE YARD

☐ HEIGHT

☐ FLOOR AREA RATIO

☐ SIGN SIZE

☐ USE VARIANCE

☐ PARKING

☒ SPECIAL PERMIT

☐ FRONT YARD

☐ REAR YARD

☐ BUILDING COVERAGE

☐ OPEN SPACE

☐ OTHER _____

DATA TO BE INCLUDED ON APPLICATION:

3. PROVISION OF ZONING ORDINANCE UNDER WHICH PETITION FOR VARIANCE IS MADE:

IN MAKING ITS DECISION, THE BOARD SHALL SPECIFICALLY FIND THAT ALL OF THE FOLLOWING CONDITIONS HAVE BEEN MET. (FINDINGS MUST BE MADE ON ALL THREE TO HAVE A VALID DECISION.) (1) THAT THERE ARE UNIQUE CIRCUMSTANCES RELATIVE TO THE SOIL CONDITIONS, SOIL SHAPE, OR TOPOGRAPHY WHICH SPECIFICALLY AFFECT THE LAND OR STRUCTURE IN QUESTION, BUT NOT AFFECTING GENERALLY THE ZONING DISTRICT IN WHICH THE LAND OR STRUCTURE IS LOCATED; (2) THAT THE LITERAL ENFORCEMENT OF THE ORDINANCE WOULD INVOLVE SUBSTANTIAL HARDSHIP, FINANCIAL OR OTHERWISE; (3) THAT DESIRABLE RELIEF MAY BE GRANTED WITHOUT SUBSTANTIALLY DEROGATING FROM THE INTENT AND PURPOSE OF THE ZONING ORDINANCE OR BY LAW. (SEE ZONING ORDINANCE FOR ADDITIONAL REQUIREMENTS FOR GRANTING OF VARIANCE.)

3A. STATE REASON FOR VARIANCE: _____

4. PROVISION OF ZONING ORDINANCE UNDER WHICH APPLICATION FOR SPECIAL PERMIT IS MADE

TABLE OF USE

4A. REASON FOR SPECIAL PERMIT: Applicant seeks a Special Permit

for multi-family in CC zone &

Dimensional Variance Granted
No appeal of B.O.A. decision

PURCHASE AND SALE AGREEMENT

This 23rd day June 2017

1. PARTIES AND MAILING ADDRESSES:

Aida Khalil, Carl Khalil, and Richard P. Early, Sr, Trustee of D & D Realty Trust hereinafter called the **SELLER**, agrees to SELL, and **CBC Realty Investments LLC of 76 State Street, Newburyport, MA 01950** hereinafter called the **BUYER or PURCHASER**, agrees to BUY, upon the terms hereinafter set forth, the following described premises:

2. DESCRIPTION:

The land and known and numbered as 0 and 25 and 35 Orchard Street, Haverhill, Massachusetts 01830, being lots 4, 5, 6, 7 and 8, Haverhill Assessor's Map 303, Block 62 as shown on plan recorded with said Deeds in Plan Book 433 as Plan 23. Title Reference Essex County Southern Registry District, Book 13697, Page 284, Book 14634, Page 266 and Book 21696, Page 47.

3. TITLE DEED:

Said premises are to be conveyed by a good and sufficient quitclaim Deed running to the BUYER, or to the nominee designated by the BUYER by written notice to the SELLER at least three (3) days before the Deed is to be delivered as herein provided, and said Deed shall convey a good and clear record and marketable title thereto, free from encumbrances, except:

- (a) Provisions of existing building and zoning laws;
- (b) Existing rights and obligations in party walls which are not the subject of written agreement;
- (c) Such taxes for the then current year as are not due and payable on the date of the delivery of such Deed;
- (d) Any liens for municipal betterments assessed after the date of this agreement;
- (e) Easements, restrictions and reservations of record.

4. PURCHASE PRICE:

The agreed Purchase Price for said premises Five Hundred Thousand Dollars (\$500,000.00) of which

CL
RPE.
A-K
C.K.

\$10,000.00	have been paid as a deposit simultaneously with the execution of this Agreement; and
<u>\$490,000.00</u>	is to be paid at the time of delivery and recording of the Deed via wire transfer or attorney IOLTA check
\$500,000.00	TOTAL

5. TIME FOR PERFORMANCE; DELIVERY OF DEED:

Such Deed is to be delivered at 12:00 o'clock P.M. on or before the 28th day of **September 2017 or within 30 days of receipt of final approvals with all appeals period having expired, whichever is later**, at the Essex South Registry of Deeds or at the office of buyer's counsel, unless otherwise agreed upon in writing. It is agreed that time is of the essence of this agreement.

6. POSSESSION AND CONDITION OF PREMISES:

Full possession of said premises, free of all tenants and occupants and debris, is to be delivered at the time of the delivery of the Deed, said premises to be then in the same condition as they now as of this date.

7. EXTENSION TO PERFECT TITLE OR MAKE PREMISES CONFORM:

If the SELLER shall be unable to give title or to make conveyance, or to deliver possession of the premises, all as herein stipulated, or if at the time of the delivery of the Deed the premises do not conform with the provisions hereof, the SELLER shall use reasonable efforts to remove any defects in title, or to deliver possession as provided herein, or to make the said premises conform to the provisions hereof, as the case may be, in which event the SELLER shall give written notice thereof to the BUYER at or before the time for performance hereunder, and thereupon the time for performance hereof shall be extended for a period of thirty (30) days. The SELLER shall not be required to expend more than \$2,500.00 to rectify matters under this paragraph excluding the payment of voluntary liens and encumbrances.

8. FAILURE TO PERFECT TITLE OR MAKE PREMISES CONFORM, etc.:

If at the expiration of the extended time the SELLER shall have failed so to remove any defects in title, deliver possession, or make the premises conform, as the case may be, all as herein agreed, or if at any time during the period of this agreement or any extension thereof, the holder of a mortgage on said premises shall refuse to permit the insurance proceeds, if any, to be used for such purposes, then any payments made under this agreement shall be forthwith refunded and all other obligations of the parties hereto shall cease and this agreement shall be void without recourse to the parties hereto.

CL
R.P.E
AK
CK

9. BUYER'S ELECTION TO ACCEPT TITLE:

The BUYER shall have the election, at either the original or any extended time for performance, to accept such title as the SELLER can deliver to the said premises in their then condition and to pay therefore the Purchase Price without deduction, in which case the SELLER shall convey such title, except that in the event of such conveyance in accord with the provisions of this clause, if the said premises shall have been damaged by fire or casualty insured against by the SELLER, then the SELLER shall, on delivery of the Deed, unless said premises have previously been restored to their former condition, pay over or assign to the BUYER all amounts recovered or recoverable by the SELLER on account of such insurance, and give the BUYER a credit against the Purchase Price equal to any amounts otherwise so recoverable which are retained by the holder of a mortgage less any amounts reasonably expended by the SELLER for any partial restoration.

10. ACCEPTANCE OF DEED:

The acceptance and recording of a Deed by the BUYER or his nominee as the case may be, shall be deemed to be a full performance and discharge of every agreement and obligation herein contained or expressed, except such as are, by the terms hereof, to be performed after the delivery of said Deed.

11. USE OF PURCHASE MONEY TO CLEAR TITLE:

To enable the SELLER to make conveyance as herein provided, the SELLER may, at the time of delivery of the Deed, use the purchase money or any portion thereof to clear the title of any or all encumbrances of interests, provided that all instruments so procured are recorded simultaneously with the delivery of said Deed or within a reasonable time thereafter in conformance with conveyancing standards or in the case of private or non-institutional mortgages such discharges shall be provided at closing.

12. INSURANCE:

The SELLER represents that at the time of execution of this agreement, Seller maintains liability insurance under an "umbrella" policy. Seller shall keep the same insurance in place until the deed has been recorded. The risk of loss shall remain with the Seller until the deed has been accepted and recorded in the Essex South Registry of Deeds.

13. ADJUSTMENTS:

Taxes for the then current fiscal year shall be apportioned, as of the day of performance of this agreement and the net amount thereof shall be added to or deducted from, as the case may be, the Purchase Price payable by the BUYER at the time of delivery of the Deed.

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14. ADJUSTMENT OF UNASSESSED AND ABATED TAXES:

If the amount of said taxes is not known at the time of the delivery of the Deed, they shall be apportioned on the basis of the taxes assessed for the preceding fiscal year, with a reapportionment as soon as the new tax rate and valuation can be ascertained; and, if the taxes which are to be apportioned shall thereafter be reduced by abatement, the amount of such abatement, less the reasonable cost of obtaining the same, shall be apportioned between the parties, provided that neither party shall be obligated to institute or prosecute proceedings for an abatement unless herein otherwise agreed.

15. BROKER'S FEE:

A fee of four (4) percent of the sales price for professional services is due from the SELLERS to PB Brooks Realty LLC, the Broker(s) herein if, as and when the SELLERS receives the full purchase price pursuant to this Agreement and the BUYERS accepts and records the Deed from the SELLERS and not otherwise. SELLER and BUYER acknowledge that Richard Brown and J. Bradford Brooks are acting as dual agents in this transaction.

16. BROKER(S)' WARRANTY

The Broker(s) named herein warrant that he/she/they is/are duly licensed as such by the Commonwealth of Massachusetts.

17. DEPOSIT:

All deposits made hereunder shall be held in escrow, by a Law Offices of William Faraci, Esq., as agent for the SELLERS, subject to the terms of this Agreement and shall be duly accounted for at the time for performance hereof. In the event of any disagreement between the Parties, the escrow agent shall retain all deposits made under this Agreement pending written instructions mutually given by the SELLER and the BUYER or a final order from a court with competent jurisdiction or by final decision of mutually entered-into arbitration. All deposits shall be held by the escrow agent name din the Agreement in a non-interest bearing escrow account in a federally insured bank doing business in Massachusetts.

18. BROKER(S) AS PARTY:

The Broker(s) named herein join(s) in this Agreement and become(s) a party hereto insofar as any provision of this Agreement and any amendments or modifications of such provisions expressly apply to him/her/them.

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19. BUYER'S DEFAULT; DAMAGES:

If the BUYER shall fail to fulfill the BUYER's agreements herein, all deposits made hereunder by the BUYER shall be retained by the SELLER as liquidated damages and that shall be SELLER's sole remedy at law and in equity. Both parties agree to the amount of the deposit as a reasonable measure of damages despite any subsequent purchase received by Seller.

20. LIABILITY OF TRUSTEE, SHAREHOLDER, BENEFICIARY, ETC.:

If the SELLER or BUYER executes this Agreement in a representative or fiduciary capacity, only the principal or the estate represented shall be bound, and neither the SELLER or BUYER so executing, nor any shareholder, shall be personally liable for any obligation, express or implied, hereunder.

21. WARRANTIES AND REPRESENTATIONS:

The BUYER acknowledges that the BUYER has not been influenced to enter into this transaction nor has he relied upon any warranties or representations not set forth or incorporated in this Agreement or previously made in writing, except for the following additional warranties and representations, if any, made by either the SELLER: NONE

22. NO MORTGAGE CONTINGENCY:

This agreement is not subject to financing or any approval for financing.

23. VACANT LAND:

The parties acknowledge that this agreement provides for the conveyance of a vacant lot of land. There are no representations regarding lead paint, smoke and/or carbon monoxide detectors, compliance with zoning bylaws or building codes other than as provided for in the Agreement.

24. CONSTRUCTION OF AGREEMENT:

This instrument, executed in multiple counterparts, is to be construed as a Massachusetts contract, is to take effect as a sealed instrument, sets forth the entire contract between the parties, is binding upon and enures to the benefit of the parties hereto and their respective heirs, devisees, executors, administrators, successors and assigns, and may be canceled, modified or amended only by a written instrument executed by both the SELLER and the BUYER. If two or more persons are named herein as BUYER, their obligations hereunder shall be joint and several. The captions and marginal notes are used only as a matter of convenience and are not to be considered a part of this Agreement or to be used in determining the intent of the parties to it.

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31. The submission of a draft of this Agreement or summary of some or all of its provisions does not constitute an offer to sell or acceptance of an offer to buy the within Premises. It is understood and agreed that neither the BUYER nor the SELLER shall be legally obligated with respect to the purchase and sale of the within Premises unless or until this Agreement has been executed by both the BUYER and the SELLER and a fully executed copy thereof has been delivered to both Parties.
32. All offers and agreements made prior to this Agreement are hereby superseded, rendered null and void and shall have no further force and effect, it being the intent of the Parties that all obligations of the Parties are contained only in this Agreement.
35. AUTHORITY OF PARTIES' ATTORNEYS:

Notwithstanding anything in this Agreement to the contrary, the parties' attorneys named hereafter shall have the authority to sign any extension or amendment to this Agreement. Further, any notice required hereunder shall be deemed given when and if delivered in hand, by facsimile or sent postage prepaid by certified mail, return receipt requested or email with verified receipt, to the BUYER or SELLER, if to SELLER, to SELLER'S attorney:

D. Brian Downey, Esq.
Downey Law Group LLC
462 Boston Street
Topsfield, MA 01983
(978) 887-1000 (telephone)
(978) 887-1021 (facsimile)
bdowney@downeyg.com (e-mail)

and if to BUYER, to BUYER'S attorney:

William S. Faraci, Attorney at Law
114 Kenoza Avenue
Haverhill, MA 01830
(978) 373-5520 / Fx (978) 373-5262
faracilaw@aol.com

36. From and after the date of this Agreement, SELLER agrees to permit BUYER and its designees, access the said Premises for the purposes of conducting an appraisal of the market value of the PREMISES and taking measurements, performing tests, inspecting the premises and such other activities what are required for the BUYER to obtain costs, estimates and or approvals for the construction of the 16 unit condominium association.
37. This contract is contingent on each and every one of the following conditions being satisfied. In the event any of the following are not satisfied by October 23, 2017, then the BUYER may provide written notice to the SELLER if their intent to terminate, and in that

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25. REAL ESTATE BAR ASSOCIATION:

Any matter relating to the performance of this Agreement which is the subject to a title, practice or ethical standard of the Real Estate Bar Association of Massachusetts shall be governed by the provisions of said standard to the extent applicable.

26. AS IS CLAUSE

BUYERS has/have inspected the PREMISES and/or has/have had the opportunity to have the PREMISES inspected by a commercial inspection firm or firms selected by BUYERS. BUYERS and accepts condition of the PREMISES as of the time of the BUYERS review of the property, subject to the terms of this Agreement.

27. The parties represent and warrant to each other that no party has contacted any real estate broker in connection with this transaction other than the real estate broker(s) named in the Agreement, and BUYERS was/were not introduced to SELLERS or to the PREMISES by any other real estate broker. The parties agree to indemnify each other against and to hold each other harmless from any claim, loss, damage, cost or liability for any brokerage commission or fee which may asserted by any real estate broker other than the real estate broker(s) named in the Agreement with whom a party has dealt in connection with this transaction. The provisions of this paragraph shall survive the delivery and recording of the Deed.
28. The Parties acknowledge and agree that this Agreement may be signed in counterparts, and for purposes of this Agreement, facsimile or electronically scanned signatures shall be construed as original, except as to the Deed and the Closing documents and except as to documents intended to be recorded. Email transmissions and/or facsimile signatures on such written instruments shall be binding, provided however that no party shall avoid any obligation hereunder by failing to provide such original signature.
29. In the event that any deadline or date for performance or providing notice contained herein (including, without limitation, any contingencies or extensions of the time for performance under this Agreement), falls on a Saturday, Sunday or legal holiday, as the case may be, such deadline or other date shall be automatically extended to the immediately following business day.
30. All of SELLER's representations under this Agreement are to the SELLER's actual knowledge, and without conducting any independent investigation or inquiry and are not intended to imply or create any obligation for the SELLER to take additional actions or more further inquiry with regard to any topics contained within this Agreement or elsewhere, including but not limited to, documents to be executed in conjunction with the Closing; furthermore, it is acknowledged and agreed by the Parties that any such representations shall not constitute a representation or warranty against the existence of such conditions about which SELLER has no knowledge, nor a representation or warranty against the discovery or occurrence of such conditions. The provisions of this paragraph shall survive the Closing and delivery of the Deed hereunder.

cc RPE
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instance all deposits will be returned forthwith and the parties would have no further recourse under the terms of this Agreement:

- a. SELLER to provide BUYER all preliminary plans regarding the 16 unit project for the Premises within 15 days of this Agreement being executed.
- b. SELLER shall obtain all approvals need to construct a 16 unit project consisting of four buildings with four units in each building each 96' x 30' and 4 stories tall, with each unit containing approximately 1,400 sq/ft of living area. The approved plan shall ensure all units shall have three bedrooms and each unit shall have an attached two car garage, with none of the units being affordable housing units.
- c. Building permits to be obtained for construction of project. The SELLER shall cooperate with the BUYER in obtaining said building permits.

NOTICE: This is a legal document that creates binding obligations. The parties hereto acknowledge that they have retained legal counsel to represent them.

SELLER:

Aida Khalil
Aida Khalil

Carl Khalil
Carl Khalil

Richard P. Early, Sr.
Richard P. Early, Sr., Trustee, D&D Realty Trust

BUYER:

CBC Realty Investments LLC

Christopher B. Cronin, Manager
By: Christopher B. Cronin, Manager



CITY OF HAVERHILL
BOARD OF APPEALS FOR ZONES
CITY HALL - 4 SUMMER STREET



SO. ESSEX #12 Bk:36016 Pg:596
07/14/2017 08:23 AM DCSN Pg 1/2
eRecorded

NOTICE OF DECISION

YOU ARE HEREBY NOTIFIED OF THE DECISION OF THE BOARD OF APPEALS ON THE APPLICATION OF:

D&D REALTY TRUST & CARL AND AIDA KHALIL

APPLICANT AND (OWNER IF DIFFERENT)

ORCHARD AVENUE - LOTS 4-8 303 62 4-8
SITE LOCATION ASSESSOR'S MAP BLOCK PARCEL NUMBER

DEED OF PROPERTY RECORDED IN: SOUTHERN ESSEX BOOK: 16397, 14634, 21696 PAGE: 284,266,47

This was filed with the Board on April 21, 2017 as signified by the City Clerk's date stamp.

The BOARD, as authorized by §15, Chapter 40A of the M.G.L. held a PUBLIC HEARING on:

May 17, 2017

DATE OF HEARING (CONTINUANCE IF APPLICABLE)

The BOARD'S DECISION by vote to GRANT/DENY said application is as follows: SORAGHAN
RECORD OF PROCEEDINGS: SEE BELOW MOTION*:

STIPULATION (S):

SECOND: VATHALLY

VOTE ON MOTION WITH/WITHOUT STIPULATIONS:

BOARD	YES	NO	ABSTAIN	ABSENT	NOT SITTING
CHAIRPERSON MORIARTY	✓				
MEMBER SORAGHAN	✓				
MEMBER SULLIVAN				✓	
MEMBER VATHALLY	✓			✓	
MEMBER LePLUME				✓	
ASSOC. MEMBER BEVILACQUA	✓	JB			
ASSOC. MEMBER LeBLANC				✓	

THE BOARD CITES THE FOLLOWING AS REASON (S) FOR ITS DECISION:

Applicant seeks Dimensional Variance for front setback of 5' where 10' required, side setback of 5' where 20' required, rear setback of 5' where 20' required; building separation of 20' 15' where 50' required. The garage is now a two-car garage. The off street parking is a plus for this type of development. The lot has become a dumping ground. The petition had been previously approved by the City Council, the Planning Board, and the Board of Appeals. Unfortunately, the financing wasn't available to act on the petition. The new construction may be apartments or condos. The applicant must go before the City Council for a Special Permit. Construction would start in the fall. The Board granted the Dimensional Variance on a vote of 5-0.

An Appeal of this Decision shall be made pursuant to §17 of Chapter 40A and shall be filed with Superior or District Court within twenty (20) days after the date of filing of the above cited decision with the Office of the City Clerk. Procedural appeals shall be taken in accordance with §17 of Chapter 40A.

May 17, 2017

DATE

Louis Berlingieri
Theresa Vathally

CHAIRPERSON

Michael Soraghan

*See record of evidence, findings of fact and detailed record of proceedings of the Board of Appeals presented at the hearing and filed with the City Clerk and Planning Board, which is being incorporated herein by reference and considered a part thereof.

Notice of Decision

#8

I, the City Clerk of the City of Haverhill, hereby certify that the Board of Appeals DECISION AND NOTICE OF DECISION on the application of:

D&D REALTY TRUST & CARL AND AIDA KHALIL

APPLICANT AND (OWNER IF DIFFERENT)

For a Special Permit and/or Variance for the location at:

ORCHARD STREET - LOTS 4 & 5
STREET NAME AND NUMBER

Has been filed with this Office on: 5-31-17
And that;

- (1) Twenty (20) days from the date the decision was filed have elapsed and this Office within the 20-day appeal has received no appeal notice to the District or Superior Court.
- (2) If an appeal has been taken, notice has been received that said appeal has been dismissed or denied.
- (3) The application was denied.

The Board Clerk will file in this office, evidence that the DECISION, NOTICE OF DECISION, and CERTIFICATION OF DECISION of the Board has been duly recorded and indexed in the Grantor Index under the name of the owner of record (registered land to be noted on the Owner's Certificate of Title) and the Essex County South District Registry of Deeds.


A fee of ten dollars (\$10.00) has been paid by the applicant and a copy of this Certification will be transmitted to the Board of Appeals.

DATE

DATE



CITY CLERK


True Attest Copy
Linda L. Koutoulis

I hereby agree to record this DECISION, NOTICE OF DECISION, and CERTIFICATION OF DECISION at the Registry of Deeds as required and in compliance with Chapter 40A of the M.G.L.

I agree to file evidence with the City Clerk attesting that said DECISION, NOTICE OF DECISION and CERTIFICATION OF DECISION has been duly recorded as cited above.

5-31-17

DATE



BOARD OF APPEALS CLERK

NOTE: IF THE RIGHTS AUTHORIZED BY VARIANCE, CERTAIN SPECIAL PERMITS, AND FINDINGS OF THE BOARD OF APPEALS ARE NOT EXERCISED WITHIN ONE YEAR OF THE GRANT OF SUCH BOARDS ACTIONS, SAID RIGHTS SHALL LAPSE.



RECEIVED

2011 JUL 14 A 8 42

CITY OF HAVERHILL

MASSACHUSETTS 01830

PLANNING BOARD

CLERK'S OFFICE
HAVERHILL, MASS.

CITY HALL, ROOM 201
FOUR SUMMER STREET
HAVERHILL, MASSACHUSETTS 01830
TELEPHONE 374-2330
FAX 374-2315

**CITY OF HAVERHILL
MASSACHUSETTS PLANNING BOARD
NOTICE OF DECISION**

YOU ARE HEREBY NOTIFIED OF THE DECISION OF THE PLANNING BOARD ON THE APPLICATION OF (see below) called Orchard Street Definitive Plan

D&D Realty Trust, Carl Khalil & Aida Khalil Request to approve the definitive plan
Applicant and Owner (If different)

to construct 4, four unit buildings (16 total units).

For property located off: Orchard Street 303 62 Lots 4-8

Site location, Assessor's Map, Block, Parcel Numbers

This application was filed with the City Clerk on 5/19/11 as signified by the Date/time stamp of the City Clerk on application. The Planning Board, as authorized by Chapter 40-41 Section 81 M.G.L. held a PUBLIC HEARING on 6/8/2011

Date of Hearing (Continued if applicable)

The Planning Board voted to GRANT Orchard Street Definitive Plan at its 6/8/11 mtg.
The board voted on the Definitive Plan WITH/WITHOUT conditions, waivers, or stipulations that are incorporated where applicable (see attached).

YES NO ABSENT ABSTAINED

ROY WRIGHT
KAREN BUCKLEY
JAMES CRONIN

JACK EVERETT

JOSEPH SULLIVAN
BOB DRISCOLL
PAUL HOWARD

-Chairman

YES			
		ABSENT	
YES			
YES			
YES			
YES			
YES			

Also Present:

William Pillsbury, Economic Devlp. & Planning Director
Lori Woodsum, Planning Dept., Office Mgr./Board Clerk

City department reports are attached to and considered part of this board's decision and notice of decision. Any appeal of this board's decision and notice of decision shall be taken in accordance with M.G.L. Chapters 40A and 41 within twenty (20) days of the board's filing of this decision/notice of decision with the city clerk. See attached motion.

7/13/11

DATE

Paul B. Howard
Paul B. Howard, Chairman

NOTICE OF DECISION

YOU ARE HEREBY NOTIFIED OF THE DECISION OF THE BOARD OF APPEALS ON THE APPLICATION OF:

D&D REALTY TRUST, CARL AND AIDA KHALIL

APPLICANT AND (OWNER IF DIFFERENT)

UNNUMBERED ORCHARD STREET 303 62 4-8

SITE LOCATION ASSESSOR'S MAP, BLOCK, PARCEL NUMBER (S)

DEED OF PROPERTY RECORDED IN: SOUTHERN ESSEX REGISTRY BOOK: 16397, 14636, 21696 PAGE: 284, 266, 47

This was filed with the Board on: JUNE 25, 2010 as signified by the City Clerk's date stamp.

The BOARD, as authorized by §15, Chapter 40A of the M.G.L. held a PUBLIC HEARING on:

July 21, 2010; August 18, 2010; September 15, 2010

DATE OF HEARING (CONTINUANCE IF APPLICABLE)

The BOARD'S DECISION by vote to GRANT/DENY said application is as follows:

RECORD OF PROCEEDINGS: SEE BELOW MOTION*: KISSEL

STIPULATION (S): LETTER SUBMITTED BY FIRE DEPT. WILL BE REFERRED
TO IN BUILDING. POINT 1 WILL BE MADE A PART OF THE RECORD

SECOND: SABLICH

VOTE ON MOTION WITH/WITHOUT STIPULATIONS:

BOARD	YES	NO	ABSTAIN	ABSENT	NOT SITTING
CHAIRPERSON MORIARTY	✓				
MEMBER SORAGHAN	✓				
MEMBER PISTONE, SR.	✓				
MEMBER KISSEL	✓				
MEMBER SABLICH	✓				
ASSOC. MEMBER RIZZOTTI				✓	
ASSOC. MEMBER SIMPSON				✓	

THE BOARD CITES THE FOLLOWING AS REASON (S) FOR ITS DECISION:

Applicant seeks a Dimensional Variance for building separation of 30', 15' and 30' where 50' required. The applicant provided a letter in the Board's packet in support of the variance. Each unit would have its own dumpster/trash receptacle, with no shared public dumpster. On-street parking is available for approximately 12 cars. No timeline for starting the project. The Board granted the variance on a vote of 5-0.

An Appeal of this Decision shall be made pursuant to §17 of Chapter 40A and shall be filed with Superior or District Court within twenty (20) days after the date of filing of the above cited decision with the Office of the City Clerk. Procedural appeals shall be taken in accordance with §17 of Chapter 40A.

September 15, 2010

DATE

CHAIRPERSON

[Signature]

[Signature]
Vincent Kissel



CITY OF HAVERHILL
BOARD OF APPEALS FOR ZONES
CITY HALL - 4 SUMMER STREET

NOTICE OF DECISION

YOU ARE HEREBY NOTIFIED OF THE DECISION OF THE BOARD OF APPEALS ON THE APPLICATION OF:
D & D REALTY TRUST, CARL KHALIL & AIDA KHALIL

APPLICANT AND (OWNER IF DIFFERENT)
ORCHARD STREET 303 62 4-8
SITE LOCATION ASSESSOR'S MAP, BLOCK, PARCEL NUMBER (S)
DEED OF PROPERTY RECORDED IN: SOUTHERN ESSEX REGISTRY BOOK: 16397 PAGE: 284

This was filed with the Board on: **January 20, 2010** As signified by the City Clerk's date stamp.

The BOARD, as authorized by §15, Chapter 40A of the M.G.L. held a PUBLIC HEARING on:
February 17, 2010

DATE OF HEARING (CONTINUANCE IF APPLICABLE)

The BOARD'S DECISION by vote to **GRANT/DENY** said application is as follows:
RECORD OF PROCEEDINGS: SEE BELOW MOTION*: **KISSEL**

STIPULATION (S):

SECOND: **SIMPSON**

VOTE ON MOTION WITH/WITHOUT STIPULATIONS:

BOARD	YES	NO	ABSTAIN	ABSENT	NOT SITTING
CHAIRPERSON MORIARTY	✓				
MEMBER SMITH	✓				
MEMBER PISTONE, SR.				✓	
MEMBER KISSEL	✓				
MEMBER SABLICH	✓				
ASSOC. MEMBER RIZZOTTI				✓	
ASSOC. SIMPSON	✓				

THE BOARD CITES THE FOLLOWING AS REASON (S) FOR ITS DECISION:

The applicant seeks a dimensional variance, where there is more than adequate square footage and depth. The proposed multifamily dwelling would require 24 parking spaces; the applicant will be providing 32 spaces. The applicant is seeking a building design variance, because the building won't be facing the street, but rather be positioned sideways. Each unit would have approximately 1,700 square feet and be priced at under \$200,000. The dwelling fits the character of the neighborhood. One neighbor noted that the current area has a lot that has become a dumping ground for trash, so the proposed dwelling will be a great improvement. The application was passed on a vote of 5-0.

An Appeal of this Decision shall be made pursuant to §17 of Chapter 40A and shall be filed with Superior or District Court within twenty (20) days after the date of filing of the above cited decision with the Office of the City Clerk. Procedural appeals shall be taken in accordance with §17 of Chapter 40A.

February 17, 2010

Emmett Simpson
Vincent Kissel

CHAIRPERSON

*See record of evidence, findings of fact and detailed record of proceedings of the Board of Appeals presented at the hearing and filed with the City Clerk and Planning Board, which is being incorporated herein by reference and considered a part thereof.

125
PREPARED BY:
DAY LAW OFFICES
P.O. Box 1330
Haverhill, MA 01831

William S. Faraci
211 South Main Street
Bradford, MA 01835


2003090500084 Bk:21696 Pg:47
09/05/2003 08:53:00 DEED Pg 1/1

QUITCLAIM DEED

The City of Haverhill, a municipality of the Commonwealth of Massachusetts, with a mailing address of 4 Summer Street, Haverhill, Massachusetts, 01830,

for consideration paid in the amount of One Hundred Fifty-five Thousand One Hundred Dollars (\$155,100.00), grants to

Carl Khalil, presently of 201 Morgan Drive, Haverhill, MA 01832,

with quitclaim covenants,

all of its right, title and interest in and to the property situated at 25 Orchard Street, being Assessor's Map 303, Block 62, Lot 6, in the Assessor's Office for the City of Haverhill, acquired by the City of Haverhill by the deed given by the Collector of Taxes for the City of Haverhill, in the County of Essex and said Commonwealth, dated October 1, 1993, and duly recorded in Book 12152, Page 547.

For title see Final Judgment In Tax Lien Case of the Land Court entitled City of Haverhill vs. Garside Brothers Realty, Inc., Case No. 116318 T.L., and recorded in the Essex South District Registry of Deeds at Book 16570, Page 118.

Executed as a sealed instrument this 3rd day of September, 2003.

CITY OF HAVERHILL


By: John J. Guerin, Jr., Mayor

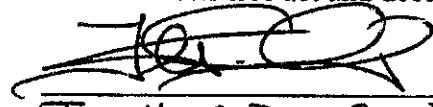

By: Mary E. Roy, Treasurer and
Collector of Taxes

COMMONWEALTH OF MASSACHUSETTS

Essex, ss.

September 3, 2003

THEN personally appeared the above named John J. Guerin, Jr., Mayor of the City of Haverhill and Mary E. Roy, Treasurer and Collector of Taxes for the City of Haverhill, duly authorized, and acknowledged the foregoing instrument to be their free act and deed, before me,


Timothy C. Day, Esq., Notary Public
My commission expires: 10-4-2007

WILLIAM S. FARACI, ESQUIRE
211 SOUTH MAIN STREET
BRADFORD, MA 01835

06/15/00 10:01 inst. 150
BK 16397 PG 284

8
I, RICHARD P. EARLY, SR., TRUSTEE OF D & D REALTY TRUST, under a declaration of trust dated September 29, 1993 and recorded in Essex South District Registry of Deeds on Book 12235, Page 8

for consideration of One and 00/100 (\$1.00) Dollar

grant to AIDA E. KHALIL, P.O. Box 543, Kingston, NH 03848

WITH QUITCLAIM COVENANTS

A certain parcel of land with the buildings thereon situated on the Northerly side Orchard Street in Haverhill, Essex County, Massachusetts, bounded and described as follows:

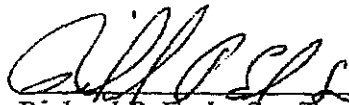
Beginning at the Southeasterly corner thereof by said Orchard Street and land now or formerly of G. Frank Chase, et al, thence running

Northerly by said Chase land 110 feet to land now or formerly of Corliss; thence Westerly by said Corliss land 44 feet to land now or formerly of Munroe; thence Southerly by said Munroe land 15 feet to an angle; thence Westerly by said Munroe land 1 foot to an angle; thence Southerly by said Munroe land and by land formerly of Emerson 95 feet to said Orchard Street; thence Easterly by said Orchard Street 45 feet to said Chase land and the point of beginning.

Being the same premises conveyed by deed of Pentucket Five Cents Savings Bank recorded in Essex South District Registry of Deeds in Book 16364, Page 29.

PROPERTY ADDRESS: 35 Orchard Street, Haverhill, MA 01832

Executed as a sealed instrument this fourteenth day of June, 2000.

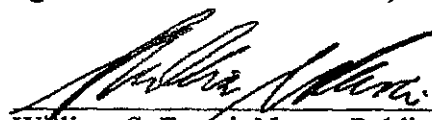

Richard P. Early, Sr., Trustee
D & D Realty Trust

COMMONWEALTH OF MASSACHUSETTS

Essex, ss.

June 14, 2000

Then personally appeared the above named Richard P. Early, Sr., Trustee and acknowledged the foregoing to be his free act and deed,


William S. Faraci, Notary Public
My commission expires January 19, 2001.

I, Linda J. Ballard, Trustee of Orchard Realty Trust u/d/t dated February 7, 1986
and recorded with ESRD in Book 8144 Page 206.
of Haverhill, Essex County, Massachusetts,

being unmarried, for consideration paid, and in full consideration of \$27,500.00

grant to Richard p. early, sr., Trustee of D & D Realty Trust, under declaration *
of trust dated September 29, 1993 and recorded with Essex South District
of Registry of Deeds in Book 12235, Page 8 with quitclaim covenants
58 South Kimball St., Haverhill, MA 01835

the land in Haverhill, Essex County, Massachusetts

[Description and encumbrances, if any]

03/04/98 3:04 inst. 504

BK 14634 PG 266

Beginning at a point 100 feet Easterly from the Easterly line of Locust Street,
thence running Northerly at a right angle with said Orchard Street, by land late of Carr,
110 feet; thence running Easterly on a line parallel with Orchard Street, 54 feet 4 inches
to land formerly of Gove; thence Southerly 110 feet to Orchard Street; thence Westerly
by Orchard Street, 54 feet 4 inches to the point of beginning.

Being the same premises conveyed to Grantor by deed dated March 3, 1986 and
recorded with Essex South District Registry of Deeds in Book 8144 Page 212.

Property Address, Lot 7, Orchard Street, Haverhill, MA 01832

I, Linda J. Ballard, Trustee of Orchard Realty Trust, do represent and certify
as follows:

[a] That I am the sole trustee of said Trust, that I have not been removed from
that office nor have I resigned as Trustee;

[b] That the terms of the above-named Trust have not been amended, altered,
nor has the Trust been revoked nor has it been terminated;

[c] That pursuant to the terms and provisions of said Trust, I as Trustee have
been authorized and directed by all the beneficiaries of said Trust to transfer real estate
located at Orchard Street, Haverhill, Essex County, Massachusetts. Said real estate is
further described in a deed dated March 3, 1986 and recorded with Essex County
Registry of Deeds in Book 8144 Page 212.

[d] I am authorized and directed, in the name of the Trust and on behalf of all
the beneficiaries thereof, to sign such documentation as is required in connection with the
completion of said transaction, and all associated documents.

Witness my hand and seal this 23rd day of February, 1998

RECORDS REG 10
ESSEX SOUTH
03/07/98
TAX 125.40
CASH 125.40
45624000 15:01
EXCISE TAX

Linda J. Ballard
Linda J. Ballard, Trustee

The Commonwealth of Massachusetts

Essex ss.

February 23, 1998

Then personally appeared the above named

Linda J. Ballard, Trustee

and acknowledged the foregoing instrument to be

her free act and deed before me

WILLIAM S. FARACI, ESQUIRE
211 SOUTH MAIN STREET,
BRADFORD, MA 01835

Michael J. Millette, Notary Public - Jackson, Massachusetts

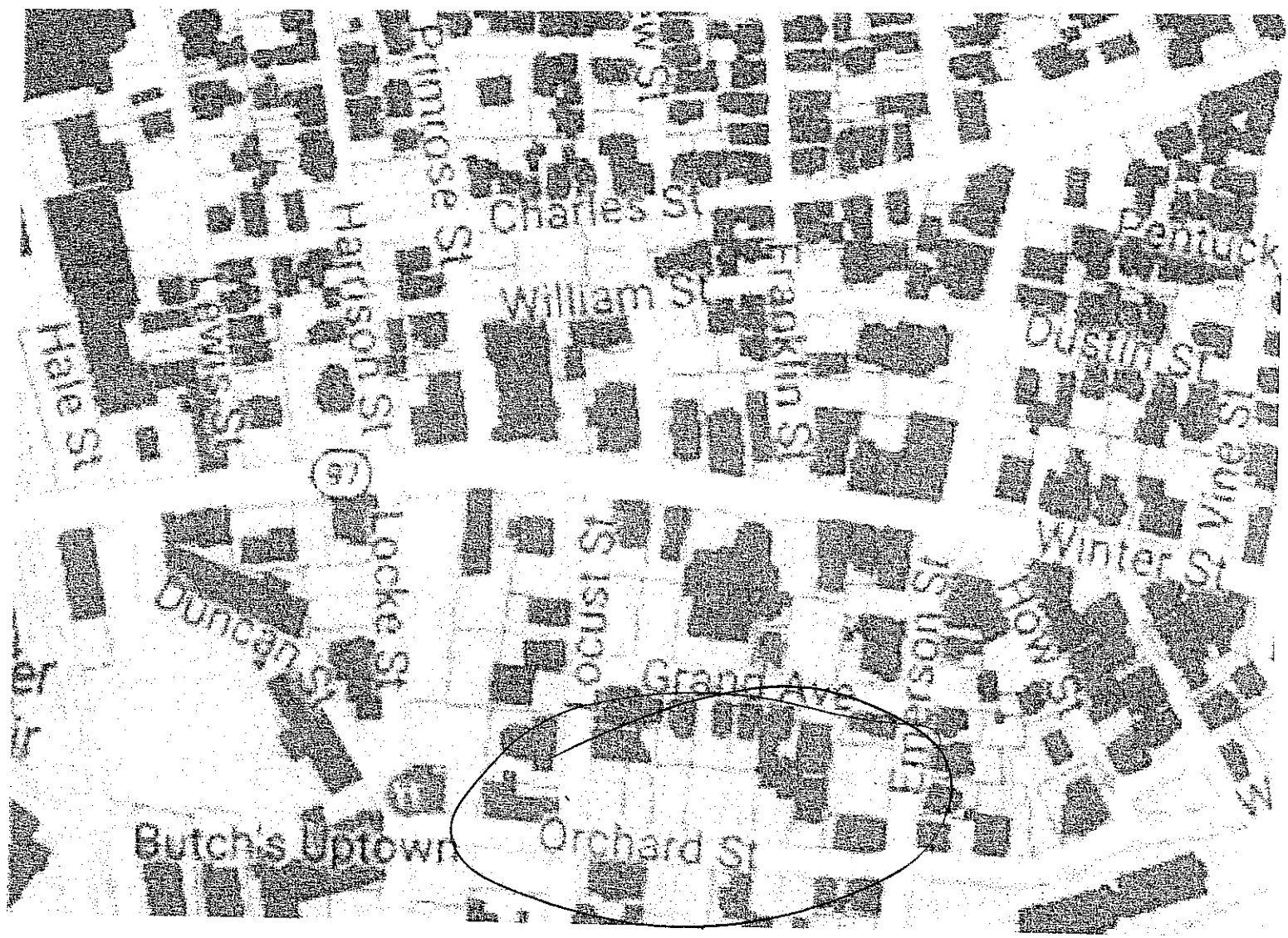
My commission expires

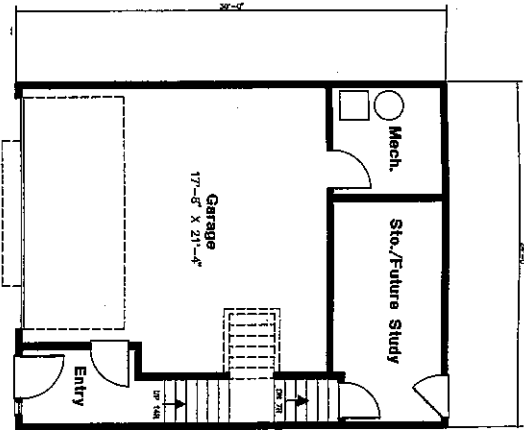
11/4

1999

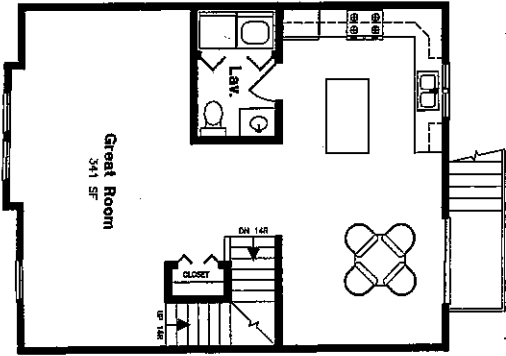
(* Individual — Joint Tenants — Tenants in Common.)

CHAPTER 183 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969
Every deed presented for record shall contain or have endorsed upon it the full name, residence and post office address of the grantee
and a recital of the amount of the full consideration therefor in dollars or the nature of the other consideration therefor, if not delivered for a
specific monetary sum. The full consideration shall mean the total price for the conveyance without deduction for any liens or encumbrances
assumed by the grantee or remaining thereon. All such endorsements and recitals shall be recorded as part of the deed. Failure to comply
with this section shall not affect the validity of any deed. No register of deeds shall accept a deed for recording unless it is in compliance with
the requirements of this section.

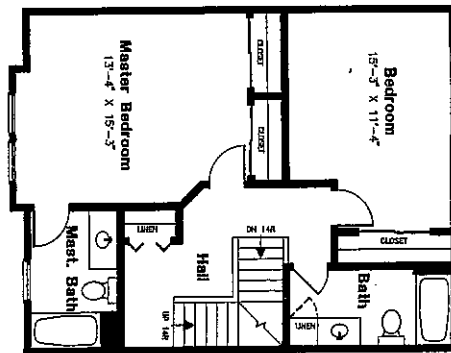




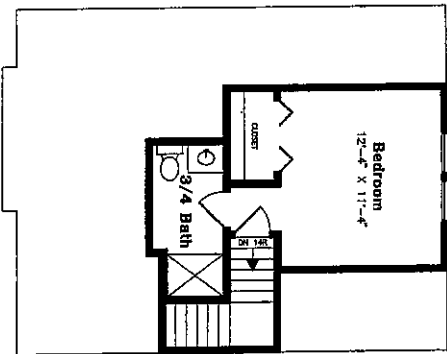
Ground Level Plan
SCALE: 1/8"=1'-0"
SECOND FLOOR AREA = 720 SQUARE FEET



Main Floor Plan
SCALE: 1/8"=1'-0"
MAIN FLOOR AREA = 720 SQUARE FEET



Second Floor Plan
SCALE: 1/8"=1'-0"
SECOND FLOOR AREA = 720 SQUARE FEET



Third Floor Plan
SCALE: 1/8"=1'-0"
THIRD FLOOR AREA = 255 SQUARE FEET

Preliminary Plans: 1/5/09

A-1
Sheet 1 of 2

East

Drawn:	SD
Checked:	JOB
Approved:	RE
	XX
Scales:	XXX
Date:	12/12/08
Project No.:	BA-05-09

Project Name:	Orchard Street Residences
Prepared For:	D & D Realty Trust
Project Address:	Lot 1-8 Orchard Street Haverhill, Massachusetts
Sheet Title:	Floor Plans

SILVERWATCH ARCHITECTS, LLC
 Architecture * Engineering * Design * Land Planning
 224 Main Street Unit 3B Salem, NH 03079
 603.894.4450 WWW.SILVERWATCH.COM

→
2 CAR
GARAGE



FRONT ELEVATION

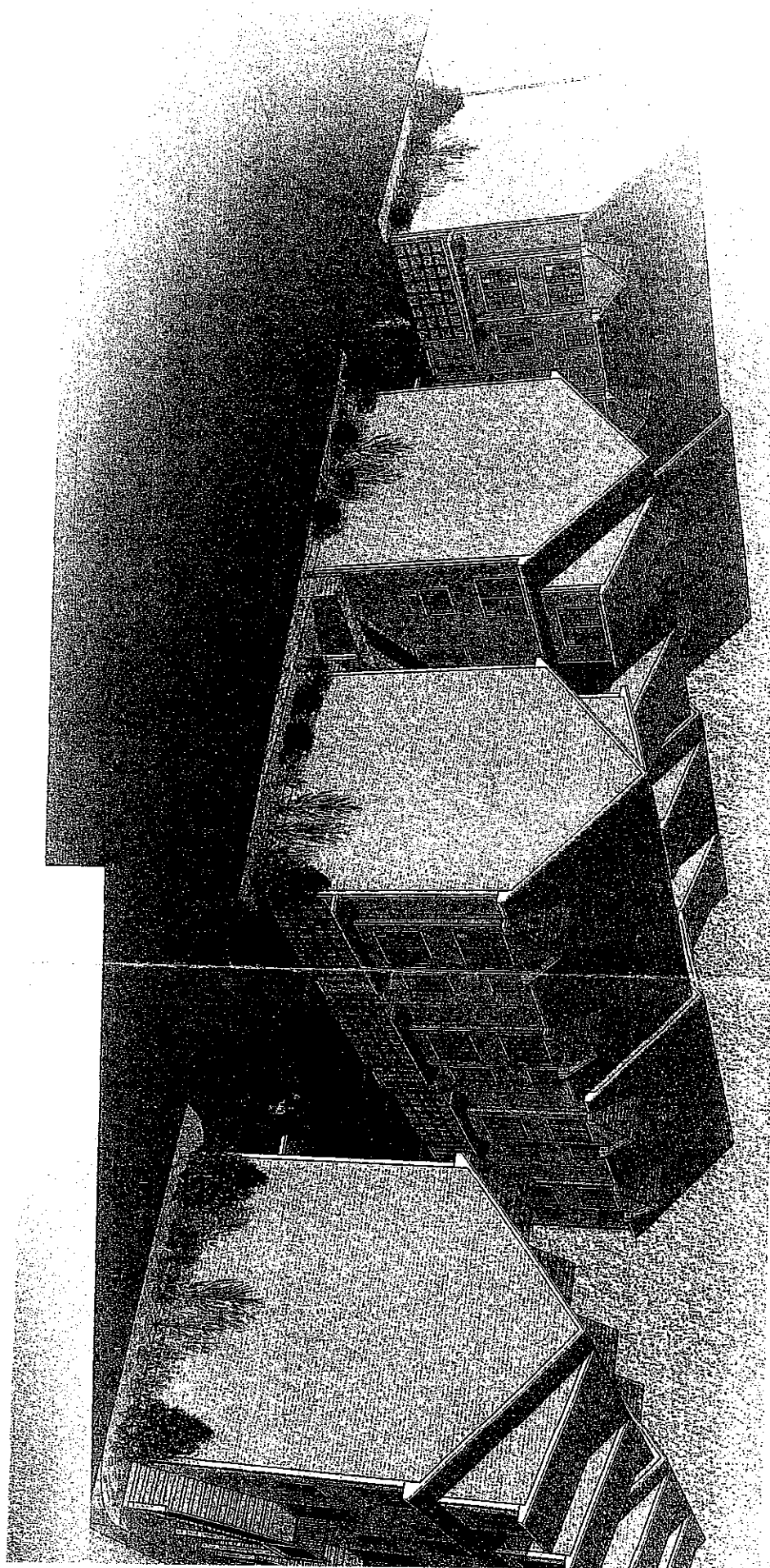
3/16" = 1'-0"

FOR ELEVATION ONLY

D & D REALTY
66 EMERSON STREET
HAVERHILL, MA.

ORCHARD STREET
LOTS 4 THROUGH 8
HAVERHILL, MA.

1



10.2.3

2017 JUL 25 PM 03:58 HAVR OFFICE



Haverhill

City Clerk's Office, Room 118
4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

ONE DAY LIQUOR LICENSE

Business/ Organization Information

Business/Organization Name: _____
Address: _____

Individual Applicant Information

Individual's Name: Rey Cabrera
Mailing Address: 41 Hall St, Haverhill, MA 01832
Telephone: (978) 654-1778
Is the Applicant a US Citizen? Yes ☒ No ☐
E-Mail Address: reymc55@gmail.com

Event Information

Date of Event: 09/09/17
Start Time: 3:00 pm End Time: 10:00 pm
Location of Event: Wennekenni Castle
Purpose of Event: Wedding ceremony and reception
Will there be music or entertainment? Yes ☒ No ☐
Is the event being catered? Yes ☒ No ☐
Name of Caterer: Sensational Paella Catering Company
Approximate number of People Attending
Adults: 65 Children: 20

Type of License (circle one)

One-Day All-Alcoholic One-Day Beer and Wine Charitable Wine Pouring Charitable Wine Auction



Haverhill

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www.ci.haverhill.ma.us

Purchase and Service

Alcohol for a one day license cannot be donated. The alcohol must be purchased. All receipts for purchase of alcohol must be submitted to the Clerk's Office by 4:00 PM the last business day before the event

Where is the liquor being purchased from?

Martignetti Wine & Spirits, MVDC & Seaboard

All alcohol must be purchased through a licensed wholesaler. If the above-listed business is not a licensed wholesaler, then this application will not be approved

Who will be serving the alcohol?

Butlers and Bars

The server must be certified in safe service of alcohols (commonly referred to as TIPS certified) Please attach a copy of the certification for each server listed above.

Please attach a copy of the liquor liability insurance held by the server/applicant

If the server does not have liquor liability insurance, then the application will not be approved

Determination of License Requirements

Is the event held by, or held for the benefit of a business or non-profit group?

	Yes	No
Business:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Non-Profit:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Will there be a cash bar?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is there an entrance fee or donation required?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the event open to the general public?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If the answer to ANY of these questions is YES:

- A One-Day Special License is required. License applications must be put before the License Commission.
- If the event is on city property, approval from City Council and the Mayor is also required.
- The licensee must purchase all alcohol from a *licensed wholesaler*.
- *A copy of the receipts for alcohol purchases are due to the City Clerk's office no later than 4 pm on the workday before the event.*



Haverhill

City Clerk's Office, Room 118

4 Summer Street Haverhill, MA 01830

Phone: 978-374-2312 Fax: 978-373-8490

License_comm@cityofhaverhill.com

www.ci.haverhill.ma.us

I certify under the pains and penalties of perjury that the above information is true and that I will comply with all applicable Alcohol Control Laws of the State of Massachusetts and policies and regulations of the City of Haverhill.

Signature: _____

Please contact the City Clerk's Office for any licensing questions



Haverhill

City Clerk's Office, Room 118
4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

Official Use Only

Approval

[Signature] *7/26/17*
Chief of Police Date

Joseph C. Edwards *8/3/17*
License Commission Date

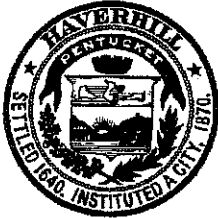
City Council (City Property) Date

Mayor (City Property) Date

Additional Conditions for License: _____

10.2.4

2017JUL25PM0221HPUVCTYC



Haverhill

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4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

ONE DAY LIQUOR LICENSE

Business/ Organization Information

Business/Organization Name: Team Haverhill
Address: 51 LeRoy Ave. Bradford, Ma.

Individual Applicant Information

Individual's Name: Gail M. Sullivan
Mailing Address: 18 Hawthorne St. Haverhill, Ma
Telephone: cell 207 384 7081
Is the Applicant a US Citizen? Yes ☒ No ☐
E-Mail Address: gms62345@gmail.com

Event Information

Date of Event: Sep. 23, 2017 River Ruckus
Start Time: 12 noon End Time: 9 P.M.
Location of Event: Parking lot behind the Tap
Purpose of Event: A family event providing free music, food and other entertainment
Will there be music or entertainment? Yes ☒ No ☐
Is the event being catered? Yes ☐ No ☒
Name of Caterer: There will be 9 food vendors
Approximate number of People Attending
Adults: 500-1,000 Children: 250

Type of License (circle one)

One-Day All-Alcoholic

One-Day Beer and Wine

Charitable Wine Pouring

Charitable Wine Auction



Haverhill

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License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

Purchase and Service

Alcohol for a one day license cannot be donated. The alcohol must be purchased. All receipts for purchase of alcohol must be submitted to the Clerk's Office by 4:00 PM the last business day before the event

Where is the liquor being purchased from? Merrimack Valley Distributors

All alcohol must be purchased through a licensed wholesaler. If the above-listed business is not a licensed wholesaler, then this application will not be approved

Who will be serving the alcohol? Butler and Bars

The server must be certified in safe service of alcohols (commonly referred to as TIPS certified) Please attach a copy of the certification for each server listed above.

Please attach a copy of the liquor liability insurance held by the server/applicant

If the server does not have liquor liability insurance, then the application will not be approved

Determination of License Requirements

Is the event held by, or held for the benefit of a business or non-profit group?

	Yes	No
Business:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Non-Profit:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Will there be a cash bar?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there an entrance fee or donation required?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the event open to the general public?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If the answer to ANY of these questions is YES:

- A One-Day Special License is required. License applications must be put before the License Commission.
- If the event is on city property, approval from City Council and the Mayor is also required.
- The licensee must purchase all alcohol from a *licensed wholesaler*.
- *A copy of the receipts for alcohol purchases are due to the City Clerk's office no later than 4 pm on the workday before the event.*



Haverhill

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Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

I certify under the pains and penalties of perjury that the above information is true and that I will comply with all applicable Alcohol Control Laws of the State of Massachusetts and policies and regulations of the City of Haverhill.

Signature: _____

Gail M. Sullivan

Please contact the City Clerk's Office for any licensing questions



Haverhill

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Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

Official Use Only

Approval

[Signature]
Chief of Police

7/16/17
Date

Joseph C. Edwards
License Commission

8/3/17
Date

City Council (City Property) Date

Mayor (City Property)

Date

Additional Conditions for License:

Added 7 Detail officers



Haverhill

City Clerk's Office, Room 118
4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

ONE DAY LIQUOR LICENSE

Business/ Organization Information

Business/Organization Name: _____

Address: _____

Individual Applicant Information

Individual's Name: Doug Fowler

Mailing Address: 43 Colombia Park, Haverhill, MA 01830

Telephone: 617-799-3760

Is the Applicant a US Citizen? Yes ☒ No ☐

E-Mail Address: douglasmfowler@gmail.com

Event Information

Date of Event: 9/16/2017

Start Time: 1pm

End Time: 6pm

Location of Event: Winnepesaukee Castle

Purpose of Event: Wedding Reception

Will there be music or entertainment? Yes ☒ No ☐

Is the event being catered? Yes ☒ No ☐

Name of Caterer: Lenzi's

Approximate number of People Attending

Adults: 127 Children: _____

Type of License (circle one)

One-Day All-Alcoholic

One-Day Beer and Wine

Charitable Wine Pouring

Purchase and Service

Alcohol for a one day license cannot be donated. The alcohol purchase of alcohol must be submitted to the Clerk's Office by 4 the event

Going to
Council 1st

pending
L.C.



Haverhill

City Clerk's Office, Room 118
4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

Where is the liquor being purchased from? MUDC, Seaboard, Mustangs

All alcohol must be purchased through a licensed wholesaler. If the above-listed business is not a licensed wholesaler, then this application will not be approved

Who will be serving the alcohol? Butlers & Bars

The server must be certified in safe service of alcohols (commonly referred to as TIPS certified) Please attach a copy of the certification for each server listed above.

Please attach a copy of the liquor liability insurance held by the server/applicant

If the server does not have liquor liability insurance, then the application will not be approved

Determination of License Requirements

Is the event held by, or held for the benefit of a business or non-profit group?

	Yes	No
Business:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Non-Profit:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Will there be a cash bar?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there an entrance fee or donation required?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is the event open to the general public?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If the answer to ANY of these questions is YES:

- A One-Day Special License is required. License applications must be put before the License Commission.
- If the event is on city property, approval from City Council and the Mayor is also required.
- The licensee must purchase all alcohol from a *licensed wholesaler*.
- *A copy of the receipts for alcohol purchases are due to the City Clerk's office no later than 4 pm on the workday before the event.*

I certify under the pains and penalties of perjury that the above information is true and that I will comply with all applicable Alcohol Control Laws of the State of Massachusetts and policies and regulations of the City of Haverhill.

Signature: Doug Fowler

Please contact the City Clerk's Office for any licensing questions

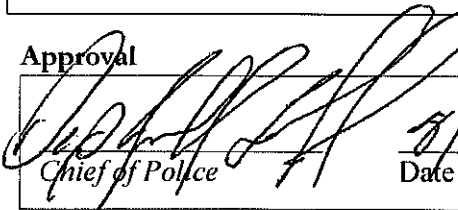


Haverhill

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4 Summer Street Haverhill, MA 01830
Phone: 978-374-2312 Fax: 978-373-8490
License_comm@cityofhaverhill.com
www.ci.haverhill.ma.us

Official Use Only

Approval


Chief of Police Date 8/4/17

License Commission

Date

City Council (City Property) Date

Mayor (City Property)

Date

Additional Conditions for License: _____



Haverhill

City Clerk's Office, Room 118
Phone: 978-420-3623 Fax: 978-373-8490
cityclerk@cityofhaverhill.com

Date JUL 24 2017

The undersigned respectfully asks to receive a license to conduct business in the City of Haverhill as a:

☒ Hawker or Peddler

☐ Employee of a Hawker or Peddler

NAME: Adam Joffre

SIGNATURE: [Signature]

ALL MERCHANDISE TO BE SOLD: Slush

MONTH(S): August-September DAY(S)/TIME(S): 30 DAYS

SUNDAY-SATURDAY

11 AM - 8:00 PM

LOCATION (CHECK ONE):

- ☒ New - Fixed Location
☒ Renewal - Fixed Location
☐ Seasonal - Fixed Location

- ☐ New - Mobile Cart
☐ Renewal - Mobile Cart

IF FIXED LOCATION, SELECT ONE BOX:

- ☐ Bradford Common
☐ GAR Park
☐ Other: _____
☐ Outside Haverhill Stadium @
Lincoln/Nettleton Ave

- ☒ Riverside Park
☐ Swasey Park
☐ Washington Square
☐ Winnekenni Area, Route 110

Fee: \$ 100.00

☒ Bond on File

Department Use ONLY

[Signature]
Police Chief

7/24/17
Date

Bonnie Dufresne
Health Inspector

7/25/2017
Date

Wire Inspector

Date

OK'd by Vinny Queller
Rec Director (Stadium Only)

8/2/17
Date

In Municipal Council, _____

Attest: _____, City Clerk

Please Complete the Back side of this form.

City of Haverhill

10.5.10.1

License

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a

Buy & Sell Second Hand Articles License

Place of business being: 121 B Lafayette St.

Name of Business: Doris's Attic

Address: 121 B Lafayette St.

Applicant: Doris Segal Doris Segal

Applicant phone number:

Business Certificate # and expiration date: #12578 Exp 6-16-2019

Haverhill, JUL 28 2017 20

Office use only

New/Renew (circle one)

Fee:

In Municipal Council, 20

Attest: City Clerk

Approve

Denied

Alan R. D. [Signature] Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application

City of Haverhill

10.5.10.2

MAY 1

License

RENEWAL

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a Buy & Sell License

Place of business being:

Second Hand Articles

Name of Business:

Common Grand Thrift Store

Address:

8 White St.

Applicant:

PAUL FITZGERALDS

Applicant phone number:

978-372-8063

Business Certificate # and expiration date:

Haverhill, JUL 24 2017, 20

Office use only

New/Renew (circle one)

Fee:

\$30.00

In Municipal Council, _____

20

Attest:

City Clerk

Approve ☒

Denied ☐

Alan R. D. [Signature]

Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application

City of Haverhill

10.5.103.1.1

MAY 1

License

RENEWAL

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a

Buy & Sell Second License

Place of business being:

Hand Clothing

Name of Business:

COMMON GROUND THAFT STORE

Address:

8 W HATS STREET HAVERHILL

Applicant:

PAUL FITZGERIBONS

Applicant phone number:

Business Certificate # and expiration date:

Haverhill, JUL 24 2017, 20

Office use only

New/Renew (circle one)

Fee: \$50.00

In Municipal Council, _____, 20

Attest:

City Clerk

Approve ☒

Denied ☐

Alan R. P. [Signature]

Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application

City of Haverhill

License

10.5.103.122

Honorable President and Members of the Haverhill City Council: Buy & Sell

The undersigned respectfully asks that he/she may receive a Second Hand License

Place of business being: 121 B Lafayette Square Clothing

Name of Business: Doris' Attic

Address: 121 B Lafayette Square

Applicant: Doris Segal Doris Segal

Applicant phone number:

Business Certificate # and expiration date: #12578 Exp: 6-16-2019

Haverhill, JUL 26 2017, 20

Office use only

New/Renew (circle one)

Fee: \$50.00

In Municipal Council, _____, 20

Attest: _____ City Clerk

Approve ☒

Denied ☐

Alan R. D. [Signature] Police Chief

_____(If needed, other Dept. Signoff)

Please complete back side of this application

City of Haverhill

License

10.513.3

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a Theater License

Place of business being: Chunky's Cinema Pub
3 Screens

Name of Business:

Address: 371 Lowell av

Applicant: Tom JUSCZAK

Applicant phone number: 978-973-5720

Business Certificate # and expiration date: #130836 Expires 10-1-2019

Haverhill, JULY 6, 20 17

Office use only

New/Renew (circle one)

Fee: \$375.00 PA \$1,449.7 \$375 7141.7
125.00 each screen

In Municipal Council, _____, 20____

Attest:

City Clerk

Approve ☒

Denied ☐

Alan R. DePaulis Police Chief

(If needed, other Dept. Signoff)

Please complete back side of this application



Document

CITY OF HAVERHILL

In Municipal Council



Ordered:

That in accordance with General Laws, Chapter 44, Section 64, authorize the payment of bill(s) of the previous years and to further authorize the payment from current year departmental appropriations as listed below:

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
North of Boston	\$171.70	Mayor's Office
Conn Kavanaugh LLP	\$17,757.50	Law Office
KP Law PC	\$774.00	Law Office
Harriman Consulting	\$5,235.00	Planning Office
Nutter McClennen & Fish	\$1,572.08	Wastewater
Nutter McClennen & Fish	\$1,393.46	Wastewater

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
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 4, 2017

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

RE: FY2017 Bills

Dear Mr. President and Members of the Haverhill City Council:

Attached, please find an order to pay bills from the previous fiscal year:

North of Boston	\$171.70	Mayor's office
Conn Kavanaugh, LLP	\$17,757.50	Law Office
KP Law PC	\$774.00	Law Office
Harriman Consulting	\$5,235.00	Planning Office
Nutter, McClennan & Fish	\$1,572.08	Wastewater
Nutter, McClennan & Fish	\$1,393.46	Wastewater
TOTAL	\$26,903.74	

I recommend approval.

Very truly yours,

James J. Fiorentini (dnc)

James J. Fiorentini, Mayor

JJF/lyf



100 Turnpike Street
No. Andover, MA 01845-5033
Tel: 978-946-2000
Fax: 978-685-2432

The Eagle-Tribune | The Salem News | The Daily News of Newburyport
Gloucester Daily Times | Andover Townsman | The Haverhill Gazette
Derry News | Let's Go | Carriage Towne News

ADVERTISER: HAVERHILL MAYOR'S OFFICE

For Billing Questions Call: 978-725-5110

Billing Date: 06/30/17

Account Number: 10017739

Page 1 of 1

Balance Brought Forward	\$171.70
Payments & Credits	\$0.00
Charges & Adjustments	\$171.70
Finance Charges	\$0.00
Total	\$343.40

CHARGE S/CREDITS		RUNS	RATE	SPACE	COST	DISCOUNT	AMOUNT
AD	DESCRIPTION / PUB CODES						
05/31/17	Balance Brought Forward						171.70 <i>pd</i>
	ET - Eagle Tribune						
	Legals Class Display, LEG - Legals						
	Cable Renewal	1	50.50	4.00	202.00	-30.30	171.70
6/5/2017							

*****PLEASE RETURN BOTTOM PORTION WITH YOUR PAYMENT*****

Payment Due Date: 7/25/2017

Account No: 10017739

Amount Due: \$ 343.40

Amount Paid: \$

Balances over 30 days are subject to a 1.5% finance charge or \$5.00, whichever is greater.

Check Number:



HAVERHILL MAYOR'S OFFICE
4 SUMMER ST STE 100
HAVERHILL MA 01830-5843

Use Reverse side to pay by credit card

Over 30	Over 60	Over 90	Over 120
171.70	.00	.00	.00

Conn Kavanaugh Rosenthal Peisch & Ford, LLP

One Federal Street, 15th Floor

Boston, MA 02110

(617) 482-8200

Fed. I.D. No. 04-3017999

July 13, 2017

Invoice# 75708 JBP

William D. Cox, Esq.
City of Haverhill
Haverhill City Solicitor
145 South Main Street
Bradford, MA 01835

In reference to:

\$16,987.50

EXPENSES

06/01/2017	Local Travel on 5/16/17 - AVB	63.75
06/01/2017	Local Travel on 5/18/17 - AVB	79.95
06/21/2017	Deposition Transcripts (Bruce Lewis on 6/8/17)	626.30
		<u>\$770.00</u>

Billing Summary

Total professional services	\$16,987.50
Total expenses incurred	\$770.00

Total of new charges for this invoice	<u>\$17,757.50</u>
Plus net balance forward	\$13,625.83

Total balance now due	<u>\$31,383.33</u>
------------------------------	---------------------------

KP LAW, P.C.

101 ARCH STREET
BOSTON, MA 02110
(617) 556-0007

INVOICE NO. 112536

WILLIAM D. COX, JR., ESQ.
CITY SOLICITOR
CITY OF HAVERHILL
145 SOUTH MAIN STREET
BRADFORD, MA 01835

JUNE 30, 2017

IN REFERENCE TO: PROFESSIONAL SERVICES THROUGH June 30, 2017
GENERAL LEGAL SERVICES

KPLAW, P.C.

PAGE: 2

SUBTOTAL:

2.20

396.00

TOTAL:

4.30

774.00

ACCUMULATED DISBURSEMENTS AT COST; REPRODUCTION OF DOCUMENTS, EXPRESS MAIL, SPECIAL
POSTAGE, TOLL CALLS AND ON-LINE RESEARCH.

TOTAL COSTS:

0.00

TOTAL DUE:

\$ 774.00



46 Harriman Drive
Auburn, ME 04210
207.784.5100 telephone
INVOICE

City of Haverhill
4 Summer Street
Room 100
Haverhill, MA 01830

June 30, 2017
Project No: 15931
Invoice No: 1706108

Project 15931 Haverhill On Call Services
Professional Services from June 01, 2017 to June 30, 2017

Phase 01D General Requests
Professional Personnel

	Hours	Rate	Amount	
Principal	7.00	175.00	1,225.00	
Totals	7.00		1,225.00	
Total Labor				1,225.00
Total this Phase				\$1,225.00

Phase 01G Bradford Waterfront Master Plan
Professional Personnel

	Hours	Rate	Amount	
Senior Urban Designer	25.00	130.00	3,250.00	
Asst Urban Designer	9.50	80.00	760.00	
Totals	34.50		4,010.00	
Total Labor				4,010.00
Total this Phase				\$4,010.00
Total this Invoice				\$5,235.00

TERMS: Net 30 Days
1.5% Interest (18% Annually) will be charged on accounts over 30 days past due.

1000506

Nutter, McClennen & Fish, LLP

Seaport West
155 Seaport Boulevard
Boston, MA 02210-2604
(617) 439-2000

442-5306

Client No.: 0101989

November 30, 2011

Resp. Atty.: MAL

Bill No. 415715/04C

City of Haverhill
Waste Water Treatment
40 South Porter Street
Haverhill, MA 01835-7646

Attention: Robert Ward

FOR PROFESSIONAL SERVICES rendered and unbilled through October 31, 2011 in connection with the following:

Matter Name: NPDES Permit

Matter No.: 00002

<u>Date</u>	<u>Description</u>	<u>Timekpr</u>	<u>Hours</u>
10/03/11	Attend labor arbitration session to testify	MAL	4.00
Total Time for Matter 00002			\$1,700.00
Less Discount			(170.00)
Total for Services			\$1,530.00

DISBURSEMENTS and other charges recorded and unbilled through October 31, 2011

Document Production	\$4.68
Telephone	0.40
Travel Related Charges	37.00

Total Disbursements and Other Charges for Matter 00002

\$42.08

Total of This Bill

\$1,572.08

PAYMENT DUE UPON RECEIPT
BALANCES OVER THIRTY DAYS ARE SUBJECT TO A MONTHLY FINANCE CHARGE OF ONE AND ONE HALF PERCENT
FEDERAL TAX ID: 04-2106505

Nutter, McClennen & Fish, LLP

Seaport West
155 Seaport Boulevard
Boston, MA 02210-2604
(617) 439-2000

Client No.: 0101989

May 23, 2013

Resp. Atty.: MAL

Bill No. 456342/06C

City of Haverhill
145 South Main Street
Bradford, MA 01835

Attention: Robert Ward

FOR PROFESSIONAL SERVICES rendered and unbilled through April 30, 2013 in connection with the following:

00028. Stateline Plaza

<u>Date</u>	<u>Description</u>	<u>Timekpr</u>	<u>Hours</u>
04/01/13	Emails with K. O'Flaherty and B. Ward regarding final plans	MAL	0.60
04/03/13	Emails with K. O'Flaherty	MAL	0.60
04/05/13	Telephone conference with Mayor Fiorentini; telephone conference with B. Ward; telephone conference with K. O'Flaherty regarding signed Agreement and exhibits	MAL	0.90
04/09/13	Telephone conference with K. O'Flaherty regarding exchange of documents; Stipulation of Dismissal	MAL	0.30
04/16/13	Telephone conference with K. O'Flaherty; telephone conference with B. Ward; transmit Ward letter; discuss Stipulation of Dismissal	MAL	1.20

Timekeeper Summary

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>
Leon, Michael A.	3.60	\$425.00
Total Time for Matter 00028		\$1,530.00
Less Discount		(153.00)
Total for Services		\$1,377.00

DISBURSEMENTS and other charges recorded and unbilled through April 30, 2013

Document Production \$4.96

PAYMENT DUE UPON RECEIPT
BALANCES OVER THIRTY DAYS ARE SUBJECT TO A MONTHLY FINANCE CHARGE OF ONE AND ONE HALF PERCENT
FEDERAL TAX ID: 04-2106505

Nutter, McClennen & Fish, LLP

Seaport West
155 Seaport Boulevard
Boston, MA 02210-2604
(617) 439-2000

Client No.: 0101989

May 23, 2013

Resp. Atty.: MAL

Bill No. 456342/06C

Messenger Delivery

11.50

Total Disbursements and Other Charges for Matter 00028

\$16.46

Total of This Bill

\$1,393.46

ok to pay
vex
7/12/17



DOCUMENT

11, 1, 2

CITY OF HAVERHILL

In Municipal Council

ORDERED:

THAT the sum of **\$170,000.00** be transferred from the General Fund, *Reserve for Capital Projects* to the following Capital Account –*Police Station Air Conditioning Unit Replacement*.

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
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 4, 2017

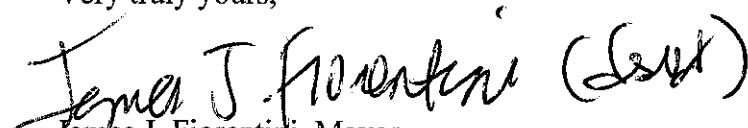
City Council President John A. Michitson and Members of the Haverhill City Council

RE: Order for the transfer of \$170,000.00 from the General Fund, Reserve for Capital Projects to the Capital Account Police Station Air Conditioning Unit Replacement

Dear Mr. President and Members of the Haverhill City Council:

Please see attached an order for the transfer of \$170,000.00 from the General Fund, Reserve for Capital Projects to the Capital Account - Police Station Air Conditioning Unit Replacement.
I recommend approval.

Very truly yours,


James J. Fiorentini, Mayor

JJF/lyf

David Van Dam

From: Orlando Pacheco
Sent: Tuesday, July 25, 2017 12:58 PM
To: David Van Dam; Chief Alan R. Denaro
Cc: cbnevento@cityofhaverhill.com; Pat Martel
Subject: AC uniot for Police

Hi David. We need to put in a transfer from the Capital Fund in the amount of \$170,000 to replace the Air Conditioning units and associated piping and drives for the Police Station. The existing unit is 20 years old and needs to be replaced. Everything has been ordered and designed per the Mayor's previous approval but we haven't done the order to transfer the funds. Orlando



DOCUMENT

11.1.3

CITY OF HAVERHILL

In Municipal Council

ORDERED:

THAT the sum of **\$5,000.00** be transferred from *Public Property-Expense* to *Stadium-Expense*.

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
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 4, 2017

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

RE: Order for the transfer of \$5,000.00 from Public Property-Expense to Stadium Expense

Dear Mr. President and Members of the Haverhill City Council:

Please see attached an order for the transfer of \$5,000.00 from Public Property-Expense to Stadium Expense to correct a line-item that should have been included in the FY2018 budget.

I recommend approval.

Very truly yours,

James J. Fiorentini, Mayor

JJF/lyf



11.3.1

CITY OF HAVERHILL
ASSESSORS OFFICE - ROOM 115
Phone: 978-374-2316 Fax: 978-374-2319
Assessors@cityofhaverhill.com

July 12, 2017

TO: MEMBERS OF THE HAVERHILL CITY COUNCIL:

In accordance with Municipal Ordinance, Chapter 7,
entitled "Assessor" as follows:

The Board of Assessors shall file monthly with the
City Council a copy of the report submitted to the
Auditor showing a summary of the above abated
amounts for that month.

Attached herewith is the report for the month of
June as filed in the Assessors Office.

Very truly yours,

Stephen C. Gullo, MAA
Assessor

June 1, 2017

Day	2017 MVE	2016 MVE	2015 MVE	2017 REAL ESTATE	2016 PERSONAL PROPERTY	2015 PERSONAL PROPERTY	2017 BOAT	2014 PERSONAL PROPERTY	2013 PERSONAL PROPERTY	2012 PERSONAL PROPERTY	2011 PERSONAL PROPERTY	2010 PERSONAL PROPERTY
1	\$6075.01 (7885817871)											
2												
3												
4												
5	\$17952-\$3827.57											
6	\$17948-\$3111.11											
7												
8	\$17978-\$3395.09											
9												
10												
11												
12												
13	\$18044-\$3014.68											
14	\$18061-\$966.57											
15												
16	\$18091-\$2308.51											
17												
18												
19												
20	\$18114-\$2895.08											
21												
22												
23	\$18183-\$2407.87											
24												
25												
26												
27	\$18212-\$2083.85											
28	\$18226-\$884.05											
29												
30												
31												
TOTAL	31,775.47	950.91	\$116.25	\$7,323.08								

Rec. by Collector

To the Auditor of Accounts:
This is to certify that statements as shown above, amounting in the aggregate
have been duly authorized.

FORTY THOUSAND ONE HUNDRED SIXTY FIVE DOLLARS & 71/100
(\$40,165.71)

BOARD OF ASSESSORS
BY
CHAIRMAN

[Signature]

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

1211

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

August 1, 2017

TO: Mr. President and Members of the City Council:

Councillor Joseph Bevilacqua would like to introduce Claire Hailson of the Anchor of Hope Diaper Bank.


City Councillor Joseph Bevilacqua

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

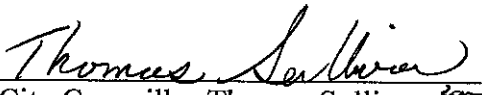
12.2

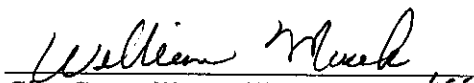
CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

August 1, 2017

TO: Mr. President and Members of the City Council

Councillors Sullivan and Macek request a discussion relative to the official renaming of the walking trail section of Stanley Drive to The Steven F. Woidyla Trail.


City Councillor Thomas Sullivan *ts*


City Councillor William Macek *bm*

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
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WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

12.3

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

August 2, 2017

TO: Mr. President and Members of the City Council:

Councillor Joseph Bevilacqua requests a discussion regarding the year old presence of the orange barrels at the intersection of Broadway and North Broadway.


City Councillor Joseph Bevilacqua

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



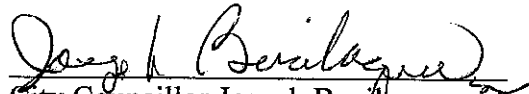
CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

12.4
CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

August 2, 2017

TO: Mr. President and Members of the City Council:

Councillor Joseph Bevilacqua requests a discussion about response back to Council on requested information.


City Councillor Joseph Bevilacqua

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

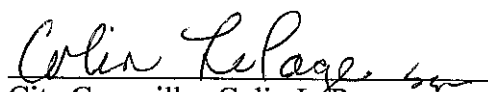
12.5

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

August 4, 2017

TO: Mr. President and Members of the City Council:

Councillor LePage requests a discussion on zoning regulations concerning community facilities.


City Councillor Colin LePage



DOCUMENT 9-Y

CITY OF HAVERHILL

In Municipal Council July 25 2017

13-1

XXXXXXXXXX

CHAPTER 240

An Ordinance Relating to Parking (207 Groveland Street-Handicapped Parking)

BE IT ORDAINED by the City Council of the City of Haverhill that Article XIII, Section 240-1302 Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended be further amended by inserting the following:

LOCATION	REGULATION	HOURS/DAYS
207 Groveland Street	No Parking	24 Hours
In front of No. 207 Groveland Street except For 1-24 Hour handicapped Parking space at No. 207		

APPROVED as to legality:

City Solicitor

PLACED ON FILE for at least 10 days

Attest:

City Clerk



Haverhill

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

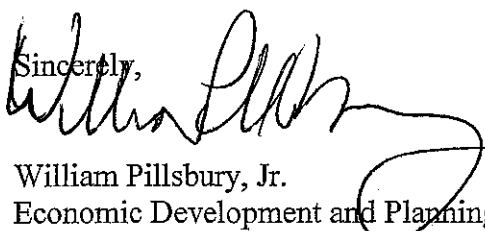
July 12, 2017

Mr. John A. Michitson, Council President
City Council Members
City Hall-Room #204
City of Haverhill

RE: ESTABLISHMENT OF HANDICAP PARKING – 207 GROVELAND STREET

Dear Council President & Councilors:

As per your request dated, July 12, 2017, I am submitting a Municipal Ordinance that will allow for handicap parking in front of **207 GROVELAND STREET**.

Sincerely,

William Pillsbury, Jr.
Economic Development and Planning Director

BACKUP

CITY OF HAVERHILL
APPLICATION FOR HANDICAP PARKING SIGN

*NEW X
*RENEWAL _____

DATE OF REQUEST May 17, 2017 DATE OF APPROVAL _____

NAME: John W. Woolf, SR.

ADDRESS: 207 Groveland St., Haverhill, MA. 01830

TELEPHONE #: 978-374-10242

VEHICLE TYPE: 2010 Ford Edge

PLATE #: 58KS50

Do you currently have off street parking at your residence? ✓ Yes No
If yes, why is there a need for a handicap parking sign? too many stairs on side
entrance of home only 3 stairs out front of home.

Did you have a handicap parking sign at a previous address? Yes ✓ No
If yes, location? _____

x John W. Woolf, SR.
Applicant Signature

• Please include a copy of your current handicap placard or handicap registration, along with this application.

✓ Approve Denied

Reason for denial

AK R. R. R.

Chief of Police Signature

 Approve Denied

Reason for denial

City Council Approval

Please allow for a minimum of thirty (30) days for sign placement upon approval of City Council.

*ORDINANCE WILL EXPIRE 24 MONTHS FROM DATE OF APPROVAL.

MAIL OR DELIVER COMPLETED APPLICATION TO CHIEF OF POLICE, 40 BAILEY BLVD.

To: Chief Denaro
From: Officer Powell
Date: June 26, 2017
RE: Handicap Parking sign application

Sir,

I have spoken with the wife of John Woolf Sr. of 207 Groveland St. in regards to his application for a handicap parking sign. I also inspected the location. At this time it appears that he meets all the requirements for a handicap sign and I would recommend that a sign be placed at the location.

Respectfully Submitted,

A handwritten signature in black ink, appearing to be 'L. Powell', written in a cursive style.

Officer L. Powell #8

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
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citycncl@cityofhaverhill.com

CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

July 12, 2017

TO: Mr. William Pillsbury
Planning and Development Director

RE: Document to Establish Handicap Parking Ordinance – 207 Groveland Street

Dear Mr. Pillsbury:

At the City Council meeting held on July 10, 2017, the following request for a handicap parking space was approved and submitted by Chief DeNaro:

- 207 Groveland Street

Would you kindly prepare the proper documents and place it on the next Council agenda for action. 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
Police Officer Lance Powell



CITY OF HAVERHILL

In Municipal Council July 25 2017

13.2

ORDERED:MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIESCHAPTER
LAW ENFORCEMENT
POLICE OFFICERS

BE IT ORDAINED by the City Council of the City of Haverhill that Document 82-G of 2013 is hereby amended and replaced with the following:

Amend SECTION 21: SALARIES by the following:**EFFECTIVE 7/1/14 1.5%**

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 827.83	\$ 901.94	\$ 958.91	\$ 1,015.66	\$ 1,050.34
Wage Scale B	\$ 757.28	\$ 824.64	\$ 876.44	\$ 928.03	\$ 959.56
Wage Scale C	\$ 698.48	\$ 760.24	\$ 807.72	\$ 855.01	\$ 883.90
Wage Scale D	\$ 672.62	\$ 731.90	\$ 777.48	\$ 822.87	\$ 850.62

EFFECTIVE 7/1/15 1.5%

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 840.25	\$ 915.47	\$ 973.29	\$ 1,030.89	\$ 1,066.10
Wage Scale B	\$ 768.64	\$ 837.01	\$ 889.59	\$ 941.96	\$ 973.95
Wage Scale C	\$ 708.96	\$ 771.64	\$ 819.83	\$ 867.83	\$ 897.16
Wage Scale D	\$ 682.71	\$ 742.87	\$ 789.14	\$ 835.21	\$ 863.38

EFFECTIVE 7/1/16 2.5%

	Start	Year 1	Year 2	Year 3	Year 5
Wage Scale A	\$ 861.26	\$ 938.35	\$ 997.63	\$ 1,056.67	\$ 1,092.75
Wage Scale B	\$ 787.86	\$ 857.93	\$ 911.83	\$ 965.50	\$ 998.30
Wage Scale C	\$ 726.68	\$ 790.93	\$ 840.33	\$ 889.53	\$ 919.59
Wage Scale D	\$ 699.78	\$ 761.45	\$ 808.87	\$ 856.09	\$ 884.96

Amend SECTION 9: PRIVATE DETAILS AND OVERTIME by the following:

Effective immediately (one week after the City Council votes to fund the award) increase the private detail rate to \$46 per hour.

Approved as to legality:

City Solicitor

PLACED ON FILE for at least 10 days

Attest:

City Clerk



CITY OF HAVERHILL

In Municipal Council December 17 2013

BACKUP

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
LAW ENFORCEMENT
POLICE OFFICERS

BE IT ORDAINED by the City Council of the City of Haverhill that Document 67 of 2010 is hereby deleted and replaced with the following:

SECTION 21 SALARIES to read as follows:

Wage Scale A

EFFECTIVE 7/1/2012 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$753.34	\$825.27	\$880.57	\$935.66	\$969.33

EFFECTIVE 7/1/2013 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$764.64	\$837.65	\$893.78	\$949.69	\$983.86

EFFECTIVE 6/30/2014

Start	Year 1	Year 2	Year 3	Year 5
\$815.60	\$888.61	\$944.74	\$1,000.65	\$1,034.82

Wage Scale B

EFFECTIVE 7/1/2012 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$684.86	\$750.24	\$800.52	\$850.60	\$881.20

EFFECTIVE 7/1/2013 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$695.13	\$761.49	\$812.53	\$863.36	\$894.42

EFFECTIVE 6/30/2014

Start	Year 1	Year 2	Year 3	Year 5
\$746.09	\$812.45	\$863.49	\$914.32	\$945.38

Wage Scale C

EFFECTIVE 7/1/2012 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$627.79	\$687.72	\$733.81	\$779.71	\$807.77

EFFECTIVE 7/1/2013 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$637.20	\$698.04	\$744.82	\$791.41	\$819.88

EFFECTIVE 6/30/2014

Start	Year 1	Year 2	Year 3	Year 5
\$688.16	\$749.00	\$795.78	\$842.37	\$870.84

Wage Scale D

EFFECTIVE 7/1/2012 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$602.68	\$660.22	\$704.46	\$748.52	\$775.46

EFFECTIVE 7/1/2013 1.5%

Start	Year 1	Year 2	Year 3	Year 5
\$611.72	\$670.12	\$715.03	\$759.75	\$787.09

EFFECTIVE 6/30/2014

Start	Year 1	Year 2	Year 3	Year 5
\$662.68	\$721.08	\$765.99	\$810.71	\$838.05

82-6
Salary Ordinance
Law Enforcement
Law Police Officers

Backup

ADD TO SECTION 15 INJURY LEAVE the following paragraph to the end of the section:

The Association agrees to the immediate implementation of these revised policies and that these policies shall apply to all employees upon the granting of injured duty leave or the commencement of sick leave without any waiting period. In consideration the City shall pay annually to each employee covered by this agreement a stipend of \$300.00, to be payable the first week of February of each year commencing February 2014.

ADD TO SECTION 27 MISCELLANEOUS the following paragraph:

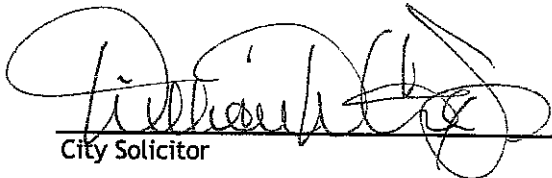
The weekly stipend for Detectives of \$6.00 shall be increased to twenty-five dollars (\$25.00). Effective upon ratification by the Union and approval by the City Council, and, there shall be no retroactive payments.

DELETED HAZARDOUS DUTY PAY SECTION

DELETED SHOOTING ALLOWANCE SECTION

DELETED LAW READING MATERIALS SECTION

Approved as to legality:



City Solicitor

PLACED ON FILE for at least 10 days

Attest:



Acting City Clerk

IN CITY COUNCIL: January 7 2014

PASSED

Attest:



City Clerk

APPROVED:



Mayor



DOCUMENT 91

CITY OF HAVERHILL

In Municipal Council

July 25 2017

13,3

ORDERED:

MUNICIPAL ORDINANCE

CHAPTER 240

AN ORDINANCE RELATING TO VEHICLES AND TRAFFIC

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 240, as amended, be further amended as follows to
§ 240-85 Schedule B: Parking Restrictions and Prohibitions:

Downing Avenue

No Parking

24 hrs

**Both sides from its intersection
with Primrose Street westerly to
the dead end**

APPROVED AS TO LEGALITY:

City Solicitor
PLACED ON FILE for at least 10 days
Attest:

City Clerk



Haverhill

Engineering Department, Room 300
Tel: 978-374-2335 Fax: 978-373-8475
John H. Pettis III, P.E. - City Engineer
JPettis@CityOfHaverhill.com

July 20, 2017

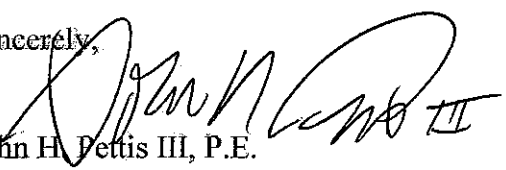
**MEMO TO: CITY COUNCIL PRESIDENT JOHN MICHITSON AND
MEMBERS OF THE CITY COUNCIL**

**Subject: *Downing Avenue, Add No Parking to south side of road
between Primrose Street and dead end***

As requested by HPD, attached is an ordinance for No Parking on Downing Avenue between Primrose Street and the dead end. Note the existing ordinance prohibits parking on the north side only. Also note that the existing ordinance refers to this section of roadway as Downing Ave Extension, whereas the roadway is officially Downing Avenue.

Please contact Chief DeNaro or me if you have any questions.

Sincerely,


John H. Pettis III, P.E.
City Engineer

C: Mayor Fiorentini, Stankovich, Ward, Cox

74-0
CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN

74-0



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

13.4
CITY HALL, ROOM 204

4 SUMMER STREET

TELEPHONE: 978 374-2328

FACSIMILE: 978 374-2329

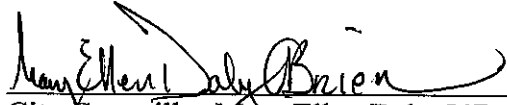
www.ci.haverhill.ma.us

citycndl@cityofhaverhill.com

June 26, 2017

TO: Mr. President and Members of the City Council:

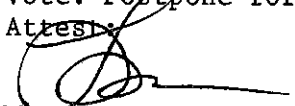
Councillor Mary Ellen Daly O'Brien would like to request a discussion about Merrimack Street bump outs.


City Councillor Mary Ellen Daly O'Brien

IN CITY COUNCIL: July 11 2017

Vote: Postpone for 2 weeks - July 25 2017

Attest:


City Clerk

IN CITY COUNCIL: July 25 2017

POSTPONED TO AUGUST 8 2017

Attest:

City Clerk

14,1

P R O C L A M A T I O N

Whereas, this holiday, known as, 'Fiestas Patrias' is Peru's national day and is always celebrated on July 28th. It marks the 196th anniversary of Peru's Declaration of Independence from Spain in 1821; and

Whereas, Peru was first colonized by the Spanish in the 15th century. Despite the wars of independence being fought across Latin America in the early 19th century, Peru remained loyal to the Spanish crown. There had been some insurrection but this had been quashed by the government; and

Whereas, the Viceroy of Peru then initiated a military campaign against Chile and their fight for independence. Despite some early success, the tide turned against the Viceroy and the Royalist forces. Argentina and Chile then signed a treaty to pursue the 'liberation' of Peru. On entering Lima, the Argentinian commander, Jose San Martin declared the independence of Peru on July 28th, 1821; and

Whereas, it wasn't until 1824, following the decisive victory came at the Battle of Ayacucho, under the leadership of Simon Bolivar and Jose San Martin, that independence was achieved

NOW, THEREFORE I, JAMES J. FIORENTINI MAYOR of the City of Haverhill, Massachusetts, do hereby declare July 28th, 2017,

Peruvian Independence Day

in the City of Haverhill and urge all citizens to join me and our citizens of Peruvian descent in recognizing this historic observance of the 196th Anniversary of Peruvian Independence Day and the Peruvian people in their pursuit for freedom and democracy.



IN WITNESS WHEREOF I have hereunto set my hand and caused the Seal of the City of Haverhill to be affixed this 28th day of July in the year of our Lord Two Thousand and Seventeen.


MAYOR JAMES J. FIORENTINI

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
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CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

DOCUMENTS REFERRED TO COMMITTEE STUDY

38-F	Communication from Councillors Barrett and LePage requesting to discuss double poles in the City	A & F 9/6/16, 11/31/16, 1/17/17 5/11/17
38-W	Communication from Councillor Barrett requesting to give an update on response from MBTA/Keolis & US EPA about idling trains in Bradford	Citizen Outreach 4/5/16 1/31/17
26E	City of Haverhill – Mayor’s Recommendations, Capital Improvement Program – 2016-2020	A & F 5/31/16 11/3/16, 5/11/2017, 7/25/17
108-N	Communication from Councillors Bevilacqua and LePage requesting discussion regarding appropriate safe regulation of marijuana shop access and locations	A & F 12/6/16
108-W	Communication from Councillor Bevilacqua requesting to introduce Brad Brooks and residents of Bradfields Dr. and East Broadway to discuss neighborhood issues	Citizen Outreach 12/13/16 1/31/17
10-B	Communication from President Michitson asking to request from Mayor status of facility improvements to public buildings and parks to comply with American w/ Disabilities Act (ADA)	Citizen Outreach 1/3/17 1/31/17
10-U	Communication from Pres. Michitson requesting discussion on next steps to provide comprehensive long range plan for Haverhill	Citizen Outreach 1/31/17
10-X	Communication from Councillor Bevilacqua requesting to discuss ways to address senior citizen needs in Haverhill	Citizen Outreach 1/31/17
31-K	Communication for Councillor Macek requesting to discuss proposal to create bike lanes throughout the City	Planning & Dev. 2/14/17
58-D	Communication from Councillors Sullivan, Macek and Bevilacqua requesting to discuss ongoing tree problem on City property abutting & impacting Holland’s Flowers at 577 S. Main St	NRPP 4/25/17
58-G	Communication from President Michitson requesting to present an update on the meeting with Group Homes stakeholders to address severe problems in Haverhill	Public Safety 5/2/17
58-I	Communication from Councillor Bevilacqua requesting discussion regarding assistance to new businesses	Planning & Dev. 5/2/17
	On motion of Councillor Macek to refer street trenching regulations to Planning & Development Committee for further study and review	Planning & Dev. 6/27/17