



# CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, February 11, 2020 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St, Room 202

1. OPENING PRAYER
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF MINUTES OF PRIOR MEETING
4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING
5. COMMUNICATIONS FROM THE MAYOR
  - 5.1. Communication from Mayor Fiorentini submitting revised document to indicate updated roof ages – MSBA Statement of Interest regarding the *Haverhill High School* roof for Council approval
6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:
7. UTILITY HEARING(S) AND RELATED ORDER(S)
  - 7.1. Petition from MA Electric Co d/b/a National Grid requesting hearing for Pole location to install (1) SO pole and install feeder monitors on Riverside av - intersection of Riverside av and Jefferson st; plan 29361125  
*Hearing Mar 10th*
8. HEARINGS AND RELATED ORDERS:
  - 8.1. Document 122/2019; petition from City Solicitor requesting Zoning Hearing to amend the City Code, Chapter 255, Article V, by adding: “18.1 Sober Homes”  
*Filed in Council December 10 2019*
  - 8.1.1. Document 122-B/2019; Ordinance re: Zoning – Amend City Code Chapter 255, Article V by adding: “18.1 Sober Homes”  
*Filed December 18 2019*  
*Favorable conditional recommendation from Planning Board & Planning Director*
9. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28
10. APPOINTMENTS:
  - 10.1. Confirming Appointments:
    - 10.1.1. *Central Business District Parking Commission*, William Macek, 227 Concord st  
*Expires Feb 11 2023 and* **To Be Confirmed**
    - 10.1.2. *Nomsa Neube*, 67 Washington st *Expires Feb 11 2022* **To Be Confirmed**
  - 10.2. Non-Confirming Appointments
    - 10.2.1.1. *Agricultural Commission*, Stephanie Lesiczka, 49 Corliss Hill rd
    - 10.2.1.2. *Consentino School Building Committee* (pending approval by MA School Building Authority (MSBA), Ernest Di Burro and Keith Boucher
  - 10.3. Resignations:
11. PETITIONS:
  - 11.1. Petition from attorney Robert Harb requesting for applicant 27 Washington st, LLC – a temporary demolition easement to locate a dumpster on City Parking lot behind 21-27 Washington Street for 6 weeks; beginning February 12 2020
  - 11.1.1. Order – Authorize Mayor to execute a certain temporary construction easement relative to property located in the Washington – Wingate Parking Lot as defined on the attached “Proposed Dumpster Location”



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## 11.2. Applications Handicap Parking Sign

### Amusement/Event Applications:

#### 11.3. Tag Days:

#### 11.4. One Day Liquor License:

#### 11.5. Annual License Renewals:

##### 11.5.1. Hawker Peddlers License 2020 - Fixed locations; renewals

##### 11.5.2. Coin-Op License Renewals for Weekly/Sunday 2020:

11.5.2.1. *American Legion, Post 4; 1314 Main st 2 Coin-ops & 2 Sunday*

##### 11.5.3. Drainlayer License for 2020

##### 11.5.4. Taxi Driver Licenses for 2020:

11.5.4.1.	Steve Pefine 52 Washington st, Haverhill	renewal
11.5.4.2.	Ross Gazunis 6 Molloy rd, Georgetown	"
11.5.4.3.	Lynn Lassar 4 F Street, Merrimac	"
11.5.4.4.	Wisvel Joseph, 50 Bradford av, Haverhill	"
11.5.4.5.	Mary Minion, 37 Cedar st, Haverhill	renewal
11.5.4.6.	Karen Fryns, 7 Richmond st Haverhill	"
11.5.4.7.	Ann Marie Lindberg, 27 Observatory av Haverhill	"

##### 11.5.5. Taxi License:

##### 11.5.6. Junk Dealer License

##### 11.5.7. Pool Tables

##### 11.5.8. Sunday Pool

##### 11.5.9. Bowling

##### 11.5.10. Sunday Bowling

##### 11.5.11. Buy & Sell Second Hand Articles

##### 11.5.12. Buy & Sell Second Hand Clothing

##### 11.5.13. Pawnbroker license

##### 11.5.14. Fortune Teller

##### 11.5.15. Buy & Sell Old Gold

##### 11.5.16. Roller Skating Rink

##### 11.5.17. Sunday Skating

##### 11.5.18. Exterior Vending Machines

##### 11.5.19. Limousine/Livery License/Chair Cars

## 12. MOTIONS AND ORDERS:

## 13. ORDINANCES (FILE 10 DAYS)

13.1. Ordinance re: Parking – Klondike av – No parking East side from Tobey av to Grand View rd

**File 10 days**



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## 14. MONTHLY REPORT

- 14.1. Abatement report from Christine Webb, *Assessor* for month of January

## 15. RESOLUTIONS AND PROCLAMATIONS

- 15.1. Proclamation – *Black History Month*, February 2020
  - 15.1.1. Related communication from Councillor Joseph Bevilacqua requesting recognition of February as *African American (Black) History Month*

## 16. COMMUNICATIONS FROM COUNCILLORS:

- 16.1. Communication from Councillor Michael McGonagle requesting to introduce Police Chief Denaro to give an update on the Police Department's holiday programs
- 16.2. Communication from Councillor Michael McGonagle requesting a discussion about a Home Rule Petition on behalf of Nikos Sofronas
  - 16.2.1. **Home Rule Petition** – Act authorizing Nikos Sofronas to take Civil Service Exam for position of firefighter in City notwithstanding the maximum age requirement
- 16.3. Communication from Councillor Michael McGonagle requesting a discussion about vehicles parking on Monument st to pick up students
- 16.4. Communication from Councillor Timothy Jordan to introduce Cheryl Lupi of *Sacred Hearts Parish* to invite public to attend their *Annual Pasta Dinner* on Saturday, February 22<sup>nd</sup>, 5:00 pm in the School's Gymnasium to benefit *Sarah's Place*
- 16.5. Communication from Councillor Colin LePage requesting to introduce Megan Shea to discuss a fundraiser for the Rotary Club of Haverhill
- 16.6. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding public information process for available City boards and commission positions
- 16.7. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding another proposed option for City Council representation
- 16.8. Communication from Councillor Michitson requesting to provide update on broadband strategy for Haverhill
- 16.9. Communication from Councillor John Michitson requesting an update on cyber security infrastructure in the City of Haverhill



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## 17. UNFINISHED BUSINESS OF PRECEDING MEETING:

17.1. Document 26; Bond Order – City appropriate \$570,000 – transfer from bond proceeds an additional \$170,000 above the \$400,000 the City Council approved to bond for in August 2019 to fund roof repairs at the Haverhill High School Pool Building *Filed January 29<sup>th</sup>*

17.2. Document 2-C; Ordinance re: Vehicles and Traffic; Central Business District Parking Fees, Rates and Terms *Passed as Amended Jan 28 2020*

VETOED BY MAYOR

*Related communication from Mayor Fiorentini*

## 18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS:

18.1. DOCUMENTS REFERRED TO COMMITTEE STUDY

18.2. ADJOURN

JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL  
MASSACHUSETTS**

511  
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

February 7, 2020

City Council President Melinda E. Barrett and Members of the Haverhill City Council

RE: MSBA Statement of Interest regarding the Haverhill High School Roof

Dear Madame President and Members of the Haverhill City Council:

Attached, please find the MSBA Statement of Interest for Haverhill High School Roof which requires a vote of approval at your February 11, 2020 meeting.

Although this item was deliberated and approved at the January 28, 2020 City Council Meeting, this is a revised document to indicate updated roof ages - specifically the gymnasium roof at 31 years of age and the remainder of the roof surface as 22 years of age (replaced in 1989 and 1998 respectively). As it is revised, it seemed appropriate to present this document again for approval. I recommend approval.

Very truly yours,

**James J. Fiorentini**  
Mayor

JJF/lyf

## REQUIRED FORM OF VOTE TO SUBMIT A STATEMENT OF INTEREST

### **REQUIRED VOTES**

If the SOI is being submitted by a City or Town, a vote in the following form is required from both the City Council/Board of Aldermen **OR** the Board of Selectmen/equivalent governing body **AND** the School Committee.

If the SOI is being submitted by a regional school district, a vote in the following form is required from the Regional School Committee only.

*\*Current votes for each SOI submission are required.*

### **FORM OF VOTE**

Please use the text below to prepare your City's, Town's or District's required vote(s).

Resolved: Having convened in an open meeting on February 11, 2020, prior to the SOI submission closing date, the City Council of Haverhill, MA, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 13, 2020 for the Haverhill High School located at 137 Monument Street, Haverhill, MA 01832, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future, Haverhill High School Roof Replacement (Priority 1); and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.

### **DOCUMENTATION OF VOTE**

Documentation of each vote must be submitted **in hard copy** to the MSBA as follows:

- 1) For the vote of the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body, a copy of the text of the vote must be submitted **with a certification** of the City/Town Clerk that the vote was duly recorded and the date of the vote must be provided.
- 2) For the vote of the School Committee, Minutes of the School Committee meeting at which the vote was taken must be submitted **with the original signature** of the Committee Chairperson.

## Massachusetts School Building Authority

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### Next Steps to Finalize Submission of your FY 2020 Statement of Interest

Thank you for submitting your FY 2020 Statement of Interest (SOI) to the MSBA electronically. **Please note, the District's submission is not yet complete.** The District is required to mail all required supporting documentation, which is described below.

**VOTES: Each SOI must be submitted with the proper vote documentation.** This means that (1) the required governing bodies have voted to submit each SOI, (2) the specific vote language required by the MSBA has been used, and (3) the District has submitted a record of the vote in the format required by the MSBA.

- **School Committee Vote:** Submittal of all SOIs must be approved by a vote of the School Committee.
  - For documentation of the vote of the School Committee, Minutes of the School Committee meeting at which the vote was taken must be submitted with the original signature of the Committee Chairperson. The Minutes must contain the actual text of the vote taken which should be substantially the same as the MSBA's SOI vote language.
- **Municipal Body Vote:** SOIs that are submitted by cities and towns must be approved by a vote of the appropriate municipal body (e.g., City Council/ Aldermen/Board of Selectmen) in addition to a vote of the School Committee.
  - Regional School Districts do not need to submit a vote of the municipal body.
  - For the vote of the municipal governing body, a copy of the text of the vote, which shall be substantially the same as the MSBA's SOI vote language, must be submitted with a certification of the City/Town Clerk that the vote was taken and duly recorded, and the date of the vote must be provided.

**ADDITIONAL DOCUMENTATION FOR SOI PRIORITIES #1 AND #3:** If a District selects Priority #1 and/or Priority #3, the District is required to submit additional documentation with its SOI.

- If a District selects Priority #1, Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of the school children, where no alternative exists, the MSBA requires a hard copy of the engineering or other report detailing the nature and severity of the problem and a written professional opinion of how imminent the system failure is likely to manifest itself. The District also must submit photographs of the problematic building area or system to the MSBA.
- If a District selects Priority #3, Prevention of a loss of accreditation, the SOI will not be considered complete unless and until a summary of the accreditation report focused on the deficiency as stated in this SOI is provided.

**ADDITIONAL INFORMATION:** In addition to the information required above, the District may also provide any reports, pictures, or other information they feel will give the MSBA a better understanding of the issues identified at a facility.

If you have any questions about the SOI process please contact the MSBA at 617-720-4466 or [SOI@massschoolbuildings.org](mailto:SOI@massschoolbuildings.org).

## Massachusetts School Building Authority

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School District Haverhill

District Contact Margaret A Marotta TEL: (978) 265-4033

Name of School Haverhill High

Submission Date 2/7/2020

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### SOI CERTIFICATION

To be eligible to submit a Statement of Interest (SOI), a district must certify the following:

- ☒ The district hereby acknowledges and agrees that this SOI is NOT an application for funding and that submission of this SOI in no way commits the MSBA to accept an application, approve an application, provide a grant or any other type of funding, or places any other obligation on the MSBA.
- ☒ The district hereby acknowledges that no district shall have any entitlement to funds from the MSBA, pursuant to M.G.L. c. 70B or the provisions of 963 CMR 2.00.
- ☒ The district hereby acknowledges that the provisions of 963 CMR 2.00 shall apply to the district and all projects for which the district is seeking and/or receiving funds for any portion of a municipally-owned or regionally-owned school facility from the MSBA pursuant to M.G.L. c. 70B.
- ☒ The district hereby acknowledges that this SOI is for one existing municipally-owned or regionally-owned public school facility in the district that is currently used or will be used to educate public PreK-12 students and that the facility for which the SOI is being submitted does not serve a solely early childhood or Pre-K student population.
- ☒ After the district completes and submits this SOI electronically, the district must mail hard copies of the required documentation described under the "Vote" tab, on or before the deadline.
- ☒ The district will schedule and hold a meeting at which the School Committee will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is required for cities, towns, and regional school districts.
- ☒ Prior to the submission of the SOI, the district will schedule and hold a meeting at which the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is not required for regional school districts.
- ☒ On or before the SOI deadline, the district will submit the minutes of the meeting at which the School Committee votes to authorize the Superintendent to submit this SOI. The District will use the MSBA's vote template and the vote will specifically reference the school and the priorities for which the SOI is being submitted. The minutes will be signed by the School Committee Chair. This is required for cities, towns, and regional school districts.
- ☒ The district has arranged with the City/Town Clerk to certify the vote of the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body to authorize the Superintendent to submit this SOI. The district will use the MSBA's vote template and submit the full text of this vote, which will specifically reference the school and the priorities for which the SOI is being submitted, to the MSBA on or before the SOI deadline. This is not required for regional school districts.
- ☒ The district hereby acknowledges that this SOI submission will not be complete until the MSBA has received all of the required vote documentation in a format acceptable to the MSBA. If Priority 1 is selected, your SOI will not be considered complete unless and until you provide the required engineering (or other) report, a professional opinion regarding the problem, and photographs of the problematic area or system. If Priority 3 is selected, your SOI will not be considered complete unless and until you provide a summary of the accreditation report focused on the deficiency as stated in this SOI.



**LOCAL CHIEF EXECUTIVE OFFICER/DISTRICT SUPERINTENDENT/SCHOOL COMMITTEE CHAIR  
(E.g., Mayor, Town Manager, Board of Selectmen)**

<b>Chief Executive Officer *</b>	<b>School Committee Chair</b>	<b>Superintendent of Schools</b>
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(signature)	(signature)	(signature)
Date	Date	Date

\* Local chief executive officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.

## Massachusetts School Building Authority

School District Haverhill

District Contact Margaret A Marotta TEL: (978) 265-4033

Name of School Haverhill High

Submission Date 2/7/2020

### Note

The following Priorities have been included in the Statement of Interest:

1. ☐ Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of school children, where no alternative exists.
2. ☐ Elimination of existing severe overcrowding.
3. ☐ Prevention of the loss of accreditation.
4. ☐ Prevention of severe overcrowding expected to result from increased enrollments.
5. ☒ Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility.
6. ☐ Short term enrollment growth.
7. ☐ Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements.
8. ☐ Transition from court-ordered and approved racial balance school districts to walk-to, so-called, or other school districts.

### SOI Vote Requirement

☒ I acknowledge that I have reviewed the MSBA's vote requirements for submitting an SOI which are set forth in the Vote Tab of this SOI. I understand that the MSBA requires votes from specific parties/governing bodies, in a specific format using the language provided by the MSBA. Further, I understand that the MSBA requires certified and signed vote documentation to be submitted with the SOI. I acknowledge that my SOI will not be considered complete and, therefore, will not be reviewed by the MSBA unless the required accompanying vote documentation is submitted to the satisfaction of the MSBA.

SOI Program: Accelerated Repair

Potential Project Scope: Accelerated Repair  
Roof

Is this SOI the District Priority SOI? Yes

School name of the District Priority SOI: Haverhill High

Is this part of a larger facilities plan? No

If "YES", please provide the following:

Facilities Plan Date: 6/30/2018

Planning Firm:

**Please provide a brief summary of the plan including its goals and how the school facility that is the subject of this SOI fits into that plan:**

**Please provide the current student to teacher ratios at the school facility that is the subject of this SOI: 17 students per teacher**

**Please provide the originally planned student to teacher ratios at the school facility that is the subject of this SOI: 19 students per teacher**

**Does the District have a Master Educational Plan that includes facility goals for this building and all school buildings in District?** No

**Does the District have related report(s)/document(s) that detail its facilities, student configurations at each facility, and District operational budget information, both current and proposed?** No

**If "NO", please note that:**

**If, based on the SOI review process, a facility rises to the level of need and urgency and is invited into the Eligibility Period, the District will need to provide to the MSBA a detailed Educational Plan for not only that facility, but all facilities in the District in order to move forward in the MSBA's school building construction process.**

**Is there overcrowding at the school facility?** No

**If "YES", please describe in detail, including specific examples of the overcrowding.**

**Has the district had any recent teacher layoffs or reductions?** No

**If "YES", how many teaching positions were affected?** 0

**At which schools in the district?**

**Please describe the types of teacher positions that were eliminated (e.g., art, math, science, physical education, etc.).**

**Has the district had any recent staff layoffs or reductions?** No

**If "YES", how many staff positions were affected?** 0

**At which schools in the district?**

**Please describe the types of staff positions that were eliminated (e.g., guidance, administrative, maintenance, etc.).**

**Please provide a description of the program modifications as a consequence of these teacher and/or staff reductions, including the impact on district class sizes and curriculum.**

**Does not apply.**

**Please provide a description of the local budget approval process for a potential capital project with the MSBA. Include schedule information (i.e. Town Meeting dates, city council/town council meetings dates, regional school committee meeting dates). Provide, if applicable, the District's most recent budget approval process that resulted in a budget reduction and the impact of the reduction to the school district (staff reductions, discontinued programs, consolidation of facilities).**

Upon approval of the Statement of Interest by the MSBA, the Mayor and the City Council will approve the roof replacement project, and a bid process will be initiated in cooperation with the MSBA. The Mayor anticipates that the City will fund the project and its cost share thereof from its available resources, so no bonding of the project is anticipated. The City Council meets weekly during much of the year, so it will act rapidly upon MSBA approval of the Statement of Interest.

## General Description

**BRIEF BUILDING HISTORY:** Please provide a detailed description of when the original building was built, and the date(s) and project scopes(s) of any additions and renovations (maximum of 5000 characters).

The Haverhill High School ("HHS") was constructed in 1962, with an addition constructed in 1972. In 2004-2010, the school was significantly renovated, at a cost approximating \$33 million. The renovation included much-improved handicapped accessibility, upgraded heating and ventilation and electrical systems, a new parking lot, hallway work, and a redesigned and improved science wing, with electronic upgrades and classroom and laboratory improvements. The Gymnasium roof was replaced in 1989 and the remainder of the building in 1998.

The HHS buildings consist of approximately 355,000 square feet. This includes the HHS swimming pool structure.

**TOTAL BUILDING SQUARE FOOTAGE:** Please provide the original building square footage PLUS the square footage of any additions.

355000

**SITE DESCRIPTION:** Please provide a detailed description of the current site and any known existing conditions that would impact a potential project at the site. Please note whether there are any other buildings, public or private, that share this current site with the school facility. What is the use(s) of this building(s)? (maximum of 5000 characters).

The HHS is sited upon 58 acres of land, including the realty covered by the HHS, its parking areas for students, staff and visitors, its pathways and landscaped lawns, and a number of athletic fields and facilities.

**ADDRESS OF FACILITY:** Please type address, including number, street name and city/town, if available, or describe the location of the site. (Maximum of 300 characters)

137 Monument Street, Haverhill, MA 01832

**BUILDING ENVELOPE:** Please provide a detailed description of the building envelope, types of construction materials used, and any known problems or existing conditions (maximum of 5000 characters).

The building is a brick structure located on one and two floors. The roof was replaced in two phases - the gymnasium in 1989 and the main section in 1998 with both PVC - polyvinyl chloride - and EDPM - ethylene propylene diene monomer - sections, and it is now in poor condition. The structure has not been expanded since construction of its addition in 1972, and has had no major renovations, other than the major (\$33 million) project of 2004-2010 detailed above.

**Has there been a Major Repair or Replacement of the EXTERIOR WALLS?** YES

**Year of Last Major Repair or Replacement:(YYYY)** 1972

**Description of Last Major Repair or Replacement:**

Construction of addition to facility.

**Roof Section** A

**Is the District seeking replacement of the Roof Section?** YES

**Area of Section (square feet)** 20000

**Type of ROOF (e.g., PVC, EPDM, Shingle, Slate, Tar & Gravel, Other (please describe)**

EPDM - see above

**Age of Section (number of years since the Roof was installed or replaced)** 31

**Description of repairs, if applicable, in the last three years. Include year of repair:**

The Gymnasium roof is 31 years old. The seams are separating at a rapid rate and compatible materials are not available to patch the seams. The gymnasium roof section is constantly undergoing repairs / patches to respond

to numerous leaks in that area of the building. We have had reported injuries as a result of water on the floor of the gymnasium court as well as have had to relocate physical education classes and reschedule sporting events.

### **Roof Section B**

**Is the District seeking replacement of the Roof Section?** YES

**Area of Section (square feet)** 252000

**Type of ROOF (e.g., PVC, EPDM, Shingle, Slate, Tar & Gravel, Other (please describe))**

EDPM / PVC

**Age of Section (number of years since the Roof was installed or replaced)** 22

**Description of repairs, if applicable, in the last three years. Include year of repair:**

The roof of the main High School building has been patched in the areas of leaks each year for more than the past three years, and the frequency of patch work has steadily increased. The main building roof is constantly undergoing repairs / patches to respond to numerous leaks in all areas of the building.

### **Window Section A**

**Is the District seeking replacement of the Windows Section?** NO

**Windows in Section (count)** 345

**Type of WINDOWS (e.g., Single Pane, Double Pane, Other (please describe))**

Both single pane and double pane

**Age of Section (number of years since the Windows were installed or replaced)** 47

**Description of repairs, if applicable, in the last three years. Include year of repair:**

Replacement of broken glass.

**MECHANICAL and ELECTRICAL SYSTEMS:** Please provide a detailed description of the current mechanical and electrical systems and any known problems or existing conditions (maximum of 5000 characters).

There have been no major improvements or upgrades to the mechanical and electrical systems since completion of the 2004-2010 renovation project. However, minor lighting upgrades have occurred throughout the facility since then to increase energy efficiency.

### **Boiler Section 1**

**Is the District seeking replacement of the Boiler?** NO

**Is there more than one boiler room in the School?** YES

**What percentage of the School is heated by the Boiler?** 100

**Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)**

natural gas

**Age of Boiler (number of years since the Boiler was installed or replaced)** 30

**Description of repairs, if applicable, in the last three years. Include year of repair:**

Routine Maintenance, with some additional upgrading in 2004-2010

**Has there been a Major Repair or Replacement of the HVAC SYSTEM?** YES

**Year of Last Major Repair or Replacement:(YYYY)** 2004

**Description of Last Major Repair or Replacement:**

construction of addition to HHS in 1972, and major renovation and upgrading of system in 2004-2010

**Has there been a Major Repair or Replacement of the ELECTRICAL SERVICES AND DISTRIBUTION SYSTEM?** YES

**Year of Last Major Repair or Replacement:(YYYY)** 2004

**Description of Last Major Repair or Replacement:**

construction of addition to HHS in 1972, and major renovation and upgrading of electrical services and distribution system in 2004-2010, including extensive work in science wing

**BUILDING INTERIOR:** Please provide a detailed description of the current building interior including a description of the flooring systems, finishes, ceilings, lighting, etc. (maximum of 5000 characters).

The structure's interior building wall components include painted sheetrock (gypsum wallboard), painted brick, exposed brick and various other architectural surfaces. Lockers throughout the facility are metal, and are in fair to poor condition. The majority of the flooring throughout the facility consists of ACT, VCT, and carpeting, with hardwood flooring in the gymnasium. The majority of the ceiling material consists of fibrous ceiling panels and 2 x 2 and 2 x 4 suspended ceiling tiles.

**PROGRAMS and OPERATIONS:** Please provide a detailed description of the current grade structure and programs offered and indicate whether there are program components that cannot be offered due to facility constraints, operational constraints, etc. (maximum of 5000 characters).

HHS offers a comprehensive high school academic program, for grades nine through twelve. It also provides a number of vocational and pre-vocational programs, as well as after-school enrichment and instructional activities. Evening school meetings are common, as is use of the building by community groups and organizations for meeting and recreational programs.

**EDUCATIONAL SPACES:** Please provide a detailed description of the Educational Spaces within the facility, a description of the number and sizes (in square feet) of classrooms, a description of science rooms/labs including ages and most recent updates, a description of the cafeteria, gym and/or auditorium and a description of the media center/library (maximum of 5000 characters).

The school has regular education classrooms, as well as additional space for special education. The HHS is a high school, and it maintains adequate space for teaching and learning, as well as for library services. Classrooms vary significantly in size, but they are adequate for current student enrollment and instructional purposes. The science laboratories and classrooms were upgraded and renovated in 2004-2010. The scope of this proposed roofing project does not change the number or configuration of existing classroom space.

**CAPACITY and UTILIZATION:** Please provide the original design capacity and a detailed description of the current capacity and utilization of the school facility. If the school is overcrowded, please describe steps taken by the administration to address capacity issues. Please also describe in detail any spaces that have been converted from their intended use to be used as classroom space (maximum of 5000 characters).

The building was designed for approximately 1500 students, and, with its 1972 addition and 2004-2010 renovation of the science wing and other instructional space, it is sufficient for approximately 2000 students. It is not overcrowded. Should the school expand its pre-vocational programs and vocational training initiatives, however, some modification of its space utilization may be advisable.

**MAINTENANCE and CAPITAL REPAIR:** Please provide a detailed description of the district's current maintenance practices, its capital repair program, and the maintenance program in place at the facility that is the subject of this SOI. Please include specific examples of capital repair projects undertaken in the past, including any override or debt exclusion votes that were necessary (maximum of 5000 characters).

The HPS performs maintenance work in all of its school buildings, primarily utilizing in-house personnel. The scope of work ranges from routine maintenance through emergency repairs, as well as various code inspection compliances. The Haverhill Public Schools ("HPS") uses an electronic maintenance work order program for all of its work order submissions, tracking, and documentation. Capital projects, preventive maintenance, and various other facility infrastructure improvements are prioritized and performed based on need and available funding. The City of Haverhill has engaged the services of a third party to launch a comprehensive energy conservation program. The program includes the replacement of various energy conservation-related equipment.

**Priority 5**

***Question 1: Please provide a detailed description of the issues surrounding the school facility systems (e.g., roof, windows, boilers, HVAC system, and/or electrical service and distribution system) that you are indicating require repair or replacement. Please describe all deficiencies to all systems in sufficient detail to explain the problem.***

---

The roof is now 31 and 22 years old, and, in recent years, it has experienced an increasing number of leaks. It has reached the end of its functional life, and it requires emergency repairs - patching - with increasing frequency. Also, once the roof is replaced, the HPS is interested in installing a solar panel array on the roof, to permit generation of electricity in the continued efforts of the HPS to maintain "green" and energy-efficient facilities wherever feasible.

The High School roof currently leaks in a variety of locations across the building, in moderate to severe rain and when snow has accumulated on the roof top. In heavy rains, buckets are needed to collect rain water in the halls and classrooms of the school. On occasion, due to the extent of the water infiltration, students have needed to move classrooms in order to have a safe, dry space in which to learn.

The gymnasium has ongoing issues with leaking. While there are recent and continual patches to this area, these patches are not a long-term solution and are not compatible with the original roofing materials. Contractors that have assessed the extent of the damage report that there is not sufficient intact material to make further patching feasible. Water infiltration has caused the gym floor to warp in some side areas, and in the center of the court, there is an area where the finish has bubbled due to consistent water infiltration. Because of this issue, the gym floor has been re-finished each summer for several years. In the fall of SY 18-19, prior to the most recent patch, there was significant water infiltration in the gymnasium that caused a Girls Varsity Championship game to be canceled due to water on the court. Other sporting events have also been canceled due to water on the court. The school's athletic director has been approached by the MIAA about safety concerns for student athletes and prior to the most recent patch, consideration was given to banning spring events entirely at the location. To assure that water does not inadvertently leak onto the court, custodians have jury-rigged drip pans under the spots they feel most likely to leak, to assure floors remain dry and students safe.

Approximately three years ago, a student athlete slipped on the wet court and broke his leg. The parents filed suit against the school system and the case was settled. Again, the roof has been patched since that time, but the patch is a short-term fix.

**Priority 5**

***Question 2: Please describe the measures the district has already taken to mitigate the problem/issues described in Question 1 above.***

---

The HPS repairs the roof, patching it as required.



## Priority 5

***Question 3: Please provide a detailed explanation of the impact of the problem/issues described in Question 1 above on your district's educational program. Please include specific examples of how the problem prevents the district from delivering the educational program it is required to deliver and how students and/or teachers are directly affected by the problem identified.***

---

The leaks disrupt the educational process, making certain affected classrooms unusable at times, and creating hazardous situations in some classrooms and hallways. The impact not only forces relocation of some instructional activities, it distracts students and staff, compromising the level of attention and focus required for optimal instruction.

## Priority 5

***Question 4: Please describe how addressing the school facility systems you identified in Question 1 above will extend the useful life of the facility that is the subject of this SOI and how it will improve your district's educational program.***

---

The new roof will eliminate leaks, restoring predictable use of classrooms, and reducing significantly the risk of student injury by slip-and-fall incidents in affected classrooms and on corridors. Instructional relocation will be less frequent, and student and staff distraction will be dramatically reduced.

---

**Please also provide the following:**

**Have the systems identified above been examined by an engineer or other trained building professional?:**

NO

**If "YES", please provide the name of the individual and his/her professional affiliation (maximum of 250 characters):**

Russo Barr Associates, Inc., 55 6th Road, Suite 6, Woburn, MA 01801

**The date of the inspection:**

**A summary of the findings (maximum of 5000 characters):**

The infrared roof moisture survey will be provided to the MSBA under separate cover. It found significant areas of sub-surface moisture, with numerous punctures and tears in the PVC membrane. It emphasized that "the PVC roof membrane is aged and very dirty ... Our recommendation is to perform roofing repairs as soon as possible; remove the underlying rigid board roof insulation and replace with in kind materials and a new single-ply roof membrane."

## Vote

### REQUIRED FORM OF VOTE TO SUBMIT AN SOI

#### REQUIRED VOTES

If the SOI is being submitted by a City or Town, a vote in the following form is required from both the City Council/Board of Aldermen **OR** the Board of Selectmen/equivalent governing body **AND** the School Committee.

If the SOI is being submitted by a regional school district, a vote in the following form is required from the Regional School Committee only. FORM OF VOTE Please use the text below to prepare your City's, Town's or District's required vote(s).

#### FORM OF VOTE

Please use the text below to prepare your City's, Town's or District's required vote(s).

Resolved: Having convened in an open meeting on \_\_\_\_\_, prior to the closing date, the

\_\_\_\_\_  
*[City Council/Board of Aldermen,*

*Board of Selectmen Equivalent Governing Body/School Committee]* OF \_\_\_\_\_  
*[City/Town], in accordance*

with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated \_\_\_\_\_ for the

\_\_\_\_\_  
*[Name of School]* located at

\_\_\_\_\_  
*[Address]* which

describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ ; *[Insert a description of the priority(s) checked off on*

*the Statement of Interest Form and a brief description of the deficiency described therein for each priority]; and hereby further specifically*

acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

**CERTIFICATIONS**

The undersigned hereby certifies that, to the best of his/her knowledge, information and belief, the statements and information contained in this statement of Interest and attached hereto are true and accurate and that this Statement of Interest has been prepared under the direction of the district school committee and the undersigned is duly authorized to submit this Statement of Interest to the Massachusetts School Building Authority. The undersigned also hereby acknowledges and agrees to provide the Massachusetts School Building Authority, upon request by the Authority, any additional information relating to this Statement of Interest that may be required by the Authority.

**Chief Executive Officer \***      **School Committee Chair**      **Superintendent of Schools**

(signature)	(signature)	(signature)
Date	Date	Date

\* Local chief executive officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.

Questions contact – Nahum Forgette 781-423-3072

Hearing March 10  
2020

**PETITION FOR POLE AND WIRE LOCATIONS**

North Andover, Massachusetts

711

To the City Council  
Of Haverhill, Massachusetts

Massachusetts Electric Company d/b/a NATIONAL GRID requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Riverside Ave. - National Grid to install (1) SO pole # 36-50 on Riverside Ave. beginning at a point approximately 75 feet north of the centerline of the intersection of Riverside Ave. and Jefferson St. and continuing approximately 75 feet in a north direction. Install new SO Pole # 36-50 in public ROW. Install feeder monitors.

Location approximately as shown on plan attached.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Riverside Ave. - Haverhill, Massachusetts.

**29361125**

Also, for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

Massachusetts Electric Company d/b/a

NATIONAL GRID

BY

Engineering Department

*Dan. Robinson/Per*

January 30, 2020

# **nationalgrid**

January 30, 2020

The City Council of Haverhill, Massachusetts

To whom it may concern:

Enclosed please find a petition of NATIONAL GRID, covering NATIONAL GRID pole location(s)

If you have any questions regarding this permit, please contact:

Nahum Forgette 781-423-3072

Please notify National Grid's Lisa Ayres of the hearing date / time.

National Grid: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845; # 978-725-1418

If this petition meets with your approval, please return an executed copy to:

National Grid Contact: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845.

Very truly yours,

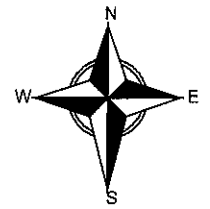


Dave Johnson  
Supervisor, Distribution Design

Enclosures

PETITION SKETCH  
TOWN OF HAVERHILL  
ESSEX COUNTY

The exact location of said facilities to be established by and upon the installation and erection of the facilities thereof



Lot# 3  
PID 418-183-3  
Lands of Bertoni, Robert E Etal

Lot# 12  
PID 418-183-7A  
Lands of Bertoni, Robert E Etal

Lot# Riverside Ave  
PID 418-187-2  
Lands of NE Power Co.

JEFFERSON ST (0576)

P 36-50  
CL=13'

RIVERSIDE AVE (0026)

Lot# Riverside Ave  
PID 418-187-3  
Lands of City Of Haverhill

LEGEND

- ⊗ Pole (Joint) - existing
- × Pole (Sole NG) - existing
- × Pole (Sole NG) - install
- - - Property Line
- EOP (Road)
- - - Centerline

WR\_29361125

PETITION SKETCH

NOT TO SCALE

DESIGNER: Forgette, Nahum  
DATE: 1/24/20  
WORK ORDER #: 14-19-29361125

Petition Sketch for the Install of New J/O  
Pole 36-50 in Public ROW, Riverside Ave,  
Haverhill MA

nationalgrid

Hearing February 11

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

145 South Main Street  
Bradford, MA 01835  
(978) 373-2360  
FAX: 978/891-5424  
EMAIL: billcoxlaw@aol.com

2020

(8.1)

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

December 4, 2019

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

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

RE: Ordinance - Sober Homes

As requested by Councillors Barrett, Sullivan and McGonagle, I have prepared an ordinance to require the registration of sober homes in Haverhill. The City of Quincy implement a similar ordinance and, after discussion with their City Solicitor, I feel confident as to the legality of this ordinance. The ordinance provides for the registration of such sober homes and addresses issues of concern to the City and neighbors such as parking, noise, fire safety and contact information.

Should you have any questions or concerns, please do not hesitate to contact me.

cc: James J. Fiorentini, Mayor

IN CITY COUNCIL: December 10 2019  
REFER TO PLANNING BOARD AND  
VOTED: that COUNCIL HEARING BE HELD  
FEBRUARY 11 2020  
Attest:

---

Acting City Clerk





# Haverhill

City Clerk's Office, Room 118  
Phone: 978-374-2312 Fax: 978-373-8490  
cityclerk@cityofhaverhill.com

January 24, 2020

Notice is hereby given that a hearing will be held for all parties interested, in the Council Chambers, City Hall Building, on *Tuesday, February 11, 2020*; at 7:00 P.M. on petition from City Solicitor for Zoning Hearing to amend the City Code Chapter 255, Article V, by adding: "18.1 Sober Homes"

Description of area, maps and plans are on file in the City Clerk's Office.

Linda L Koutoulas  
City Clerk

Advertise: January 24 & 31, 2020



DOCUMENT 122-B

## CITY OF HAVERHILL

In Municipal Council December 17 2019

ORDERED

### MUNICIPAL ORDINANCE

### CHAPTER 255

#### AN ORDINANCE RELATING TO ZONING

BE IT ORDAINED by the City Council of the City of Haverhill that the Code of the City of Haverhill, Chapter 255, Article V, Use Regulations, as amended, be and is hereby further amended by adding the following:

#### "18.1 Sober Homes

##### A. Purpose

The purpose of this ordinance is to address issues relating to sober houses in Haverhill. Structured sober houses provide housing for individuals in recovery from addiction to drugs and/or alcohol, including people who may have co-occurring mental health issues, as they transition from the treatment setting to life in the community. This housing assists individuals to return to the community through support in an alcohol- and drug-free, home- like environment.

This ordinance is intended to protect the residents of sober houses from operators who engage in abuse, neglect, mistreatment, fraud, and/or inadequate supervision of this vulnerable population as well as to protect the residents of structured sober living homes and the neighboring community from operators who fail to provide a supportive, residential family-like living environment necessary for the residents to achieve and maintain sobriety, in a manner consistent with the reasonable expectations of residents living where sober houses are located in regard to their quality of life.

For Hearing February 11, 2020

122-13

## B. Definitions

As used herein, the following terms shall have the following meanings.

Operator	A company, business or individual who provides services to or for a sober house, including the placement of individuals in a residence, setting house rules, and/or governing the behavior of occupants while residents of the home. An operator does not include a property owner or property manager that exclusively handles real estate contracting, property management, and leasing of the property and who does not receive compensation for services under the first sentence, above.
Parking Plan	A plan that provides for adequate off-street parking to insure that residents of the sober house and abutting residents can safely and conveniently park their vehicle(s).
Reasonable Accommodation	A change, adaptation or modification of Haverhill Zoning regulations to allow a person seeking to take advantage of sober housing to reasonably do so in the city of Haverhill.
Sober House	A dwelling unit occupied by more than four (4) persons, all of whom are in recovery from chemical dependency and considered handicapped under the Federal Fair Housing Act Amendments of 1988, that provides a non-institutional residential environment in which the residents willingly subject themselves to written rules and conditions, including prohibition of alcohol and drug use (except for prescription medications obtained and used under medical supervision), intended to encourage and sustain their recovery.

## C. Regulation and Oversight

### 1. Registration Required

No sober house may operate within the city without first obtaining a registration as provided in this chapter. No person shall open or operate a sober house or working for a sober house in the city until the information required in this section has been provided to the City Clerk. The Operator of any sober house in the city shall be responsible for updating all required information on a monthly basis, as necessary. Application for this registration within 60 days of the effective date of this ordinance by any current operator, and within 30 days of the date of application for an occupancy permit for all new operators.

122-B

## 2. Registration Application

Every applicant for a registration to operate a sober house shall provide the following information and documentation:

- a. The name and full street address of the structured sober living home;
- b. The name, full street address, mobile and land phone numbers, email address, and driver's license or government issued identification number of the property owner and the Operator;
- c. After a house manager is hired, each house manager's name, full home living street address, mobile and land phone numbers, email address, and driver's license or government issued identification number;
- d. If the operation of the sober house involves a lease, a copy of the lease then currently in effect;
- e. The operation plan for the sober house, including supervisory roles and responsibilities, all plans that facilitate the rehabilitative process and those that address the maintenance and control of the property including parking, noise abatement and the like, all consistent with local ordinances;
- f. The tenant rules and regulations, written intake procedures and relapse policy, and discharge plan;
- g. An affirmation by the Operator that only residents (other than the house manager(s)) who have the disability of addiction to drugs and/or alcohol as defined by state and federal law are eligible to reside at the sober house and the home will not admit persons who pose a direct threat to the health or safety of others such as persons on the sex offender registry or prison pre-parolee;
- h. A blank copy of every form that residents and potential residents are required to complete; and
- i. A voluntary fire safety inspection of the property shall be offered as part of the registration process by the Haverhill Fire Department.
- j. A signed and dated safety certification that the following safety devices are installed and fully functional as well as a schedule for self-inspecting each device:
  - i. Functioning smoke detectors in the sleeping rooms and common areas
  - ii. Functioning carbon monoxide detectors
  - iii. Functioning fire extinguishers in plain sight and/ or clearly marked location
  - iv. Interior and exterior of the property is in a functional, safe and clean condition and free of fire hazards.
- k. Contact information shall be provided on an annual basis and updated within 30 days of any change.

122-B

### 3. Registration Issuance

Upon receipt of the foregoing information, the City Clerk shall issue the registration required by this chapter as an administrative/ministerial matter. The City Clerk may deny the registration for a sober house and may deny any transfer of a current registration or revoke a current registration only under the following circumstances:

- a. The owner or operator has provided materially false or misleading information on its application or omitted any pertinent information;
- b. Any owner or operator has an employment history in which he or she was terminated during the prior five years or any staff person has an employment history in which he or she was terminated in the prior year, due to physical assault, sexual harassment, embezzlement, theft, falsifying a drug test, or selling or furnishing illegal drugs or alcohol;
- c. Any Operator of a sober house who is in recovery from drug and/or alcohol addiction who has been clean and sober for fewer than two full years as of the date of application for this registration or the date of employment;
- d. Repeated violations of the operating rules and regulations submitted as part of the application for the registration, and/or the supervision requirements in the sober house for the residents during hours of operation, the structured sober living home's rules and regulations, written intake procedures, relapse policy, or discharge procedure and policy.

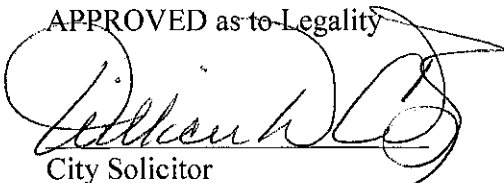
#### D. Parking Plan

The Operator of a sober house shall provide a parking plan for review and approval by the Director of Inspectional Services or his designee providing for off street parking to accommodate residents and to address parking impacts of the residence on the abutters.

#### E. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

APPROVED as to Legality



City Solicitor

PLACED ON FILE for at least 10 days

Attest:

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



DOCUMENT 122-B

## CITY OF HAVERHILL

In Municipal Council December 17 2019

~~ORDERED~~

MUNICIPAL ORDINANCE

CHAPTER 255

An Ordinance Relating to Zoning - Amend City Code Chapter 255, Article V  
by adding: "18.1 Sober Homes"

Since this Ordinance exceeds in length eight octavo pages of ordinary book print, in lieu of advertising, it is published by the City Council in a municipal bulletin, placed on file in the City Clerk's Office and posted on the municipal bulletin board in City Hall.

PLACED ON FILE for at least 10 days

Attest:

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

Copy



# Haverhill

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

February 7, 2020

TO: City Council President Melinda Barrett and members of the Haverhill City Council

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

**SUBJECT: Zoning amendment—Sober Homes**

On January 8, 2020, the Haverhill Planning board voted to send a conditional favorable recommendation to the City Council on the proposed zoning amendment. The minutes of the hearing are in your packages.

The proposed ordinance prepared by the city Solicitor Bill Cox establishes a registration process for sober homes in the city.

The request was reviewed by the city departments and their comments are contained in your packages.

The planning board raised several procedural questions for clarification by Solicitor Cox relative to some of the details of the registration process. These are contained in the minutes, and can be addressed at the hearing.

As Planning director, I concur with the planning boards action and recommend that the city council approve the zoning amendment as proposed.

**Recommendation: Approve the zoning amendment as proposed.**



# Haverhill

Planning Board

Phone: 978-374-2330 Fax: 978-374-2315

January 9, 2020

City Council President Melinda Barrett  
& City Councilors  
City of Haverhill

Members Present: Chairman Paul Howard  
Member Robert Driscoll  
Member Kenneth Cram  
Member Karen Buckley  
Member Karen Peugh  
Member April DerBoghosian, Esq.  
Member William Evans  
Member Nate Robertson

Members Absent: Member Alison Colby-Campbell

Also Present: William Pillsbury, Jr., Director of Economic Development and Planning  
Lori Robertson, Head Clerk

RE: Zoning Amendment Sober Homes

Dear City Council President and Councilors:

Please note at the January 8, 2020 Planning Board meeting held at 7:00 pm in the City Council Chambers the board considered the recommendation of the Planning Director, William Pillsbury, Jr., to forward a favorable conditional recommendation for a zoning amendment to Chapter 255, Section 18.1 Sober Homes.

Member Karen Peugh read the rules of public hearing into the record.

Mr. Pillsbury: This is a zoning amendment relative to the registration of sober homes. It was a document filed by City Solicitor William Cox. The role of the Planning Board is to make a recommendation to the City Council on the ordinance.

Chairman Howard asked if anyone from the public wished to speak. Hearing none, we will close the public portion of the hearing and turn it over for comments from the Planning Director.



Member Nate Robertson: What does this amendment consist of? Does this require every sober home to register with the City?

Mr. Pillsbury: The concerns that have been raised by the City Council in asking for this ordinance dealt with a presumed approval for similar facilities such as this. There are other City's that implemented similar ordinances. It provides for the registration of such sober homes and addresses issues of concerns to the City and its neighbors.

Member Nate Robertson: Would it be the City Council or Planning Board that approves these registrations?

Mr. Pillsbury: I don't think in the process of having to file a registration...we have registrations of abandoned buildings for example that doesn't have to go through the council...it maybe set up in the City Clerk's Office. I don't have a definitive answer on that.

Member Nate Robertson: My concern is in the midst of the opioid epidemic and the vulnerable population, my worry is that if you ask a sober home to register with the City and then vote...(inaudible)

Mr. Pillsbury: The registration doesn't require a level of approval. It's just a registration. It's not like special permit with an approval process. I don't believe that is what this is. In certain legal precedents they are allowed to come in anywhere they want. It's to say what is going on in the building. It creates the opportunity to see what is there.

Member Nate Robertson: It seems like the smart thing to do to have them register. My caution would be having the public weigh in every-time.

Member Karen Peugh: When they register it becomes part of the public record.

Mr. Pillsbury: The City could at least know who to contact. I think it's more informational.

Member Nate Robertson: How would a sober home be defined in zoning?

Mr. Pillsbury: We could go to the document to find out that information.

Member Karen Buckley: City Departments? Are there inspections?

Mr. Pillsbury: I believe they get inspected by the state. I would have to imagine there is some degree of safety requirements. My recommendation would be to forward your concerns and comments to the City Council in a conditional favorable recommendation. The conditions would be, to look at the issues that you have raised.

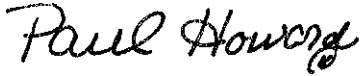
Inaudible

Mr. Pillsbury: That is a matter of contention. A couple of City Departments have raised concerns about that. Attorney Cox is down with the flu so that is why he is not here. I'm probably doing a terrible job at answering these questions.

Member Bill Evans made a motion to make a favorable conditional recommendation to the City Council as recommended by Planning Director, William Pillsbury, Jr. Seconded by Member Robert Driscoll.

Chairman Paul Howard - yes  
Member Robert Driscoll - yes  
Member Alison Colby-Campbell- absent  
Member Kenneth Cram-yes  
Member Karen Buckley-yes  
Member Karen Peugh-yes  
Member Nate Robertson-yes  
Member Bill Evans- yes  
Member April DerBoghosian, Esq. – yes  
Motion Passed.

Signed:

A handwritten signature in black ink that reads "Paul Howard". The signature is written in a cursive, flowing style.

Paul Howard  
Chairman

Attachments: City Department Letters

Cc: Sober Homes zoning amendment file  
City Engineer-John Pettis-email  
City Departments



# Haverhill

Conservation Department

Phone: 978-374-2334 Fax: 978-374-2366

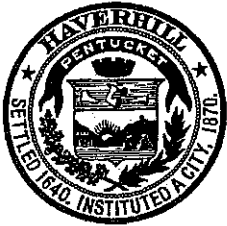
[rmoore@cityofhaverhill.com](mailto:rmoore@cityofhaverhill.com)

[conservation@cityofhaverhill.com](mailto:conservation@cityofhaverhill.com)

*Emailed  
Amy. 1.6.20  
OSX*

MEMO TO: William Pillsbury, Economic Development & Planning Director  
FROM: Robert E. Moore, Jr., Environmental Health Technician  
DATE: January 6, 2020  
RE: New Zoning Ordinance  
City of Haverhill for C.255, §18.1 – Sober Homes

The Haverhill Conservation Commission discussed the forwarded materials at its January 2<sup>nd</sup> meeting. The Commission offered no objections to the proposed ordinance, with the understanding that the construction and/or renovations of dwellings to create such housing will still be required to comply with the regulations under the Commission's jurisdiction.



# Haverhill

January 6, 2020

*Emailed  
AMC Cox  
1.7.20*

Board of Health  
Inspection Services  
Building/Zoning  
Phone: 978-374-2325  
978-374-2338  
Fax: 978-374-2337

AMEND CITY CODE CHAPTER 255 ARTICLE V BY ADDING 18.1 SOBER HOMES

William Pillsbury,

I have reviewed the amendment of chapter 255; adding 18.1 Sober Homes and have the following comments.

A building code classification is required for an issuance of an occupancy permit, for a use in any building, this would require the building meets the minimum standard for life safety codes set forth in the 780 CMR State building code, fire protection codes, and housing codes for the safe use of the building. A building code classification is based on means of egress, occupancy count, type of occupants, (are they capable of self-preservation, can they exit the building during an emergency in the required time) the use and building type. I strongly recommend that an occupancy permit be required, and yearly inspections be done to ensure all codes are continually met.

Please read highlighted areas on attached articles on sober homes.

I feel there is an increased need for sober homes in the city however, to support this all codes must be met.

I hope you will take my comments into consideration.

Thank you,

Thomas Bridgewater  
Building Commissioner  
Zoning Office  
(978)374-2338

# The Patriot Ledger

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## Quincy considers trying to regulate sober houses

By Sean Philip Cotter

The Patriot Ledger

Cotter\_Ledger

Posted Sep 9, 2017 at 6:00 AM

Updated Sep 11, 2017 at 12:12 PM

“It’s shocking that this loophole has gone on as long as it has. It’s nuts.”

QUINCY -- No one knows how many sober houses are in Quincy, where they are or how they operate. That’s because a federal housing and discrimination law meant to protect recovering drug and alcohol addicts prevents cities and towns from regulating sober houses, mandating standards of care or setting zoning restrictions.

City officials are looking for a way around that law with a proposed ordinance they hope would survive a court challenge.

City Councilor Brian Palmucci this week introduced the proposed ordinance to require sober-house owners to obtain an operating license from the city. Councilors Margaret Laforest and Kirsten Hughes have signed on as co-sponsors.

Palmucci, a criminal defense lawyer, said he often finds out about a new sober house in the city only when neighbors see movers unloading the beds and call him.

“It’s shocking that this loophole has gone on as long as it has,” he said. “It’s nuts.”

The ordinance would require a sober-house owner to provide the city with names and contact information for the home’s operators and managers, along with a copy of its operating policies. The owners would also have to confirm that only recovering addicts will be living there.

The city could deny or revoke a sober-house license if the owner provides false information on the application, has been convicted of certain crimes, is a recovering addict with less than two years of sobriety or has repeated violations of its own policies.

Attempts by other communities to regulate sober houses have been challenged in court and found to be in conflict with the federal Fair Housing Act and Americans with Disabilities Act. Federal law considers recovering addicts to be persons with disabilities, and says they cannot be discriminated against when it comes to housing.

Unlike boarding houses, which require licenses and are subject to specific zoning regulations, sober houses are treated as single-family homes, authorities say.

There is no state law or agency oversight of sober houses, only a voluntary certification program administered by the Massachusetts Alliance for Sober Housing. Only seven sober homes in Quincy are certified. The city estimates another five to seven sober houses operate here and some sober-house owners put the number even higher.

If the city council approves the ordinance, Palmucci said he expects it will be challenged in court. But he believes the city can successfully defend it since there is no language to restrict where sober houses can operate.

Christopher Walker, spokesman for Quincy Mayor Thomas Koch, said the city solicitor's office worked with Palmucci to draft the ordinance, and the mayor supports it and has promised to defend it in court if it becomes law.

"We fully understand that whatever we do likely will be before a judge," Walker said.

Two Suffolk University law professors who specialize in fair-housing issues and reviewed the ordinance this week say that on a first read, at least, there's nothing inherently illegal about it.

"There's nothing per se problematic with that under the Fair Housing Act," John Infranca, one of the Suffolk professors, said.

He said any legal challenge would more likely be based on the intent behind it and how it is applied than on the language of the ordinance.

"Are the health and safety provisions in place just a pretext for discrimination?" he said, offering an example.

Palmucci said that he is not against sober houses, but wants the city to know where they are and how they are managed.

He supported a sober house in Brewer's Corner, despite neighborhood opposition. But he also has talked about keeping sober houses out of settled residential neighborhoods.

"They shouldn't be in predominantly single-family neighborhoods," he said.

Bill Berman, another professor at Suffolk Law, said some cities and towns have run into issues when they've tried to regulate sober houses after community opposition to them.

He pointed to the 2010 federal case in which Framingham tried to block plans by Middlesex Opportunity Council Inc. to expand a home for recovering drug addicts and their families and a veterans living facility. A judge ruled against Framingham, saying city violated the Fair Housing Act. Framingham eventually agreed to pay the facility \$1 million. In his ruling, the judge said that statements made by local officials showed they simply didn't want a sober house in Framingham.

Berman said courts can throw out a town or city law "if there's some evidence that the intent of it is not so much to protect the residents of the sober houses but to restrict such uses being allowed at all."

But Berman said he doesn't believe courts would necessarily rule against all regulation of sober houses.

"I believe they would allow a town's honest attempt," he said.

Geoff Beckwith, executive director of the Massachusetts Municipal Association – a non-profit group that provides resources to cities and towns – said municipalities around the state have yet to create successful regulations.

"Communities are very limited in what they can do to regulate sober homes," he said.

Joshua Silva, who runs six sober houses in Quincy, said he doesn't believe cities or towns should be able to get too deeply into sober-house regulation or be able to ban them. But he said he is concerned about substandard sober houses and that some sort of licensing process should exist.

Three of Silva's six sober houses are certified by the Massachusetts Alliance for Sober Housing and the other three are in the process of receiving certification. All require residents to have jobs and receive counseling. There is a house manager on site 24 hours a day and the houses follow the state's guidelines, he said.

"Sober living should be about getting acclimated to society," said Silva, a recovering addict. "I think it should be mandatory to be (Massachusetts Alliance for Sober Housing) certified," he said.

State Sen. John Keenan, D-Quincy, who filed the bill that created the certification program, said voluntary certification uses the only leverage the state has, which is referring recovering drug and alcohol addicts to sober-house living, primarily as part of a court sentence.

As a result of Keenan's bill, the state refers recovering addicts only to sober houses that meet certain criteria, pass an inspection and become certified, which includes following safety, transparency and policy guidelines.

In addition to three of Silva's sober houses, four others in Quincy are certified.

Keenan said the goal is to create sober homes that treat both the community and residents as well as possible.

"It was as a result of hearing from people that sober homes weren't so sober," Keenan said.

Across the state, there are 152 certified homes, including the seven in Quincy, and 39 with pending applications.

Brian Murphy, who owns a certified sober house in Quincy, said he worries about the number of sober houses coming in with little care for the community or the residents of the home.

Murphy, one of the founders of the Massachusetts Alliance for Sober Housing, said he and others wanted to provide leadership from within the industry.

"We were trying to get houses to come out of the shadows," he said.

### **Certified sober houses in Quincy**



The Massachusetts Alliance for Sober Housing, a decade-old nonprofit organization, is the only entity in the state that provides some oversight of sober houses, administering voluntary certification for the state.

The sober-house owner's plans have to be in writing and its operating policies clear and transparent, said Marie Graves, the organization's executive director. That includes making sure rent is made clear to residents in advance and guaranteeing that a manager is on site around the clock to make sure recovering addicts stay sober.

Graves said the demand for sober houses in recent years has caused the industry to flourish, one of the reasons she suggests recovering addicts choose certified homes.

"I don't know of any house that has an empty bed, to be honest," she said.

The organization's website keeps a registry of certified sober homes, with contact information for each one.

For a list of certified sober houses, visit [mashsoberhousing.org](http://mashsoberhousing.org).

The seven in Quincy are as follows:

Copeland Men's House

53 Copeland St.

40 beds

617-990-6620 [jpenney.solutions@gmail.com](mailto:jpenney.solutions@gmail.com)

Garnet Recovery Communities

210 Arlington St.

20 beds for men

857-319-3674 [jmarsh@garnet recovery.com](mailto:jmarsh@garnetrecovery.com)

Bennington House #1

13 beds for women

43 Verchild St.

978-967-5741 [josh.silva57@gmail.com](mailto:josh.silva57@gmail.com)

Recovery Up Front #2

10 beds for men

339-341 Quarry St.

617-293-9612, 781- 974-9223

brnjake15@comcast.net

Goddard House

91-93 Goddard St.

10 beds for men

978-967-5741 josh.silva57@gmail.com

Bennington House #2

54 Bennington St.

6 beds for men

978-967-5741

josh.silva57@gmail.com

#1 Patriot House

170 Federal Ave.

5 beds for men

617-959-4384, 781- 884-7016

info.nesnh@gmail.com

*Sean Philip Cotter may be reached at scotter@ledger.com.*

State public health officials conclude in a long-awaited report that they are legally powerless to regulate private rooming houses for recovering substance abusers, but propose financial inducements for property managers in this fast-growing and controversial corner of the rental market to get training.

In the report sent to legislators last week, the Department of Public Health calls for a carrot-and-stick approach: voluntary training for managers of these so-called sober homes, combined with legislation that would prohibit state agencies, including the probation and corrections departments and their vendors, from referring clients to any sober home that did not undergo the instruction.

The training, which the state predicts will cost about \$250,000 each year for an initial estimate of 300 sober homes, will focus on educating managers about relevant laws and agencies affecting them and their tenants, and the nationally-accepted "best practices" of being "a good neighbor" in their communities.

"We give people a roadmap," said Hilary Jacobs, deputy director of the Bureau of Substance Abuse Services within the Department of Public Health.

The 16-page report, ordered by the Legislature in August 2010, comes amid growing complaints over the past five years that some landlords, aware that droves of men and women were getting out of detoxification facilities with no place to go, were taking about \$150 a week from them and promising a supportive environment, only to put them in unsafe, chaotically run boarding houses where relapses were common.

The remedy, however, was elusive because of these properties' unusual legal

citizens, according to federal housing laws, and cannot be subject to any extra layer of regulation because of their disability.

Also, by focusing mostly on housing and only some peer-to-peer therapeutic support, sober homes do not qualify as substance-abuse treatment facilities subject to existing state public health regulations.

Though some state and local officials were sympathetic to the public health department's legal predicament, others with relatives who suffered in sober homes expressed deep frustration that the report only offered management training.

"I'm amazed and appalled that the state has no control," said Karen Rivers, who said her son died last December of a drug overdose at a Salem sober home.

She said a well-run sober home is a godsend to recovering addicts, but so many are just dumping grounds for the forgotten, and landlords just want to "fill the rooms and make money."

Michael Kineavy, chief of policy and planning for the city of Boston, where numerous troubled sober homes operate, said the Public Health Department's proposal to offer training to sober home managers has some value, but he worries that some of the worst sober home operators would simply become part of the "underground market" that "take advantage of people."

Most tenants - many with criminal records, mental health issues, and few emotional supports - are also rather docile about the conditions they face in sober homes, fearful of being thrown onto the streets.

Boston city officials have encouraged residents to complain to the mayor's hotline about troubled sober homes, and many have come under increased attention by the city's Inspectional Services Department for unsafe or overcrowded conditions, including several large properties in Roxbury and Dorchester in the past year.

State Senator John Keenan, a Democrat from Quincy who heads the Joint Committee on Mental Health and Substance Abuse, said he hopes the report triggers further discussion, including how to educate the public, and tenants, about how to better report abuses of the problematic sober homes.

"Some are well-intentioned, and some are not well-intentioned," he said, adding that the committee has not decided how to address the recommendations in the report.

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*Patricia Wen can be reached at [wen@globe.com](mailto:wen@globe.com).*

The report did not address one growing problem in sober homes: the expanded use of major private labs to conduct frequent drug-screening urine tests on residents to check for sobriety, much of which has been reimbursed by Medicaid. The state attorney general's office has initiated cases against a half-dozen labs over the past five years related to kickbacks to sober home operators who signed exclusive contracts with them, some worth millions of dollars.

Jacobs said the report did not touch on drug testing of tenants because the attorney general's office has exposed much of the problem, and her staff focused on how the state could offer new solutions.

Though the report went out of its way to say many sober homes are well-run, it acknowledged it has no idea how many such properties exist. For instance, the report stated that, five years ago, the state invited 200 sober home operators to attend a meeting about how to better coexist in their neighborhoods; fewer than 30 showed up, and 18 filled out a survey requested by the state.

The report estimated at least 300 exist in the state, and acknowledged it may be "only a fraction" of the true numbers. Currently, the health department's website on sober homes has only 10 properties that voluntarily registered. The report said this low number shows that "there is no incentive or benefit to the operators for voluntary participation."

Under existing laws, anybody can rent out their property and advertise it as a sober home as long as tenants are recovering substance abusers, saying they will try to stay sober, and the landlord complies with existing local housing and safety codes. For many municipalities that have sober homes triggering neighborhood complaints, the only recourse is to file legal action related to unsafe housing conditions.

NEWS

## Fitchburg wins appeal over sprinklers in sober houses

Federal appeals court rules sprinkler are required to operate a sober home

By **DANIEL MONAHAN** | [dmonahan@sentinelandenterprise.com](mailto:dmonahan@sentinelandenterprise.com) | Sentinel & Enterprise  
October 20, 2019 at 6:06 am

BOSTON — A federal appeals court has upheld a lower court decision that the city did not violate the Americans with Disabilities Act and the Fair Housing Act for requiring the installation of sprinklers in several sober homes.

Jeffrey Summers, who runs a nonprofit organization called Jeffrey's House, Inc. said the sober facilities shouldn't be subject to the requirement and the city's refusal to grant an exemption violates provisions of the Americans with Disabilities Act and the Fair Housing Act.

But a three-judge panel of the first U.S. Circuit Court of Appeals in Boston sided with Fitchburg in an Oct. 8 ruling, stating that Summers failed to show that such an exemption was either reasonable or necessary to allow recovering addicts to live in and benefit from the sober homes.

Summers said he was disappointed with the ruling, adding that he is still considering additional litigation against the city.

"I've been battling the city for eight years on this and it does get tiresome, but we're going to be here until it's no longer feasible," he said. "We're not really sure what happens now. The worst case scenario is that we shut our doors altogether."

Summers said the court's decision will have a negative impact on the city and all of the sober homes operating within it.

"I was hoping that we could have come to an agreement with the city, either years ago or even now," said Summers.

Mayor Stephen DiNatale said he was happy with the court's ruling.

"The city is pleased with the decision as it promotes public safety for the residents of sober homes, their neighbors and first responders," said DiNatale. "I want to thank all of the city officials involved in working so hard to justly and fairly treat sober homes within the City of Fitchburg."

The appeal originated from the enforcement of a state law by the city of Fitchburg. The law requires the plaintiffs to install sprinklers in the four sober houses that they operate for recovering addicts.

Summers operates four sober houses in Fitchburg. These facilities provide supportive residences for individuals recovering from alcohol and/or drug addiction.

Starting in 2013, city officials began to enforce a variety of zoning and building-code provisions that they thought the plaintiffs were violating.

At least three of the sober houses were apparently operating in violation of the use restrictions set forth in the city's zoning ordinance.

In July 2014, officials informed Summers that his organization was required, pursuant to a state law that applies to lodging or boarding houses with six or more unrelated residents, to install sprinkler systems in the three sober houses it was then operating.

Summers was given six months to bring the sober houses into compliance but did not do so. Consequently, the city fined him \$1,000 and instituted an enforcement action in the local housing court.

At a housing court hearing in 2015, Summers suggested that, pending resolution of the dispute over the sprinkler requirement, he would reduce the occupancy of each sober house to five or fewer residents, rendering the Sprinkler Law inapplicable.

Once city officials asked him to memorialize this suggestion in writing and agree to allow sporadic inspections to verify the reduced occupancy, he reneged on the offer.

Summers asserted that the Sprinkler Law did not apply to sober houses, that periodic inspections would disrupt the residents, and the cost of sprinklers would be prohibitive.

The dispute simmered until Sept. 14, 2015, when the plaintiffs sued the city and a number of municipal officials in the U.S. District Court for the District of Massachusetts.

The district court dismissed most of the complaints but allowed the plaintiffs to proceed with their reasonable accommodation claims.

As to the reasonable accommodation claims, the court concluded that the plaintiffs had failed to show that their concerns about the sprinkler requirement rendered an accommodation to the Sprinkler Law either reasonable or necessary.

The court also determined that the plaintiffs had voluntarily withdrawn any proposal to reduce occupancy to fewer than six residents per sober house.

The most recent appeal ensued and, in it, the plaintiffs challenged only the district court's entry of summary judgment on their ADA and FHAA reasonable accommodation claims.

The appeals court said Summers failed to demonstrate the request for an exemption from the Sprinkler Law was reasonable and that such an exemption would create an unacceptable safety risk to both the residents and the public.

The court also said that recovering addicts qualify as handicapped individuals and that municipal officials knew of the handicap at all times relevant to this litigation.

Despite this, the court said evidence did not show that installing sprinklers would interfere with the therapeutic benefits that the residents reap from living in the sober houses.

Summers also questioned whether municipal officials engaged in good faith to reach an agreed-upon accommodation with respect to the Sprinkler Law.

The court ruled that the argument was unsupported because "municipal officials worked with the plaintiffs to ensure that the sober houses complied with state and local laws even in the face of the plaintiffs' intransigence."

Summers said Jeffrey's Place will either have to scale back the number of people per household, from six to five, or to invest in sprinklers.

"Those are very difficult and expensive options right now," he said.

Summers said he took issue with several buildings in the city that are able to skirt around the Sprinkler Law requirement, particularly Fitchburg State University.

"Why are they exempt, if the issue is five or more, if students are piling in a house?" asked Summers. "The don't have to have sprinklers, but we do."

Though this case is settled, similar issues continue to pop up across the city.



Donald Flagg, the nonprofit's director, petitioned the city to overturn Building Commissioner Mark Barbadoro's decision which says the use of the building as a sober home isn't allowed under city zoning.

Barbadoro said the city discovered there was enough room in the home to house 13 unrelated individuals in the 3-unit single-family dwelling. The city's current definition of family is not more than four unrelated people, he added.

Barbadoro said sober homes are allowed in the city and, in fact, encouraged, but they need to be in the correct zone.

Andrew Tine, Flagg's attorney, said the city cannot make that distinction because it would be in violation of a state law which prohibits cities or towns from making decisions which discriminate against a disabled person.

The ZBA continued the meeting until Nov. 12, when it hopes to make a decision.



## **Daniel Monahan**

Daniel Monahan is a reporter who covers Fitchburg, Westminster and Ashby Lunenburg, and Ashburnham. Before that, he spent six months covering a small area in the Cape for the Sippican Week. A Pepperell native and graduate of UMass Amherst, Daniel enjoys running, board games, and watching independent movies.

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## 148 § 26G

### Note 2

matic sprinkler system would not be required in building or addition unless sufficient water and water pressure exists, meant that owner of building or addition had to install sprinkler system if he had access to source of water sufficient to operate adequate system of sprinklers, and source of water could be either on land on which new building or addition was constructed or off the land, provided that source was legally available to owner of building of addition, regardless of cost of access. Chief of Fire Dept. of Worcester v. Wibley (App.1987) 507 N.E.2d 256, 24 Mass.App.Ct. 912, review denied 508 N.E.2d 620, 400 Mass. 1101.

### 3. Major alterations

Term "major alteration," in this section requiring automatic sprinkler system in major alterations to buildings commenced after speci-

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## § 26H. Lodging or boarding houses; automatic sprinkler systems

In any city or town which accepts the provisions of this section, every lodging house or boarding house shall be protected throughout with an adequate system of automatic sprinklers in accordance with the provisions of the state building code. No such sprinkler system shall be required unless sufficient water and water pressure exists. In such buildings or in certain areas of such buildings, where the discharge of water would be an actual danger in the event of a fire, the head of the fire department shall permit the installation of such other fire suppressant systems as are prescribed by the state building code in lieu of automatic sprinklers. The head of the fire department shall enforce the provisions of this section.

For the purposes of this section "lodging house" or "boarding house" shall mean a house where lodgings are let to six or more persons not within the second degree of kindred to the person conducting it, but shall not include fraternity houses or dormitories, rest homes or group residences licensed or regulated by agencies of the commonwealth.

Any lodging or boarding house subject to the provisions of this section shall be equipped with automatic sprinklers within five years after acceptance of this act by a city or town.

Whoever is aggrieved by the head of the fire department's interpretation, order, requirement or direction under the provisions of this section, may within forty-five days after the service of notice thereof, appeal from such interpretation, order or requirement to the board of appeals of the fire safety commission as provided in section two hundred and one of chapter six. Added by St.1986, c. 265. Amended by St.1989, c. 330; St.1989, c. 557, § 2:

### Historical and Statutory Notes

St.1986, c. 265, was approved July 16, 1986.

St.1989, c. 330, approved Aug. 3, 1989, added the third paragraph.

## FIRE PREVE

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**Part I** ADMINISTRATION OF THE GOVERNMENT**Title XVI** PUBLIC HEALTH**Chapter 111B** ALCOHOLISM**Section 6A** LICENSING AND APPROVAL OF HALFWAY HOUSES

Section 6A. The department shall issue for a term of two years, and may renew for like terms, a license, subject to revocation by it for cause, to any person, other than a department, agency or institution of the federal government, the commonwealth or any political subdivision thereof, deemed by it to be responsible and suitable to establish and maintain a halfway house for alcoholics. In the case of a department, agency or institution of the commonwealth or any political subdivision thereof, the department shall grant approval to establish and maintain a halfway house for alcoholics for a term of two years, and may renew such approval for like terms, subject to revocation by it for cause.

The department shall promulgate rules and regulations establishing requirements and standards for licensing and approval of halfway houses for alcoholics. Such rules and regulations shall

not, however, establish educational nor professional requirements for the staff of any halfway house for alcoholics. The requirements and standards established in the rules and regulations shall include, but shall not be limited to:—

- (1) The need for the halfway house;
- (2) The range of therapeutic programs designed to meet the needs of the residents of the halfway house;
- (3) Licensing fees, application and revocation procedures.

Each halfway house for alcoholics shall be individually licensed or approved.

Each halfway house for alcoholics shall file with the department from time to time, such data, statistics, schedules, or information as the department may reasonably require for the purposes of this section, and any licensee or other person operating a halfway house for alcoholics who fails to furnish such data, statistics, schedules or information as required, or who files fraudulent returns thereof, shall be punished by a fine of not more than one hundred dollars.

The department, after holding a hearing in accordance with chapter thirty A, may refuse to grant, suspend, revoke, limit or restrict the applicability of any license or approval or refuse to renew any license or approval for any failure to meet the requirements of its rules, regulations or standards concerning such halfway houses.

No person, excepting a department, agency or institution of the federal government, the commonwealth or any political subdivision thereof, shall operate a halfway house without a license and no department, agency or institution of the commonwealth or any political subdivision thereof shall operate a halfway house for alcoholics without approval from the department pursuant to this section. The superior court shall have jurisdiction in equity to restrain any violation of the provisions of this section and to take such other action as equity and justice may require to enforce its provisions.

Whoever knowingly establishes or maintains a halfway house for alcoholics without a license granted pursuant to this section shall be punished by a fine of not more than five hundred dollars.

Each halfway house shall be subject to visitation and inspection by the department and the department shall inspect each facility prior to granting or renewing a license or approval. The department may examine the books and accounts of any facility if it deems such examination is necessary for the purpose of this section. The department is hereby authorized to make a complaint to a district court, to a justice of any court of record or to a magistrate authorized to issue warrants, who may thereupon issue a warrant to any officers or employees of the department authorizing them to enter and inspect at reasonable times, and to examine the books and accounts of any halfway house refusing to

consent to such inspection or examination by the department which the department has reason to believe is operating in violation of the provisions of this section.



JAMES J. FIORENTINI  
MAYOR

*Emailed  
Bill  
1.2.20*

**Haverhill Fire Department**  
4 Summer Street, Room 113  
Haverhill, Massachusetts 01830  
Telephone: 978 373-8460  
Fax: 978 521-4441



WILLIAM F. LALIBERTY  
FIRE CHIEF

December 30, 2019

William Pillsbury, Planning Director  
4 Summer Street, Room 201  
Haverhill, MA 01830

RECEIVED  
DEC 31 2019

Econ Devlp & Planning  
& B.O.A.

## City Code: Amend Chapter 225, Article v Adding 18.1 Sober Homes

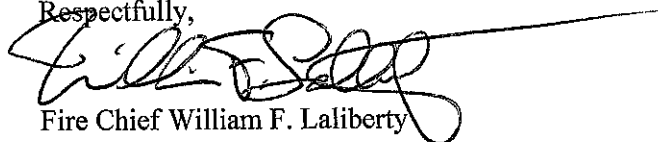
William Pillsbury:

The planning, design and construction of new buildings, renovation of existing buildings and structures to provide egress facilities, fire protection and built-in fire protection equipment shall be in accordance with 780 CMR; and any alterations, additions or changes in buildings required by the provisions of 527 CMR which in the scope of 780 CMR, 9th edition, shall be made in accordance therewith. (527 CMR 1.04(4) and 780 CMR 101.2)

I have reviewed the Amendment of Chapter 225; Adding 18.1 Sober Homes and in the interest of public safety, cannot support this Amendment as written and have the following comments:

- A copy of the City of Quincy's implemented Sober House ordinance was not included and a copy of the ordinance could not be located from their website.
- Sober homes are defined in 780 CMR 310.5 through 310. 6 (Massachusetts State Building Code, 9<sup>th</sup> Edition) as R-3 and R-4 Use Groups.
- This zoning ordinance does not properly identify the dwelling use occupied by more than four (4) persons, too vague and should at least identify the use as an R-3 and or R-4.
- 780 CMR 310.5-310.6 does not have discriminatory requirements and are supportive of a family-like living environment.
- Under the Registration Application, the term of voluntary fire safety inspection of the property, is this a voluntary request of the owner, manager and or property operator?
- The Registration Application should have an annual occupancy renewal cycle. This would generate an annual Fire Safety Inspection in order to continue operating as a Sober Home.

Respectfully,



Fire Chief William F. Laliberty

**"Working Smoke Detectors and Carbon Monoxide Alarms can Save Your Life. Check Yours Today"**



JAMES J. FIORENTINI  
MAYOR

**CITY OF HAVERHILL  
MASSACHUSETTS**

10,1,1  
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

April 21, 2017

City Council President John Michitson & Members of the City Council

**RE: Central Business District Parking Commission Appointment**

Please be advised that I hereby appoint William Macek who resides at 227 Concord Street, Haverhill, to the Central Business District Parking Commission.

This is a confirming appointment and I recommend your approval. This appointment takes effect upon confirmation and expires on February 11, 2023.

Sincerely,

James J. Fiorentini  
Mayor

JJF/lyf



JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL**  
**MASSACHUSETTS**

10.1.2  
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

April 21, 2017

City Council President John Michitson & Members of the City Council

**RE: Central Business District Parking Commission Appointment**

Please be advised that I hereby appoint Nomsa Ncube who resides at 67 Washington Street, #102-P, Haverhill, to the Central Business District Parking Commission.

This is a confirming appointment and I recommend your approval. This appointment takes effect upon confirmation and expires on February 11, 2022.

Sincerely,

James J. Fiorentini  
Mayor

JJF/lyf

JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL**  
**MASSACHUSETTS**

10.2.1.1

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

February 7, 2020

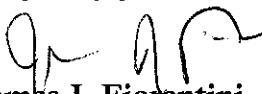
City Council President Melinda E. Barrett and Members of the Haverhill City Council

**RE: Agricultural Commission Appointment**

Dear Madame President and Members of the Haverhill City Council:

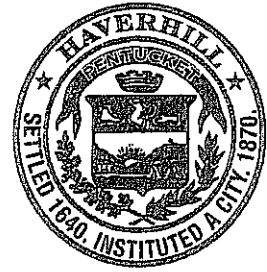
I hereby appoint Stephanie Lesiczka, 49 Corliss Hill Road, Haverhill. This is a non-confirming appointment which will take place immediately and expires on February 11, 2022.

Very truly yours,

  
**James J. Fiorentini**  
Mayor

JJF/lyf

Hand-Delivered 2/4/2020



# 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 Stephanie Lesiczka and Wally

Home address 49 Corliss Hill Rd.

Phone number 978 265 5003

Business number \_\_\_\_\_

Email stephanielesiczka@gmail.com

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 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           |

☒ Agricultural Commission

JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL  
MASSACHUSETTS**

16.2.1.2  
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

February 7, 2020

City Council President Melinda E. Barrett and Members of the Haverhill City Council

**RE: Consentino School Committee Appointments**

Dear Madame President and Members of the Haverhill City Council:

I hereby appoint Ernest J. DiBurro and Keith Boucher of Haverhill to the Consentino School Building Committee, pending approval by MA School Building Authority MSBA.)

Very truly yours,

**James J. Fiorentini**  
Mayor

JJF/lyf

11.1

**ROBERT D. HARB**  
ATTORNEY AT LAW  
17 WEST STREET  
HAVERHILL, MASSACHUSETTS 01830

TEL: (978) 373-5611  
FAX: (978) 373-7441  
EMAIL: [robharb@aol.com](mailto:robharb@aol.com)

Of Counsel  
Alfred J. Cirome

February 5, 2020

City Council  
City of Haverhill  
4 Summer Street  
Haverhill, MA 01830

Re: 27 WASHINGTON STREET, LLC-APPLICATION FOR A TEMPORARY  
DEMOLITION EASEMENT TO LOCATE A DUMPSTER ON CITY PARKING  
LOT  
Location: City Parking Lot behind 21-27 Washington Street, Haverhill, MA

Applicant also seeks a City Council Order approving the Mayor to execute a temporary demolition easement to locate a thirty cubic yard dumpster (22' x 8' x 6') in the loading zone of the City Parking Lot located behind the building at 21-27 Washington Street. This temporary easement is requested for 6 weeks.

The dumpster will be used in the process of demolition of the interior of the building at 21-27 Washington Street to prepare for future renovations.

The dumpster will be bonded by the dumpster company and will be emptied approximately twice each week.

A plan showing the proposed location of the dumpster is filed herewith.

Proposed Temporary Easement is attached.

Respectfully submitted,



---

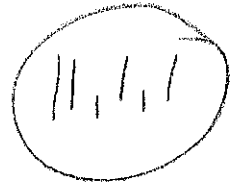
Robert D. Harb, Attorney For 27 Washington Street, LLC



DOCUMENT

## CITY OF HAVERHILL

In Municipal Council



ORDERED:

**That the Mayor be and is hereby authorized to execute a certain temporary construction easement, attached hereto, relative to real property located in the Washington - Wingate Parking Lot, as further defined on the attached "Proposed Dumpster Location".**

### **TEMPORARY EASEMENT**

**City of Haverhill, a municipal corporation, with a usual place of business at 4 Summer Street, Haverhill, MA 01830**

in consideration of One (\$1.00) Dollar

**Grants to 27 Washington Street, LLC, a Massachusetts Limited Liability Company with a usual place of business at 101 River Road, West Newbury, MA**

with *quitclaim covenants*

a temporary demolition easement to locate a thirty cubic yard dumpster (22' x 8' x 6') in the loading zone of the City Parking Lot located behind the building at 21-27 Washington Street, Haverhill, MA. See sketch attached hereto and made a part hereof.

This temporary easement is for 6 weeks. *beginning February 12, 2020*

For its title see Order of Taking recorded with the Essex South District Registry of Deeds in Book 6455 Page 255 and deed recorded in Book 6484 Page 285.

This temporary easement is given pursuant to a vote of the City Council.

In Witness Whereof the said City of Haverhill has caused these presents to be signed, acknowledged and delivered in its name and by James J. Fiorentini, its Mayor, hereto duly authorized, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

Signed and sealed in presence of

City of Haverhill

\_\_\_\_\_  
Witness

by \_\_\_\_\_  
James J. Fiorentini, Its Mayor

\_\_\_\_\_  
Approved as To Form  
City Solicitor

### COMMONWEALTH OF MASSACHUSETTS

Essex, ss

On this \_\_\_\_\_ day of \_\_\_\_\_, 2020, before me, the undersigned notary public, personally appeared James J. Fiorentini, proved to me through satisfactory evidence of identification, which was my personal knowledge, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he signed it voluntarily for its stated purpose as Mayor for the City of Haverhill, a Massachusetts Municipal Corporation, as the voluntary act of said Corporation.

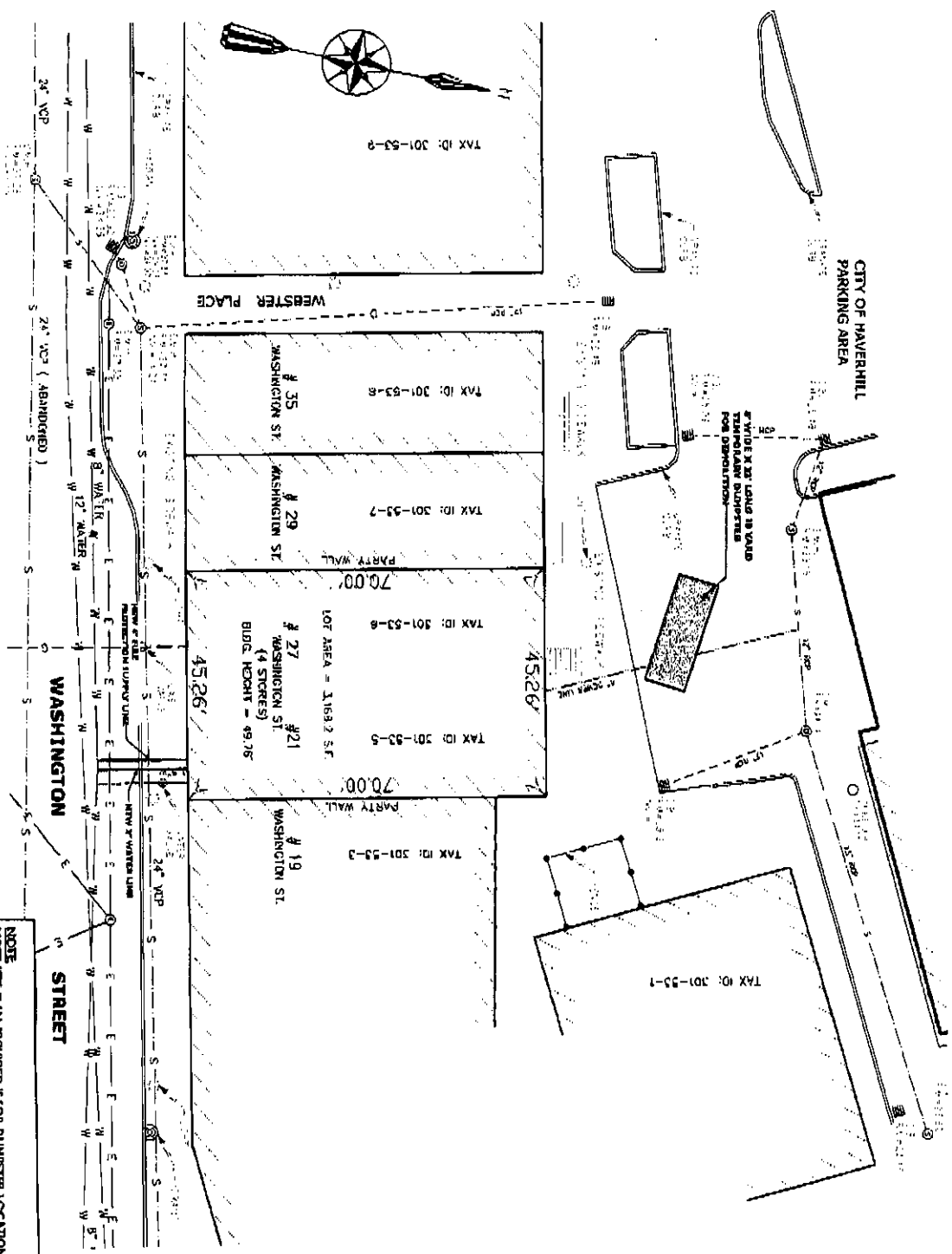
\_\_\_\_\_  
Notary Public  
My Commission Expires:

City of Haverhill-casement-Washington st



<b>SCOTT &amp; BROWN</b> ENGINEERS & ARCHITECTS 200 WEST STREET SUITE 200 HAVERHILL, MA 01930 TEL: 978-373-7441 WWW.SCOTTANDBROWN.COM		<b>ADDITIONS/ALTERATIONS TO:</b> <b>21-27 WASHINGTON STREET</b> <b>HAVERHILL, MA</b>  APPLICANT: 27 WASHINGTON STREET, LLC 101 RIVER ROAD WEST NEWBURY, MA 01985		<b>PROPOSED DUMPSTER LOCATION</b>  <b>SK-1</b>	
DATE: 01/27/2020		DRAWN BY: J. BROWN		CHECKED BY: J. BROWN	
SCALE: AS SHOWN		DATE: 01/27/2020		DATE: 01/27/2020	

NOTE: SITE PLAN PROVIDED IS FOR DUMPSTER LOCATION ONLY. SITE PLAN INFORMATION USED TO PREPARE THIS PLAN IS AS PROVIDED BY ASHROCK ENGINEERING, INC. (DATED 9-3-19)



CITY OF HAVERHILL  
PARKING AREA

**Coin-Operated Amusement Device License****AMUS-19-7**

Status: Active

Submitted: Dec 07, 2019

**Applicant**

  
 Anne DeCosta  
 978-857-2360  
 comeaupost4@comcast.net

**Location**

1314 MAIN ST  
 Haverhill, MA 01830

11, 4, 2, 1

2020-12-07 14:08:41 0114

**Applicant Information****Business Name**

Wilbur M Comeau Post 4 American Legion

**Type of Business**

Corporation

**Applicant Birthday**

05/20/1961

**Type of Device**

Coin-Operated Machine

**Number of Machines**

2

**Are Machines Operated on Sundays?**

Yes

**Vendor Information****Vendor Name**

Action Jackson Amusements

**Vendor Phone**

7813241000

**Vendor Address**

83 Broadway

**Vendor City**

Malden

**Vendor State**

MA

**Vendor Zip**

02148

**Agreement & Signature**

Yes

true

**For Office Use Only****Effective Date**

--

**Attachments (1)**

dot Sunday machine info request.dot  
 Dec 07, 2019

**Timeline****Coin-Operated Amusement Device Payment**

Status: Paid February 4th 2020, 3:10 pm

AMS 19 Post 4 American Legion

**Anne DeCosta** December 7th 2019, 11:29:21 am

Is this for weekdays only? How do i do the Sunday request, there was no place to add that in??

**Maria Bevilacqua** December 19th 2019, 9:12:59 am

We have added Sunday field. No charge now for Sunday machine use.

☐ **City Clerk Approval**

**Status:** Completed February 4th 2020, 3:11 pm

**Assignee:** Maria Bevilacqua

☐ **Police Chief Approval**

**Status:** Completed February 5th 2020, 8:22 am

**Assignee:** Anthony Haugh

☐ **City Council Approval**

**Status:** In Progress

**Assignee:** Maria Bevilacqua

☐ **Coin-Operated Amusement Device Permit Issued**

**Status:** Pending

2020 FEB 04 09:45 AM

City of Haverhill

Taxi Driver License – Ch.230 sec.20

11.4.4.1

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: STEVE PEFINE

Address: 52 WASHINGTON ST. BY HAVERHILL

Applicant phone number: 867-452-0409

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

Office use only

New/Renew (circle one)

Fee: \$50 – annual fee January 1 2020 to December 31st 2020

In Municipal Council \_\_\_\_\_ 20\_\_

Attest \_\_\_\_\_

City Clerk

Approve ☒ \_\_\_\_\_

Denied ☐ \_\_\_\_\_

Police Chief

Please complete back side of this application

2020JAN14PM11:24NY CITYVC

City of Haverhill

11.4.4.2

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Ross Gauris

Address: 6 Melloy RD Georgetown MA 01833

Applicant phone number: 781 205 0702

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

513446110

11/19/86

028-66-3396

Office use only

New/Renew (circle one)

Fee: \$50 – annual fee January 1 2020 to December 31st 2020

In Municipal Council

20

Attest

City Clerk

Approve

Denied

Police Chief

Please complete back side of this application

City of Haverhill

11.4.4.3

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Lynn Lasso

Address: 4 F St Merrimac MA 01560

Applicant phone number: 978-701-1608

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

Office use only

New ☒ Renew (circle one)

Fee: \$50 – annual fee 50.00

In Municipal Council, \_\_\_\_\_ 20\_\_

Attest: \_\_\_\_\_

City Clerk

Approve: \_\_\_\_\_

Denied: \_\_\_\_\_

[Signature]  
Police Chief

Please complete back side of this application

City of Haverhill

11.4.4.4

Taxi Driver License -- Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Wisvel Joseph

Address: 50 Bradford St Haverhill MA 01833

Applicant phone number: 978-601-3996

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

544049087-594-55-492-0 09-25-76

Office use only

New/Renew (circle one)

Fee: \$50 - annual fee January 1 2020 to December 31st 2020

In Municipal Council \_\_\_\_\_ 20\_\_

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

Approve \_\_\_\_\_

Denied \_\_\_\_\_

*[Signature]*  
Police Chief

Please complete back side of this application

11, 4, 4, 5

City of Haverhill

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Mary Minton  
Address: 37 Cedar St 2nd fl Haverhill, MA 01830  
Applicant phone number: 978-987-0126

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

Office use only

New/Review (circle one)


Fee: \$50 – annual fee \$50.00

In Municipal Council, \_\_\_\_\_ 20\_\_

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

Approve 

Denied \_\_\_\_\_

  
Police Chief

Please complete back side of this application



City of Haverhill

11, 4, 4, 6

Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: KAREN J. FRYN  
Address: 7 Richmond ST. HAVERHILL MA 01830  
Applicant phone number: 978-918-8728

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.

Office use only

New/Renew (circle one)

Fee: \$50 – annual fee January 1 2020 to December 31st 2020

In Municipal Council

20

Attest

City Clerk

Approve ☒

Denied ☐

Police Chief

Please complete back side of this application

2020 JAN 14 AM 11:11 HAV CITY

## City of Haverhill

11, 4, 4, 7

## Taxi Driver License – Ch.230 sec.20

Honorable President and Members of the Haverhill City Council:

The undersigned respectfully asks that he/she may receive a license to drive a taxi in the City of Haverhill

Name: Ann Marie Lindberg

Address: 27 Observatory Ave Haverhill, Ma 01832

Applicant phone number: 978-872-3798

Any driver of vehicle(s) must provide name, address, DOB, SS# and Driver's license # - fill out on back.Office use only

New/Renew (circle one)

Fee: \$50 – annual fee January 1, 2020 to December 31st 2020

PA \$50 - 1/31/20 (R)

In Municipal Council, \_\_\_\_\_

20\_\_

Attest: \_\_\_\_\_

City Clerk

Approve \_\_\_\_\_

Denied \_\_\_\_\_

Police Chief

Please complete back side of this application



DOCUMENT

**CITY OF HAVERHILL**

In Municipal Council

*File 10 days*

*13.1*

~~ORDERED~~:

An Ordinance Relating to Parking  
Klondike Avenue – **No Parking**  
(East Side from Tobey Avenue to Grand View Rd)

BE IT ORDAINED by the City Council of the City of Haverhill that Article XIII, Section 240-85 Schedule B: Parking Restrictions and Prohibitions of the Haverhill City Code, as amended, be further amended by adding the following:

LOCATION	REGULATION	HOURS/DAYS
Klondike Avenue East Side From Tobey Avenue to Grand View Rd	No Parking	24 Hours

APPROVED as to legality:

---

City Solicitor

**CITY COUNCIL**

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



**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

CITY HALL, ROOM 204  
4 SUMMER STREET  
TELEPHONE: 978 374-2328  
FACSIMILE: 978 374-2329  
[www.ci.haverhill.ma.gov](http://www.ci.haverhill.ma.gov)  
[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 4, 2020

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

RE: **Klondike Avenue – No Parking on the Churchill Court Apt. side**

Dear Mr. Pillsbury:

At the City Council meeting held on January 28, 2020 Councillor McGonagle presented the recommendations of the Traffic & Safety Committee. Please refer to the enclosed Jan. 22 committee meeting recommendations with regard to item 1, Klondike Avenue (New Business), No Parking on the Churchill Court Apt. side.

We ask that the proper documents be prepared and placed on the next council agenda for action.

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

Sincerely yours,

Melinda E. Barrett, President  
Haverhill City Council

MEB/bsa

enc.

c: Mayor Fiorentini  
City Councillors  
John Pettis, Engineer  
Joyce Thibodeau, 19 Shady Ln.  
Lynne Keogh, 60 Klondike Ave.



**HAVERHILL  
POLICE DEPARTMENT**

Alan R. DeNaro  
Chief of Police

**40 Bailey Blvd.  
Haverhill, Massachusetts 01830**

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

January 23, 2020

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

Re: Traffic & Safety Committee Meeting – January 22, 2020

Dear President Barrett & Councilors:

The Traffic and Safety Committee held a meeting on Wednesday, January 22, 2020. During the meeting it was determined that the following recommendations would be made to the City Council for consideration.

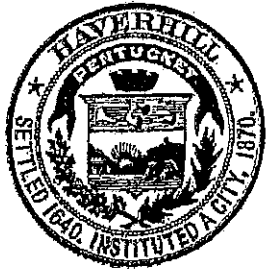
Old Business:

1. Update on the request for a stop sign at Saltonstall Square turning right onto Mill Street. John Pettis stated that in the spring the slip right will be going away.
2. Update regarding safety concerns on Lexington Avenue & Fernwood Street. After a lengthy discussion it was determined that the Police Dept. will put up a counter in the next couple weeks. It was noted that the Traffic Safety Sergeant has spoken to the school in regards to speaking with parents and making sure they follow the rules. Sgt. Lynch also noted that there is an ordinance about homeowners shoveling sidewalks in front of their houses. He also noted that if there are people not doing that give the Dept. a call and someone will go over and speak with them.

New Business:

- Ave.*
- \* 803*
1. Discussion regarding parking on both sides of Klondike ~~Street~~ <sup>Ave.</sup>, along with traffic and stop signs at the intersection of Klondike and Grandview Avenue. After a lengthy discussion, the Traffic & Safety Committee recommends no parking on Klondike ~~Street~~ (Churchill Court Apt. side). It was also determined that before any stop sign can be removed there needs to be more observations and monitoring done. This portion will be tabled to the next meeting.
  2. Discussion regarding the request for stop sign(s) at the bottom of Observatory Avenue and Washington Street and to determine if additional signage is needed. After a discussion the Traffic & Safety Committee recommends this be left alone. The Committee also recommends that signs be installed on Washington Street stating crosswalk ahead.
  3. Discussion regarding the traffic and safety issues at the intersections of Park/Webster Street and Arlington/Webster Street. After discussion the Traffic & Safety Committee noted that those intersections should be 4 way stops by ordinance. The Committee also recommends signs be put up stating no parking here to intersection.
  4. Discussion regarding traffic and safety issues along with road and environmental concerns in the River Street and Cliffe Avenue area. After a lengthy discussion the Traffic & Safety Committee recommends that the City request

*Capt. Robert Pistone, Patrol Commander*



# Haverhill

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

February 6, 2020

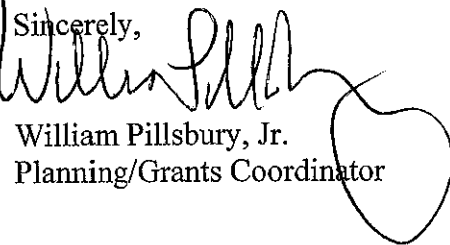
Melinda E. Barrett, Council President  
City Council Members  
City Hall-Room #204  
City of Haverhill

**RE: No Parking-- Add No Parking at Klondike Avenue, (East Side from Tobey Avenue to Grand View Rd)**

Dear Council President & Councilors:

As per your request dated, February 4, 2020, I am submitting a Municipal Ordinance that will add No Parking at Klondike Avenue, (East Side from Tobey Avenue to Grand View Rd)

Sincerely,



William Pillsbury, Jr.  
Planning/Grants Coordinator



1411

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

February 6, 2020

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  
January as filed in the Assessors Office.

Very truly yours,

---

Christine Webb, MAA  
Assessor

# Transaction Summary All Years

City of Haverhill

All Entry Date range 01/01/2020 through 01/31/2020 for Abate,ments,Exemptions

Totals	Tax Paid	Interest Paid	Fees Paid	Tax Reversals	Interest Reversals	Fee Reversals	Refunds	Refund Reversals	Abate	Exemp	Adjust	Transfers
Boat Excise Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	93.00	0.00	0.00	0.00
2018 Boats	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	93.00	0.00	0.00	0.00
Motor Vehicle Excise Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	164.89	0.00	0.00	0.00
2018 Motor Vehicles	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	164.89	0.00	0.00	0.00
2018	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	257.89	0.00	0.00	0.00
Boat Excise Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	118.00	0.00	0.00	0.00
2019 Boats	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	118.00	0.00	0.00	0.00
Motor Vehicle Excise Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,595.37	0.00	0.00	0.00
2019 Motor Vehicles	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,595.37	0.00	0.00	0.00
2019	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,713.37	0.00	0.00	0.00
Property Tax	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	82,398.24	0.00	0.00
2020 Real Estate	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	82,398.24	0.00	0.00
2020	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	82,398.24	0.00	0.00
Report	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	5,971.26	82,398.24	0.00	0.00
Total All Charges										88,369.50		

Total All Charges: Add all columns except Adjustments.



**PROCLAMATION**  
**BLACK HISTORY MONTH**

**Whereas,** Black History Month was created by Carter Woodson in 1926 to highlight the contributions made to the history of our country that for years had been omitted; and

**WHEREAS,** African Americans have contributed greatly to the success of our country in society, business, government, and the arts and sciences; and

**WHEREAS,** the African American community has endured decades of struggle to be recognized as equal among our fellow citizens; and

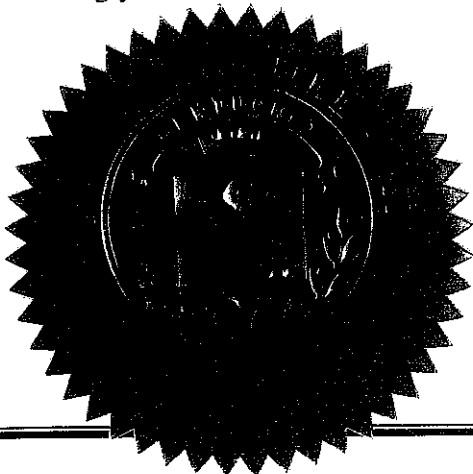
**WHEREAS,** the African American community has persevered through hate and bigotry to stand up for their rights and the basic rights we are all entitled to - life, liberty and the pursuit of happiness; and

**WHEREAS,** during February our nation takes pause to reflect on the injustices and struggles hardly fought and overcome by African Americans throughout our nation's history, and to pay tribute to the battles they have fought in the name of equality;

NOW, THEREFORE, I, JAMES J. FIORENTINI, DO HEREBY PROCLAIM  
February, 2020, as

**BLACK HISTORY MONTH**

And urge all the citizens of Haverhill to take cognizance of this event and participate fittingly in its observance.



IN WITNESS WHEREOF, I here unto  
Set My Hand And Caused The Seal Of  
The City Of Haverhill To Be Affixed This  
11<sup>th</sup> Day Of February In The Year Of Our  
Lord Two Thousand and Twenty.

  
\_\_\_\_\_  
JAMES J. FIORENTINI, MAYOR

**CITY COUNCIL**

**MELINDA E. BARRETT**  
*PRESIDENT*  
**COLIN F. LePAGE**  
*VICE PRESIDENT*  
**JOSEPH J. BEVILACQUA**  
**JOHN A. MICHITSON**  
**THOMAS J. SULLIVAN**  
**TIMOTHY J. JORDAN**  
**MICHAEL S. MCGONAGLE**  
**MARY ELLEN DALY O'BRIEN**  
**WILLIAM J. MACEK**



**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

15,111

CITY HALL, ROOM 204  
4 SUMMER STREET  
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[citycndl@cityofhaverhill.com](mailto:citycndl@cityofhaverhill.com)

February 5, 2020

TO: President and Members of the City Council:

Councillor Joseph Bevilacqua requests recognition of February as African American (Black) History Month celebrating the contributions, achievements and culture of African Americans.

  
City Councillor Joseph Bevilacqua

**CITY COUNCIL**

**MELINDA E. BARRETT**

***PRESIDENT***

**COLIN F. LePAGE**

***VICE PRESIDENT***

**JOSEPH J. BEVILACQUA**

**JOHN A. MICHITSON**

**THOMAS J. SULLIVAN**

**TIMOTHY J. JORDAN**

**MICHAEL S. MCGONAGLE**

**MARY ELLEN DALY O'BRIEN**

**WILLIAM J. MACEK**




**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

1611  
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[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 3, 2020

TO: President and Members of the City Council:

Councillor Michael McGonagle requests to introduce Police Chief DeNaro to give an update on the Police Department's holiday programs.

  
City Councillor Michael McGonagle

**CITY COUNCIL**

**MELINDA E. BARRETT**  
*PRESIDENT*  
**COLIN F. LePAGE**  
*VICE PRESIDENT*  
**JOSEPH J. BEVILACQUA**  
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**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

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[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 3, 2020

TO: President and Members of the City Council:

Councillor Michael McGonagle requests a discussion about a Home Rule Petition on behalf of Nikos Sofronas.

  
City Councillor Michael McGonagle

February 4, 2020

President and Members of the City Council  
4 Summer Street  
Room 204  
Haverhill, Massachusetts 01830

Dear City Council Members,

I have wanted to be a fire fighter for the last ten years. I am looking to expand my career, start a family, and build a solid foundation for both work and community. Through past work experiences, I have had several personal connections with both Firemen and Police Officers. These interactions throughout my life have allowed me to grow respect and admiration for their service in the community.

I plan on taking the fire fighter exam scheduled for March 21<sup>st</sup>, 2020. By the time of the exam, I will be 33 years old.

I have always been the "help others in need" type of person, and as I grow older, I want to continue to be that person for others.

I would like the opportunity to serve my community. Thank you for your consideration and assistance.

Kind regards,

A handwritten signature in black ink, appearing to read 'Nikos Sofronas', with a stylized, flowing script.

Nikos Sofronas

12 Saint Lawrence Street  
Haverhill, Massachusetts 01832  
(978) 478-8492

## **Niko N. Sofronas**

♦ 12 Saint Lawrence Street  
Haverhill, MA 01832

♦ (978) 478-8492

♦ nsofronas16@gmail.com

### **♦ Objective**

To obtain a position as a public safety firefighter

### **♦ Key Qualifications**

- Fast learner who pays strong attention to detail
- Ability to focus and work successfully in a fast paced environment, in teams, as well as individually

### **♦ Education**

General Education Degree, 2012

### **♦ Experience**

**Warehouse Laborer**, May 2016-Present

Self-Employed, Wilmington, MA

- Unload trucks, and sort products for truck drivers
- Use a motorized pallet jack to remove produce
- Lift and sort boxes up to 75lbs
- Work alongside truck drivers, warehouse workers, and other laborers to ensure logistics run smoothly

**Delivery Driver and Food Preparation**, October 2005- December 2018

Athens Pizza, Haverhill, MA

- Deliver food items to customers in a timely manner
- Communicate and provide customer service to patrons
- Prepare food items in the back of the house
- Stock and count inventory
- Organize and clean daily

**Assistant Manager**, 2006-2008

Planet Paintball, Lawrence, MA

- Run cleaning crew
  - o Organize and assist cleaning team to thoroughly steam carpeting, sweep fields, squeegee paintball equipment, etc. after hours
- Prepare employee schedules
- Fill compressed air and CO2 tanks
- Disassemble, clean, and restock paintball guns

**Painter**, 2004-2005

- Interior and Exterior painter

- Prepare surfaces
  - Scrape, sand, prime, and patch up areas to be painted
- Assemble staging and set up ladders
- Cut and edge corners with precision
- Clean work tools and disassemble projects

◆ **References**

References are available upon request



DOCUMENT

**CITY OF HAVERHILL**

In Municipal Council

16.2.1

ORDERED:

**THAT THE FOLLOWING HOME RULE PETITION BE ADOPTED BY THE  
CITY COUNCIL AND FORWARDED TO THE GENERAL COURT**

**HOME RULE PETITION**

**AN ACT AUTHORIZING NIKOS SOFRONAS TO TAKE THE CIVIL SERVICE  
EXAMINATION FOR THE POSITION OF FIREFIGHTER IN THE CITY OF  
HAVERHILL NOTWITHSTANDING THE MAXIMUM AGE REQUIREMENT.**

*Be it enacted, etc. as follows:*

Section 1. Notwithstanding any general or special law or rule or regulation to the contrary regulating the maximum age of applicants for appointment as firefighter, Nikos Sofronas of the City of Haverhill, shall be eligible for appointment to the position of firefighter in the City if she meets all other requirements, in which case she shall be eligible for certification and appointment to the fire department of the City of Haverhill. To be effective for the March 21, 2020 firefighter examination results.

Section 2. This act shall take effect upon its passage.



**CITY COUNCIL**

**MELINDA E. BARRETT**  
*PRESIDENT*  
**COLIN F. LePAGE**  
*VICE PRESIDENT*  
**JOSEPH J. BEVILACQUA**  
**JOHN A. MICHITSON**  
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**WILLIAM J. MACEK**



**CITY OF HAVERHILL**  
**HAVERHILL, MASSACHUSETTS 01830-5843**

14.3  
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[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 3, 2020

TO: President and Members of the City Council:

Councillor Michael McGonagle requests a discussion about vehicles parking on Monument Street to pick up students.

  
City Councillor Michael McGonagle

**CITY COUNCIL**

**MELINDA E. BARRETT**  
*PRESIDENT*  
**COLIN F. LEPAGE**  
*VICE PRESIDENT*  
**JOSEPH J. BEVILACQUA**  
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**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

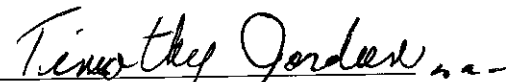
16.4

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February 3, 2020

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

Councillor Timothy Jordan wishes to introduce Cheryl Lupi of Sacred Hearts Parish to invite the public to attend their Annual Pasta Dinner. The dinner will be held on Saturday, Feb. 22<sup>nd</sup> at 5PM in the School's gymnasium. This year's beneficiary will be Sarah's Place.

  
City Councillor Timothy Jordan

**CITY COUNCIL**

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**CITY OF HAVERHILL**  
**HAVERHILL, MASSACHUSETTS 01830-5843**

16.5

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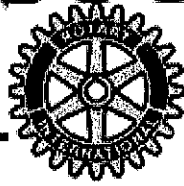
February 5, 2020

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

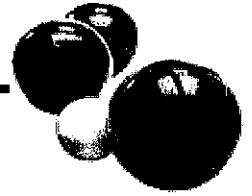
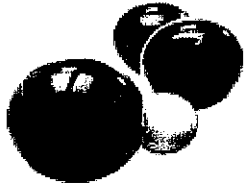
Councillor Colin LePage requests to introduce Megan Shea to discuss a fundraiser for the Rotary Club of Haverhill.

  
City Councillor Colin LePage

# Bocce Ball Bash



**Rotary Club  
of  
Haverhill**  
MASSACHUSETTS



**Saturday, March 7<sup>th</sup>, 2020**

**Methuen Sons of Italy**

**5:00 PM-9:30 PM- Bocce Tournament & Buffet**

**ONLY 32 Team Slots Available**

**BIG PRIZES For 1<sup>st</sup>, 2<sup>nd</sup>, & 3<sup>rd</sup> Place**

**CASH BAR**

**Register a team of 4 for \$200 (\$50/person)**

**\$25 Ticket to Event (no Bocce Play)**

**Registration Includes:**

- **Bocce Game on Regulation Court**
- **Italian Buffet**
- **1 FREE Raffle Ticket**

**To Reserve your team spot contact & mail check to: Megan Shea @**

**[msheama@verizon.net](mailto:msheama@verizon.net) or 978-828-0439**

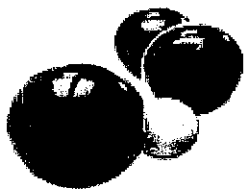
**Haverhill Rotary, PO Box 808, Haverhill MA 01931**

**In partnership with**



**Sons of Italy  
459 Merrimack Street  
Methuen, MA 01844**

# Bocce Ball Bash



**Rotary Club  
of  
Haverhill**

MASSACHUSETTS

## Registration Form



**Saturday, March 7<sup>th</sup>, 2020**

**5:00 PM-9:30 PM- Bocce Tournament & Buffet**

**Team & 4 players names:** \_\_\_\_\_

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_

**Team Captain Contact Info.:**

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

**E-mail:** \_\_\_\_\_

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

**Guest Names:** \_\_\_\_\_

**Bocce Team of 4 - \$200**

**Guest to Enjoy Event (no bocce) - \$25/person**

**# of teams:** \_\_\_\_\_

**# of Guests:** \_\_\_\_\_

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

**To Reserve your team spot contact & mail check to: Megan Shea @  
[msheama@verizon.net](mailto:msheama@verizon.net) or 978-828-0439**

**Haverhill Rotary, PO Box 808, Haverhill MA 01931**

**CITY COUNCIL**

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*PRESIDENT*  
**COLIN F. LePAGE**  
*VICE PRESIDENT*  
**JOSEPH J. BEVILACQUA**  
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**CITY OF HAVERHILL**  
HAVERHILL, MASSACHUSETTS 01830-5843

16.6

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[citycnci@cityofhaverhill.com](mailto:citycnci@cityofhaverhill.com)

February 5, 2020

TO: President and Members of the City Council:

Councillor Joseph Bevilacqua requests discussion regarding public information process for available city boards and commissions positions.

  
City Councillor Joseph Bevilacqua

**CITY COUNCIL**

**MELINDA E. BARRETT**

***PRESIDENT***

**COLIN F. LEPAGE**

***VICE PRESIDENT***

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**JOHN A. MICHITSON**

**THOMAS J. SULLIVAN**

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**WILLIAM J. MACEK**



**CITY OF HAVERHILL**  
**HAVERHILL, MASSACHUSETTS 01830-5843**


16.7

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[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 5, 2020

TO: President and Members of the City Council:

Councillor Joseph Bevilacqua requests discussion regarding another proposed option for City Council representation.

  
City Councillor Joseph Bevilacqua

**CITY COUNCIL**

**MELINDA E. BARRETT**  
*PRESIDENT*  
**COLIN F. LEPAGE**  
*VICE PRESIDENT*  
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February 7, 2020

TO: Madame President and Members of the City Council:

Councillor John Michitson wishes to provide update on broadband strategy for Haverhill.

  
City Councillor John A. Michitson



**CITY COUNCIL**

**MELINDA E. BARRETT**

***PRESIDENT***

**COLIN F. LEPAGE**

***VICE PRESIDENT***

**JOSEPH J. BEVILACQUA**

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**CITY OF HAVERHILL**  
**HAVERHILL, MASSACHUSETTS 01830-5843**

16.9

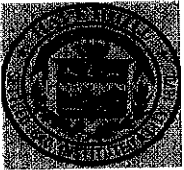
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[citycncl@cityofhaverhill.com](mailto:citycncl@cityofhaverhill.com)

February 7, 2020

TO: Madame President and Members of the City Council:

Councillor John Michitson requests an update on cyber security infrastructure in the City of Haverhill.

  
City Councillor John A. Michitson



26

Document 26

File 10 days

CITY OF HAVERHILL

In Municipal Council January 28 2020

17.1

ORDERED: That the Order of this City Council identified as Document 54-F passed on October 15, 2019 providing for the borrowing of \$400,000 to pay costs of roof repairs at the Haverhill High School Pool Building is hereby amended in its entirety to read as follows in order to increase the amount of the authorized borrowing by \$170,000:

ORDERED: That the City appropriates Five Hundred Seventy Thousand Dollars (\$570,000) to pay costs of roof repairs at the Haverhill High School Pool Building, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount pursuant to M.G.L. c.44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; that any premium received by the City upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this order in accordance with M.G.L. c.44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and that the Treasurer is authorized to file an application with the appropriate officials of the Commonwealth of Massachusetts (the "Commonwealth") to qualify under M.G.L. c.44A any and all bonds of the City authorized to be borrowed pursuant to this loan order and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

PLACED ON FILE for at least 10 days  
Attest:·

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

Bond Order

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

January 23, 2020

City Council President Melinda E. Barrett and Members of the Haverhill City Council

RE: Order to transfer from bond proceeds for an additional \$170,000.00 to fund roof repairs at the Haverhill High School Pool Building

Dear Madame President and Members of the Haverhill City Council:

Please see attached an order to transfer from bond proceeds an additional \$170,000.00 above the \$400,000.00 the City Council approved to bond for in August, 2019, to fund roof repairs at the Haverhill High School Pool Building. This order will remain on file for 10 days. I recommend approval.

Very truly yours,

James J. Fiorentini, Mayor

JJF/lyf

Don't copy

4 Summer Street  
Haverhill, MA 01830  
Phone: (978) 374-2312  
Fax: (978) 373-8490

HHS pol Roof

# Fax

To: KATIE - GAZETTE

From: MARIA BEVILACQUA  
City Clerk's Office

Fax: 978-685-2432

Date: Jun 24 2020

Phone: 978-946-2157

Pages: 2

re: Bond order

CC:

☐ Urgent

☒ For Review

☐ Please Comment

☐ Please Reply

☐ Please Recycle

Hi Katie - please run from  
today's agenda - 1 time  
in Gazette.

Thanks, Maria

978-420-3624



DOCUMENT 2-C

# CITY OF HAVERHILL

In Municipal Council August 7 2018

1712

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 240-108, ARTICLE XVI. Parking Fees, Rates and Terms is hereby amended as follows:

By deleting Footnote \*\* on the CENTRAL BUSINESS DISTRICT PARKING FEES, RATES AND TERMS chart in its entirety, and, by inserting in place thereof the following:

“\*\* Permit parking available to residents and employees of the Central Business District (District). Those persons who regularly conduct business in the District, but are not a resident or employed within the District or a regular MBTA/Amtrak train or bus commuters, may apply to the Central Business Parking Commission for authorization to obtain a parking permit.”

APPROVED AS TO LEGALITY

\_\_\_\_\_  
City Solicitor

PLACED ON FILE for at least 10 days

Attest: \_\_\_\_\_

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

IN CITY COUNCIL: August 21 2018

REFER TO ADMINISTRATION & FINANCE COMMITTEE

Attest: \_\_\_\_\_

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

IN CITY COUNCIL: January 28 2020

MOTION TO LIMIT PARKING PASSES TO ONLY 5;

MOTION PASSED and PASSED AS AMENDED

Attest: \_\_\_\_\_

\_\_\_\_\_  
City Clerk<sup>1</sup>

APPROVED:

\_\_\_\_\_  
Mayor

Veto  
\_\_\_\_\_

JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL  
MASSACHUSETTS**

CITY HALL, ROOM 100  
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August 3, 2018

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

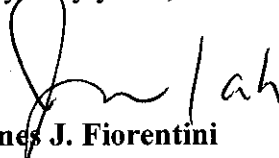
RE: Ordinance Related to Vehicles and Traffic

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

Attached is a municipal ordinance related to downtown parking, Chapter 240-1088, Article XVI of the Haverhill City Code. Please place on file for 10 days.

I recommend approval.

Very truly yours,

  
**James J. Fiorentini**  
Mayor

JJF/ac

JAMES J. FIORENTINI  
MAYOR



**CITY OF HAVERHILL  
MASSACHUSETTS**

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February 7, 2020

Madame President and Members of the Haverhill City Council:

I hereby veto the ordinance Chapter 240 which I submitted to you relating to vehicles and traffic.

In the ordinance, which I submitted, I asked that the City be allowed to sell permits to people who regularly conduct business in the Central Business District so long as they are not employed within the district nor are they commuters.

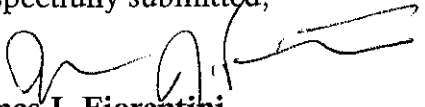
At the City Council meeting that night, we agreed to limit the number of permits to no more than five. After speaking with City Solicitor Bill Cox, he stated that this will not accomplish what we wish to accomplish which was to allow all City Councilors to vote on downtown parking agenda items.

Accordingly, I veto the ordinance.

I think all of the City Council is aware of the tremendous problems we have with the existing parking plan. It no longer pays for itself. We no longer have the money to maintain the parking meters. The hours are not uniform. Areas which requested pay for parking to help move traffic along were denied it. As you know, although City Councilors who attended the meeting said they wanted a brand-new and revised parking plan, I submitted one a little over a year ago which is still pending before the City Council but has never been acted upon.

I appreciate the willingness of the City Council to work with me in order to try to resolve this situation. Accordingly, it is my recommendation that the City Council simply sustain the veto and allow the ordinance to die. In the event our efforts to resolve the situation do not work out, we can revisit this.

Respectfully submitted,

  
**James J. Fiorentini**  
Mayor

JJF/lyf

## CITY COUNCIL

MELINDA E. BARRETT  
*PRESIDENT*  
COLIN F. LePAGE  
*VICE PRESIDENT*  
JOSEPH J. BEVILACQUA  
JOHN A. MICHITSON  
THOMAS J. SULLIVAN  
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CITY OF HAVERHILL  
HAVERHILL, MASSACHUSETTS 01830-5843

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### 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, 11/3/16, 1/17/17, 5/11/17, 10/24/17 3/6/19	3/15/16
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 11/3/16, 5/11/2017, 7/25/17, 2/15/18 3/6/19, 4/17/19	5/31/16
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, 8/15/17
10-U	Communication from President Michitson requesting discussion on next steps to provide comprehensive long range plan for Haverhill	Citizen Outreach	1/31/17 8/15/17, 4/23/18
38-D	Communication from Councillors Sullivan and Barrett requesting an update on City’s emergency management plan and status of working generators in all public building in City	Public Safety	3/20/18 1/23/19
82	Ordinance re: Vehicles & Traffic – Amend Ch. 240-108, Article XVI, Central Business District Parking – Fees, Rate and Terms	A & F	7/10/18
82-B	Ordinance re: Vehicles & Traffic – Amend Ch. 240-108, Article XVI, Central Business District Parking – Chart	A & F	7/10/18
93-L	Communication from President Michitson requesting to introduce Dave Labrode to discuss street tree plantings	NRPP	8/7/18 2/28/19
38-I	Communication from Councillor Macek to refer City’s Ch. 255 – Zoning, Article XVIII, Solar Energy Systems, Sec. 255-185 thru 255-194 to Administration & Finance Committee	A & F	3/12/19 4/3/19, 8/5/19
13-Y	Communication from Councillor LePage to discuss accounting of revenue funds received from Licensed Marijuana establishments & their allocation to mitigate costs and impacts to city	A & F	3/12/19 8/5/19
38-J	Communication from Councillor Macek requesting a discussion about reserve parking spaces at City Hall designated for Registry of Motor Vehicles	NRPP	3/19/19
79-F	Communication from Councillor Sullivan requesting to introduce Kathleen Fitts, Gale Park Assoc. to request the city replace the Gale Park Fountain in fiscal year 20	NRPP	6/25/19
79-T	Communication from Councillors Sullivan and Barrett re: discussion with VINFEN & Haverhill Police Dept. regarding incident in neighborhood of 20 Westland Ter. group home on 7/5 and steps being taken to better supervise residents and reduce police calls to residence	Public Safety	7/23/19



### **DOCUMENTS REFERRED TO COMMITTEE STUDY**

89-D	Communication from Councillors LePage, Michitson, Jordan requesting discussion on reducing exposure of persons under 21 yrs. of age to outdoor advertising (billboards) of marijuana products and zoning regulations pertaining to smoke and/or vapor stores in Haverhill	A & F	7/23/19 8/6/19
89-K	Communication from Councillor Macek requesting open discussion relative to the process for Establishing a Charter Commission to review the current City of Haverhill Charter	Citizen Outreach A & F	8/6/19
89-O	Communication from Councillor LePage requesting to introduce Dr. Maddox to present the Mass Prevention Alliance position on restricting youth access & exposure to pro-marijuana and social normalizing from billboard and outdoor advertising	A & F	9/10/19
89-U	Communication from Councillor LePage re: applying for Community Compact Best Practices Program grant for benefit of city and its residents	Citizen Outreach A & F	9/17/19
89-V	Communication from Councillor McGonagle requesting a discussion about school bus safety	Public Safety	9/17/19
11	Communication from Councilor Jordan requesting to introduce Steve Costa of Citizens for Haverhill Fire to discuss Mayor's CIP and occupational cancer	Public Safety	1/7/20
11-F	Communication from Councillor LePage requesting a discussion regarding the Rules and Regulations for the City Council	A&F	1/7/20
11-S	Communication from Councillor Sullivan requesting a discussion regarding a property owner's Request to lease or purchase City land abutting their property at 256 Whittier Rd.	NRPP	2/4/20