



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, August 20, 2019 at 7:00 PM

Nicholas Ross Auditorium, 4 Summer St, 2nd Floor

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 the following
Memorandum of Agreement (MOA) and Salary Ordinance between City of Haverhill and Haverhill Superior Officers Union Group

5.1.1. MOA between City of Haverhill and *Haverhill Superior Officers Union Group*

5.1.2. Ordinance re: Salaries – *Haverhill Superior Officers Union Group*

File 10 days

5.2. Communication from Mayor Fiorentini submitting the following
Memorandum of Agreement (MOA) and Salary Ordinance between City of Haverhill and Teamsters Engineering Department Group

5.2.1. MOA between City of Haverhill and *Teamsters Engineering Department Group*

5.2.2. Ordinance re: Salaries – *Teamsters Engineering Department Group*

File 10 days

5.3.

6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

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

8. HEARINGS AND RELATED ORDERS

8.1. Document 55-F Petition from Christopher Edwards, CEO on behalf of
*Haverwell Market, LLC, 24 R Pleasant st, Newburyport, MA requesting a
Special Permit for an Adult Use Marijuana Establishment – LME 19-4 for
399 Amesbury rd – proposing to build a new 6600 s/f structure on a vacant
lot*
Comments from Department Heads included

8.2. Document 55-G Petition from Attorney Paul Magliocchetti and Attorney
James E Smith representing *Mellow Fellows, LLC, Haverhill - Managers:
Timothy Riley, Haverhill; Charles Emery, Haverhill; and Edward Phillip
Brown, Haverhill; requesting a Special Permit for an Adult Use Marijuana
Establishment – LME – 19-5 with location to be leased from owner MAC&D
Realty, LLC at 330 Amesbury rd*

Comments from Department heads included

9. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

10. APPOINTMENTS:

10.1. **Confirming Appointments:**

10.1.1. Haverhill Housing Authority – Robert V Driscoll, 55 North Broadway –
Expires Aug 5 2022

10.2. **Non-Confirming Appointments:**

11. PETITIONS:

11.1. **Applications Handicap Parking Sign**

11.1.1. Fawn Gale 48 Wilson st *renewal*



CITY OF HAVERHILL

CITY COUNCIL AGENDA

Tuesday, August 20, 2019 at 7:00 PM

Nicholas Ross Auditorium, 4 Summer St, 2nd Floor

11.1.2. Ana Albino for son - 7A Tremont st *renewal*

11.2. Amusement/Event Applications:

11.3. Tag Days:

11.3.1. HHS Field Hockey, Dale Windle - Oct 25, 26 and 27

11.4. One Day Liquor License:

11.5. Annual License Renewals

11.5.1. Hawker Peddlers License 2019

11.5.2. Coin-Op License Renewals 2019:

11.5.3. Sunday Coin-Op License Renewals 2019

11.5.4. Drainlayer License for 2019:

11.5.4.1. Richard Peters, Emergency Sewer and Drain *renewal*

11.5.5. Taxi Driver Licenses for 2019:

11.5.5.1. Mary Minion, 37 Cedar St *renewal*

11.5.6. Taxi License:

11.5.7. Junk Dealer License

11.5.8. Pool Tables

11.5.9. Sunday Pool

11.5.10. Bowling

11.5.11. Sunday Bowling

11.5.12. Buy & Sell Second Hand Articles:

11.5.13. Buy & Sell Second Hand Clothing:

11.5.14. Pawnbroker license

11.5.15. Fortune Teller

11.5.16. Buy & Sell Old Gold

11.5.17. Roller Skating Rink

11.5.18. Sunday Skating

11.5.19. Theater

11.5.20. Exterior Vending Machines

11.5.21. Limousine/Livery License/Chair Cars :

12. MOTIONS AND ORDERS:

12.1. Order- Payment of prior year bills:

Vendor	Amount	Account
Comprehensive Environmental Inc	\$ 535.00	Park Department
Greenman-Pedersen, Inc	\$ 1,373.40	Legal-Refuse&Collection
Conn Kavanaugh	\$ 6,676.50	Law Department
Covanta Energy	\$ 96,929.04	Refuse & Collection
S J Services	\$ 3,520.00	Public Property
ASAP Alarm & Electrical	\$ 525.00	Municipal Parking
Merrimack Valley Planning Comm	\$ 5,000.00	Water/WW
Capitol Waste Services Inc	\$236,942.25	Refuse & Collection



CITY OF HAVERHILL

CITY COUNCIL AGENDA

Tuesday, August 20, 2019 at 7:00 PM

Nicholas Ross Auditorium, 4 Summer St, 2nd Floor

13. ORDINANCES (FILE 10 DAYS)

14. MONTHLY REPORT

- 14.1. City Assessor Christine Webb submits report for month of July 2019.

15. RESOLUTIONS AND PROCLAMATIONS

16. COMMUNICATIONS FROM COUNCILLORS:

- 16.1. Communication from Councillor McGonagle requesting the removal of a handicap parking space at 94 River St.

17. UNFINISHED BUSINESS OF PRECEDING MEETING

- 17.1. Document 52-C MOA between City of Haverhill and Teamsters Office Group

- 17.2. Document 1-D Ordinance re: Salaries – Water Group

Filed August 6

- 17.3. Document 29-W Ordinance re: Parking- 42 Allen st, Establish Handicap Parking

Filed August 6

18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

- 18.1. Councillor Bevilacqua submits the attached Minutes and Recommendations of the Planning and Development Committee meeting held on August 1 2019 for acceptance and discussion. Items discussed were Doc 20-B, Haverhill Public Library Study Technical Draft Report; Doc 38-T, reconstruction of Main Street from City Hall to Monument Square; Doc 38-S, Construction vehicle parking in Washington Street Historic District; and Doc 38-X, Veterans Clinic parking on Merrimack Street.

- 18.2. Councillor LePage submits the attached Minutes and Recommendations of the Administration and Finance Committee meeting held on August 5 2019 for acceptance and discussion. Items discussed were Doc 38-I, Zoning, Solar Energy Systems; Doc 38-K, Solar panels on proposed commercial buildings; Doc 13-Y, Accounting of revenue funds received from Licensed Marijuana establishments and allocation to the City; Doc 89-D, Exposure of persons under 21 to billboards advertising marijuana and zoning of vape stores.

19. DOCUMENTS REFERRED TO COMMITTEE STUDY

20. ADJOURN

Doc 55 F

8.1-1



April 12, 2019

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

RE: 65-Day Waiver

President Michitson,

On behalf of Haverll Market, LLC, I hereby waive our right to the 65-day hearing requirement allowed by M.G.L. with regard to our application for a Special Permit to operate an LME at 399 Amesbury Rd.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chris Edwards', written over a horizontal line.

Christopher Edwards
Chief Executive Officer

**Marijuana Establishment (LME)
Special Permit****LME-19-4****Applicant**

Christopher Edwards
6175498575
@ chris@haverwell.com

Location

0 AMESBURY RD
Haverhill, MA 01830

Business Owner Information**Describe Your Role in This Application**

Business Owner

Security Record Number

LMES-19-4

Applicant Information**Is the Business Owner a Priority Applicant?**

No

Business Information**Name of Establishment**

Haverwell Market, LLC

Business Structure

Limited Liability Corporation (LLC)

Company Website Address

haverwell.com

Is the Location Leased or Owner?

Leased

Are You Seeking to Locate in the Waterfront District Area (WDA)?

No

Type of Establishment

Retailer

Taxpayer Identification Number (TIN)

83-3454848

Business Phone

6175498575

Which Zone are You Applying for?

LME-RO: Retail Sales Only

If Another Marijuana Business Within 1/2 mile of Your Property is Approved First, What Will You Do?

Seek a Waiver

Corporate Information (Required for Business Entities)**Legal Business Name**

Haverwell Market, LLC

Doing Business As (DBA) If Any

--

Are You a MA Business Entity?

Yes

Filing Date w/Secretary of State

01/14/2019

Corporate Officers & Director Information**Officer/Director Name**

Christopher Edwards

Director/Officer Title

CEO

Officer/Director Address

24R Pleasant St, Unit 2

Officer/Director % Ownership

100

Hours of Operation

Monday

9-7

Wednesday

9-7

Friday

9-7

Sunday

12-7

Tuesday

9-7

Thursday

9-7

Saturday

9-7

Liability Agreement

Agree

true

Indemnification Agreement

Agree

true

New Custom Section

1. SEE CITY OF MAHARISHI ASSESSORS' PARCEL 459-1-10. DEED BOOK 21413, PAGE 517 FOR SURVEY. CURRENT OWNER OF RECORD (PAM REALTY TRUST) TO CONVEY LOT TO REBELLEA LLC PER AGREEMENT TO PURCHASE TO FEBRUARY 1, 2019.
2. ALL PAVEMENT SHALL BE FURNISH PAVEMENT REQUIRING NO CATCH BASINS OR DOWN-SLOPER SYSTEMS. ROOF DRAINAGE SHALL BE BY INFILTRATION SYSTEM ON THE LOT.
3. ALL PAVED & NON PAVED AREAS SHALL BE LANDSCAPED WITH GRASS 500. 4. SITE LIGHTING WILL NOT EXCEED ONE FOOTCANDLE ALONG THE PROPERTY LINES AND SHIELDED DOWN TO PREVENT LIGHT SHILL OUT ALACANT PROPERTIES.

WETLAND FIELD FLAG	WETLAND FIELD FLAG
EDGE OF WETLANDS	EDGE OF WETLANDS
PROPOSED	PROPOSED
DRAINPIPE LINE	DRAINPIPE LINE
SANITARY SEWER	SANITARY SEWER
WATER SERVICE	WATER SERVICE
GAS SERVICE	GAS SERVICE
PROP. FLOOD LIGHT & POLE	PROP. FLOOD LIGHT & POLE
PROP. WALL-PAC SITE LIGHT	PROP. WALL-PAC SITE LIGHT

DIMENSIONAL AND ZONING ANALYSIS					
ZONE CH & MARLIJANA GUERLAY					
RETAIL WITH MARLIJANA RETAIL USE					
ITEM	REQUIRED	EXISTING	PROPOSED		
AREA	22,500 SF	87,875 SF	87,875 SF		
DEPTH	175'	175'	175'		
SF BACKS:	100'	402'	402'		
F	30'	-	150'		
S	15'	-	150'		
R	20'	-	153'		
HEIGHT	20'	-	14.25'		
BLOC COVERAGE	NONE	14.75'	14.25'		
FAIR	NONE	9.8%	9.8%		
OPEN SPACE	0.5 MAX	0.097-1	0.097-1		
PARKING	25%	-	5.4%		
RETAIL:					
1STP/200SF FLOOR AREA	6,600 SF / 200SF/SP				57 REG SPACES
	= 33 SP				2 AC SPACES
					59 TOTAL SPACES

IN
HAVERHILL, MA
DRAWN FOR OWNER & APPLICANT:
IRENEBEA LLC
58 PARK STREET
NANDOVER, MASSACHUSETTS 01910
TEL: (978) 374-4734

TEL.: (978) 374-4784

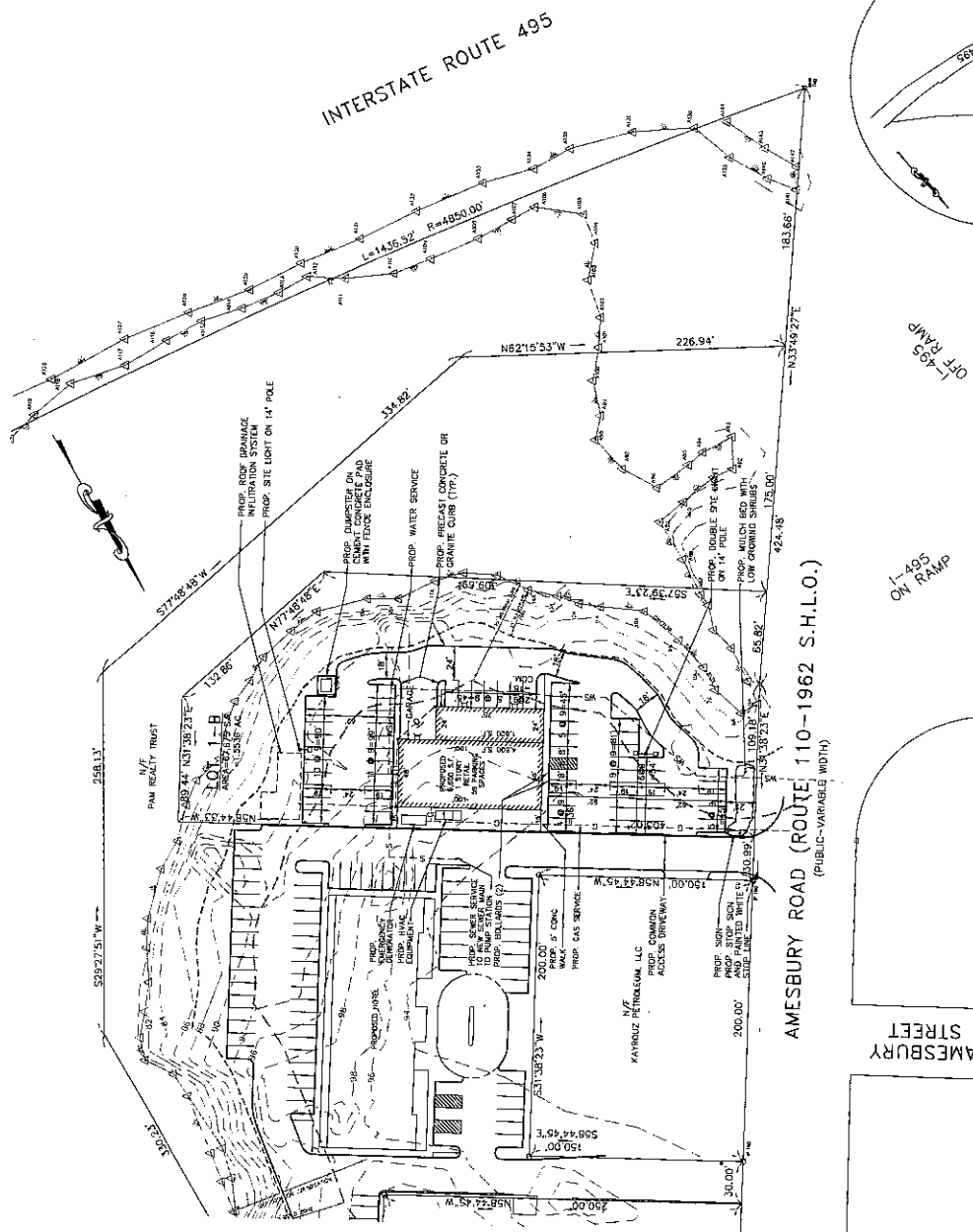
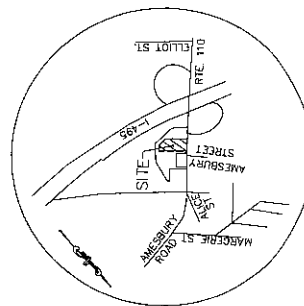
SCALE: 1"=40'

HERRMACK ENGINEERING SERVICES
100 PARK STREET

TEL: (978) 475-3555 FAX: (978) 475-1448



SCALE: 1"=1,000'



MA Cannabis Control License:

In order to apply for licensure from the MA Cannabis Control Commission, Haverwell Market is required to provide an executed Host Community Agreement with the City of Haverhill. Mayor Fiorentini has agreed that he will sign a Host Community Agreement with Haverwell Market upon receipt of a Special Permit to operate an LME by the Haverhill City Council. Therefore, we are unable to apply for state licensure at this time.

In lieu of providing a state license for review by the Council, this document will serve to demonstrate that the proposed facility and its owner qualifies and is eligible to receive a Certificate of Registration and meets all of the requirements of an LME in accordance with the Commission's regulations. Please note that the applicant, Christopher Edwards, is currently registered as a dispensary agent with the Cannabis Control Commission through a separate entity (Alternative Therapies Group, Inc, "ATG"). The applicant is the CEO of ATG, which has been awarded multiple licenses by the Cannabis Control Commission, demonstrating that he meets the state requirements for licensure. Specifically, the applicant meets all of the requirements:

935 CMR 500.030: "Registration of Marijuana Establishment Agents":

- Applicant is 21 or older
- Applicant has not been convicted of controlled substances offenses (or any other type of offense) in MA or anywhere else
- Applicant has previously been determined suitable for registration consistent with the provisions of 935 CMR 500.800 and 500.802

935 CMR 500.801: "Suitability Standard for Licensure":

- Applicant has never been convicted of a felony in MA or anywhere else
- Applicant is not involved in any open/unresolved criminal proceedings
- Applicant is not involved in any open/unresolved marijuana business-related violations
- Applicant does not have any outstanding or unresolved criminal warrants
- Applicant is not a sex offender
- Applicant does not have any felony convictions in MA or anywhere else
- Applicant has not been convicted or CWOFF for distribution of a controlled substance to a minor
- Applicant does not have any non-felony weapons violations including firearms involving narcotics
- Applicant does not have any firearms related convictions
- Applicant does not have any criminal complaints against him

935 CMR 500.802: "Suitability Standard for Registration as a Marijuana Establishment Agent":

- Applicant does not have any CORI
- Applicant has never been arrested, charged or incarcerated for any reason


935 CMR 500.050: "Marijuana Establishments":

- Haverwell Market LLC is duly registered as a domestic business entity and in good standing with the Secretary of the Commonwealth and the Department of Revenue

- Haverwell Market has not been awarded more than three licenses within a particular class
- Although the applicant currently controls the decision making of three retail licenses held by ATG, his interest in those licenses is in the process of being sold to another party
- The applicant is not applying for a cultivation license and therefore the canopy limit is not applicable

MEMORANDUM

TO: Haverwell Market, LLC
c/o Mr. Christopher Edwards
24R Pleasant St, Unit 2
Newburyport, MA 01950

FROM: Mr. Jeffrey S. Dirk, P.E., PTOE, FITE 
Partner
Vanasse & Associates, Inc.
35 New England Business Center Drive
Suite 140
Andover, MA 01810-1066
(978) 269-6830
jdirk@rdva.com

DATE: March 4, 2019

RE: 8196

SUBJECT: Transportation Impact Assessment
Proposed Adult-Use Marijuana Dispensary – 399 Amesbury Road (Route 110)
Haverhill, Massachusetts

Vanasse & Associates, Inc. (VAI) has conducted a Transportation Impact Assessment (TIA) in order to determine the potential impacts on the transportation infrastructure associated with the proposed adult-use marijuana dispensary to be located at 399 Amesbury Road (Route 110) in Haverhill, Massachusetts (hereafter referred to as the "Project"). Specifically, this assessment: i) reviews the existing conditions context of the transportation infrastructure serving the Project site; ii) qualitatively evaluates the potential impact of the Project along Route 110; and iii) evaluates lines of sight and safety at the Project site driveway intersection. The Project will require the issuance of a State Highway Access Permit from the Massachusetts Department of Transportation (MassDOT) for access to Route 110.

This assessment was conducted pursuant to the standards of the Traffic Engineering and Transportation Planning professions for the preparation of such reports. Based on this assessment, we have concluded the following with respect to the Project:

1. Using trip-generation statistics published by the Institute of Transportation Engineers (ITE)¹ for dispensaries comparable in size to the Project, the marijuana dispensary portion of the Project is expected to generate approximately 400 vehicle trips on an average weekday and 366 vehicle trips on a Saturday (both two-way volumes over the operational day of the Project), with 17 vehicle trips expected during the weekday morning peak-hour and 53 vehicle trips expected during both the weekday evening and Saturday midday peak hours;
2. No apparent safety deficiencies were noted in the immediate proximity of the Project site based on a review of available data; and
3. Lines of sight at the Project site driveway intersection with Route 110 was found to exceed the recommended minimum sight distances for safe and efficient operation.

¹*Trip Generation*, 10th Edition; Institute of Transportation Engineers; Washington, DC; 2017.

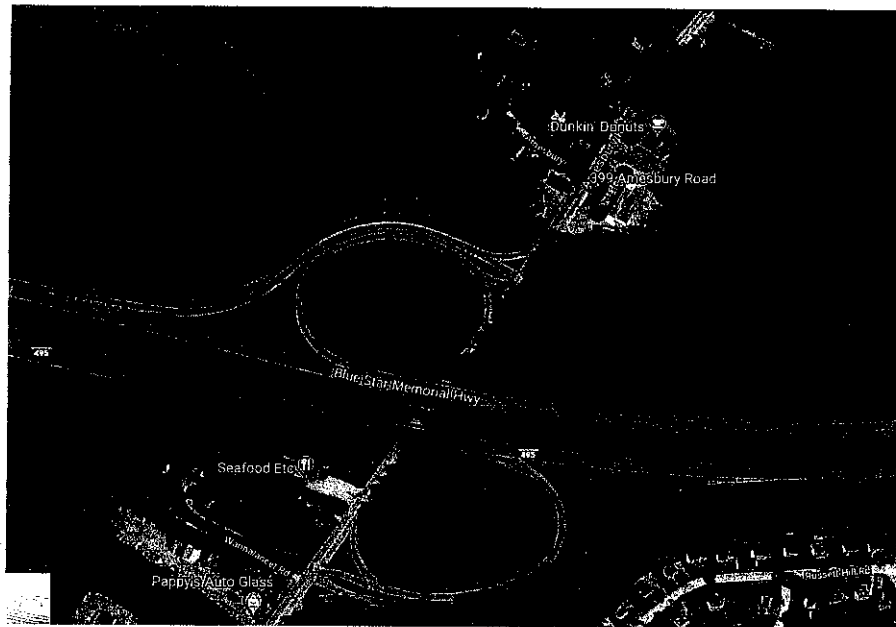
In consideration of the above, we have concluded that the Project can be accommodated within the confines of the existing transportation infrastructure in a safe and efficient manner with implementation of the recommendations defined herein.

The following details our findings with respect to the Project.

PROJECT DESCRIPTION AND EXISTING CONDITIONS CONTEXT

Project Description

As proposed, the Project will entail the construction of a 6,600± square foot (sf) building to be located at 399 Amesbury Road (Route 110) in Haverhill, Massachusetts, that will be demised to accommodate two (2) uses: a 4,800± sf adult-use marijuana dispensary and a 1,800± retail/commercial tenant. The retail/commercial tenant has not been identified at this time. The Project site encompasses 1.55± acres of land that is bounded by a commercial property to the north; areas of open and wooded space to the south and east; and Route 110 to the west.



Imagery ©2019 Google Map Data ©2019 Google

Access to the Project site is and will continue to be provided by way of the driveway that intersects the east side of Route 110 that serves the gravel parking lot immediately south of the driveway to the Mobil gasoline station and convenience store located at 401 Amesbury Road. The existing access is over 80-feet wide and will be reconstructed and narrowed to a width not to exceed 30-feet (standard MassDOT commercial driveway width), and will be a common driveway that will serve both the Project and the commercial property to the east of the Mobil station. On-site parking will be provided for 59 vehicles, including two (2) handicapped accessible spaces.

EXISTING CONDITIONS CONTEXT

In order to establish the existing conditions context of the Project with respect to the transportation infrastructure, a comprehensive field inventory of existing conditions within the study area was conducted in February and March 2019. The field investigation consisted of an inventory of existing roadway geometrics; pedestrian and bicycle facilities; public transportation services; and traffic volumes; as well as posted speed limits and land use information along Route 110 in the vicinity of the Project site. The following provides a description of the transportation infrastructure serving the Project site.

Roadway

Amesbury Road (Route 110)

Amesbury Road (Route 110) is a two-lane, urban minor arterial that is under the jurisdiction of MassDOT and traverses the study area in a general northeast-southwest alignment providing a full access interchange with Interstate 495 (I-495) to the south of the Project site (Exit 52). In the vicinity of the Project site, Route 110 provides two (2) 18 to 21-foot wide travel lanes separated by a double-yellow centerline with 1 to 3-foot wide marked shoulders. The posted speed limit along this section of Route 110 is 45 miles per hour (mph) in the vicinity of the Project site and changes to 40 mph to the north, with prevailing travel speeds measured in February/March 2019 found to be between 40 and 43 mph.² Land use in the vicinity of the Project site consists of residential and commercial properties, and areas of open and wooded space.

Traffic volume data collected in February and March 2019 indicates that Route 110 in the vicinity of the Project site accommodates approximately 10,700 vehicles per day on an average weekday and 6,625 vehicles on a Saturday, with approximately 1,010 vehicles per hour (vph) accommodated during the weekday morning peak-hour (highest traffic volume hour between 7:00 and 10:00 AM), 975 vph accommodated during the weekday evening peak-hour (highest traffic volume hour between 3:00 and 6:00 PM) and 505 vph accommodated during the Saturday midday peak-hour (highest traffic volume hour between 11:00 AM and 2:00 PM).

Pedestrian and Bicycle Accommodations

Sidewalks are not provided along Route 110 in the vicinity of the Project site. Formal bicycle facilities were not identified within the immediate study area; however, Route 110 generally provides sufficient width to support bicycle travel in a shared traveled-way condition (i.e., bicyclists and motor vehicles sharing the traveled-way).

Public Transportation Services

Regularly scheduled public transportation services are provided along Route 110 and past the Project site by the Merrimack Valley Regional Transit Authority (MVRTA). The MVRTA operates bus Route 51, *Haverhill-Amesbury*, which provides service along Route 110 between the Washington Square Transit Center in Haverhill and the Nicholas J. Costello Transportation Center in Amesbury. While not directly accessible to the Project site, the Massachusetts Bay Transportation Authority (MBTA) provides commuter rail service to North Station in Boston on the Haverhill Line from Haverhill Station which is within a 5-minute walking distance of the Washington Square Transit Center.

²The prevailing travel speed is also known as the 85th percentile vehicle travel speed, or the speed at which 85 percent of the observed vehicles traveled at or below during the observation period.

Motor Vehicle Crash Data

A review of the MassDOT statewide High Crash Location List indicated that there were no locations along Route 110 in the immediate vicinity of the Project site that were included on MassDOT's Highway Safety Improvement Program (HSIP) listing. To the south of the Project site, the diverge from I-495 northbound to the Route 110 off-ramp is listed as high crash cluster location for 2013-2015. ***Based on a review of the MassDOT motor vehicle crash data, no discernible safety deficiencies were apparent in the vicinity of the Project site.***

PROJECT-GENERATED TRAFFIC

In order to determine the traffic characteristics of the Project, trip-generation methodologies established by the ITE³ were used. The ITE provides trip-generation information for various types of land uses developed as a result of scientific studies that have been conducted over the past 50 plus years, the most recent update of which was published in 2017. This data includes trip estimates for a land use that is similar to the Project. ITE Land Use Code (LUC) 882, *Marijuana Dispensary*, was used to develop the traffic characteristics of the Project. LUC 882 is a new land use that was added to the 10th edition of *Trip Generation* that was published in September 2017. With the exception of the weekday evening peak-hour, the data that is available is limited to four (4) sites ranging in size from 728 sf to 3,411 sf, with two (2) sites equaling or exceeding 3,000 sf. As such, trip rates (trips per 1,000 sf) were derived from the two (2) sites that included dispensaries that were 3,000 sf or larger, which were then averaged and applied to the size of the proposed dispensary. The resulting trip-generation calculations for the marijuana dispensary portion of the Project are summarized in Table 1. ***Note that the trip projections for the Project are after the initial opening period, during which traffic volumes will likely be higher than those cited in Table 1.***

³Ibid 1.

Table 1
TRIP GENERATION SUMMARY

Time Period/Direction	Vehicle Trips
	Proposed Marijuana Dispensary (4,800 sf)
<i>Average Weekday Daily:</i>	
Entering	200
<u>Exiting</u>	<u>200</u>
Total	400
<i>Weekday Morning Peak Hour:</i>	
Entering	10
<u>Exiting</u>	<u>7</u>
Total	17
<i>Weekday Evening Peak Hour:</i>	
Entering	26
<u>Exiting</u>	<u>27</u>
Total	53
<i>Saturday:</i>	
Entering	183
<u>Exiting</u>	<u>183</u>
Total	366
<i>Saturday Mid-Day Peak Hour:</i>	
Entering	26
<u>Exiting</u>	<u>27</u>
Total	53

Project-Generated Traffic Volume Summary

As can be seen in Table 1, using the ITE data and after the initial opening period, the marijuana dispensary is predicted to generate approximately 400 vehicle trips on an average weekday and 366 vehicle trips on a Saturday (both two-way volumes over the operational day of the Project), with 17 vehicle trips (10 vehicles entering and 7 exiting) expected during the weekday morning peak-hour and 53 vehicle trips (26 vehicles entering and 27 exiting) expected during both the weekday evening and Saturday midday peak hours.

SIGHT DISTANCE EVALUATION

Sight distance measurements were performed at the Project site driveway intersection with Route 110 in accordance with MassDOT and American Association of State Highway and Transportation Officials (AASHTO)⁴ requirements. Both stopping sight distance (SSD) and intersection sight distance (ISD) measurements were performed. In brief, SSD is the distance required by a vehicle traveling at the design speed of a roadway, on wet pavement, to stop prior to striking an object in its travel path. ISD or corner sight distance (CSD) is the sight distance required by a driver entering or crossing an intersecting roadway to perceive an on-coming vehicle and safely complete a turning or crossing maneuver with on-coming traffic. In accordance with AASHTO standards, if the measured ISD is at least equal to the required SSD value for the appropriate design speed, the intersection can operate in a safe manner. Table 2 presents the measured SSD and ISD at the subject intersection.

Table 2
SIGHT DISTANCE MEASUREMENTS^a

Intersection/Sight Distance Measurement	Feet		
	Required Minimum (SSD)	Desirable (ISD) ^b	Measured
Route 110 at the Project Site Driveway			
<i>Stopping Sight Distance:</i>			
Route 110 approaching from the north	360	--	650+
Route 110 approaching from the south	360	--	650+
<i>Intersection Sight Distance:</i>			
Looking to the north from Project Site Driveway	360	500	650+
Looking to the south from Project Site Driveway	360	430	650+

^aRecommended minimum values obtained from *A Policy on Geometric Design of Highways and Streets*, 7th Edition; American Association of State Highway and Transportation Officials (AASHTO); 2018; and based on an approach speed of 45 mph along Route 110.

^bValues shown are the intersection sight distance for a vehicle turning right or left exiting a roadway under STOP control such that motorists approaching the intersection on the major street should not need to adjust their travel speed to less than 70 percent of their initial approach speed.

As can be seen in Table 2, lines of sight to and from the Project site driveway along Route 110 exceed the required minimum distances for safe (SSD) and efficient (ISD) operation based on an approach speed of 45 mph, which is slightly above the prevailing travel speed measured along Route 110 in the vicinity of the Project site (40-43 mph) and is consistent with the posted speed limit in this area (45 mph).

⁴*A Policy on Geometric Design of Highway and Streets*, 7th Edition; American Association of State Highway and Transportation Officials (AASHTO); Washington D.C.; 2018.



CONCLUSIONS AND RECOMMENDATIONS

Conclusions

VAI has completed a detailed assessment of the potential impacts on the transportation infrastructure associated with the proposed adult-use marijuana dispensary to be located at 399 Amesbury Road (Route 110) in Haverhill, Massachusetts. Specifically, this assessment has: i) reviewed the existing conditions context of the transportation infrastructure serving the Project site; ii) qualitatively evaluated the potential impact of the Project along Route 110; and iii) evaluated lines of sight and safety at the Project site driveway intersection. Based on this assessment, we have concluded the following with respect to the Project:

1. Using trip-generation statistics published by the ITE⁵ for dispensaries comparable in size to the Project, the marijuana dispensary portion of the Project is expected to generate approximately 400 vehicle trips on an average weekday and 366 vehicle trips on a Saturday (both two-way volumes over the operational day of the Project), with 17 vehicle trips expected during the weekday morning peak-hour and 53 vehicle trips expected during both the weekday evening and Saturday midday peak hours;
2. No apparent safety deficiencies were noted in the immediate proximity of the Project site based on a review of available data; and
3. Lines of sight at the Project site driveway intersections with Route 110 were found to exceed the recommended minimum sight distances for safe and efficient operation.

In consideration of the above, we have concluded that the Project can be accommodated within the confines of the existing transportation infrastructure in a safe and efficient manner with implementation of the recommendations that follow.

Recommendations

Project Access

Access to the Project site is and will continue to be provided by way of the driveway that intersects the east side of Route 110 that serves the gravel parking lot immediately south of the driveway to the Mobil gasoline station and convenience store located at 401 Amesbury Road. The existing access will be reconstructed and narrowed to a width not to exceed 30-feet (standard MassDOT commercial driveway width), and will be a common driveway that will serve both the Project and the commercial property to the east of the Mobil station. The following recommendations are offered with respect to the design and operation of the Project:

- The Project site driveway should meet the design requirements of MassDOT for a commercial driveway (driveway width should not exceed 30-feet) and should accommodate the turning and maneuvering requirements of the largest anticipated responding emergency vehicle as defined by the Haverhill Fire Department.
- Circulating roadways and drive aisles within the Project site should be a minimum of 24-feet in width in order to accommodate two-way travel and parking maneuvers where perpendicular

⁵Ibid 1.

parking is provided, and a minimum of 20-feet in width at all other locations unless otherwise approved by the Haverhill Fire Department.

- Vehicles exiting the Project site should be placed under STOP-sign control.
- All signs and pavement markings to be installed within the Project site shall conform to the applicable standards of the *Manual on Uniform Traffic Control Devices* (MUTCD).⁶
- Signs and landscaping to be installed as a part of the Project within the intersection sight triangle area of the Project site driveways should be designed and maintained so as not to restrict lines of sight.
- Snow windrows within sight triangle areas shall be promptly removed where such accumulations would impede sight lines.
- A traffic and parking management plan should be developed in consultation with the Haverhill Police Department to accommodate the increased customer demand that may occur during the initial opening period. The goal of the traffic and parking management plan will be to manage customer demands so as not to exceed the available parking within the project site with consideration of employee parking requirements. After the initial opening period, operations should be reviewed with the Police Chief or their designee on a periodic basis to determine if there is a need to continue the elements of the traffic and parking management plan.

With implementation of the above recommendations, safe and efficient access can be provided to the Project site and the Project can be accommodated within the confines of the existing transportation infrastructure.

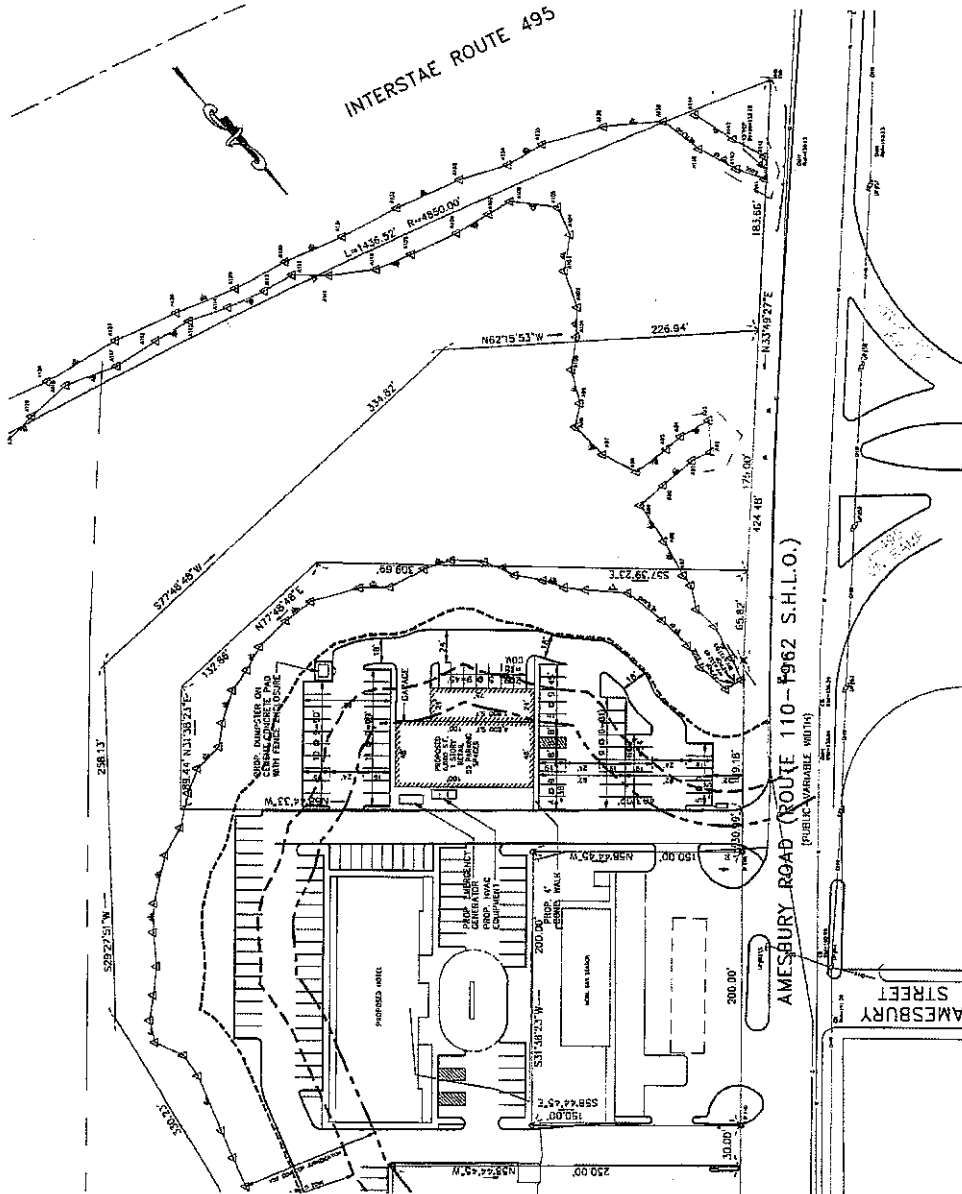
cc: File

Attachments: Trip-Generation Calculations

⁶*Manual on Uniform Traffic Control Devices (MUTCD)*; Federal Highway Administration; Washington, D.C.; 2009.

Exhibit A

SITE PLAN
HAVERHILL, MA
PROJECT: TRENNEER LLC
100 PARK STREET
ANDOVER, MASSACHUSETTS 01810
DATE: FEBRUARY 16, 2013
SCALE: 1"=40'
PREPARED BY: TRENNEER LLC
DESIGNED BY: TRENNEER LLC
CHECKED BY: TRENNEER LLC
APPROVED BY: TRENNEER LLC
DATE: FEBRUARY 16, 2013
PROJECT: TRENNEER LLC
100 PARK STREET
ANDOVER, MASSACHUSETTS 01810
DATE: FEBRUARY 16, 2013

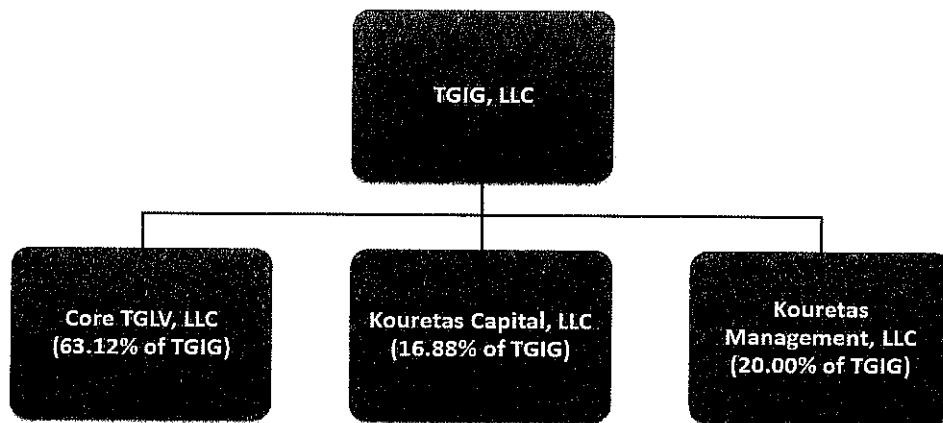


Odor Control Plan

Please note that Haverwell Market is proposing to conduct retail sales at 399 Amesbury Rd, but no marijuana cultivation or product manufacturing will occur here. Odor mitigation is generally more applicable to those activities than retail. No on-site consumption of marijuana or marijuana infused products will be allowed at the proposed facility. All marijuana stored and/or sold at the facility will be pre-packaged in air tight packaging at an off-site location, and transported to the dispensary prior to sale, further eliminating the potential for marijuana odors at this location.

List of all persons or entities contributing 10% or more to the initial capital to operate the LME, including capital in the form of a building:

Please note that the name of the entity has been revised with the MA Secretary of State from "Haverwell Market, LLC" to "TGIG, LLC", doing business as "The Grove".





April 12, 2019

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

RE: 65-Day Waiver

President Michitson,

On behalf of Haverll Market, LLC, I hereby waive our right to the 65-day hearing requirement allowed by M.G.L. with regard to our application for a Special Permit to operate an LME at 399 Amesbury Rd.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Edwards". The signature is fluid and cursive, written over a horizontal line.

Christopher Edwards
Chief Executive Officer



April 12, 2019

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

RE: Petition requesting special permit for LME

President Michitson,

Please accept this petition and accompanying Special Permit application materials to operate an LME-RO in the City of Haverhill. Our official name and contact info is as follows:

Haverwell Market, LLC 24R Pleasant St, Unit 2 Newburyport, MA 01950	Christopher Edwards Chief Executive Officer 617-549-8575
---	--

We are proposing to site a LME-RO at 399 Amesbury Rd. The proposed parcel is a vacant lot where we propose to build a new 6600 s/f structure. We have entered into a lease agreement to rent a 4800 s/f portion of the structure. The parcel abuts Route 110, a gas station, and wooded land. The site has excellent highway access, no immediate residential abutters, will have ample parking, and is not expected to generate any negative impact on the neighborhood. Further, the facility will generate significant tax and Host Community Agreement revenue for the City and 30+ professional jobs.

I am grateful for your attention to this petition, and I look forward to discussing with you and the Council in more detail.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Edwards", written over a horizontal line.

Christopher Edwards
Chief Executive Officer

William S. Faraci
Attorney at Law
159 Crosby St Extention
Haverhill, MA 01830
Tel. (978) 373-5520
Fax (978) 373-5262
e-mail:faracilaw@aol.com

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

Re: Haverwell Market, LLC

Dear President Michitson:

As counsel for Haverwell Market, LLC I have been asked to submit an opinion letter relative to the information available for a complete application to the Cannabis Control Commission. The requirements are set out in 935 CMR 500.100 and following sections. I have reviewed these requirements and note that, while they may be more exacting than the city regulations, they cover the same material.

My client has previously submitted material on his background and experience. The company has submitted a business plan, an operations plan, a security plan, a traffic review and plans for the lot and the building. This is not a complete list of the material submitted to the city's review board, but it covers the main points.

The property in question is within the Amesbury Road East Area Overlay District. The underlying zoning use prior to the creation of the overlay district was CH (Commercial Highway). As such, a retail business would have been allowed in this district which only strengthens the designation of the area to be within the overlay district.

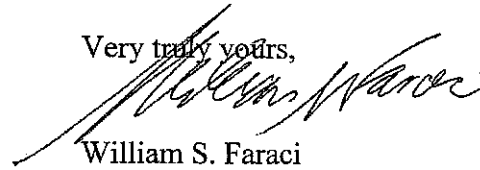
However, an application cannot be made at this time to the Cannabis Control Commission because a Host Community Agreement, though drafted, has not been signed by the Mayor. In addition, although not a state requirement, a Special Permit would be needed from the City Council as a practical matter before proceeding.

Therefore, I am limited as to what I can ascertain from the materials which I have reviewed.

I am of the opinion that the applicant and the proposed location meet the requirements for licensure as an adult-use retail marijuana license in accordance with 935 CMR 500. All of the information to complete an application before the Cannabis Control Commission is available and most of it has been drafted. I do not expect any roadblocks to a proper application once the Special Permit and Host Community Agreement are in place.

I hope that this opinion meets your request. If you need further information, please contact this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "William S. Faraci", written over the typed name.

William S. Faraci

William S. Faraci
Attorney at Law
159 Crosby St Extension
Haverhill, MA 01830
Tel. (978) 373-5520
Fax (978) 373-5262
e-mail:faracilaw@aol.com

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

Re: Haverwell Market, LLC

Dear President Michitson:

I have been retained to represent Haverwell Market, LLC in its application for a Special Permit for an adult-use marijuana sales facility off Amesbury Road, Haverhill. I am aware of the fact that significant material has been made available to the council through the application and Host City discussions. I am taking this opportunity to try to condense the issues and in support of that, I am going to use the slides from the powerpoint presentation used by Haverwell in its public outreach meeting held on Thursday, April 11, 2019 at NECCO.

The most important factor in assuring a safe, secure, responsible and appropriate management of this kind of operation is the experience of the operators. Haverwell is led by Chris Edwards who has had 5 years of experience operating outlets for ATG in Salem, Mass., Amesbury and Salisbury. The applicant is not a party who is going need to work its way through proper management and learn from problems in the operation. The applicant is a seasoned veteran who has successfully avoided any pitfalls which this business might encounter. The best indicator of how a Haverhill retail location will be handled is to examine the operation of one of the existing facilities managed by Mr. Edwards. To that extent, an invitation is extended to you and the members of the council to visit one of these facilities.

A second consideration is security. The applicant has outlined a security plan which insures that only legal customers will be served. No use of product will be allowed on premises. There will be both a physical and electronic monitoring of the property both interior and exterior.

Another consideration which appears in almost all applications before the council is traffic. A comprehensive traffic study done by a leading company in this area indicates that the increase in traffic related to this project is minimal at 400 vehicle trips per day. This increase when set against the 10,700 cars per day likely to be passing this location is miniscule.

At the outreach meeting, much was made of the danger of the existing traffic pattern. Admittedly, there have been concerns related to entry and exit from Elliot Street associated with NECCO. It should be noted that the facility is situated on the other side of Rte 495 and any party

accessing the site from Rte. 495 would not pass the end of Elliot Street.

There is also concern as to the effect of this facility on the neighborhood. This location is isolated from the major part of the residential use of the area. The only residential use is along Amesbury Street which is on the other side of Amesbury Road and has no access to or from the location. No customers of the facility will be able to access the residential area and vice versa. The site is surrounded by vacant land and a gas station.

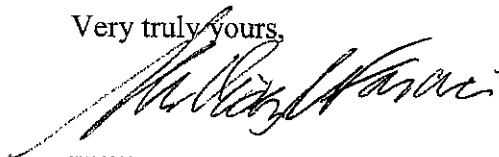
In actuality, the presence of security arrangements for the facility would discourage any outside drug or criminal activity. Such activity which now exists would be eliminated thereby improving the neighborhood.

These are but some of the factors to be considered. This kind of facility is going to appear in Haverhill at some point and the remote location and experienced management of such a facility are unlikely to be matched at any other location.

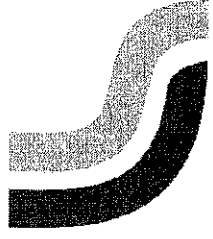
Mr. Edwards is available to answer any of your concerns and provide any further information that you may need. He can be reached at Chris@Haverwell.com and by phone at 617-549-8575

Thank you for your consideration of this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'William S. Faraci', written over the typed name.

William S. Faraci



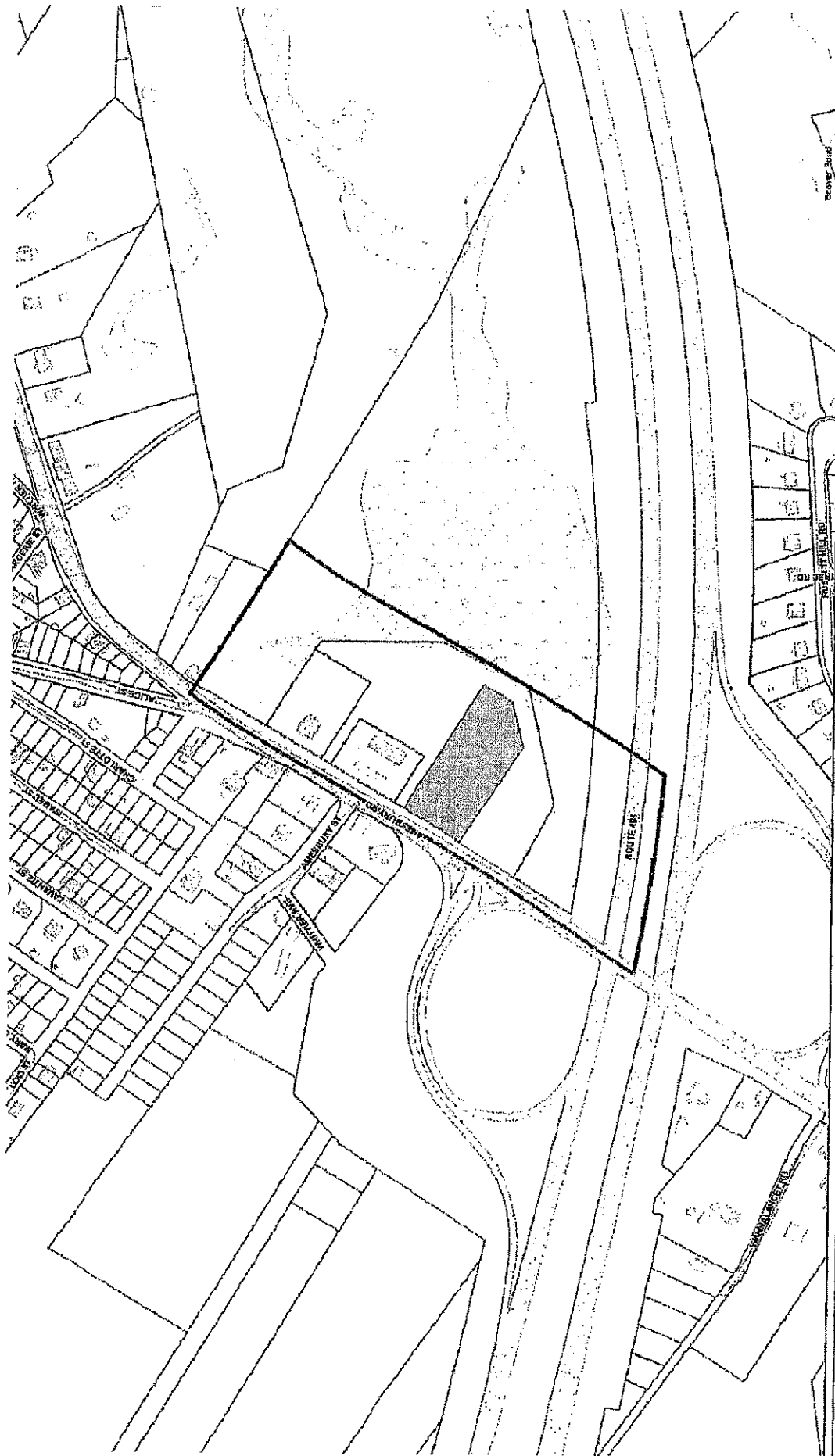
haverwell
M A R K E T

Proposal to site an adult-use
Marijuana Dispensary At 399 Amesbury Road



- The founder of Haverwell Market comes from ATG: a reputable organization with a proven track record and references in MA
- We are experienced cannabis operators, with deep ties to the Merrimack Valley
- Have control of an appropriately zoned property inside Haverhill's "Amesbury Road East Area"
- Proposing the maximum financial benefit allowed by law
- No negative impacts anticipated by our presence

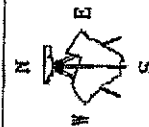
Parcel 459-1D



Amesbury Road East Area - ME-NE Zone



1 inch = 250 feet



City of Amesbury, MA
Engineering - Division
Data produced: 11/29/2018

This map was produced from the City of Amesbury Geographic Information System.
The City expressly disclaims any liability and may incur loss of data.



[illegible]

- Years of experience fine-tuning security designs and procedures
- Physical security includes specialized locks, cameras, motion sensors and other electronic surveillance
- Remote monitoring companies
- Redundancies in design
- Minimal product on hand
- Minimal cash on hand
- Mature SOPs, staff training and regular practice drills
- Deep cooperation with law enforcement and state regulators
- No incidents to date



haverwell
M A R K E T

Steps taken to prevent diversion to minors:

- Electronic ID scanning at the door
- Sales limited to 1 oz / 5 grams concentrate
- Pricing eliminates economic incentive
- Customer education about penalties:
 - Possession limited to 2 ounces (\$100 fine)
 - Public consumption limited to public places where consuming tobacco is permitted (\$100 fine)
 - Driving with open container is prohibited (\$500 fine)
 - Minor attempting to purchase (\$100 and drug awareness program, under 18 parents notified)
 - Adult purchasing for a minor (\$2,000 fine or up to one year imprisonment)



The location will not constitute a nuisance:

- Set back from the road, plenty of parking (59)
- Vanasse & Associates traffic and parking study conclusions:
 - Projected 400 vehicle trips per day based on Institute of Transportation Engineers data for dispensaries of this size (that is 200 customers per day)
 - No safety deficiencies noted in the immediate vicinity
 - Lines of sight were found to exceed the recommended minimum sight distances for safe and efficient vehicle operation
- MVRTA bus route 51 provides service to the location
- Appointment only model if appropriate at that time
- No on-site consumption, therefore no impaired driving
- No odors or noise. Signage to consist of logo only
- On-site security guard and police detail



Plan to positively impact the community:

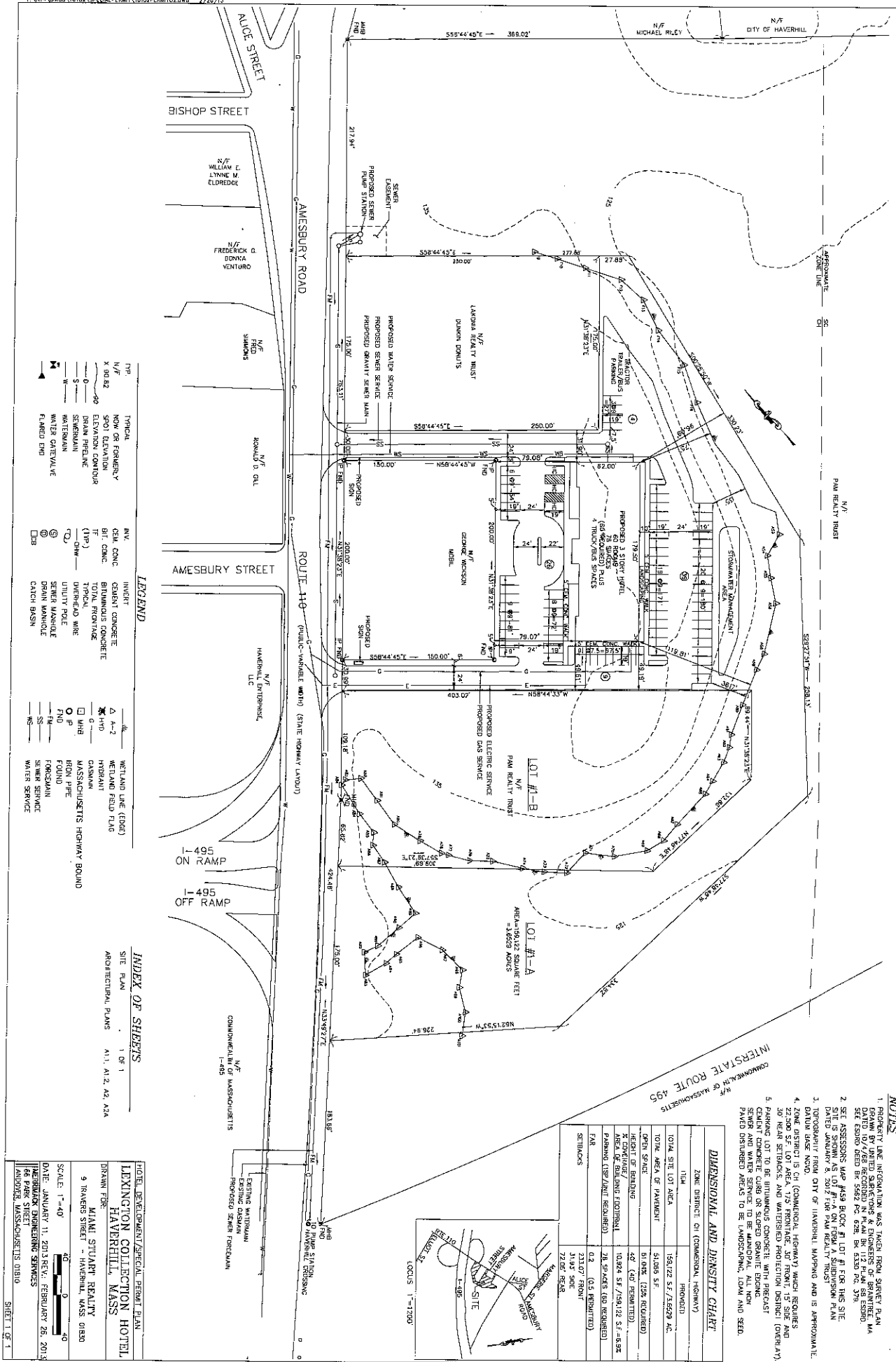
- 30+ professional jobs
- Providing a safe, regulated option for consumers of cannabis (3rd party lab testing)
- Host Community Agreement
 - 3% gross revenue
 - \$25k charitable donation
- Tax revenues – an additional 3% to Haverhill
- Combined 6% to Haverhill. Assuming a \$20m annual market, this is \$1.2m per year to the City.
- Food drives, job fairs, increased security profile for the neighborhood



haverwell
M A R K E T

The location will not constitute a nuisance (cont'd):

- Of the marijuana zones in Haverhill, this is the last impactful
- Dispensaries do not hurt property values:
 - *University of Wisconsin:*
<https://wsb.wisc.edu/news/press-releases/2017/09/26/legalization-of-retail-marijuana-in-colorado-had-positive-impact-on-property-values-in-denver>
 - *University of Georgia:*
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2885017
 - *Real Estate Economics:*
<http://business.financialpost.com/real-estate/will-pot-shops-affect-property-values-in-your-neighbourhood-they-did-in-colorado>
 - *CNN Money:*
<https://money.cnn.com/2015/06/04/real-estate/marijuana-denver-housing-market/index.html>
 - *Realtor.com:*
<https://www.realtor.com/news/trends/legalizing-marijuana-gets-housing-prices-high/>
- Dispensaries do not increase crime:
 - *Fox News:*
<https://www.boston25news.com/news/local-crime-data-shows-recreational-pot-shops-are-good-neighbors/934087250>



DAILY PERSONAL AND DOMESTIC CHART	
NAME, RESPECT OR COMMENDATION, REWARD	
NAME	
TOTAL SET UP AREA	154,722 SF / 7,552.99 AC.
TOTAL AREA OF PAVED	51,050 SF
OPEN SPACE	60 PERCENT (25% REQUIRED)
HEIGHT OF BUILDING	40' (40' HEIGHT)
AREA OF ROOF AND FLOOR	10,824 SF / 250.21 AC. (5% REQUIRED)
PARKING (EST./DAY) (REQUIRED)	28 SPACES (25 REQUIRED)
FIRE	102 (102 REQUIRED)
STREETS	23,507' FRONT 11,945' SIDE 72,667' REAR

- NOTES**
1. PROPERTY LINE INFORMATION WAS TAKEN FROM SURVEY PLAN DRAWN BY UNITED SURVEYORS & ENGINEERS OF BRITAIN, INC. DATED 10/6/78 RECORDED IN PLAIN BY 117 PLAIN, S.S. EXEMSD. SEE EXEMSD BEING BY 5582 PG. 62E, BY 5353 PG. 37E
2. SET ASSASSONS MAP #582 BLOCK #1 LOT #1 FOR THIS SITE. DATED JANUARY 1978 PLAIN ON TOWN A SUBDIVISION PLAN DATED 10/6/78 RECORDED IN PLAIN BY 117 PLAIN, S.S. EXEMSD. SEE EXEMSD BEING BY 5582 PG. 62E, BY 5353 PG. 37E
3. TOPOGRAPHY FROM CITY OF INDIANAPOLIS MAP AND RECORD, DRAINAGE DISTRICT NO. 1.
4. ZONE DESIGNATION IS CH (COMMERCIAL, HIGHWAY) WHICH REQUIRES 20,000 SF. LOT AREA, 1/2 FRONTAGE, 15' FRONT, 15' SIDE AND 25' REAR SETBACKS, AND WATERED PROTECTION STRIP. (OVERLAY)
5. PARKING LOT TO BE HUMANOUS CONCRET, WITH PRECAST GEMANT CONCRETE CURB ON SLOPED GRANITE EXISTING.
6. DRIVE AND WATER SERVICE TO BE MUNICIPAL. ALL NON-PAVED AREAS TO BE GRAVEL.
7. DRIVE AND DRIVEWAY TO BE ASPHALT, LOT AND SIDE, DRIVE AND DRIVEWAY TO BE ASPHALT, LOT AND SIDE.

NOTES

HOTEL DEVELOPER/SPECIAL PERMIT PLAN
LEXINGTON COLLECTION HOTEL
HAVERHILL, MASS
DRAWN FOR: MIAMI STUART REALTY
3 INNERS STREET - HAVERHILL, MASS 01830
SCALE: 1"=40'
DATE: JANUARY 11, 2013 REV. FEBRUARY 26, 2013
HEMERICK ENGINEERING SERVICES
66 PARK STREET
ANDOVER, MASSACHUSETTS 01810
SHEET 1 OF 1

June 21, 2019

MAX-2019072.00

Mr. John Pettis III, P.E.
City of Haverhill – Engineering Department
4 Summer Street
Haverhill, MA 01830

SUBJECT: 399 Amesbury Road (Route 110) – Traffic Peer Review

Dear Mr. Pettis:

Greenman-Pedersen, Inc. (GPI) has performed a review of the transportation impacts associated with a proposed marijuana dispensary (herein referred to as the “Project”) to be located at #399 Amesbury Road (Route 110) in Haverhill, Massachusetts. The site currently contains a gravel parking lot, which is accessed via a shared driveway with the adjacent Mobil station. This review focuses specifically on the *Transportation Impact Assessment* (TIA) prepared by Vanasse & Associates, Inc. (VAI) for Haverwell Market, LCC (the “Proponent”). The following documents were received for our review:

- *Transportation Impact Assessment – Proposed Adult-Use Marijuana Dispensary – 399 Amesbury Road (Route 110); Haverhill, Massachusetts; March 4, 2019; Prepared by Vanasse & Associates, Inc.*
- *Site Plan in Haverhill, Massachusetts, Drawn for Owner & Applicant: Irenebea LLC; February 23, 2019, Prepared by Merrimack Engineering Services.*

Based on the TIA submitted, the Project consists of constructing a 6,600 square foot (SF) building to consist of a 4,800 SF adult-use marijuana dispensary and 1,800 SF of retail/commercial space. Access to the site will be provided via the existing shared driveway, which will be narrowed from 80 feet to 30 feet, consistent with Massachusetts Department of Transportation (MassDOT) standards for driveway design.

Overall GPI finds the material submitted within the traffic study to be prepared in a manner consistent with transportation local requirements and industry standards, with the exception of the following comments.

General Comments

1. The TIA indicates that the Project consists of constructing a single 6,600 SF building, consisting of a marijuana dispensary and retail/commercial space. However, the Site Plan also indicates that a hotel is proposed on the site. The Applicant should clarify what is proposed as part of the project.
2. Amesbury Road (Route 110) along the site frontage is under the jurisdiction of the Massachusetts Department of Transportation (MassDOT). Therefore, a Permit to Access State Highway will be required from MassDOT for work within the state highway layout (SHLO) for the alterations to the driveway.

Site Access

3. The site is currently accessed via an 80-foot wide curb cut to a gravel parking lot adjacent to the Mobil station. As part of the project, the driveway will be narrowed to 30 feet and will continue to be shared with the Mobil station. GPI concurs with the reduction in width of this driveway to 30 feet, which will provide sufficient width for emergency vehicle access to the site while maintaining slower turning speeds and

access control. A STOP sign and STOP line have been proposed on this shared driveway at the intersection with Amesbury Road. GPI also recommends striping a centerline for at least 50 feet to ensure vehicles remain on the proper side of the roadway while turning onto the driveway and into the Mobil Station. STOP lines should be striped at the ends of each of the three parking aisles as they meet the shared driveway to reinforce the intended right of way.

4. The proposed driveway will be located in close proximity to numerous other driveways for the adjacent Mobil station and opposing Racing Mart, as well as to the I-495 interchange, which has the potential to create weaving conditions between the ramps and the driveway. The Applicant should review the collision history along this section of Amesbury Road to assess whether there have been any significant collision patterns in this area. Additional signage, lane markings, or other safety measures may reduce the potential for collisions between vehicles entering and exiting multiple driveways in close proximity.
5. GPI has reviewed the calculations for the required stopping sight distance (SSD) and intersection sight distance (ISD) at the proposed site driveway and concurs with the calculated required distances. GPI has also reviewed the available sight lines and concurs that the available sight lines meet or exceed AASHTO's recommendations for minimum SSD and desirable ISD.

Trip Generation

6. The Institute of Transportation Engineers (ITE) publication *Trip Generation, 10th Edition* contains trip rates for Land Use Code (LUC) 882 (Marijuana Dispensary). With the exception of the weekday PM peak period, the trip rates for all other time periods are based on a total of four sites that range in size from ± 730 SF to $\pm 3,400$ SF. For all time periods, VAI utilized only the trip rates for the two sites that exceeded 3,000 SF in size. These sites provided not only the lowest trip rates per 1,000 SF, but also the lowest total trip generation for the site as a whole. Therefore, GPI does not agree with this methodology. To provide a more conservative (worse case) analysis of the potential trips generated by the facility, the Applicant should base the trip generation estimate on the average trip rates for all sites provided. Table 1 below provides a comparison of the Applicant's trip generation estimate to the trip generation based on average trip rates for all available sites. As shown in Table 1, the trips experienced by the proposed marijuana dispensary could be two to three times higher than estimated by the Applicant.
7. GPI recently collected empirical trip generation counts at the Patriot Care marijuana dispensary on Industrial Avenue in Lowell, MA during the weekday PM (4:00 PM – 6:00 PM) and Saturday midday (11:00 AM – 1:00 PM) peak periods as part of a follow-up study requested by the City of Lowell. This 5,800 SF facility generated 79 vehicle trips during the weekday AM peak hour and 102 vehicle trips during the Saturday midday peak hour. Apply a ratio of the square footage of the proposed 4,800 SF facility to the 5,800 SF Lowell facility results in a potential trip generation of 65 trips during the weekday PM peak hour and 84 trips during the Saturday midday peak hour.

Table 1 – Trip Generation Comparison

Time Period	Applicant's Trip Generation Estimate	Trips Based on ITE Average Trip Rates	Trips Based on Lowell Empirical Rates
<i>Weekday Daily</i>	400	1,212	--
<i>Weekday AM Peak Hour</i>			
Enter	10	28	--
<u>Exit</u>	<u>7</u>	<u>22</u>	--
Total	17	50	--
<i>Weekday PM Peak Hour</i>			
Enter	26	53	34
<u>Exit</u>	<u>27</u>	<u>52</u>	<u>31</u>
Total	53	105	65
<i>Saturday Daily</i>	366	1,244	--
<i>Saturday Midday Peak Hour</i>			
Enter	26	88	48
<u>Exit</u>	<u>27</u>	<u>87</u>	<u>36</u>
Total	53	175	84

8. The Project is proposed to consist of a 4,800 SF marijuana dispensary and 1,800 SF of retail/commercial space. However, the Applicant's trip generation estimate includes only the marijuana dispensary. The Applicant should estimate the potential additional trips generated by the proposed retail/commercial space.

Parking Supply

9. A total of 59 parking spaces are proposed on the site to accommodate both the marijuana dispensary and retail/commercial use. Section 255-55.1 of the City of Haverhill Zoning Regulations provides parking requirements for various land uses. Based on the regulations, retail/commercial land uses require at least 1 parking space per 200 SF of gross floor area. Therefore, the proposed 1,800 SF retail/commercial space would require 9 parking spaces. The regulations do not provide parking requirements specific to a marijuana dispensary, but the most similar land use is retail, which would require 24 parking spaces to accommodate the 4,800 SF facility. Therefore, based on zoning, the Project would require a total of 33 parking spaces to meet zoning regulations.

The ITE publication *Parking Generation, 5th Edition* also provides parking demand generation rates for various land uses, including LUC 882 (Marijuana Dispensary). Based on ITE, marijuana dispensaries experience an average peak parking demand of 7.19 spaces per 1,000 SF of floor area. Therefore, the 4,800 SF marijuana dispensary would generate a peak parking demand of 35 parking spaces. Combining this parking demand with the 9 spaces required to serve the 1,800 SF retail/commercial space on site, results in a total parking demand of 44 spaces. Therefore, GPI agrees that the 59 parking spaces proposed on the side will be sufficient to accommodate the anticipated peak parking demand.

Capacity and Queue Analysis

10. VAI has not performed any capacity or queue analysis to assess the operations of any of the intersections along Amesbury Road following opening of the proposed marijuana dispensary. GPI recommends that VAI perform analysis of the Amesbury Road / Site Driveway / Racing Mart Driveway intersection at a minimum to verify that adequate gaps in traffic exist to allow traffic to exit the proposed site driveway without excessive queuing and delay, or negative impacts to the Racing Mart driveway operations.

Traffic Control Plan

11. GPI concurs with VAI's recommendation that a traffic and parking management plan should be developed in consultation with the Haverhill Police Department to manage traffic on-site during the initial opening period. Parking attendants should be provided on-site to direct patrons on where to park and manage large influxes of patrons by ensuring they do not park on any of the abutting properties. A police detail may also be required for the initial opening period to assist in managing traffic.

Should you have any questions, or require additional information, please contact me directly at (978) 570-2946.

Sincerely,

GREENMAN-PEDERSEN, INC.



Rebecca L. Brown, P.E., PTOE
Senior Project Manager

enclosure(s)

cc: Jeffrey S. Dirk, P.E., PTOE – Vanasse & Associates, Inc.

Institute of Transportation Engineers (ITE)
Land Use Code (LUC) 882 - Marijuana Dispensary
General Urban/Suburban

Average Vehicle Trips Ends vs: 1,000 Sq. Ft. Gross Floor Area
Independent Variable (X): 4.800

AVERAGE WEEKDAY DAILY

$$T = 252.70 * (X)$$

$$T = 252.70 * 4.800$$

$$T = 1212.96$$

$$T = 1,212 \text{ vehicle trips}$$

with 50% (606 vpd) entering and 50% (606 vpd) exiting.

WEEKDAY MORNING PEAK HOUR OF ADJACENT STREET TRAFFIC

$$T = 10.44 * (X)$$

$$T = 10.44 * 4.800$$

$$T = 50.11$$

$$T = 50 \text{ vehicle trips}$$

with 56% (28 vph) entering and 44% (22 vph) exiting.

WEEKDAY EVENING PEAK HOUR OF ADJACENT STREET TRAFFIC

$$T = 21.83 * (X)$$

$$T = 21.83 * 4.800$$

$$T = 104.78$$

$$T = 105 \text{ vehicle trips}$$

with 50% (53 vph) entering and 50% (52 vph) exiting.

SATURDAY DAILY

$$T = 259.31 * (X)$$

$$T = 259.31 * 4.800$$

$$T = 1244.69$$

$$T = 1,244 \text{ vehicle trips}$$

with 50% (622 vpd) entering and 50% (622 vpd) exiting.

SATURDAY PEAK HOUR OF GENERATOR

$$T = 36.43 * (X)$$

$$T = 36.43 * 4.800$$

$$T = 174.86$$

$$T = 175 \text{ vehicle trips}$$

*with 50% (88 vph) entering and 50% (87 vph) exiting.

**(same distribution split as the Weekday Evening peak hour of adjacent street traffic)*

Land Use: 882 Marijuana Dispensary

Description

A marijuana dispensary is a standalone facility where cannabis is sold to patients or consumers in a legal manner.

Time of Day Distribution for Parking Demand

The following table presents a time-of-day distribution of parking demand on a weekday at four study sites in a general urban/suburban setting.

Hour Beginning	Percent of Weekday Peak Parking Demand
12:00–4:00 a.m.	—
5:00 a.m.	—
6:00 a.m.	2
7:00 a.m.	8
8:00 a.m.	35
9:00 a.m.	47
10:00 a.m.	67
11:00 a.m.	82
12:00 p.m.	88
1:00 p.m.	90
2:00 p.m.	100
3:00 p.m.	80
4:00 p.m.	88
5:00 p.m.	84
6:00 p.m.	86
7:00 p.m.	35
8:00 p.m.	4
9:00 p.m.	2
10:00 p.m.	—
11:00 p.m.	—

Additional Data

The sites were surveyed in the 2010s in Colorado.

Source Number

555

Marijuana Dispensary (882)

Peak Period Parking Demand vs: 1000 Sq. Ft. GFA

On a: Weekday (Monday - Friday)

Setting/Location: General Urban/Suburban

Peak Period of Parking Demand: 12:00 - 6:00 p.m.

Number of Studies: 4

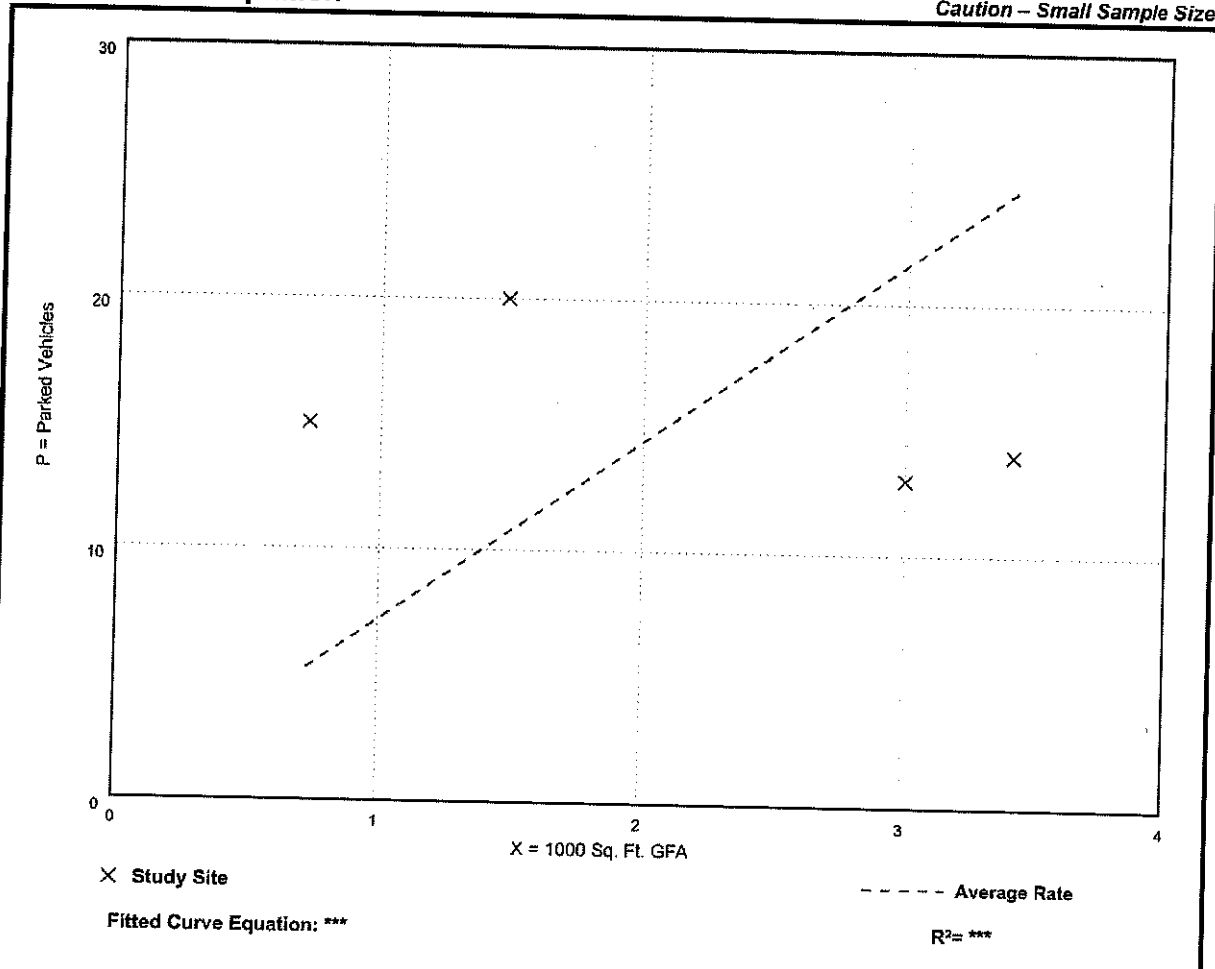
Avg. 1000 Sq. Ft. GFA: 2.2

Peak Period Parking Demand per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	33rd / 85th Percentile	95% Confidence Interval	Standard Deviation (Coeff. of Variation)
7.19	4.10 - 20.60	4.25 / 20.60	***	6.18 (86%)

Data Plot and Equation

Caution - Small Sample Size



Complete

Water / Sewer

Inspection Types☐**BO - Sewer Bill Paid**

Not Inspected

☐**BO - Water Bill Paid**

Not Inspected

**Dodi Crowe** ✓

Remove Comment • Apr 25th 2019, 4:00pm

non existent property. land only. no water. no sewer.

This step was assigned to Beth Remmes . Apr 12, 2019 at 5:31pm

Linda Koutoulas assigned this step to Linda Koutoulas . Apr 30, 2019 at 9:15am

Linda Koutoulas completed this step . Apr 30, 2019 at 9:15am

Complete

Police



Robert Pistone



Robert Pistone ✓

Remove Comment • May 2nd 2019, 11:03am

There is an issue with the language cited below in the security plan. . Any possible violation of the law shall be promptly reported to the Haverhill Police Department with full cooperation within the confines of the Constitution, MA General Laws, and Haverhill ordinances.

Procedures & Responsibility

Whenever a Haverwell Market Manager receives a complaint or other information indicating a possible

violation of law or Haverwell Market policy, The Director of Retail Operations & Security or designee will

promptly initiate an appropriate investigation into all possible violations of law and company policy. The

Director of retail Operations & Security or designee shall have primary responsibility for investigating

complaints relating to any of the fore-mentioned items.

Retention and Release of investigative records

Unless advised otherwise, Haverwell Market shall retain records relative to any investigation for a period of five years, or the minimum retention period required by law. Haverwell Market shall not release any investigative files, including interviews and findings, unless pursuant to a court-authorized request.



Christopher Edwards

Remove Comment • May 2nd 2019, 5:05pm

Complete

 ET Eric Tarpy

Fire

 ET Eric Tarpy ✓

Remove Comment • May 14th 2019, 4:34pm

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).

Plans approved by the fire department are approved with the intent they comply in all respects to 780 CMR, 527 CMR 1.00, MGL Chapter 148 and any City of Haverhill ordinance. Any omissions or errors on the plans do not relieve the applicant of complying with applicable requirements. Plan must accommodate Fire Department Apparatus Access requirements

This step was assigned to Eric Tarpy . May 1, 2019 at 9:32am
Eric Tarpy approved this step . May 14, 2019 at 4:34pm

Complete

Conservation

Robert Moore



Robert Moore ✓

Remove Comment • May 1st 2019, 4:03pm

Project requires Con Com approval through Notice of Intent process. No application filed as of 5.1.19.



Robert Moore ✓

Remove Comment • May 17th 2019, 5:27pm

Comments for LME Special Permit Review Only. Project requires Con Com approval through Notice of Intent process. Project requires City Council Special Permit under Watershed Protection Overlay District Ordinance (S.255-19). Project requires Storm Water Management Permit (C.219).



Robert Moore ✓

Remove Comment • Jun 6th 2019, 4:43pm

Special Permit for LME Use should be obtained prior to filing full design for approval under noted ordinances.

This step was assigned to Robert Moore . May 1, 2019 at 9:32am
Robert Moore approved this step . May 17, 2019 at 5:27pm

Complete

Wastewater Carrie Prescott**Carrie Prescott** ✓

Remove Comment • May 13th 2019, 12:46pm

Need more details on the sewer connection. Are you installing your own pump station? Is this strictly retail or will you be cooking or growing product?

**Christopher Edwards**

Remove Comment • May 14th 2019, 4:09pm

Hello Carrie - Yes, a pump station is being proposed. For reference, I have uploaded the previously approved sewer plan which shows the pump station as 10102PERMIT-02.pdf.

**Carrie Prescott** ✓

Remove Comment • May 23rd 2019, 2:09pm

The Wastewater Department reserves the right to provide additional comments once a site plan is submitted. Will need MA title V flows and details of the proposed sewer pump station.

This step was assigned to Carrie Prescott . May 1, 2019 at 9:32am
Carrie Prescott approved this step . May 23, 2019 at 2:09pm

Complete

Planning



William Pillsbury



William Pillsbury ✓

Remove Comment • Jun 17th 2019, 2:23pm

Recommend Conditional Approval of the special permit with the following conditions:

Project should be by appointment only and remain appointment only until determined otherwise by the Police Chief, Fire Chief and City Engineer.

Traffic study should provide detained mitigation plans providing specific steps to mitigate impacts

Karen Buckley added this record step . May 20, 2019 at 1:43pm

William Pillsbury approved this step . Jun 17, 2019 at 2:23pm

Complete



Robert Ward

Water**Robert Ward** ✓

Remove Comment • Jun 18th 2019, 9:43am

The Water Department has no objection to issuing a special permit for this facility. The detailed review of the proposed water service will be performed during the site plan review process and may result in modifications to the site plan.

This step was assigned to Glenn Smith . May 1, 2019 at 9:32am

Karen Buckley assigned this step to Robert Ward . May 20, 2019 at 1:42pm

Robert Ward approved this step . Jun 18, 2019 at 9:43am

Complete



Tara Lynch

Engineering**John Pettis** ✓

Remove Comment • Jun 21st 2019, 11:33am

Please note that my comments have been delayed while a peer review of the traffic report is being done. That report is to be to me by Monday at the latest. Once I receive I will forward my comments and complete my review. John

**Linda Koutoulas** ✓

Remove Note • Jun 25th 2019, 3:10pm

John - Looking for the status of this application.

**John Pettis** ✓

Remove Comment • Jun 25th 2019, 8:33pm

1. I have uploaded Traffic Peer Review document 20190621GPIPeerReview19072AmesburyRd399. The Applicant's Traffic Engineer VAI should review this document, and address all comments for the Site Plan review stage (or the Special Permit stage if requested by City Council).
2. The plan indicates 50 parking spaces for the LME use (9 per code for other retail use). My understanding is that ITE recommends 8.77 parking spaces per 1000 sq ft building. The 4800 sq ft of LME use would then translate 42 parking spaces, or a little under what is being provided. I still recommend that, should a Special Permit be granted, it be with the provision that it is by appointment only until such time that the City deems it is acceptable to allow walk-in business. The ITS projections for number of customers (if unregulated) is well in excess of a suggested 20-30 appointments per hour. I recommend that approval of the Police Chief, Fire Chief and City Engineer be needed, with conditions deemed appropriate based on observed conditions during the appointment-only stage, for allowing walk-in business.
3. I understand that should the Special Permit be granted and all other required approvals be secured, the project will be submitted to the Departments as a Site Plan, so we can ensure all applicable codes and regulations are met.

Complete



Tom Bridgewater



Tom Bridgewater ✓

Remove Comment • Jul 2nd 2019, 11:01am

LME-19-4 appears to meet zoning requirements the Building will have to meet 780 CMR 2015 IBC with Mass amendments also 521 CMR Architectural Access Board requirements a site plan will be required which all department heads will ensure all codes are met



Tom Bridgewater ✓

Remove Comment • Jul 2nd 2019, 11:01am

LME-19-4 appears to meet zoning requirements the Building will have to meet 780 CMR 2015 IBC with Mass amendments also 521 CMR Architectural Access Board requirements a site plan will be required which all department heads will ensure all codes are met

This step was assigned to Tom Bridgewater . Jun 27, 2019 at 9:33am

Tom Bridgewater approved this step . Jul 2, 2019 at 11:01am

Land Use: 882 Marijuana Dispensary

Description

A marijuana dispensary is a standalone facility where cannabis is sold to patients or consumers in a legal manner.

Additional Data

Time-of-day distribution data for this land use for a weekday and Saturday are presented in Appendix A. For the four general urban/suburban sites with data, the overall highest vehicle volumes during the AM and PM on a weekday were counted between 11:45 a.m. and 12:45 p.m. and 5:45 and 6:45 p.m., respectively.

The sites were surveyed in the 2010s in Colorado and Oregon.

Source Numbers

867, 893, 919

Marijuana Dispensary (882)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Weekday

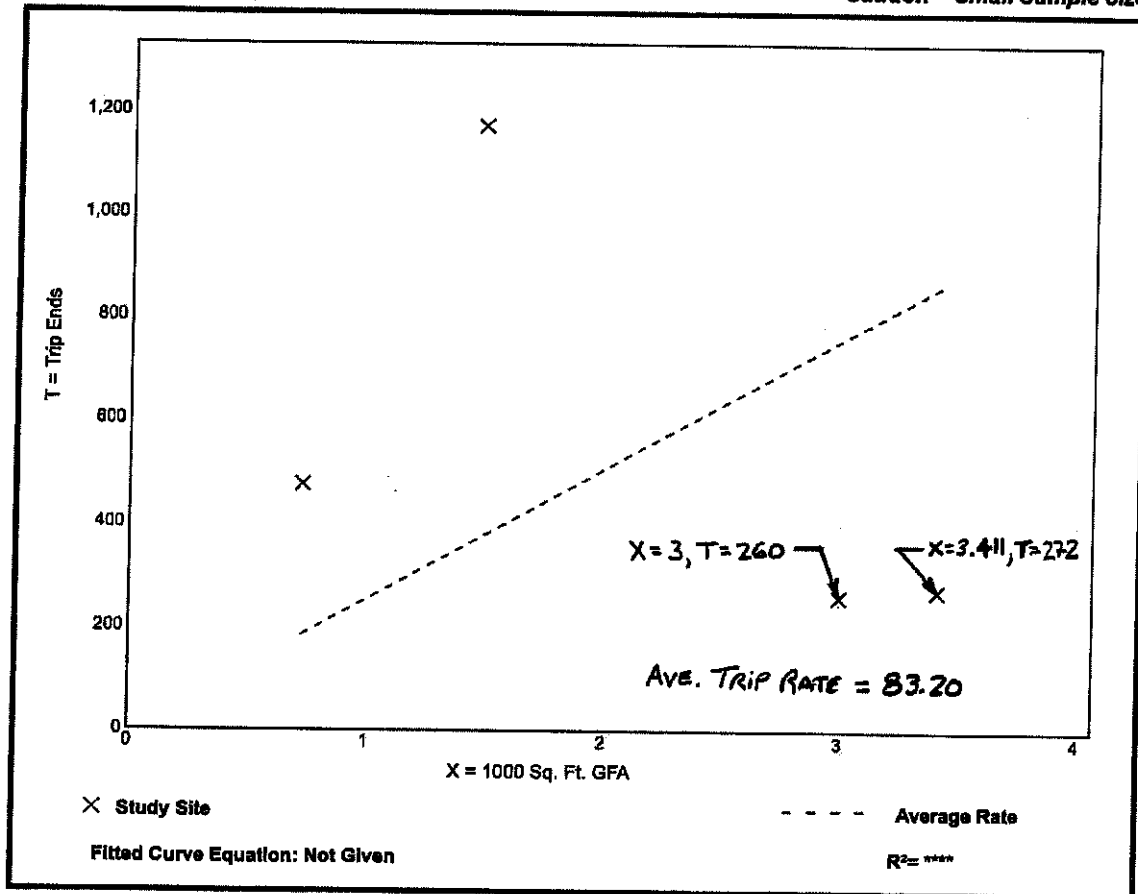
Setting/Location: General Urban/Suburban
Number of Studies: 4
1000 Sq. Ft. GFA: 2
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	Standard Deviation
252.70	79.74 - 791.22	336.11

Data Plot and Equation

Caution - Small Sample Size



$$T = 83.20 \times 4.8 \approx 400 \text{ vehicle trips}$$

Marijuana Dispensary (882)

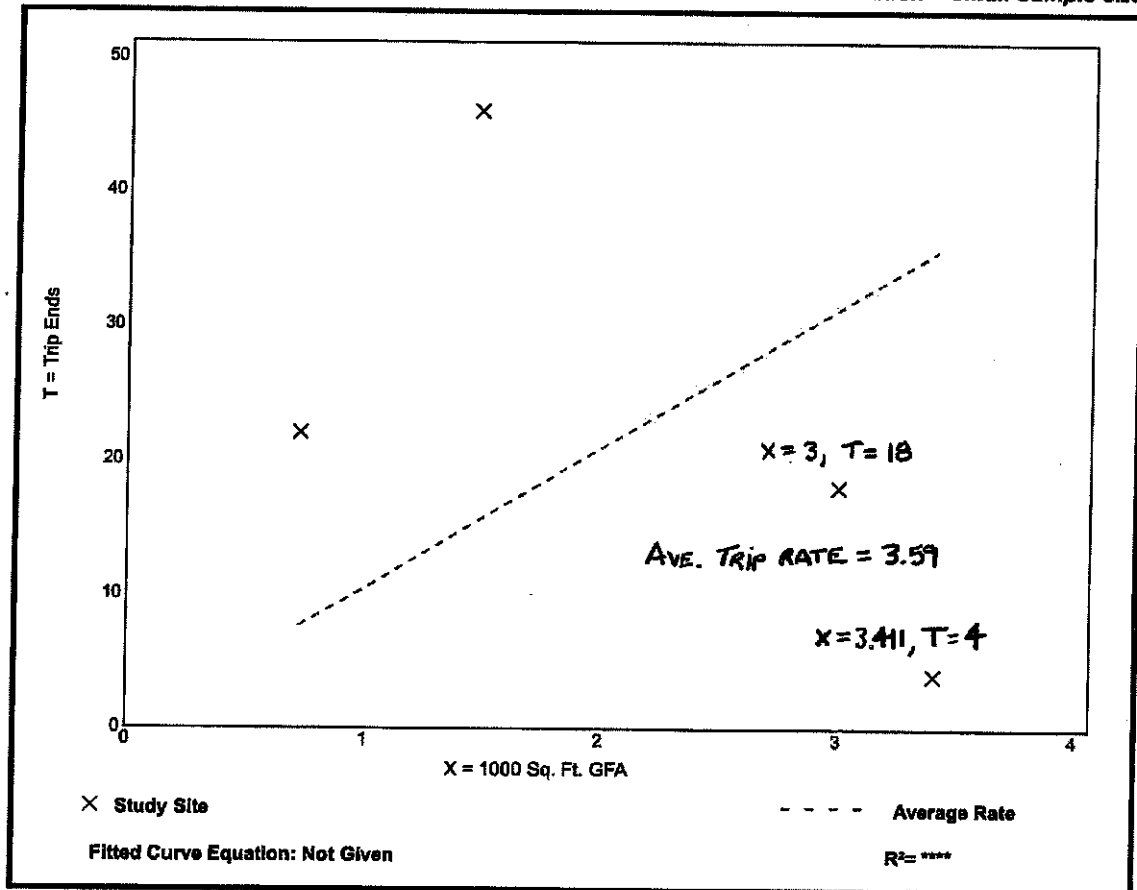
Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Weekday,
 Peak Hour of Adjacent Street Traffic,
 One Hour Between 7 and 9 a.m.
Setting/Location: General Urban/Suburban
Number of Studies: 4
1000 Sq. Ft. GFA: 2
Directional Distribution: 56% entering, 44% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	Standard Deviation
10.44	1.17 - 31.08	14.00

Data Plot and Equation

Caution – Small Sample Size



$$T = 3.59 \times 4.8 \approx 17 \text{ VEHICLE TRIPS}$$



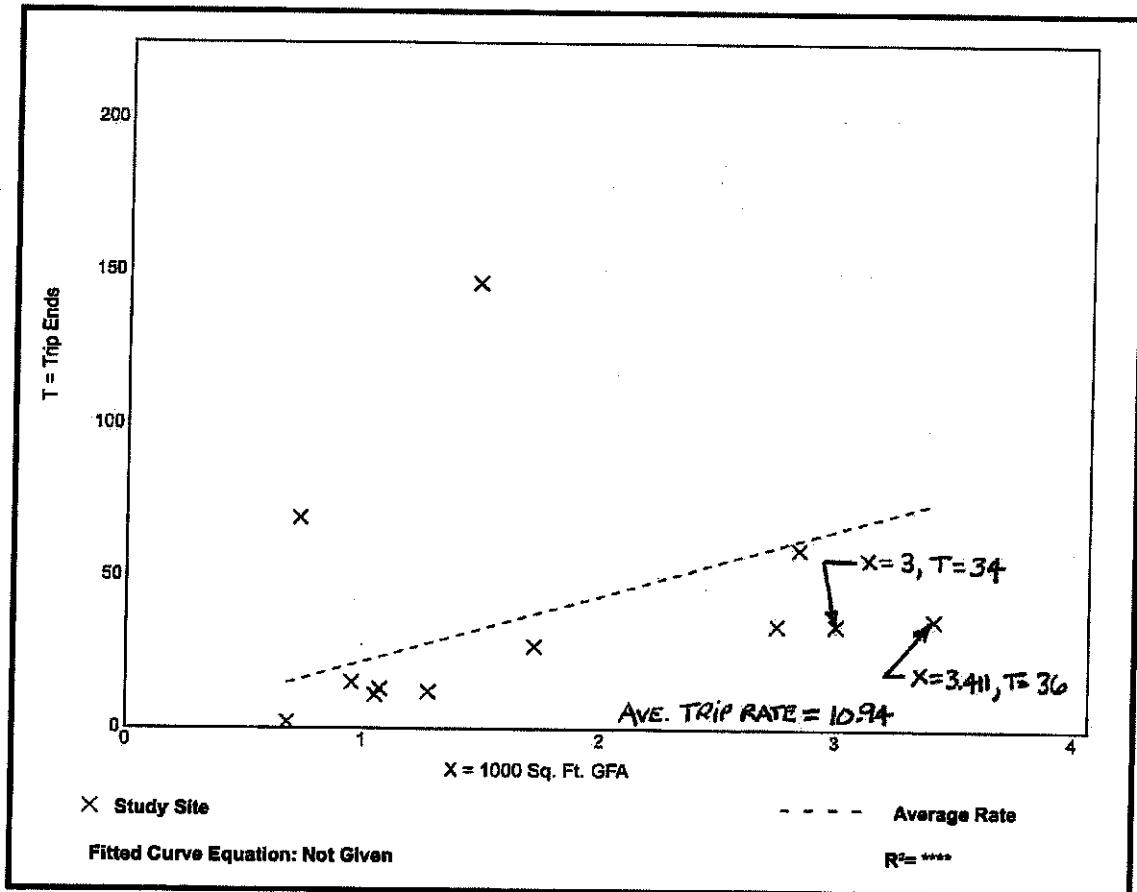
Marijuana Dispensary (882)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
 On a: Weekday,
 Peak Hour of Adjacent Street Traffic,
 One Hour Between 4 and 6 p.m.
 Setting/Location: General Urban/Suburban
 Number of Studies: 12
 1000 Sq. Ft. GFA: 2
 Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	Standard Deviation
21.83	2.94 - 98.65	27.36

Data Plot and Equation



$$T = 10.94 \times 4.8 \approx 53 \text{ VEHICLE TRIPS}$$

Marijuana Dispensary (882)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Saturday

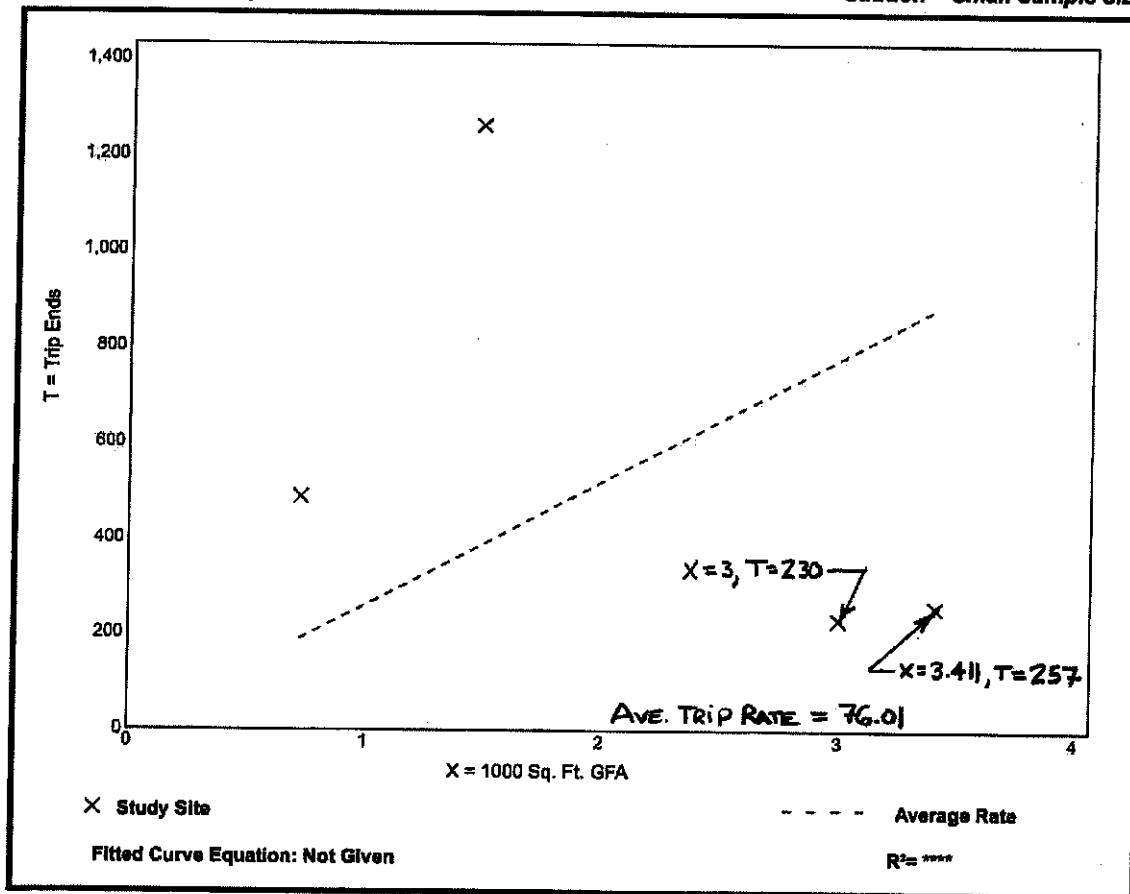
Setting/Location: General Urban/Suburban
Number of Studies: 4
1000 Sq. Ft. GFA: 2
Directional Distribution: 50% entering, 50% exiting

Vehicle Trip Generation per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	Standard Deviation
259.31	75.34 - 852.03	364.24

Data Plot and Equation

Caution -- Small Sample Size



$$T = 76.01 \times 4.8 \approx 366 \text{ VEHICLE TRIPS}$$



Marijuana Dispensary (882)

Vehicle Trip Ends vs: 1000 Sq. Ft. GFA
On a: Saturday, Peak Hour of Generator

Setting/Location: General Urban/Suburban
Number of Studies: 4
1000 Sq. Ft. GFA: 2
Directional Distribution: Not Available

Vehicle Trip Generation per 1000 Sq. Ft. GFA

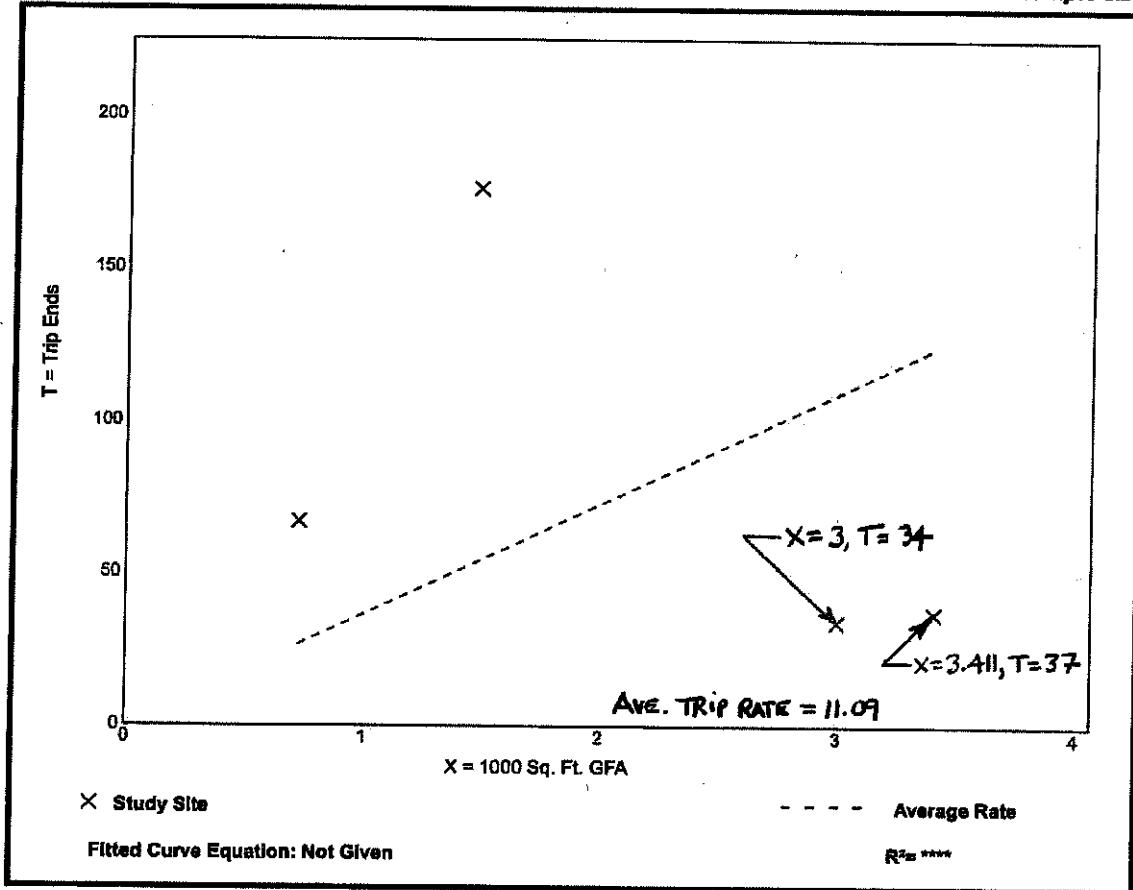
Average Rate
36.43

Range of Rates
10.85 - 118.92

Standard Deviation
50.44

Data Plot and Equation

Caution – Small Sample Size



$$T = 11.09 \times 4.8 \approx 53 \text{ VEHICLE TRIPS}$$



CERTIFICATE OF GOOD STANDING AND/OR TAX COMPLIANCE



HAVERWELL MARKET, LLC
24R PLEASANT ST, UNIT 2
NEWBURYPORT MA 01950

Why did I receive this notice?

The Commissioner of Revenue certifies that, as of the date of this certificate, HAVERWELL MARKET, LLC is in compliance with its tax obligations under Chapter 62C of the Massachusetts General Laws.

This certificate doesn't certify that the taxpayer is compliant in taxes such as unemployment insurance administered by agencies other than the Department of Revenue, or taxes under any other provisions of law.

This is not a waiver of lien issued under Chapter 62C, section 52 of the Massachusetts General Laws.

What if I have questions?

If you have questions, call us at (617) 887-6400 or toll-free in Massachusetts at (800) 392-6089, Monday through Friday, 8:30 a.m. to 4:30 p.m..

Visit us online!

Visit mass.gov/dor to learn more about Massachusetts tax laws and DOR policies and procedures, including your Taxpayer Bill of Rights, and MassTaxConnect for easy access to your account:

- Review or update your account
- Contact us using e-message
- Sign up for e-billing to save paper
- Make payments or set up autopay

Edward W. Coyle, Jr., Chief
Collections Bureau



William Francis Galvin
Secretary of the
Commonwealth

The Commonwealth of Massachusetts
Secretary of the Commonwealth
State House, Boston, Massachusetts 02133

April 12, 2019

TO WHOM IT MAY CONCERN:

I hereby certify that a certificate of organization of a Limited Liability Company was filed in this office by

HAVERWELL MARKET, LLC

in accordance with the provisions of Massachusetts General Laws Chapter 156C on **January 14, 2019.**

I further certify that said Limited Liability Company has filed all annual reports due and paid all fees with respect to such reports; that said Limited Liability Company has not filed a certificate of cancellation or withdrawal; and that said Limited Liability Company is in good standing with this office.

I also certify that the names of all managers listed in the most recent filing are:
CHRISTOPHER EDWARDS

I further certify, the names of all persons authorized to execute documents filed with this office and listed in the most recent filing are: **CHRISTOPHER EDWARDS**

The names of all persons authorized to act with respect to real property listed in the most recent filing are: **NONE**



In testimony of which,

I have hereunto affixed the

Great Seal of the Commonwealth

on the date first above written.

William Francis Galvin

Secretary of the Commonwealth

HOME DELIVERY
Save \$2.50 Per Week
Off Newsstand Prices
That's Over \$130 a Year!

PUBLIC NOTICES

Take notice, they could affect you!

PUBLIC NOTICES

COMMONWEALTH OF MASSACHUSETTS LAND COURT DEPARTMENT OF THE TRIAL COURT

(SEAL) 19 SM.000152
ORDER OF NOTICE

TO: Geraldine E. Jemlich a/k/a Geraldine E. Demars
and to all persons entitled to the benefit of the Servicemembers Civil Relief Act, 50 U.S.C. §3901 et seq.;
CitlMortgage, Inc.

claiming to have an interest in a Mortgage covering real property in Lawrence, numbered 8 Boston Street, given by Geraldine E. Jemlich a/k/a Geraldine E. Demars and Walker A. Jemlich to Mortgage Electronic Registration Systems, Inc., as nominee for Principal Residential Mortgage, Inc., dated July 1, 2003, and recorded in Essex County (Northern District) Registry of Deeds at Book 7883, Page 139, and now held by Plaintiff by assignment, has filed with this court a complaint for determination of defendant's Servicemembers status.

If you now are, or recently have been, in the active military service of the United States of America, then you may be entitled to the benefits of the Servicemembers Civil Relief Act. If you object to a foreclosure of the above-mentioned property on that basis, then you or your attorney must file a written appearance and answer in this court at Three Pemberton Square, Boston, MA 02108, on or before April 29, 2019 or you may be forever barred from claiming that you are entitled to the benefits of said Act.

Witness, GORDON H. PIPER
Chief Justice of this Court on March 15, 2019

Attest:

Deborah J. Patterson
Recorder

ET - 4/4/19

PUBLIC NOTICES

Commonwealth of Massachusetts Probate Court Docket No. ES13P3437PM ESSEX, SS

To all persons interested in the estate of Christine T Plonowski of Lawrence in said County, protected person under conservatorship.

A petition has been presented to said Court for license to sell private sale certain real estate of said protected person for her maintenance.

Real estate situated in Lawrence in the County of Essex described as follows:

The land with the buildings thereon situated in Lawrence, situated on the westerly side of Howard Street, bounded and described as follows:

Northerly, two hundred seventy and 25/100 (270.25) feet by land now or formerly of Louis J. Ronsivalli, et ux;

Easterly, sixty three and 75/100 (63.75) feet by Howard Street;

Southerly, two hundred seventy and 25/100 (270.25) feet by land now or formerly of Sever; and

Westerly, sixty three and 75/100 (63.75) feet by land now or formerly of Daniel Saunders.

For title see deed recorded in Essex North District Registry of Deeds in Book 899, Page 029.

If you desire to object thereto you or your attorney should file a written appearance in said Court at Salem before ten o'clock in the forenoon on the twenty-ninth day of April 2019, the return of this citation.

Witness, Jennifer M.R. Ulwick, Esquire, First Judge of said Court, this twenty-first day of March 2019.

Pamela Casey O'Brien, Register

ET - 4/4/19

SELL YOUR HOUSE
EXIST
CALL 978-946-2300
TODAY



Place a happy ad in this section to wish a special someone a Happy Birthday, Anniversary, Retirement, Thinking of You, Love You or Just Wish Them a Nice Day.

Call today
The Classified Connection
978-946-2300



PERSONALS

ALYSSA (sp) approximately 30 yrs old. Daughter of Jody from Newburyport Salisbury area. If you are or know Alyssa, misplaced phone number, please call or email me bte0954@aol.com

WANT YOUR AD HERE?
CALL 978-946-2300

The Eagle-Tribune

2 acres. Great room, new granite and hardwood floors. Pool and pool house. Fruit trees, heated garage. 61 A \$565,000. Call 508-523-3573

Gloucester- Stunning Back Shore custom designed colonial built by well-known contractor. Perfectly sited on a spacious private manicured lot with granite hardscapes, mature plantings and landscape lighting. perched on an elevated knoll. This high quality home invites you through iron gates to a home with pristine hardwood floors, polished tile, marble and solid oak doors and trim throughout. The spacious rooms take full advantage of an open airy feel filled with sunlight. Highlighting the home, an updated kitchen that opens to a two story vaulted-ceiling family room w/ full-height granite fireplace opening to an expansive game room w/bar. The home also features a finished basement, two-car tiled garage, multiple decks and patio. A tranquil sanctuary setting! Near beaches. \$985,000

Rick Petralia
J Barrett & Company
978-239-6207

UNDER CONTRACT NEWBURYPORT

One of Newburyport's earliest 1857 Saltbox with direct views out across the expansive Mouth of the River. Two bedrooms, giant fireplace, flower garden. Country kitchen with picturesque pantry room. Upgrades are left for the new owners: the period character remains. The other side of this duplex is also for sale, enabling a new owner to possess a single-family residence. Sunrises are your daily excitement. \$419,000

RIVER VALLEY R.E.

Call Joanie Purinton for appt: 978-462-6888

The Eagle-Tribune

Sign up for
EZ-Pay
today
Save
Time
Save
Money

Start a home delivery subscription paying by EZ-Pay today or, convert your existing subscription to EZ-Pay.

It's convenient
and so easy.
That's why we call it
EZ-Pay!

Email or call customer service for more details.

customerservice@
northofboston.com

800-836-7800

carpeting, new paint, some needed. two-car garage, yard. \$746,000

RIVER VALLE

Call Pat Skibbe for appt: 978-502-4782, or office 800

SOLD!

Newburyport ~ Hick

THE MERRILL HOUSE - 179 space with period features. 4 1/2 field paneled mantel walls; d cornice moldings. Formal dining private second floor deck, locking out on 1/2 acre of lawn systems updated. SS kitchen two story carriage barn. Keeping owners. \$799,000

RIVER VALLE

Call Joanie Purinton 978 or office, 978-363-8851 for m or to arrange a show

UNDER CONTRACT

Spacious and sturdy Colonial living levels - needs rehab - term, 1998 - huge country kitchen water heater and newer roof, septic inspection. High ceiling moldings, two bays of huge square feet on 4.5 acres. The efficient home! Legal third \$1000/mo rental income.

RIVER VALLE

Call Pat Skibbe for appt: 978-502-4782, or office 800

Jobs-Sales

BE A PA REA



There has never been organization. The North the Massachusetts and Journalism, advertising

ADVERTISING S

North Andover, M

Full-time position We a effort to earn \$50k+ per The North of Boston M services by placing adv lifestyle magazines and clients as well as the opp preferred but not requir program. The most i willingness to learn. C transportation. Compet very attractive commis benefits, 401K, paid tin Compensation pa comprehensive ben employees, and opp



THE EAGLE-TRIBUNE
SALEM NEWS
THE DAILY NEWS OF NEWBURY
GLOUCESTER DAILY TIMES
ANDOVER TOWNSMAN
HAVERHILL GAZETTE
CARRIAGE TOWNE NEWS
DERRY NEWS
North of Boston Media Group

SHEEHAN, SCHIAVONI, JUTRAS & MAGLIOCCHETTI, LLP
ATTORNEYS AT LAW



RICHARD J. SHEEHAN, JR.
TIMOTHY J. SCHIAVONI
ROBERT A. JUTRAS
PAUL A. MAGLIOCCHETTI
SONJA STARINS
THOMAS C. TRETTER
CAITLIN M. MASYS
MARCIA K. ROSENN
WILLIAM D. CHASE

OF COUNSEL
KRISTIN M. YASENKA
JOSHUA S. ENGLAND, LL.M.

VIA UPLOAD

May 21, 2019

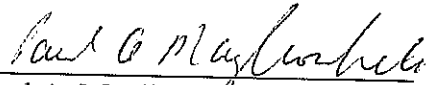
John A. Michitson
Haverhill City Council President
Haverhill City Hall
4 Summer Street
Haverhill, MA 01830

RE: Mellow Fellows, LLC Eligibility for Receipt of a
Retail Marijuana Establishment in the City of Haverhill

Dear President Michitson:

Please be advised that I represent Mellow Fellows, LLC ("Mellow Fellows") in connection with its application submission to the Cannabis Control Commission (the "**Commission**") for a Retail Marijuana Establishment in the City of Haverhill. On May 21, 2019, Mellow Fellows started its Retail Marijuana Establishment license application in the Massachusetts Cannabis Industry Portal (MassCIP). Pending the Commission's review of the application materials, Mellow Fellows and its owners/operators should be eligible to receive a certificate of registration for a Retail Marijuana Establishment in the City of Haverhill in accordance with the regulations adopted by the Commission.

Please do not hesitate to contact me directly with any questions or if any additional documentation is required by the City Council for Mellow Fellows to satisfy the §225-205(D) of the City's Zoning Ordinance.


Paul A. Magliocchetti, Esquire

SSJM ATTORNEYS PRACTICE IN MA, NH, DC AND CA

70 Bailey Boulevard • Haverhill, MA 01830
TEL (978) 373-9161

629 Main Street • Woburn, MA 01801
TEL (781) 933-7756

Councilor Michitson,
President,
Haverhill City Council

I write to inform you that Attorney Paul Magliocchetti, on behalf of Mellow Fellows LLC, a group of Haverhill residents, has asked that I appear at the next City Council hearing regarding their special permit application.

Our firm has considerable experience in licensing Cannabis companies in Massachusetts and has appeared at a number of permit hearings throughout the Commonwealth. I look forward to working with you and the council.

Thank you.

James E. Smith
Smith, Costello & Crawford
Public Policy Law Group.

50 Congress Street, Suite 420
Boston, MA 02109
O: 617-523-0600
M: 617-549-4927

STATEMENT OF CONFIDENTIALITY:

The information contained in this electronic message and any attachments to this message are intended for the exclusive use of the addressee(s) and may contain confidential or privileged information. If you are not the intended recipient, or the person responsible for delivering the e-mail to the intended recipient, be advised you have received this message in error and that any use, dissemination, forwarding, printing, or copying is strictly prohibited. Please notify Smith, Costello & Crawford immediately at either (617) 523-0600 or sspinale@publicpolicylaw.com and destroy all copies of this message and any attachments. You will be reimbursed for reasonable costs incurred in notifying us.

SHEEHAN, SCHIAVONI, JUTRAS & MAGLIOCCHETTI, LLP
ATTORNEYS AT LAW



RICHARD J. SHEEHAN, JR.
TIMOTHY J. SCHIAVONI
ROBERT A. JUTRAS
PAUL A. MAGLIOCCHETTI
SONJA STARINS
THOMAS C. TRETTER
CAITLIN M. MASYS
MARCIA K. ROSENN
WILLIAM D. CHASE

OF COUNSEL
KRISTIN M. YASENKA
JOSHUA S. ENGLAND, LL.M.

VIA UPLOAD

May 21, 2019

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

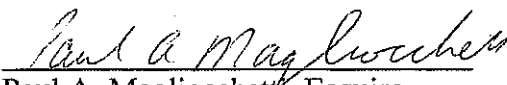
RE: Community Outreach Meeting
April 4, 2019

Dear President Michitson:

Please be advised this office represents Mellow Fellows, LLC regarding the property located at 330 Amesbury Road, and being shown on Haverhill Assessor's Map 428 Block 628 Lot 13A.

Mellow Fellows, LLC, pursuant to applicable state law and local ordinance held a community outreach meeting on April 4, 2019. The notice of the meeting was published, advertised on social media, and hand delivered to all abutters and surrounding neighborhoods. The meeting was held as scheduled at the IHUB, located at 1 Merrimac Street, Haverhill.

Should you have any questions or need any additional information, please don't hesitate to contact me.


Paul A. Magliocchetti, Esquire




SSJM ATTORNEYS PRACTICE IN MA, NH, DC AND CA

70 Bailey Boulevard • Haverhill, MA 01830
TEL (978) 373-9161

629 Main Street • Woburn, MA 01801
TEL (781) 933-7756

www.ssjmattoorneys.com

**Marijuana Establishment (LME)
Special Permit****LME-19-5****Applicant**

 Paul Magliocchetti
 978-373-9161
 pmagliocchetti@ssjmattoorneys.com

Location

330 AMESBURY RD
Haverhill, MA 01830

Business Owner Information**Describe Your Role in This Application**

Attorney/Agent for Applicant

Business Owner Name

Mellow Fellows LLC

Business Owner Address

88 Standish Road

Business Owner City

Haverhill

Business Owner State

MA

Business Owner Zip

01830

Business Owner Phone

978-373-9161

Business Owner Email

pmagliocchetti@ssjmattoorneys.com

Security Record Number

LMES-19-5

Applicant Information**Name of Attorney/Agent Firm**

tbd

Attorney/Agent Address

tbd

Attorney/Agent City

Haverhill

Attorney/Agent State

tbd

Attorney/Agent Zip

tbd

Is the Business Owner a Priority Applicant?

No

Business Information**Name of Establishment**

Mellow Fellows LLC

Type of Establishment

Retailer

Business Structure

Limited Liability Corporation (LLC)

Taxpayer Identification Number (TIN)

83-3104809

Company Website Address

www.mellowfellows.biz

Business Phone

978-373-9161

Is the Location Leased or Owner?

Leased

Which Zone are You Applying for?

LME-NE: No Exclusions

Are You Seeking to Locate in the Waterfront District Area (WDA)?

No

If Another Marijuana Business Within 1/2 mile of Your Property is Approved First, What Will You Do?

Seek a Waiver

Corporate Information (Required for Business Entities)

Legal Business Name

Mellow Fellows LLC

Doing Business As (DBA) If Any

--

Are You a MA Business Entity?

Yes

Filing Date w/Secretary of State

09/10/2018

Corporate Officers & Director Information**Officer/Director Name**

Timothy Riley

Director/Officer Title

Manager

Officer/Director Address

70 Washington Street, Unit 506, Haverhill, MA 01830

Officer/Director % Ownership

--

Officer/Director Name

Charles Emery

Director/Officer Title

Manager

Officer/Director Address

29 Newton Avenue, Haverhill, MA 01830

Officer/Director % Ownership

--

Officer/Director Name

Edward Philip Brown

Director/Officer Title

Manager

Officer/Director Address

88 Standish Road, Haverhill, MA 01830

Officer/Director % Ownership

--

Hours of Operation**Monday**

9:00 AM - 7:00 PM

Tuesday

9:00 AM - 7:00 PM

Wednesday

9:00 AM - 7:00 PM

Thursday

9:00 AM - 7:00 PM

Friday

9:00 AM - 7:00 PM

Saturday

9:00 AM - 7:00 PM

Sunday

9:00 AM - 7:00 PM

Liability Agreement

7/5/2019

Agree

true

Indemnification Agreement

Agree

true

New Custom Section

SHEEHAN, SCHIAVONI, JUTRAS & MAGLIOCCHETTI, LLP
ATTORNEYS AT LAW



RICHARD J. SHEEHAN, JR.
TIMOTHY J. SCHIAVONI
ROBERT A. JUTRAS
PAUL A. MAGLIOCCHETTI
SONJA STARINS
THOMAS C. TRETTER
CAITLIN M. MASYS
MARCIA K. ROSENN
WILLIAM D. CHASE

OF COUNSEL
KRISTIN M. YASENKA
JOSHUA S. ENGLAND, LL.M.

VIA UPLOAD

May 21, 2019

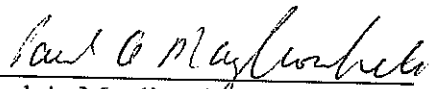
John A. Michitson
Haverhill City Council President
Haverhill City Hall
4 Summer Street
Haverhill, MA 01830

RE: Mellow Fellows, LLC Eligibility for Receipt of a
Retail Marijuana Establishment in the City of Haverhill

Dear President Michitson:

Please be advised that I represent Mellow Fellows, LLC ("Mellow Fellows") in connection with its application submission to the Cannabis Control Commission (the "**Commission**") for a Retail Marijuana Establishment in the City of Haverhill. On May 21, 2019, Mellow Fellows started its Retail Marijuana Establishment license application in the Massachusetts Cannabis Industry Portal (MassCIP). Pending the Commission's review of the application materials, Mellow Fellows and its owners/operators should be eligible to receive a certificate of registration for a Retail Marijuana Establishment in the City of Haverhill in accordance with the regulations adopted by the Commission.

Please do not hesitate to contact me directly with any questions or if any additional documentation is required by the City Council for Mellow Fellows to satisfy the §225-205(D) of the City's Zoning Ordinance.


Paul A. Magliocchetti, Esquire

SSJM ATTORNEYS PRACTICE IN MA, NH, DC AND CA

70 Bailey Boulevard • Haverhill, MA 01830
TEL (978) 373-9161

629 Main Street • Woburn, MA 01801
TEL (781) 933-7756

www.ssjmattorneys.com

Marijuana Establishment (LME) Special Permit - Add to a project



Expiration Date

Active

LME-19-5

**Details**

Submitted on May 21, 2019 4:28 PM

**Attachments**

13 files

**Activity Feed**

Latest activity on Jul 03, 2019

**Applicant**

Paul Magliocchetti

**Location**

330 AMESBURY RD, Haverhill, MA 01830

Timeline

Add New ▼

**LME Application Fee Payment**

Paid May 21, 2019 at 4:30pm

**Water/Sewer Bill Check**

Completed May 22, 2019 at 8:27am

**Tax Check**

Completed May 22, 2019 at 8:53am

**City Clerk Review**

Completed May 23, 2019 at 9:28am

**Storm Water Review for Special Permit**

Completed May 23, 2019 at 9:46am

**Wastewater Department Review for Special Permit**

Completed May 23, 2019 at 2:38pm

**Conservation Department Review for Special Permit**

Completed May 24, 2019 at 2:51pm

**Health Department Review for Special Permit**

Completed May 28, 2019 at 10:19am

**Police Department Review for Special Permit**

Completed Jun 7, 2019 at 11:41am

How likely are you to recommend ViewPoint Cloud to a friend or colleague?

Not at all likely

0

1

2

3

4

5

6

7

8

9

10

Extremely likely

**Building Inspector Review for Special Permit**

Complete

LME - S



Tom Bridgewater



Tom Bridgewater ✓

Remove Comment • Jul 2nd 2019, 10:47am

it appears building will be doing a level 3 alteration all work will be done with 780 CMR 2015 IEBC and 521 CMR parking for handicap 521 CMR must comply in accordance with section 23 and 24 and i have a question on the optional barb wire fence

This step was assigned to Tom Bridgewater . Jun 27, 2019 at 9:33am
Tom Bridgewater approved this step . Jul 2, 2019 at 10:47am

How likely are you to recommend ViewPoint Cloud to a friend or colleague?

Not at all likely 0 1 2 3 4 5 6 7 8 9 10 Extremely likely

Powered by Wootric (<http://www.wootric.com>)

Title:
FLOOR PLAN

100

5107001

Date: 02/21/2019
 Scan: AS HOTEL
 Drawn by: BNP
 Checked by: MEL

1

• • •

Features

MELLOW FELLOWS
330 AMESBURY RD
HAVERHILL, MA 01830

**CLIENT:
MELLOW FELLOWS
DARTMOUTH, NH**

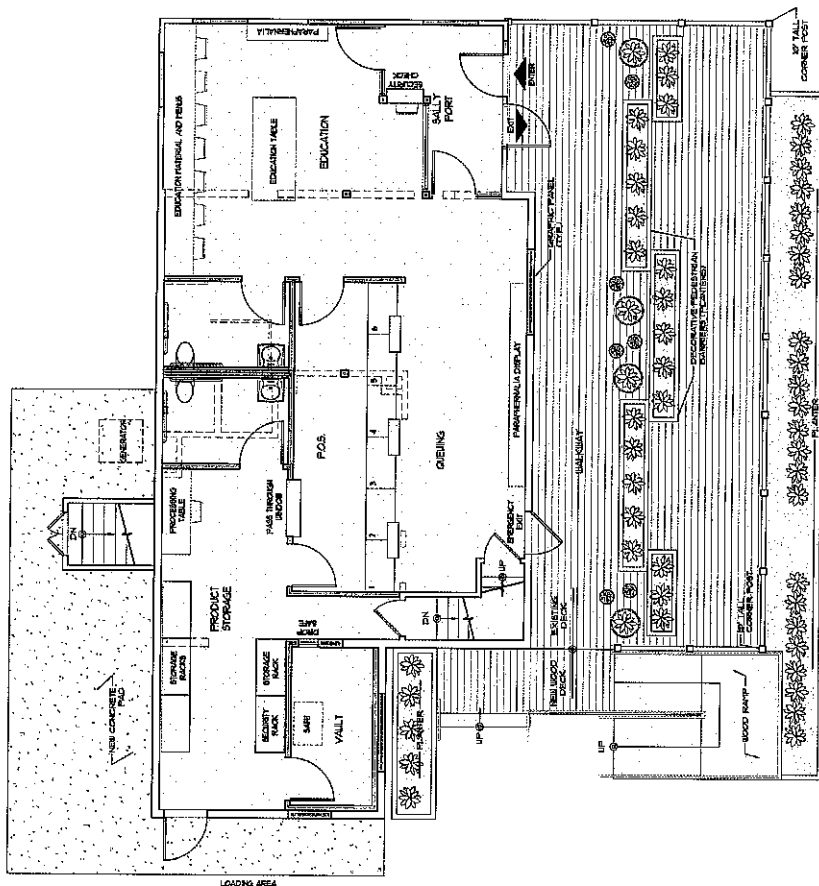
Haverhill, MA 01832

ON

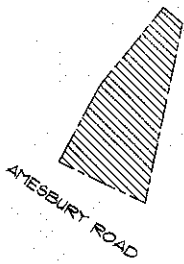
4

•

249



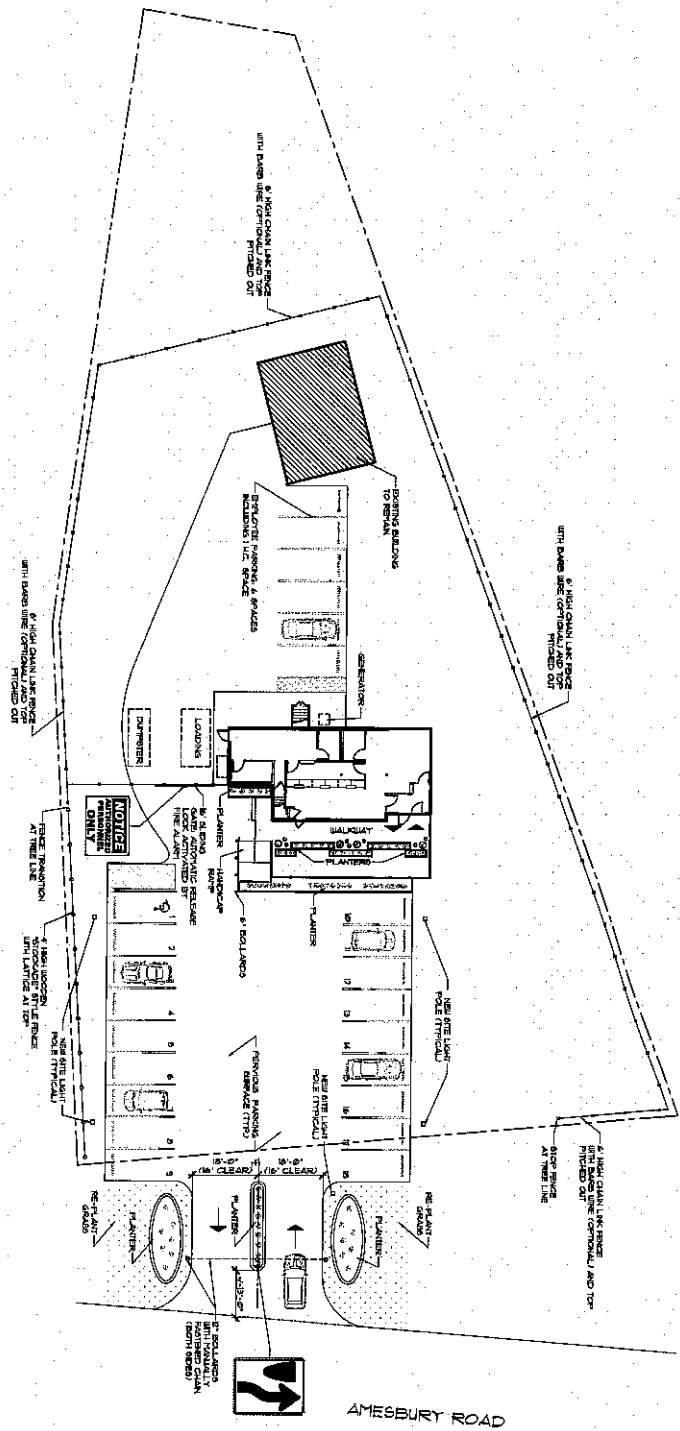
01
FLOOR PLAN
SCALE: 1/4" = 1'-0"



1-495



02
OVERALL SITE PLAN
SCALE: 1"=100'



01
SITE PLAN
SCALE: 1/16" = 1'-0"

1-495 OFF RAMP

MELLOW FELLOWS
330 AMESBURY RD
HAVERHILL, MA 01830

CLIENT:
MELLOW FELLOWS
HAVERHILL, MA



52 Wingate Street
Haverhill, MA 01832

V 970.914.6876
www.fishbrook.com

infrastructure
transmitting
underneath

A0.0

**THE:
SITE PLAN**

MEMORANDUM

TO: Paul A. Magliocchetti, Esq.
Attorney/Partner
Sheehan, Schiavoni, Jutras and
Magliocchetti, LLP
70 Bailey Boulevard
Haverhill, MA 01830

FROM: Mr. F. Giles Ham, P.E. and
Jennifer Connors
Vanasse & Associates, Inc.
35 New England Business Center Drive
Suite 140
Andover, MA 01810
(978) 474-8800

DATE: April 11, 2019

RE: 8235

SUBJECT: Transportation Impact Assessment
Proposed Adult-Use Marijuana Dispensary – 330 Amesbury Road (Route 110)
Haverhill, Massachusetts

INTRODUCTION

Vanasse & Associates, Inc. (VAI) has prepared this Transportation Impact Assessment in order to evaluate the traffic impacts associated with the Proposed Marijuana Dispensary to be located at 330 Amesbury Road (Route 110) in Haverhill, Massachusetts (hereafter referred to as “The Project”). The purpose of this memorandum is to provide an analysis of existing and future traffic conditions, both with and without the project and an analysis of the safety conditions. In addition, this report reviews access requirements, potential off-site improvements, and safety considerations.

PROJECT DESCRIPTION

As proposed, the Project will entail the development of 3,800± square foot (sf) Marijuana Facility. The project will provide 16 parking spaces including two (2) handicapped accessible spaces and six (6) designated employee spaces within the development. The site currently consists of a commercial/residential 2,200 ± sf, building within 0.9 acres of land, which will be renovated as a part of the proposed project. Access to the Project is proposed via full access driveway onto Amesbury Road (Route 110). Figure 1 shows the project site location in relation to the local roadway system. *The facility will be opened Monday through Friday from 10:00 AM to 8:00 PM and Sunday from 11:00 AM to 6:00 PM, by appointment only.*

STUDY METHODOLOGY

This study was prepared in consultation with the City of Haverhill and in accordance with the Massachusetts Department of Transportation (MassDOT) Guidelines for Transportation Impact Assessments (TIAs); and the standards of the Traffic Engineering and Transportation Planning professions for the preparation of such reports; and was conducted in three distinct stages.



Legend:



Unsignalized Turning Movement
Count Location

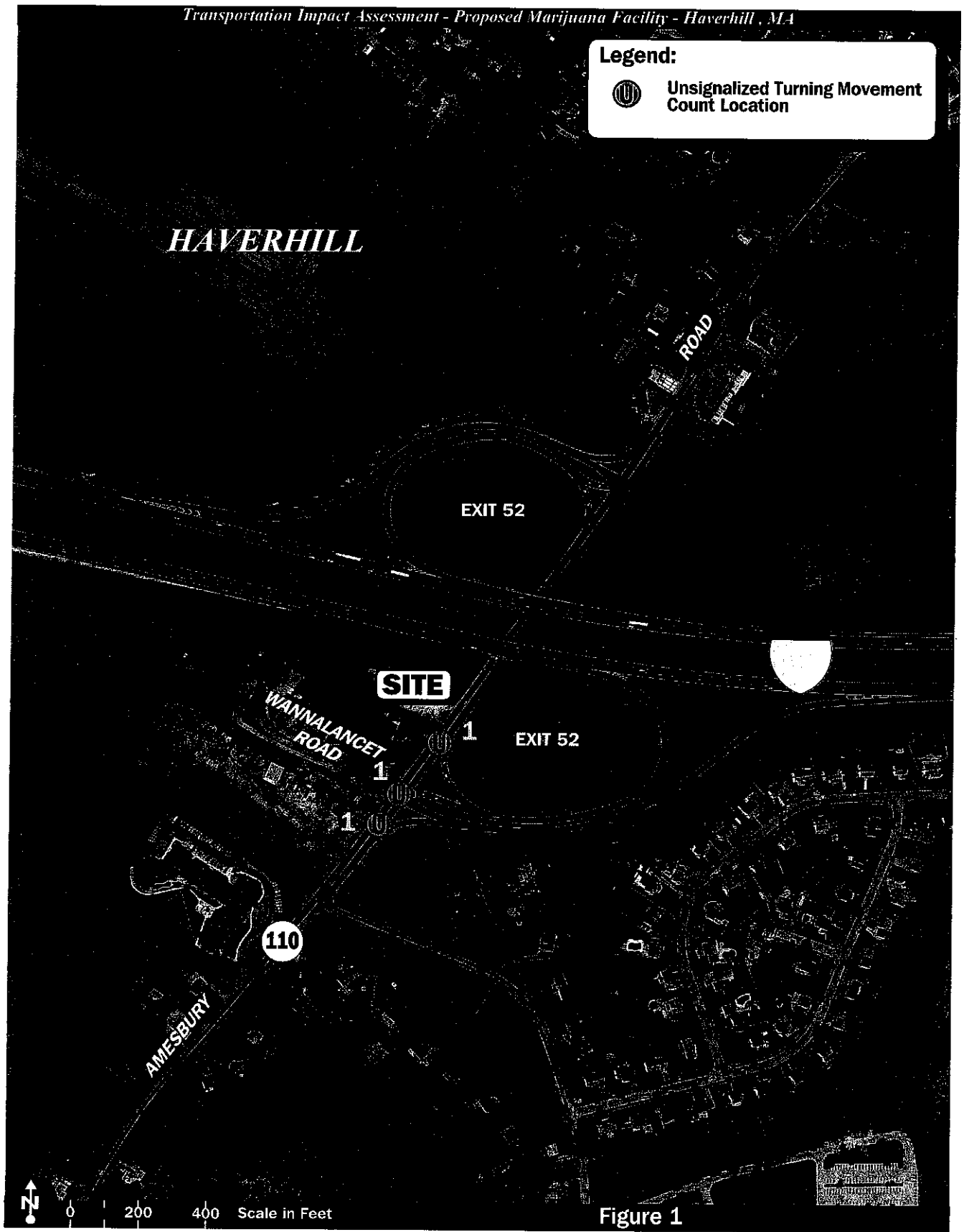


Figure 1

Site Location and Study Area Map



The first stage involved an assessment of existing conditions in the study area and included an inventory of roadway geometrics; pedestrian facilities; observations of traffic flow; review of safety characteristics along area roadways; and collection of daily and peak period traffic counts.

In the second stage of the study, future traffic conditions were projected and analyzed. Specific travel demand forecasts for the Project were assessed along with future traffic demands due to expected traffic growth independent of the Project. A seven-year time horizon was selected for analyses consistent with state guidelines for the preparation of TIAs. The traffic analysis conducted in stage two identifies existing or projected future roadway capacity, traffic safety, and site access issues.

The third stage of the study presents and evaluates measures to address traffic and safety issues, if any, identified in stage two of the study.

EXISTING CONDITIONS

A comprehensive field inventory of existing conditions within the study area was conducted March 2019. The field investigation consisted of an inventory of existing roadway geometrics, pedestrian facilities, traffic volumes, and operating characteristics; as well as posted speed limits and land use information for the major roadways that provide access to the Project including Amesbury Road (Route 110), as well as the intersection which is expected to accommodate the majority of Project-related traffic.

- Amesbury Road (Route 110) at I-495 Southbound Ramp

The study area roadways and intersection are shown in Figure 2.

Geometry

Roadways

Amesbury Road (Route 110)

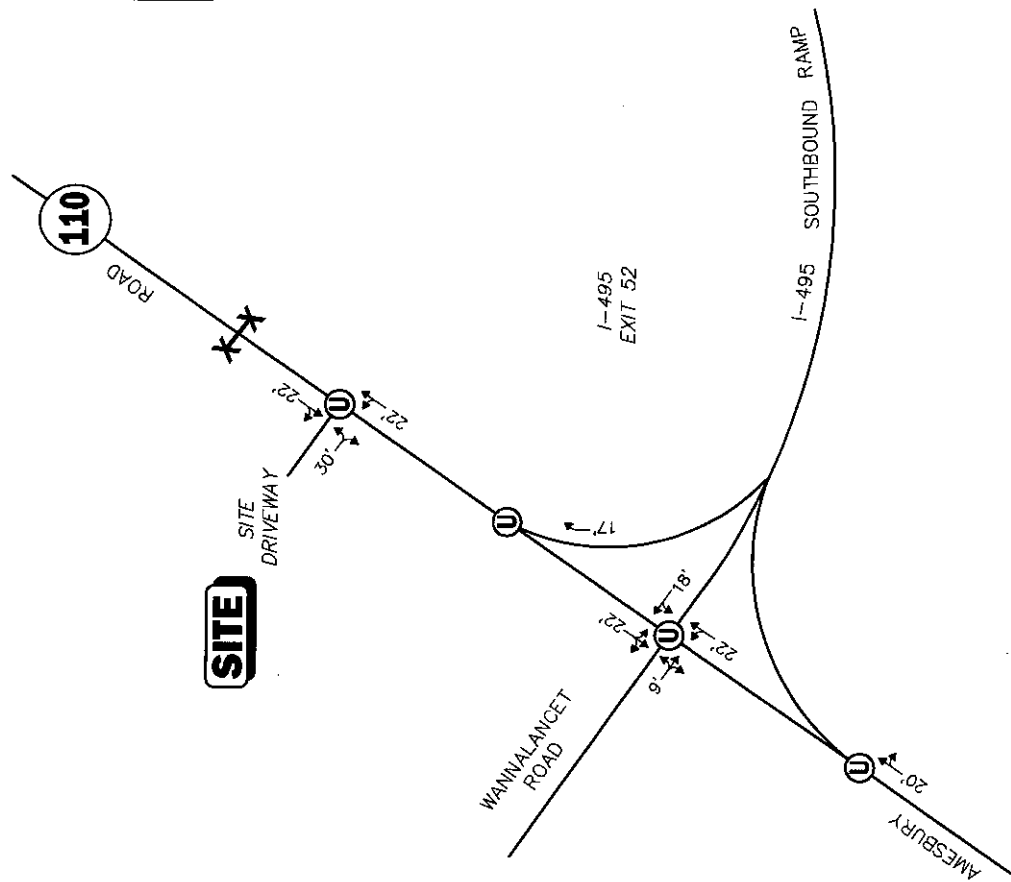
Amesbury Road (Route 110) is a two-lane, urban minor arterial that is under the jurisdiction of MassDOT and traverses the study area in a general northeast-southwest alignment providing a full access interchange with Interstate 495 (I-495) to the south and north of the Project site (Exit 52). In the vicinity of the Project site, Route 110 provides one (1) ±22-foot wide travel lane in each direction separated by a double-yellow centerline with 1- to 3-foot wide marked shoulders. The posted speed limit along this section of Route 110 is 45 miles per hour (mph) in the vicinity of the Project site and changes to 40 mph to the north, with prevailing travel speeds measured in March 2019 found to be between 44 and 45 mph.¹ Land use in the vicinity of the Project site consists of residential and commercial properties, and areas of open and wooded space.

¹The prevailing travel speed is also known as the 85th percentile vehicle travel speed, or the speed at which 85 percent of the observed vehicles traveled at or below during the observation period.



Legend:

- ⊙ Unsignalized Intersection
- ↔ Lane Use and Travel Lane Width
- X-X Automatic Traffic Recorder Count Location



Not To Scale

VAI
Vanasse & Associates, Inc.
Transportation Engineers & Planners

Figure 2

**Existing Intersection Lane Use,
Travel Lane Width**

EXISTING TRAFFIC VOLUMES

In order to establish existing traffic-volume demands and flow patterns within the study area, manual turning movement and vehicle classification counts (TMCs) were completed. The TMC's were completed in March 2019 on a weekday from 4:00 to 6:00 PM and on Saturday 11:00 AM to 2:00 PM at the study area intersection.

Traffic Volume Adjustments

In order to determine whether traffic volumes collected in March are representative of average annual conditions, historical traffic data collected by MassDOT were examined. Based on review of seasonal adjustment factors collected by MassDOT, March traffic volumes are approximately 6 percent below average-month conditions. As such, the March raw traffic count data were adjusted upward in order to provide an average month design condition. The 2019 Existing traffic volumes are summarized in Table 1, with the weekday evening and Saturday midday peak-hours traffic volumes graphically depicted on Figure 3.

Table 1
EXISTING ROADWAY TRAFFIC-VOLUME SUMMARY

Location	Daily Volume (vpd) ^a	Weekday Afternoon Peak Hour (4:30 – 5:30 PM)			Daily Volume (vpd) ^a	Saturday Midday Peak Hour (12:30 – 13:00 PM)		
		Volume (vph) ^b	Percent of Daily Traffic ^c	Predominant Flow		Volume (vph)	Percent of Daily Traffic	Predominant Flow
Amesbury Road (Route 110) north of Site driveway	12,660	1,485	11.7	65%NB	7,350	863	11.7	60%NB

^aTwo-way daily traffic expressed in vehicles per day; from ATR Counts March 2019

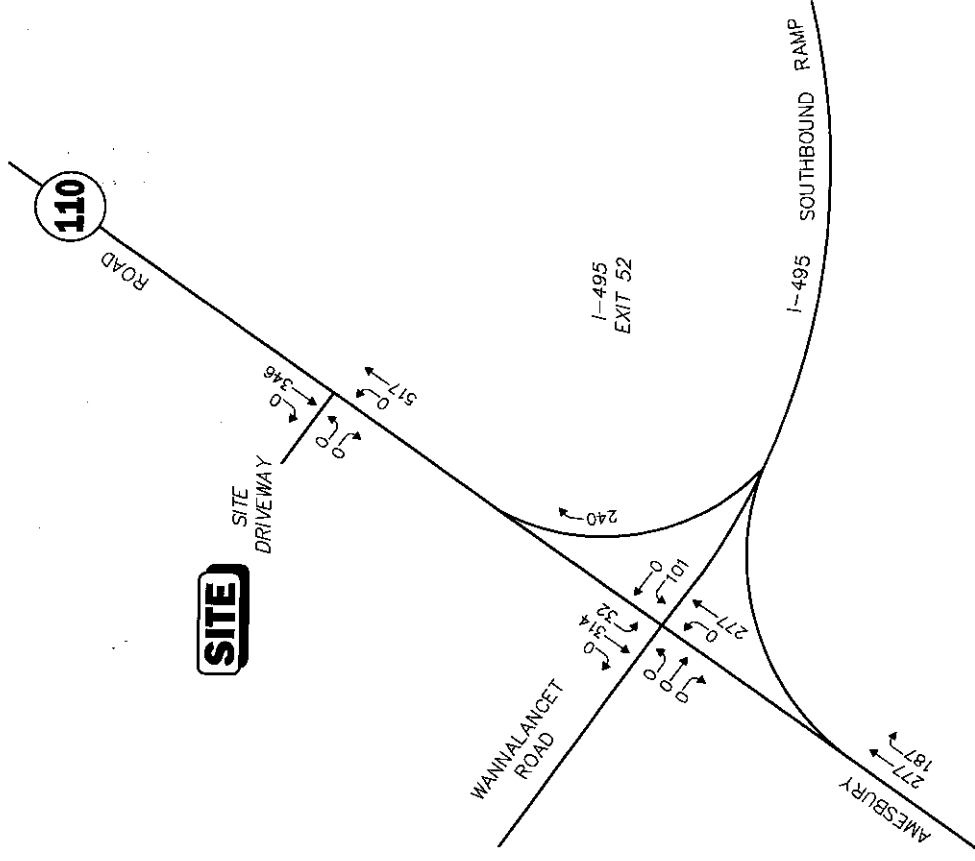
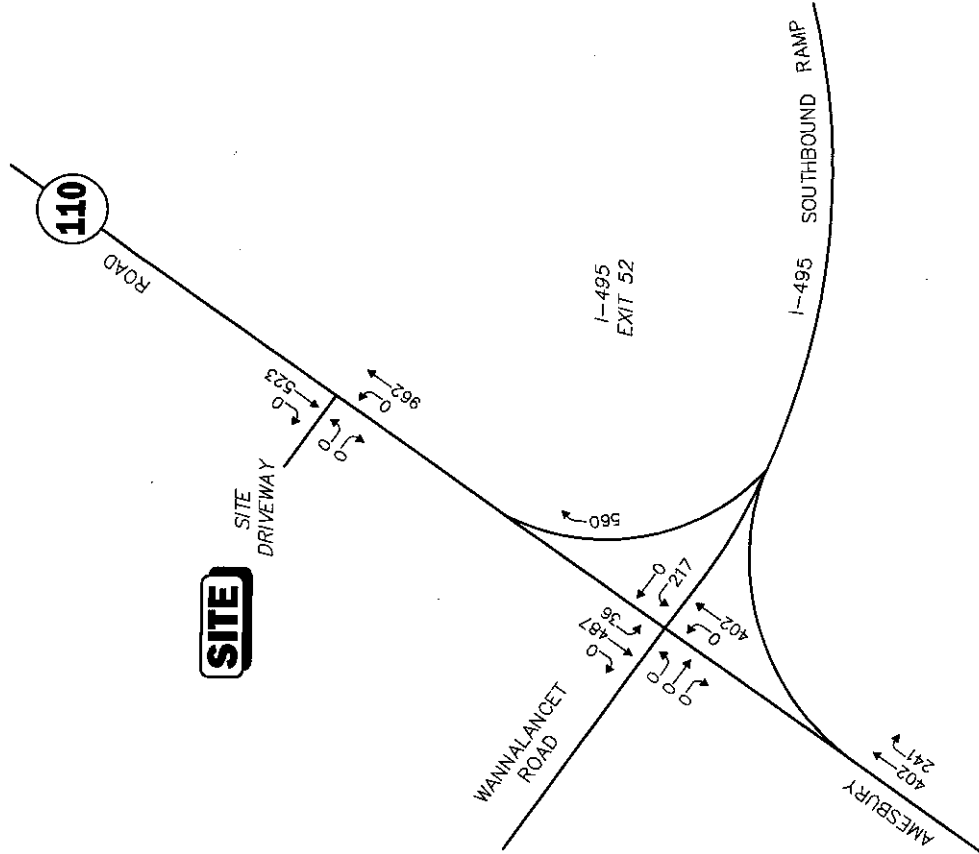
^b Manual turning movement counts conducted in March 2019.

^cThe percent of daily traffic that occurs during the peak hour.

NB= Northbound.

As can be seen in Table 1, Amesbury Road (Route 110) north of Site driveway, was found to accommodate approximately 12,660 vehicles per day (vpd) with 1,485 vehicles per hour (vph) during the weekday evening peak hour. On a Saturday, this segment was found to accommodate approximately 7,350 vehicles per day, with approximately 863 vph during the Saturday midday peak hour. The predominant flow on Amesbury Road (Route 110) during the weekday evening and Saturday midday is in the northbound direction.

A review of the peak-period traffic counts indicate that the weekday evening peak hour generally occurs between 4:30 and 5:30 PM, with the Saturday midday peak hour generally occurring between 12:00 and 1:00 PM.



Not To Scale

VAI
Vanasse & Associates, Inc.
Transportation Engineers & Planners

Figure 3
2019 Existing
Peak Hour Traffic Volumes

MOTOR VEHICLE CRASH DATA

Motor vehicle crash information for the study area intersection was provided by the MassDOT Safety Management/Traffic Operations Unit for the most recent five-year period available (2012 through 2016) in order to examine motor vehicle crash trends occurring within the study area. The data is summarized by intersection, type, weather condition, lighting condition, pavement condition and severity, and is presented in Table 2.

As summarized in Table 2, the intersection of Amesbury Road (Route 110) at I-495 Southbound Ramp reported a total of 7 motor vehicle collisions over the five-year review period. The majority of collisions at this location were of the rear-end type, with clear weather and a dry pavement. The motor vehicle crash rate for this location fall significantly **below** the MassDOT's average crash rates for unsignalized intersections in this District (District 4). No fatalities were reported at any of the study area intersections over the five-year period reviewed.

Table 2
MOTOR VEHICLE CRASH DATA SUMMARY

Scenario	Amesbury Road (Route 110) at I-495 Southbound Ramp (Unsignalized)	Amesbury Road (Route 110) at Site Driveway
<i>Year:</i>		
2012	2	0
2013	1	1
2014	1	0
2015	1	0
<u>2016</u>	<u>2</u>	<u>0</u>
Total	7	1
Average ^a	1.4	0.20
Crash Rate ^b	0.23	0.04
Significance ^c	No	No
<i>Type:</i>		
Angle	1	1
Rear-End	4	0
Head-On	0	0
Sideswipe	0	0
Fixed Object	1	0
<u>Other</u>	<u>1</u>	<u>0</u>
Total	7	1
<i>Weather Conditions:</i>		
Clear	4	1
Cloudy/Rain	2	0
Snow/Ice	0	0
Rain	0	0
<u>Unknown</u>	<u>1</u>	<u>0</u>
Total	7	1
<i>Lighting Conditions:</i>		
Daylight	4	1
Dark (lit)	0	0
Dark (unlit)	2	0
<u>Unknown</u>	<u>1</u>	<u>0</u>
Total	7	1
<i>Pavement Conditions:</i>		
Dry	5	1
Wet	1	0
<u>Unknown/ Other</u>	<u>1</u>	<u>0</u>
Total	7	1
<i>Severity:</i>		
Fatal Injury	0	0
No Injury	7	1
<u>Unknown</u>	<u>0</u>	<u>0</u>
Total	7	1

^aSource: MassDOT, 2012 through 2016.

^bAverage crashes over five-year period.

^cCrash rate per million entering vehicles (mev).

^dUnsignalized intersections are significant if rate >0.57 crashes per million vehicles

PEDESTRIAN AND BICYCLE FACILITIES

A comprehensive field inventory of pedestrian and bicycle facilities within the study area was undertaken in March 2019. The field inventory consisted of a review of the location of sidewalks and pedestrian crossing locations along the study roadways and at the study intersection, as well as the location of existing and planned future bicycle facilities. Sidewalks are not provided along Route 110 in the vicinity of the Project site and there are no crosswalks for pedestrians. Formal bicycle facilities were not identified within the immediate study area; however, Route 110 generally provides sufficient width to support bicycle travel in a shared traveled-way condition (i.e., bicyclists and motor vehicles sharing the traveled-way).

PUBLIC TRANSPORTATION SERVICES

Regularly scheduled public transportation services are provided along Route 110 and past the Project site by the Merrimack Valley Regional Transit Authority (MVRTA). The MVRTA operates bus Route 51, *Haverhill-Amesbury*, which provides service along Route 110 between the Washington Square Transit Center in Haverhill and the Nicholas J. Costello Transportation Center in Amesbury. While not directly accessible to the Project site, the Massachusetts Bay Transportation Authority (MBTA) provides commuter rail service to North Station in Boston on the Haverhill Line from Haverhill Station, which is within a 5-minute walking distance of the Washington Square Transit Center.

SPOT SPEED MEASUREMENTS

Vehicle travel speed measurements were performed on Amesbury Road (Route 110) in the vicinity of the project site. Table 3 summarizes the vehicle travel speed measurements.

Table 3
VEHICLE TRAVEL SPEED MEASUREMENTS

	Amesbury Road (Route 110) Northbound	Amesbury Road (Route 110) Southbound
Mean Travel Speed (mph)	41	40
85 th Percentile Speed (mph)	45	44
Posted Speed Limit (mph)	45	45

mph = miles per hour.

As can be seen in Table 3, the mean (average) vehicle travel speed Amesbury Road (Route 110), in the vicinity of the project site, was found to be approximately 41 mph in the northbound direction and 40 mph in the southbound direction. The measured 85th percentile vehicle travel speed, or the speed at which 85 percent of the observed vehicles traveled at or below the speed limit, and it was found to be approximately 45 mph in the northbound direction and 44 mph the southbound direction.



FUTURE TRAFFIC GROWTH

Traffic growth on area roadways is a function of the expected land development in the immediate area, as well as the surrounding region. Several methods are used to estimate this growth. A procedure frequently employed estimates an annual percentage increase in traffic growth and applies that percentage to all traffic volumes under study. The drawback to such a procedure is that some turning volumes may actually grow at either a higher or a lower rate at particular intersections.

An alternative procedure identifies the location and type of planned development, estimates the traffic to be generated, and assigns it to the area roadway network. This produces a more realistic estimate of growth for local traffic. However, the drawback of this procedure is that the potential growth in population and development external to the study area would not be accounted for in the traffic projections.

To provide a conservative analysis framework, both procedures were used.

General Background Growth

In order to determine an appropriate growth rate in area traffic, traffic-volume data compiled by MassDOT from permanent count stations and historic traffic counts in the area were reviewed in order to determine general background traffic growth trends. Based on a review of this data and other area traffic studies, it was determined that a 1.0 percent per year compounded annual background traffic growth rate should be used in order to conservatively account for future traffic growth and presently unforeseen development within the study area.

Specific Development by Others

The City of Haverhill Planning and Community Development Departments were contacted in order to determine if there were any projects planned within the study area that would have an impact on future traffic volumes at the study intersection. Based on this discussion, the following projects were identified for inclusion in this assessment:

- ***Proposed Adult-Use Marijuana Dispensary – 399 Amesbury Road (Route 110)- Haverhill, MA***
The Project will entail the construction of a 6,600± square foot (sf) building to be located at 399 Amesbury Road (Route 110) in Haverhill, Massachusetts, that will be demised to accommodate two (2) uses: a 4,800± sf adult-use marijuana dispensary and a 1,800± retail/commercial tenant. The retail/commercial tenant has not been identified at this time. Traffic increases associated with this project were obtained from the Transportation Impact Assessment Report² prepared for this development and have been included in the assessment of future traffic conditions.

No other developments were identified at this time that are expected to result in an increase in traffic within the study area beyond the general background traffic growth rate.

² *Transportation Impact Assessment – Proposed Adult-Use Marijuana Dispensary*, VAI, March 4, 2019.

Planned Roadway Improvements

The City of Haverhill and Merrimack Valley Planning Commission were contacted in order to determine if there are any planned roadway improvement projects expected to be completed within the study area. Based on these discussions no improvements are planned beyond general maintenance.

No-Build Traffic Volumes

The 2026 No-Build peak-hour traffic-volume networks were developed by applying the 1.0 percent per year compounded annual background traffic growth rate plus the identical background developments to the Existing peak-hour traffic volumes. The resulting 2026 No-Build weekday evening and Saturday midday peak hours traffic volume network are shown on Figure 4.

PROJECT-GENERATED TRAFFIC

Proposed Project

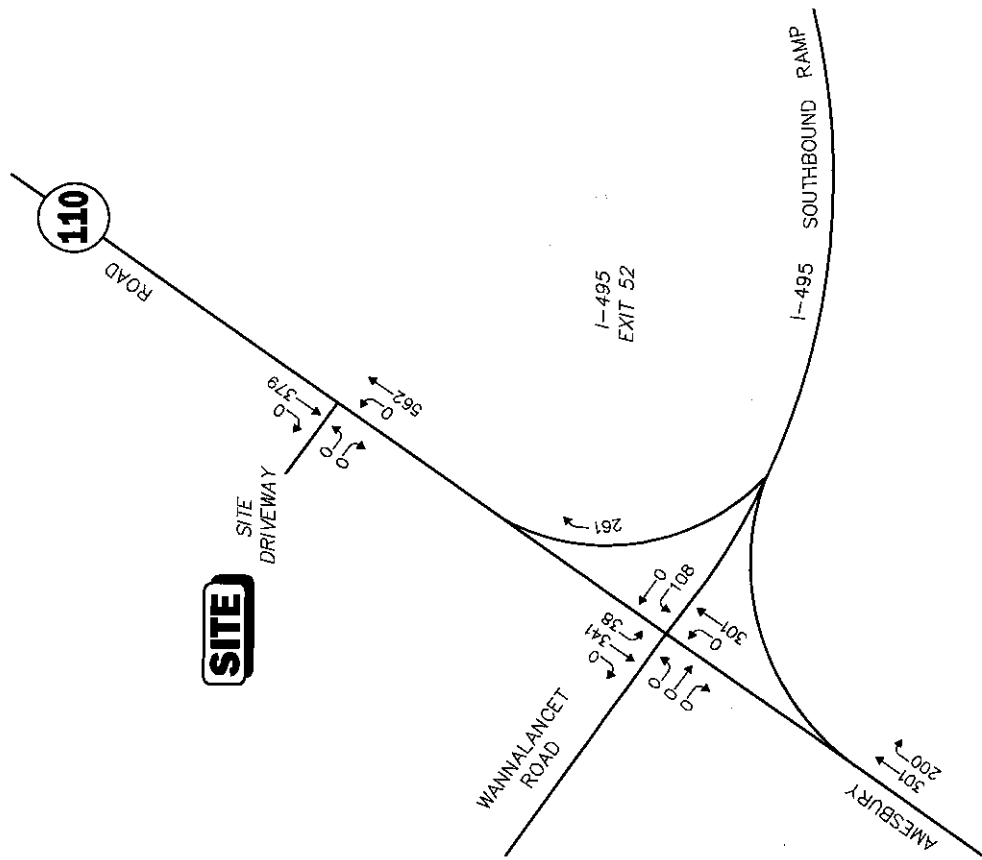
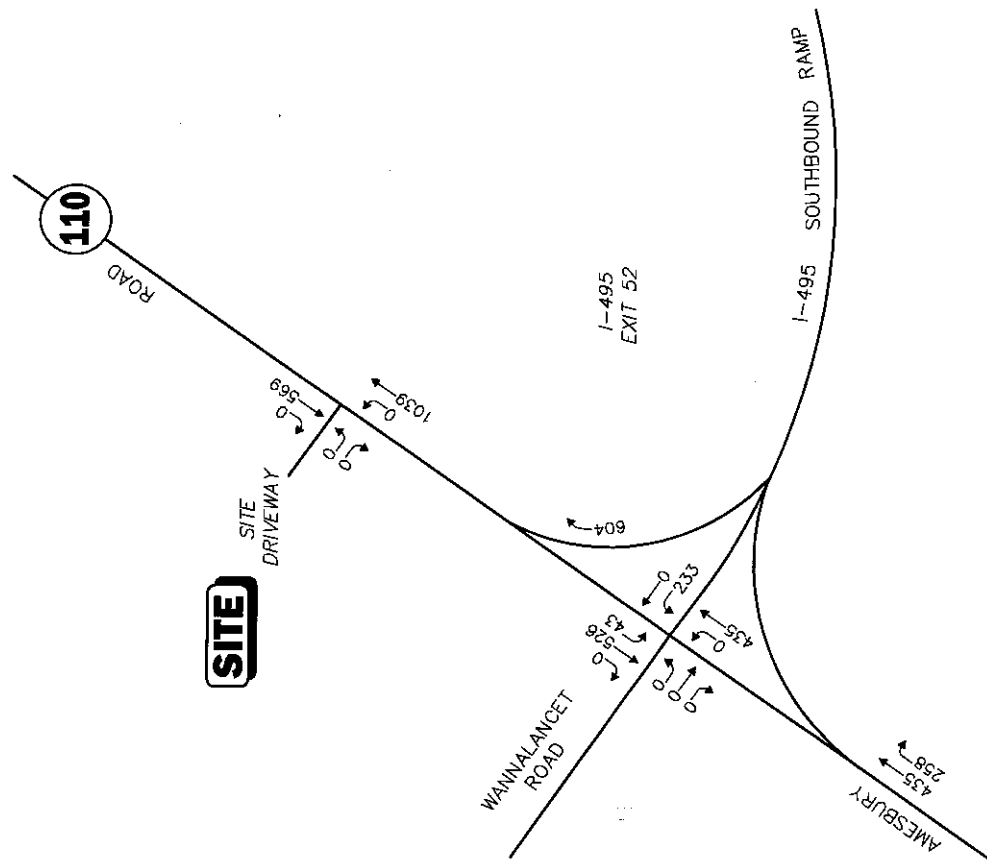
As proposed, the Project will entail the development of 3,800 ± square foot (sf) Marijuana Facility. The facility will be opened Monday through Friday from 10:00 AM to 8:00 PM and Sunday from 11:00 AM to 6:00 PM, by appointment only. The facility is expected to accommodate an average of six (6) patients per 15-minute with a maximum capacity of 240 costumers per day during weekday and Saturday. In addition, the maximum number of employees on site at any given time would be five (5). The projected trip-generation summary is presented in Table 4.

Table 4
TRIP GENERATION SUMMARY^a

Time Period/ Directional Distribution	Vehicle Trips Proposed Marijuana Dispensary (3,800 sf) ^a
<i>Average Weekday Daily:</i>	520
<i>Weekday Evening Peak Hour:</i>	
Entering	24
Exiting	24
Total	48
<i>Average Saturday Daily:</i>	520
<i>Saturday Midday Peak Hour:</i>	
Entering	24
Exiting	24
Total	48

^a Based upon Scheduled appointments only.





Not To Scale

Figure 4

Vanasse & Associates, Inc.
Transportation Engineers & Planners

2026 No-Build Peak Hour Traffic Volumes

As can be seen in Table 4, the Project is expected to generate approximately 48 new vehicle trips (24 entering and 24 exiting) expected during the weekday evening peak-hour. During the Saturday midday peak hour, the Project is expected to generate approximately 48 new vehicle trips (24 entering and 24 exiting). On a daily basis, the project will generate 520 trips (260 entering and 260 exiting) during weekday and Saturday.

TRIP DISTRIBUTION AND ASSIGNMENT

The directional distribution of the site-generated trips to and from the proposed development was determined based on a review of existing travel patterns at the study area intersection. The general trip distribution for the Project is summarized in Table 5 and graphically depicted in Figure 5. The weekday evening and Saturday midday peak-hour traffic volumes expected to be generated by the prior project usage and proposed site development were assigned on the study area roadway network as shown on Figure 6.

Table 5
TRIP-DISTRIBUTION SUMMARY

Roadway	Direction (To/From)	Directions (To/From)
Amesbury Road (Route 110)	North	50%
Amesbury Road (Route 110)	South	30%
<u>I-495 Southbound Ramp</u>	East	<u>20%</u>
TOTAL		100%

FUTURE TRAFFIC VOLUMES – BUILD CONDITION

The 2026 Build condition networks consist of the 2026 No-Build traffic volumes with the anticipated site-generated traffic added to them. The 2026 Build weekday evening and Saturday midday traffic-volume networks are graphically depicted on Figure 7. A summary of peak-hour projected traffic-volume increases the study intersection that is the subject of this assessment is shown in Table 6.

Table 6
PEAK-HOUR TRAFFIC-VOLUME INCREASES

Location/Peak Hour	2026 No-Build	2026 Build	Traffic Volume Increase Over No-Build	Percent Increase Over No-Build
<i>Amesbury Road (Route 110) North of Site Drive:</i>				
Weekday Evening	1,608	1,632	24	1.5
Saturday Midday	941	965	24	2.6



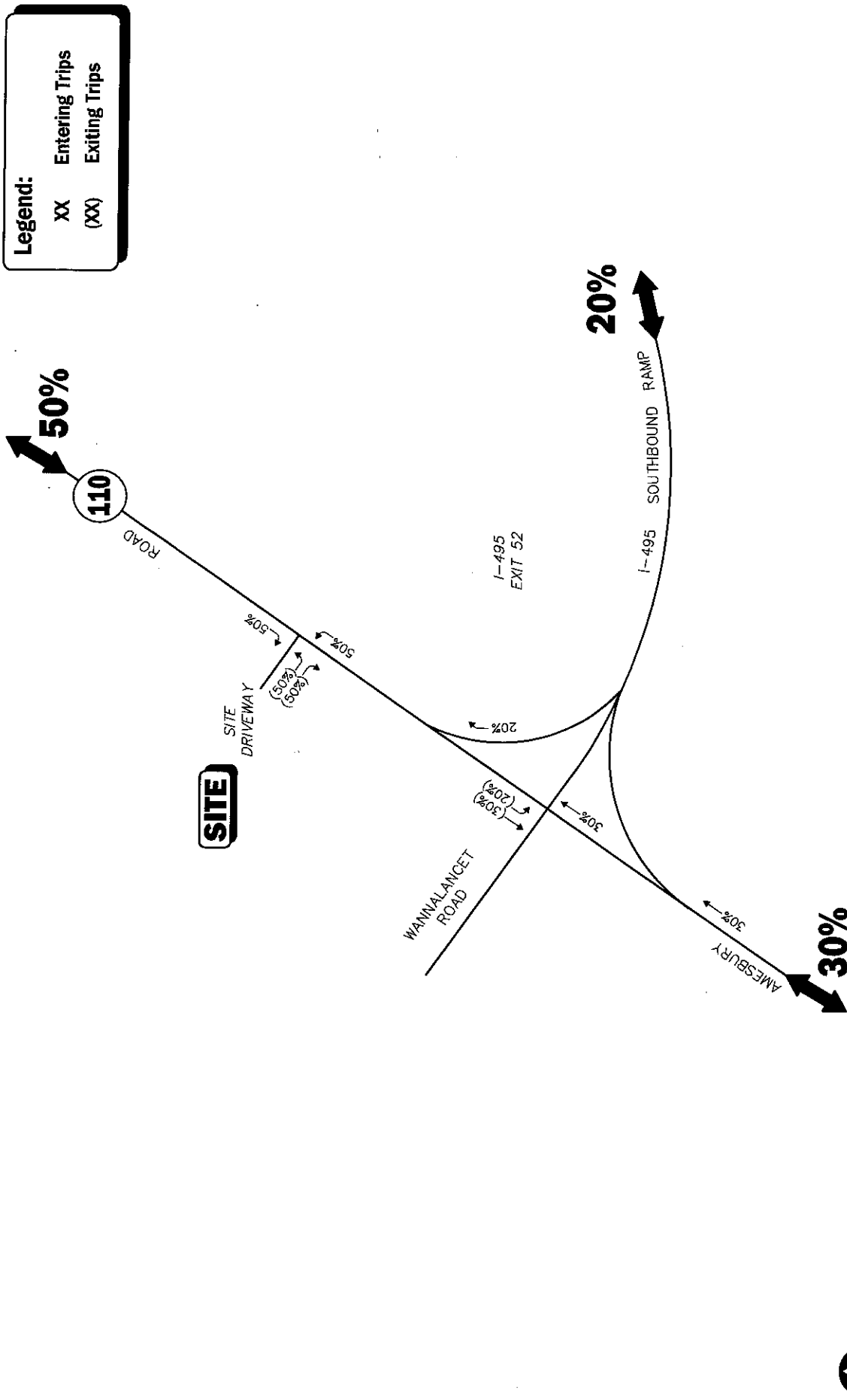


Figure 5

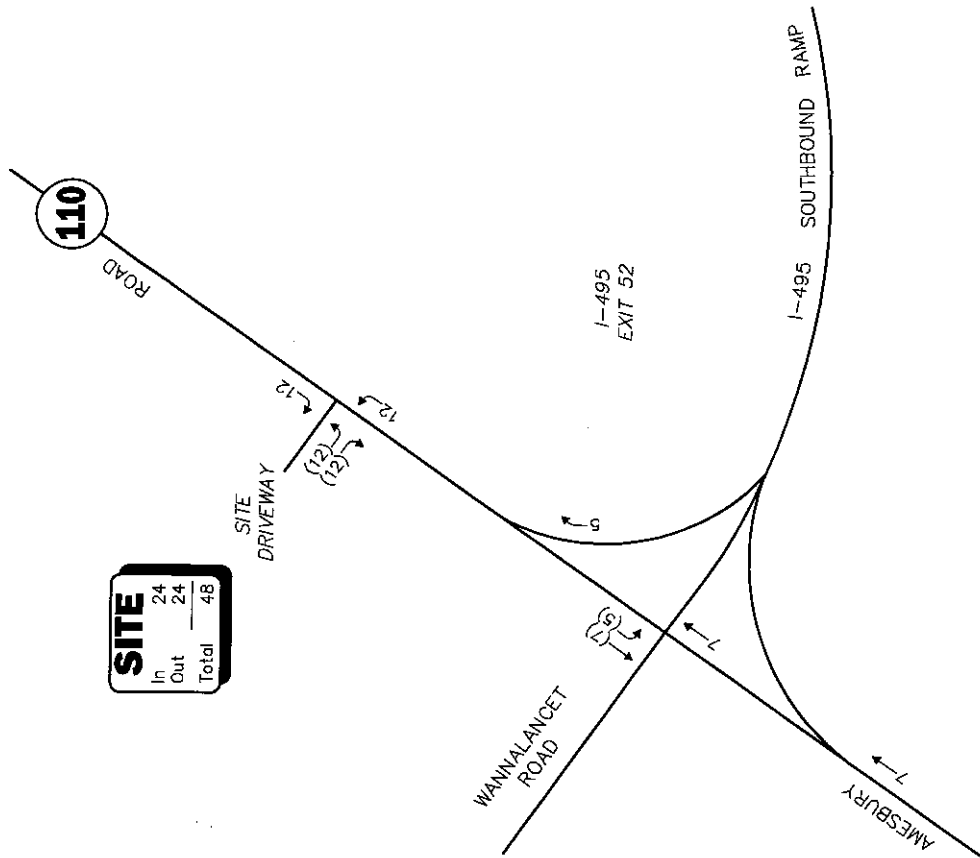
Trip Distribution Map

Not To Scale

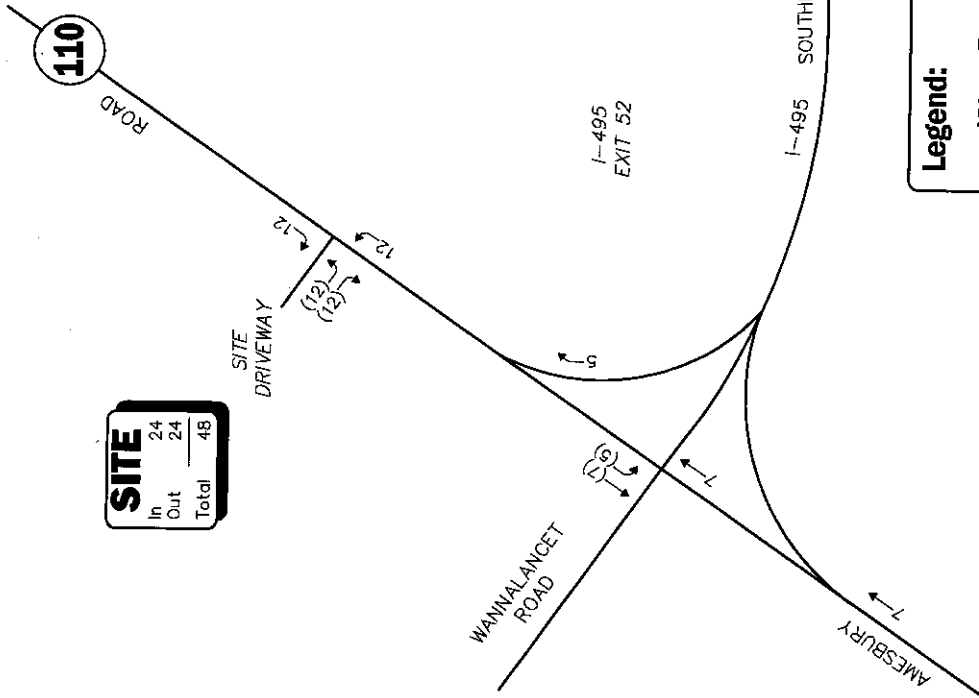
VAI
Vanasse & Associates, Inc.
Transportation Engineers & Planners

WEEKDAY EVENING PEAK HOUR

SATURDAY MIDDAY PEAK HOUR



SITE		
In	24	
Out	24	
Total	48	



SITE		
In	24	
Out	24	
Total	48	

Legend:

XX Entering Trips
(XX) Exiting Trips

Not To Scale

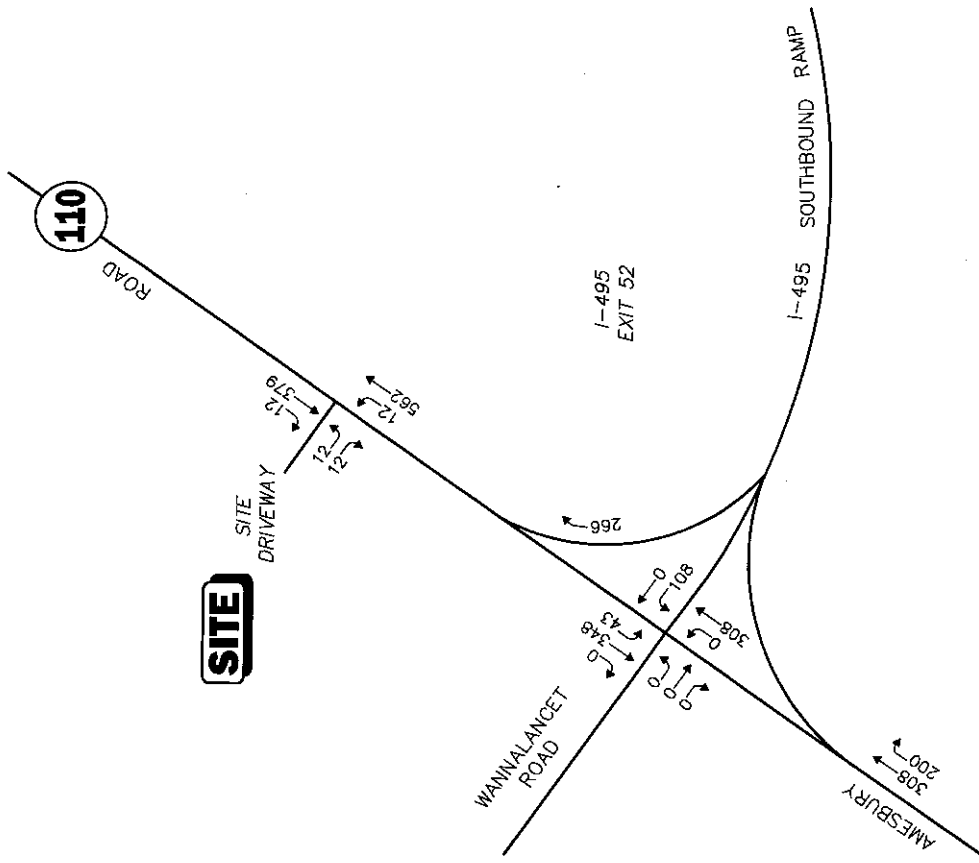
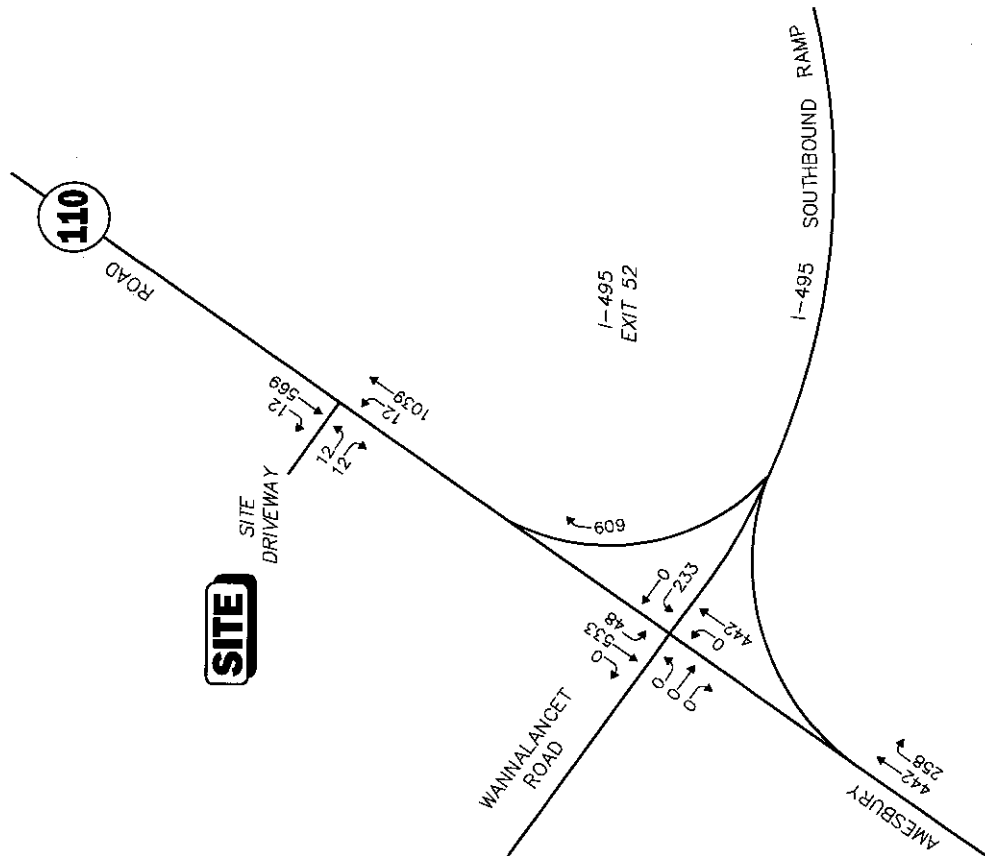
Figure 6

Trip Generated
Peak Hour Traffic Volumes

V **A** **I**
Vannasse & Associates, Inc.
Transportation Engineers & Planners

WEEKDAY EVENING PEAK HOUR

SATURDAY MIDDAY PEAK HOUR



Not To Scale

VAI
Vanasse & Associates, Inc.
Transportation Engineers & Planners

Figure 7

2026 Build
Peak Hour Traffic Volumes

As shown in Table 6, Project-related traffic-volume increases external to the study area relative to 2026 No-Build condition are anticipated to range from 1.5 to 2.6 percent during the peak periods.

SIGHT DISTANCE EVALUATION

Sight distance measurements were performed at the proposed Site driveways onto Route 110 in accordance with MassDOT and American Association of State Highway and Transportation Officials (AASHTO)³ standards. In brief, stopping sight distance (SSD) is the distance required by a vehicle traveling at the design speed of a roadway, on wet pavement, to stop prior to striking an object in its travel path. In accordance with AASHTO and MassDOT standards, at a minimum, sufficient SSD must be provided at an intersection for safe operation. Table 7 presents the measured sight distances at the proposed site driveways intersection with Amesbury Road (Route 110).

Table 7
SIGHT DISTANCE MEASUREMENTS

Intersection/Sight Distance	Required Minimum (Feet) ^a		Measured (Feet)
	40 mph	45 mph	
Site Drive at Amesbury Road (Route 110)			
<i>Exiting Sight Distance:</i>			
Looking North	305	360	500+
Looking South	305	360	500+

As can be seen in Table 7, the available lines of sight for motorists exiting onto Amesbury Road (Route 110) exceed the recommended minimum sight distance to function in a safe manner. The 85th percentile speed of 45 mph in the northbound direction and 44 mph in the southbound direction, were used in calculations. The available lines of sight at the Project site driveway intersection with Route 110 were found to exceed the required minimum distances to function in a safe (SSD) manner based on the appropriate approach speed along both roadways. As shown above, a clear line of sight can be provided from both Project site driveways. It is important to note that the existing vegetation along the site frontage must remain cleared to maintain acceptable sight distances.

³A Policy on Geometric Design of Highway and Streets, 6th Edition; American Association of State Highway and Transportation Officials (AASHTO); Washington D.C.; 2011.



TRAFFIC OPERATIONS ANALYSIS

Measuring existing and future traffic volumes quantify traffic flow within the study area. To assess the quality of flow, roadway capacity and vehicle queue analyses were conducted under Existing, No-Build and Build traffic-volume conditions. Capacity analyses provide an indication of how well the roadway facilities serve the traffic demands placed upon them, with vehicle queue analyses providing a secondary measure of the operational characteristics of an intersection or section of roadway under study.

METHODOLOGY

Levels of Service

A primary result of capacity analyses is the assignment of the level of service to traffic facilities under various traffic-flow conditions. The concept of level of service is defined as a qualitative measure describing operational conditions within a traffic stream and their perception by motorists and/or passengers. A level-of-service definition provides an index to the quality of traffic flow in terms of such factors as speed, travel time, freedom to maneuver, traffic interruptions, comfort, convenience, and safety.

Six levels of service are defined for each type of facility. They are given letter designations from A to F, with LOS A representing the best operating conditions and LOS F representing the worst.

Since the level of service of a traffic facility is a function of the traffic flows placed upon it, such a facility may operate at a wide range of levels of service, depending on the time of day, day of week, or period of year.

Unsignalized Intersections

The six levels of service for unsignalized intersections may be described as follows:

- *LOS A* represents a condition with little or no control delay to minor street traffic.
- *LOS B* represents a condition with short control delays to minor street traffic.
- *LOS C* represents a condition with average control delays to minor street traffic.
- *LOS D* represents a condition with long control delays to minor street traffic.
- *LOS E* represents operating conditions at or near capacity level, with very long control delays to minor street traffic.
- *LOS F* represents a condition where minor street demand volume exceeds the capacity of an approach lane, with extreme control delays resulting.

The levels of service of unsignalized intersections are determined by application of a procedure described in the 2000 *Highway Capacity Manual*.⁴ Level of service is measured in terms of average control delay. Mathematically, control delay is a function of the capacity and degree of saturation of the lane group and/or approach under study and is a quantification of motorist delay associated with traffic control

⁴*Highway Capacity Manual, Transportation Research Board; Washington, DC; 2000*



devices such as traffic signals and STOP signs. Control delay includes the effects of the initial deceleration delay approaching a STOP sign, stopped delay, queue move-up time, and final acceleration delay from a stopped condition. Definitions for level of service at unsignalized intersections are also given in the 2000 *Highway Capacity Manual*. Table 8 summarizes the relationship between level of service and average control delay for two-way stop controlled and all-way stop controlled intersections.

Table 8
LEVEL-OF-SERVICE CRITERIA FOR
UNSIGNALIZED INTERSECTIONS^a

Level-of-Service by Volume-to-Capacity Ratio		Average Control Delay (Seconds Per Vehicle)
$v/c \leq 1.0$	$v/c > 1.0$	
A	F	≤ 10.0
B	F	10.1 to 15.0
C	F	15.1 to 25.0
D	F	25.1 to 35.0
E	F	35.1 to 50.0
F	F	> 50.0

^aSource: *Highway Capacity Manual*; Transportation Research Board; Washington, DC; 2010; page 19-2.

Analysis Results

Level-of-service analyses were conducted for Existing, 2026 No-Build, and 2026 Build conditions for the study area intersections. The results of the intersection capacity analysis within the study area are described above, with a tabular summary provided in Table 9 for unsignalized locations.

Unsignalized Intersection

Amesbury Road (Route 110) at I-495 Southbound Ramp

Under 2019 Existing conditions, the critical movement at this unsignalized intersection (all turns from I-495 SB ramp) were shown to operate at LOS C during the weekday evening and Saturday midday peak hour. Under future conditions, the critical movements at this unsignalized intersection (all turns from I-495 SB ramp) were shown to operate at LOS D during the weekday evening peak hour and at LOS C during the Saturday midday peak hour. There will be no changes on LOS resulting from this project.

Amesbury Road (Route 110) at Site Driveway

All movements exiting from the Project site driveway were shown to operate at LOS D or better during the weekday evening and at LOS C or better during Saturday midday peak hours with a predicted vehicle queue of up to one (1) vehicle.

Table 9

UNSIGNALIZED INTERSECTION LEVEL-OF-SERVICE AND VEHICLE QUEUE SUMMARY

Unsignalized Intersection/Peak Hour	2019 Existing				2026 No-Build				2026 Build			
	Demand ^a	Delay ^b	LOS ^c	Queue ^d 95 th	Demand	Delay	LOS	Queue 95 th	Demand	Delay	LOS	Queue 95 th
Amesbury Road (Route 110) at I-495 SB Ramp												
<i>Weekday Evening:</i>												
I-495 Ramp WB LT	217	21.2	C	160	233	26.6	D	214	233	27.7	D	222
Amesbury Road SB LT	36	0.9	A	2	43	1.1	A	3	48	1.2	A	3
<i>Saturday Midday:</i>												
I-495 Ramp WB LT	240	17.7	C	52	108	16.3	C	48	108	16.8	C	50
Amesbury Road SB LT	32	1.0	A	2	38	1.1	A	3	43	1.2	A	3
Amesbury Road (Route 110) at Site Driveway												
<i>Weekday Evening:</i>												
Site Driveway WB LT RT	0	0	0	0	0	0	0	0	24	26.1	D	11
Amesbury Road NB LT	0	0	0	0	0	0	0	0	12	0.4	A	1
<i>Saturday Midday:</i>												
Site Driveway WB LT RT	0	0	0	0	0	0	0	0	24	15.0	B	5
Amesbury Road NB LT	0	0	0	0	0	0	0	0	12	0.3	A	1

^aDemand in vehicles per hour.^bAverage control delay per vehicle (in seconds).^cLevel-of-SERVICE.^dQueue length in feet

NB = northbound; SB = southbound; EB = eastbound; WB = westbound; LT = left-turning movements; TH = through movements; RT = right-turning movements



CONCLUSIONS

VAI has completed a detailed transportation assessment of the potential impacts on the surrounding transportation infrastructure associated with the Marijuana Dispensary to be located at 330 Amesbury Road (Route 110) in Haverhill, Massachusetts. Based on this assessment, we have concluded the following with respect to the Project:

- The Project is expected to generate is expected to generate approximately 48 new vehicle trips (24 entering and 24 exiting) expected during the weekday evening and approximately 48 new vehicle trips (24 entering and 24 exiting) expected during Saturday midday peak-hour. ***The Project will be opened Monday through Friday from 10:00 AM to 8:00 PM and Sunday from 11:00 AM to 6:00 PM, by appointment only***
- Project-related traffic-volume increases external to the study area relative to 2026 No-Build condition are anticipated to range from 1.5 to 2.6 percent during the peak periods;
- The Project will not have a significant impact (increase) on motorist delays or vehicle queuing over Existing or anticipated future conditions without the Project (No-Build conditions), with the majority of the movements at the study area intersections shown to operate at LOS D or better under all analysis conditions, where a LOS of “D” or better is considered as “acceptable” traffic operation;
- All movements exiting the Project site driveway intersections with Amesbury Road (Route 110) are predicted to operate at LOS D or better during the weekday evening peak hour and at LOS B or better during the Saturday midday peak hour with the residual vehicle queue predicted to be no more than one (1) vehicle and can be contained within the Project site without impeding access, internal circulation or the movement of vehicles;
- No apparent safety deficiencies were noted in the immediate proximity of the Project site;
- Lines of sight to and from the Project site driveway intersections with Route 110 exceed the recommended minimum distances for the intersections to function in a safe manner.

Based on the above, VAI has concluded that the Project can be safely accommodated with implementation of the following recommendations.

RECOMMENDATIONS

A detailed transportation improvement program has been developed that is designed to provide safe and efficient access to the Project site and address any deficiencies identified at off-site locations evaluated in conjunction with this study. The following improvements have been recommended as a part of this evaluation and, where applicable, will be completed in conjunction with the Project subject to receipt of all necessary rights, permits, and approvals.

Project Access

Access to the Project site is and will continue to be provided by way of the driveway that intersects the west side of Amesbury Road (Route 110). The existing access will be reconstructed and narrowed. The following recommendations are offered with respect to the design and operation of the Project:



- The proposed main access driveway with an 18-foot entrance and an 18-foot exit lane divided by a median, should be placed under STOP-sign (Manual of Uniform Traffic Control Designation R1-1) control, with a painted STOP-bar included;
- All signs and pavement markings to be installed within the Project site shall conform to the applicable standards of the Manual on Uniform Traffic Control Devices (MUTCD)⁵;
- Signs and landscaping to be installed as a part of the Project within the intersection sight triangle area of the Project site driveway should be designed and maintained so as not to restrict lines of sight and ;
- A MassDOT access permit will be required to modify the driveway.

With implementation of the above recommendations, safe and efficient access and egress will be provided and the project, as planned, can be accommodated safely with adequate capacity available to accommodate the increase in traffic.

⁵Manual on Uniform Traffic Control Devices (MUTCD); Federal Highway Administration; Washington, D.C.; 2009



PARKING LEASE PROPOSAL

LESSOR: MRG Family Realty Trust, Matthew R. Goudrealt,
Trustee

LESSEE: Mellow Fellows LLC

LOCATION: 543 Amesbury Road, Haverhill, MA 01830

PARKING SPACES: up to 25 Parking Spaces

TERM: 1 year term w/ five 1-year options either party may opt
out of a renewal period by giving written notice no later than thirty (30)
days prior to the commencement of the option period.

OCCUPANCY: 6/1/2019

LEASE COMMENCEMENT DATE: 6/1/2019

RENT COMMENCEMENT DATE: 6/1/2019

EXPIRATION DATE: 5/31/2024

USE: Parking spaces for customers of Mellow Fellows, LLC
Marijuana dispensary located at 330 Amesbury Road

RENT: \$2500.00 per year, in advance of commencement date.

SECURITY DEPOSIT: \$1,000.00 Security Deposit

LIABILITY INSURANCE: LESSEE must carry Comprehensive General
Liability (GL) as follows:
\$1,000,000 each occurrence
\$2,000,000 general aggregate
\$500,000 property damage
Above limits are the minimum as required.
Certificates of insurance listing LESSOR as the
certificate holder and as an "additional insured"
along with MRG Family Realty Trust as
"additional insured".

ADDITIONAL PROVISIONS:

LESSEE responsible for security of their Spaces and for transportation to and from their store at 330 Amesbury Road. LESSEE has requested potential exclusivity for some goods & services within the building, to be discussed with LESSOR and to be mutually agreed upon between LESSOR & LESSEE.

The terms included herein are legally binding, contingent only upon the Lessee obtaining approvals for their Marijuana dispensary at 333 Amesbury Line Road and the parties executing a Final Lease Agreement under the terms stated herein.

Executed as a sealed instrument this 11th day of March, 2019

LESSEE:

LESSOR:

Charles E

[Signature]

E. Philip Brown

88 Standish Road Haverhill, MA 01832

Email: mrbrownhhs@gmail.com

Mobile: (978) 387-7877

Summary of Qualifications

- Excellent verbal and written communication and interpersonal skills.
- Skilled in providing opinions on academic issues to the faculty committee.
- Sound understanding and knowledge of Social Studies and History.
- Full command on contemporary teaching methods and classroom aids.
- Remarkable organizational and teaching skills.
- Commendable time management ability, especially during productive hours.
- Ability to teach and instruct students in taking up live projects.
- In depth knowledge of coordinating courseware and curriculum with academic standards.
- Exceptionally adroit in developing and managing syllabus materials.
- Hands on experience in facilitating class instruction and evaluating student performance.
- Exceptional knowledge of designing curriculum and instruction.
- Competent in basic and advanced PC and Software operations including: MS Office suite, Windows and the Internet.

Professional Experience

Massachusetts Dept. of Revenue, Chelsea, MA Seasonal Tax Examiner

January 2019 to present

- Respond to taxpayer telephone inquiries received on DOR's tax hotlines
- Perform computer research by accessing taxpayers' account information and complete all casework/paperwork in accordance with Departmental policy.
- Gather information by examining records/documents and through tactful questioning of individuals.
- Exercise sound judgment and discretion in handling confidential information.
- Adhere to the agency's Code of Conduct regarding personal income tax filing and the confidentiality of taxpayer information.

Strippers Waterside Restaurant - Kennebunkport, ME Bartender and Server

July 2018 to October 2018

- Served each guest courteously, quickly and efficiently.
- Closed out cash register and prepared cashier report.
- Processed orders on a computerized Point of Sale system.
Handled money, balanced tills, processed credit card payment batches and prepare bank deposits.
- Carefully followed safety and sanitation policies handling food and beverages.

H&R Block Inc - Haverhill, MA Tax Preparer

January 2018 to April 2018

- Reviewed available data and compared against tax code to determine exemptions, deductions, and potential liabilities.
- Interviewed clients to collect information and gather necessary paperwork.
Prepared tax returns according to government guidelines.

University of Phoenix / Online, Phoenix, AZ
Part-time Faculty / Certified Advanced Facilitator

1998 – 2017

- Assess students' knowledgebase, identify their learning goals and develop lessons to meet the same
- Implement lessons efficiently while maintaining discipline in the classroom
- Develop and implement effective teaching strategies that inculcate technology into lessons to make them more interesting and useful
- Organize, prepare and revise course materials on Information Technology, Marketing and General Studies
- Ensure content level of course materials in exams has been covered in class; These including other duties

SBC COMMUNICATIONS, Waltham, MA.
Technical Sales Executive

2003 – 2005

- Used technical consulting/problem solving approach to focus on decreasing machine down time and associated costs
- Design, configure and price Voice, Data and Internet services, provide Account Managers pre- / post-sales support and address technical questions directly from clients.
- Rapidly became subject-matter expert on VOIP Hosted IP Communications Service.
- Active participant in pricing, proposal and implementation of new NVPN service; these including other duties.

QWEST COMMUNICATIONS INTERNATIONAL, INC., Wakefield, MA. 2001 – 2003
Sales Engineer III

- Provided Regional Carrier Sales Managers pre- and post-sales support for this broadband wireless service provider.
- Participated in customer sales calls to address technical questions with detailed responses to potential and current client concerns; these including other duties

ADVANCED RADIO TELECOM, Burlington, MA.
Sales Engineer

2000

- Provided Regional Carrier Sales Managers pre- and post-sales support for this broadband wireless service provider.
- Participated in customer sales calls to address technical questions with detailed responses to potential and current client concerns; these including other duties

2ND CENTURY, Chelmsford, MA
Sales Engineer

2000

- Rendered sales, operations, installation, maintenance and engineering support for channel partners of this local LAN/WAN Service Company.
- Provided ongoing service support for network infrastructure within Boston market; these including other duties.

INTERMEDIA, Chelmsford, MA.

1999 – 2000

Sales Engineer III

- Assisted with design and configuration of voice and Internet services.
- Provided Account Managers pre-sales support and critical technical information required to complete the order process.
- Convinced clients that a product or service will best satisfy their needs; these including other duties.
- Front-line customer service

AT&T CORPORATION, Boston, MA.

1985 – 1999

- Quickly transcended front-line customer service, complex Major Accounts service order processing and peer training assignments to advance rapidly through technical support and account executive roles to final assignment supervising a diverse group of Global Services Managers.

Education

Master of Arts in Public History, American Public University (2015)

Master of Science, Lesley University (1989)

Bachelor of Arts in Political Science, University of Massachusetts (1983)

Certifications

- ServSafe certification: Food Handling
- ServSafe certification: Alcohol
- TIPS Certification

Charles Emery

29 Newton Ave Haverhill, MA 01830

Email: emerycf@gmail.com

Mobile: (978) 758-7342

Summary of Qualifications

Experienced professional seeking to secure a challenging position utilizing my strong abilities and organizational skills in **Sales, Sales Management, Training, Facilitation, Leadership, Coaching and Development**

- Over 14 years experience in interviewing, training, facilitation, mentoring, coaching and development of media consultants, managers and senior leaders in the print and digital advertising industry
- 9 years experience in sales leadership positions building and leading high performance teams in managing \$8M in annual revenues while identifying and grooming employees for leadership positions
- Over 5 years experience in print and digital media sales with up to \$1M in annual sales
- Implementation and execution of corporate leadership initiatives, policies, directives, sales campaigns and field-testing new marketing and sales processes with the entire sales force

Achievements, Honors & Awards

- Featured in LPGas Magazine's article "Training Day" in the October 2013 issue highlighting training workshops facilitated on behalf of the Propane Education & Research Council
- Recognized as top performing Field Sales Trainer in the Supermedia's Training on Track Newsletter (2011)
- Appointed as one of 15 nationwide Sales Management Trainers (2008)
- Sales Training and Support Award of Excellence New England Region (2007)
- Verizon Training and Development Specialist Certification (2003)
- Leadership Club Award Winner (1997 and 1998)
- District Sales Manager Certification (1996)
- Jump Start Sales Award Winner (1995)
- Achieved a 49.5% year to date net gain media sales growth performance in 1989

Certifications and Skills

- Developmental Dimensions International (DDI) Certified Facilitator
- Situational Leadership II (Ken Blanchard Companies)
- Experience in search engine marketing, optimization, mobile and social media
- Salesforce.com CRM experience
- Proficient with the Microsoft Office suite of products: Word, PowerPoint and Excel

Professional Experience

Sales Transformation Now, Suwanee, GA (July 2012 to present)

Sales Trainer

- Conduct technology and sales training on behalf of the Propane Education and Research Council, state associations, marketers and equipment manufacturers in the alternative propane fuel industry. Sessions educate industry members on new technologies and sales strategies necessary to increase market adoption, penetration and share in the residential, automotive, commercial mower and stand-by generator segments
- Professional sales call process and technology training supported by field coaching
- Partner with clients in various industries such as print and digital media, POS solutions and alternative fuels
- Implement and execute business and sales strategies, training and field coaching to assist clients in retaining and growing print media and gaining market share in the digital space

Supermedia LLC/Verizon Communications (1986 - 2012)

Sales Management Trainer/Senior Sales Trainer, Middleton, MA, 2006 – 2012

- Trained over 400 media consultants and sales managers in New England, New York and New Jersey
- Partnered with leadership in designing and delivering training solutions tailored the needs of the business
- Designed, planned and launched client facing search engine marketing and optimization seminars in select markets throughout New England

New England Training Manager, Middleton, MA, (2000 – 2005)

- Delivered new hire classroom and field sales training focused on needs based solution selling, print and online media products and sales support systems
- Successfully completed training and certification of 400 media consultants
- Provided advanced field sales training for 210 veteran media consultants in twelve New England offices
- Designed and presented sessions focused on sales skills and new products. Areas of expertise included the learning platform needs based solution selling process, Superpages print, online and specialty products
- Field demonstration and coaching of media consultants and district sales managers

Supermedia LLC/Verizon Communications:

District Sales Manager Middleton, Massachusetts 1990 – 1999

- Accountable for retaining and growing eight million dollars in advertising revenues
- Recruited, hired, trained, coached, developed and managed a team of ten media consultants
- Multiple team members groomed and promoted into district sales management positions
- Coached media consultants on sales call process, products and technical support systems

District Sales Manager, Client Acquisition Project, Middleton, Massachusetts, 1996

- Successfully lead a client acquisition project exceeding stated company goals and objectives
- Recruited, hired, trained, coached and developed sixteen media consultants and two administrative staff
- Conducted daily coaching on sales call process, technical support systems and media products
- Fostered an environment of open communication and teamwork

Directory Sales Representative, Lynn, Massachusetts, 1986 – 1990

- NYNEX Yellow Pages directory advertising sales targeting small and mid-size business (SMB) clients
- Accountable for retaining and growing a client base representing \$800,000 in annual advertising revenues
- Partnered with clients in delivering needs based print media plans to fulfill their business goals

Education

CSS Business Administration and Management, Harvard University Extension School (1996)

Bachelor of Arts Degree in Psychology, University of Lowell (1981)

Timothy Riley

70 Washington St. Unit 506
Haverhill, Ma. 01832
781-864-4672
tpriley23@comcast.net

Career Objective:

Secure a challenging position where my experience in customer service can be utilized, good interpersonal skills and a customer focused team player with a positive attitude.

Experience:

Jan 2016-March 2018

Pentucket Bank, Haverhill MA General Services Manager

- Perform, oversee and back up for all tasks related to General Services Department including courier/mail services, supply and inventory control, and retention programs. Management of daily maintenance and repairs of all facilities, administrative functions for related software programs, budget/expense control and oversight of service providers. Responsibilities include effective communications with staff and vendors representing Pentucket Bank in a positive and professional manner.
- Managed all service providers while on site as necessary, keep appropriate staff informed of their arrival, and scope of work being performed.
- Oversee Janitorial service providers to ensure satisfactory level of service.
- Oversee courier services including scheduling of deliveries and bank vehicle maintenance
- Manage the bank's retention policy and retention schedule to ensure continued regulatory compliance and revise as the documentation for products/services change.
- Support of marketing and departments upon request for bank sponsored events.
- Supervise the scanning and image processing completed in general services to ensure accurate, timely completion including adherence to the Bank's Retention Schedule.
- Support Facilities Project Manager as needed with the oversight of construction projects including meetings, updating timeline and tracking of budget and expenses.
- Backup for purchasing inventory; and administrator for purchasing sites to allow the appropriate staff access.
- Utilize the work order system to track requested/assigned tasks and back up administrator for work or programs.
- Management budget planning; oversee vendor/service provider contracts and obtain competitive bids as required.
- Oversight of General Services Task list
- Responsible for the management of General Service's staff including goal setting, scheduling of assignments and appropriate trainings and annual reviews.

March 2008-Jan 2016

Synta Pharmaceuticals, Lexington MA Facilities Maintenance & Project Lead (March 2012-Present) Senior Facilities Assistant (March 2008-March 2012)

- Coordinate preventive maintenance, repairs, trouble shooting on equipment including air handlers, exhaust fans, A/C units (rooftop/package units), chillers, boilers, pumps, piping systems, steam systems, chilled water system, reheat water, compressed air systems, vacuum system, fire detection and suppressions systems, purified water systems, plumbing systems, and neutralization systems.
- Develop and implement appropriate procedures to ensure high reliability for Site Mechanical systems. Develop and maintain assigned Standard Operating Procedures (SOP) and Preventative Maintenance Procedures (PMP) and documentation.
- Support, develop and utilize the work order system, repairs, PMP's and inventory control. Maintain critical spare parts inventory for functional area systems and equipment
- Ensure operational compliance within the areas of GLP, EHS, SOX, and company policies and procedures.
- Support projects; represent functional area on project teams as required. Review drawings specifications and provide design compliance with deliverables, scope of work, contract drawings, codes and standards.
- Lab support including glass washing, autoclave, inventory control, biohazard waste, and inventory control
- Provide off-hour emergency response. Member of Site Emergency Response Team
- Rotating o-call 24/7 service.

December 2002-March 2008

Emerson & Cuming, Billerica, MA

Senior Facilities Coordinator - Responsible for overseeing outside contractors, building maintenance, shipping, receiving (international and domestic).

- Ordering office and coffee supplies, mail sorting, conference room set-up, assemble audio visual equipment, assist with movies, relocate telephone sets as needed, re-set voice mail boxes, provide escort vendors, maintaining building climate by troubleshooting heating, ventilation, and air conditioning equipment.
- Provide emergency backup for alarm system. Maintaining equipment for IT Dept.
- Member of safety committee and hazardous waste team.

October 2001- November 2002

Diverse Designs, Haverhill, MA Supervisor

- Supervise and monitor crew of busy landscaping company. Main focus of company is indoor and outdoor beautification projects.
- Purchasing supplies and marketing products.

February 2001- October 2002

ERS Technologies, Windham, NH Sales Representative

- Retain and expand customer base in the New England area.

- Identify new accounts, assess customer needs, provide solutions, and close deals during customer demonstrations.
- Achieved 120 % as stated sales quota.

May 2000-November 2000

Mike Ford Food Products, Methuen, MA Sales and Training

- Responsible for new hire training and sales territory development.
- Accountable for all inventory control and distribution functions.

June 1985- April 2000

Riley's Corner, Haverhill, MA Owner/Manager

- Complete responsibility for implementing and executing a successful business plan with yearly sales revenue 1.2 M.
- Accounting and bookkeeping responsibilities.
- Responsible for beer and malt license (held for 15 years).
- Lottery license (held for 15 years) and Western Union license(held for 2 years)

Education

Northern Essex Community College, Haverhill, MA. Associate Degree in Business

Merrimack College - Working on BA in Business

Additional Information:

Lenox School of Heating and Air Conditioning, Hazmat, DOT, IATA training Waste Treatment, Equipment Maintenance, Facilities Coordination, Surveillance Skills, Safety Management Awards

Received the Galactic Halo award three years in a row.

Fourth pot shop proposed in Haverhill

- By Kiera Blessing kblessing@eagletribune.com
- Mar 25, 2019

FILE - In this July 12, 2018, file photo, newly transplanted cannabis cuttings grow in soilless media in pots at Sira Naturals medical marijuana cultivation facility, in Milford, Mass. Sira was awarded the state's a provisional license to grow cannabis for recreational sales, but the license doesn't allow Sira to sell recreational marijuana at any of its dispensaries. State regulators meet Thursday, July 26, 2018, to consider licenses for several retail pot stores. With none expected to open immediately, there is still no place in Massachusetts to legally buy recreational marijuana. (AP Photo/Steven Senne, File)

Steven Senne

HAVERHILL — A fourth pot shop has been proposed at 330 Amesbury Road, the site of the former Seafood Etc. restaurant.

On Thursday, April 4, the owners of Mellow Fellows LLC will hold a community outreach meeting regarding the proposed store.

According to state records, Mellow Fellows is registered to Edward Philip Brown, Timothy Riley and Charles Emery, three longtime Haverhill residents. Riley and Emery are relatives and business associates of City Councilor Michael McGonagle.

"I believe this is exactly the type of business that a community like Haverhill should want," said Paul Magliocchetti, the attorney representing the company. "(They're) three Haverhill guys born and raised in the city. They live here. Their parents, their grandparents lived here. Their children grew up here. They care about the city. They're going to do this the right way."

The proposed business would be an approximately 1,200-square-foot retail store selling marijuana flower, oil, liquids and edibles, Magliocchetti said. The owners would lease the space in the former restaurant building.

Speaking through spokesman Shawn Regan, Mayor James Fiorentini said he is open to granting Mellow Fellows a host community agreement, though the company has not formally signed a contract yet.

"He's waiting until after the community meeting and also for them to submit their (traffic study)," Regan said.

The host community agreement is a crucial part of any marijuana retailer's establishment process. It is an agreement between the city and the proprietor that lays out what the business will offer the city in exchange for being allowed to operate in Haverhill. It is also a critical component of the application process to obtain a license from the state's Cannabis Control Commission.

Three other companies already have negotiated and signed agreements with the city: Haverhill Stem Inc., CNA Stores Inc. and Full Harvest Moonz Inc.

Those agreements stipulate an annual fee of 3 percent of gross income to be paid to the city, plus an additional \$25,000 to be donated to charity, for a period of five years. The city will also be entitled to charge 3 percent local sales tax on all marijuana sales.

Regan said that while more companies have expressed interest in locating in Haverhill, none are as close to signing a new agreement as Mellow Fellows.

Magliocchetti said he, Brown, Riley and Emery met with Fiorentini's marijuana advisory panel for two hours recently, during which members of the panel "appeared to be very engaged" and "optimistic." Both parties are waiting on a traffic study before finalizing the agreement, which Magliocchetti said should be finished "shortly."

The attorney and School Committee member also indicated that Brown, Riley and Emery may be eligible to become economic empowerment applicants, which would give their state-level application priority status. Caroline Pineau, owner of Haverhill Stem, is already a designated economic empowerment applicant.

Riley also has experience as a technician in the pharmaceutical field, Magliocchetti said, and formerly owned and operated Riley's Corner, a liquor store.

"He never had any problems or incidents with either the License Commission or the Police Department, so they know how to run this kind of business in the Haverhill community," Magliocchetti said.

The community meeting will be held at 7 p.m., April 4, at the UMass Lowell iHub, 2 Merrimack St.

**Mellow Fellows, LLC
88 Standish Road
Haverhill, MA 01832**

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

May 23, 2019

**RE: Mellow Fellows, LLC
Odor Mitigation Plan for 330 Amesbury Road, Haverhill**

Dear President Michitson:

Mellow Fellows, LLC shall require that products coming into the Mellow Fellows facility located at 330 Amesbury Road arrive prepackaged for sale from our wholesaler. These products will be hermetically sealed which will prevent any odor from escaping the packaging.

Mellow Fellows will also install charcoal filters throughout the building to mitigate any residual odor that may be noticeable. To insure that the air filtration system meets local and state standards Mellow Fellows shall contract with licensed professionals to design and install the system.

This Protocol creates an odor free air quality environment.

Timothy Riley
Timothy Riley, Manager
Mellow Fellows, LLC

June 21, 2019

MAX-2019073.00

Mr. John Pettis III, P.E.
City of Haverhill – Engineering Department
4 Summer Street
Haverhill, MA 01830

SUBJECT: 330 Amesbury Road (Route 110) – Traffic Peer Review

Dear Mr. Pettis:

Greenman-Pedersen, Inc. (GPI) has performed a review of the transportation impacts associated with a proposed marijuana dispensary (herein referred to as the "Project") to be located at #330 Amesbury Road (Route 110) in Haverhill, Massachusetts. The site currently contains a 2,200 square foot (SF) commercial/residential building consisting of former Seafood Etc. restaurant and a gravel parking lot. Access is provided via a single ± 30 -foot wide driveway on the westerly side of Amesbury Road. This review focuses specifically on the *Transportation Impact Assessment* (TIA) prepared by Vanasse & Associates, Inc. (VAI). The following documents were received for our review:

- *Transportation Impact Assessment – Proposed Adult-Use Marijuana Dispensary – 330 Amesbury Road (Route 110); Haverhill, Massachusetts; April 11, 2019; Prepared by Vanasse & Associates, Inc.*

Based on the TIA submitted, the Project consists of constructing a 3,800 square foot (SF) adult-use marijuana dispensary with a total of 16 parking spaces. Access will continue to be provided via the existing site driveway.

Overall GPI finds the material submitted within the traffic study to be prepared in a manner consistent with transportation local requirements and industry standards, with the exception of the following comments.

General Comments

1. Amesbury Road (Route 110) along the site frontage is under the jurisdiction of the Massachusetts Department of Transportation (MassDOT). Therefore, a Permit to Access State Highway will be required from MassDOT for work within the state highway layout (SHLO) for the alterations to the driveway.
2. The TIA indicates that the proposed marijuana dispensary will be open Monday through Friday from 10:00 AM to 8:00 PM, and on Sunday from 11:00 AM to 6:00 PM by appointment only. The TIA does not indicate whether the facility will be open for operation on Saturday.
3. The study area for the TIA included the intersections of Amesbury Road with the site driveway and with the I-495 Southbound Ramp. GPI concurs that this study area is appropriate for the scope and scale of the proposed development.

Traffic Volumes

4. The TIA included an analysis of traffic volumes during the weekday PM (4:00 to 6:00 PM) and Saturday midday (11:00 AM to 2:00 PM) peak hours. GPI concurs that these time periods represent the critical hours of operation for both the proposed facility and adjacent street traffic.

5. Traffic volumes were collected at the study area intersections in March 2019 and adjusted by 6 percent to represent average-month conditions in accordance with MassDOT standards. GPI concurs with the methodology used to adjust traffic volumes to average-month conditions.
6. Existing traffic volumes were projected to a seven-year design horizon utilizing a 1.0 percent annual growth rate. Although no data is provided to support the calculation of this growth rate, GPI concurs that this rate is consistent with historic traffic growth trends in the area and other studies recently prepared for projects in this area.
7. VAI included traffic to be generated by the proposed marijuana dispensary at 399 Amesbury Road within the projection of future year No-Build and Build traffic volumes based on the *Traffic Impact Assessment*¹ prepared for this project. GPI recently conducted a peer review of the TIA prepared for 399 Amesbury Road and provided several comments suggesting that the trips to be generated by this facility may have been significantly under-estimated in this study. The Applicant should review those comments and update the No-Build and Build traffic-volume projections accordingly.

Trip Generation

8. The TIA indicates that the proposed facility will be open Monday through Friday from 10:00 AM to 8:00 PM and Sunday from 11:00 AM to 6:00 PM by appointment only. The facility is expected to accommodate six patrons per 15-minute appointment block, resulting in a maximum of 24 patrons per hour and 240 patrons per day. In addition, a maximum of five employees would be on the site at any time. Based on this schedule, VAI has estimated that the facility will generate 48 new vehicle trips (24 entering and 24 exiting) during the weekday PM and Saturday midday peak hours, and 520 new vehicle trips on a daily basis.
9. While the facility may operate by appointment only at initial opening as a means of controlling traffic and parking, this operation may change in the future to allow walk-in service. Therefore, GPI recommends the Applicant estimate the potential trips generated by the proposed facility based on a walk-in service option.
10. The Institute of Transportation Engineers (ITE) publication *Trip Generation, 10th Edition* contains trip rates for Land Use Code (LUC) 882 (Marijuana Dispensary). Based on ITE trip rates, the proposed facility may generate as much as 83 vehicle trips during the weekday PM peak hour and 138 vehicle trips during the Saturday midday peak hour.
11. GPI recently collected empirical trip generation counts at the Patriot Care marijuana dispensary on Industrial Avenue in Lowell, MA during the weekday PM (4:00 PM – 6:00 PM) and Saturday midday (11:00 AM – 1:00 PM) peak periods as part of a follow-up study requested by the City of Lowell. This 5,800 SF facility generated 79 vehicle trips during the weekday AM peak hour and 102 vehicle trips during the Saturday midday peak hour. Apply a ratio of the square footage of the proposed 3,800 SF facility to the 5,800 SF Lowell facility results in a potential trip generation of 52 trips during the weekday PM peak hour and 67 trips during the Saturday midday peak hour.

¹ *Transportation Impact Assessment – Proposed Adult-Use Marijuana Dispensary – 399 Amesbury Road*; Vanasse & Associates, Inc.; March 4, 2019.

Table 1 – Trip Generation Comparison

Time Period	Applicant's Trip Generation Estimate	Trips Based on ITE Average Trip Rates	Trips Based on Lowell Empirical Rates
<i>Weekday Daily</i>	520	960	--
<i>Weekday PM Peak Hour</i>			
Enter	24	42	27
<u>Exit</u>	<u>24</u>	<u>41</u>	<u>25</u>
Total	48	83	52
<i>Saturday Daily</i>	520	986	--
<i>Saturday Midday Peak Hour</i>			
Enter	24	69	38
<u>Exit</u>	<u>24</u>	<u>69</u>	<u>29</u>
Total	48	138	67

12. Although the Seafood Etc. restaurant is currently closed, it was recently operational and generating traffic. The Applicant has not applied any credit for the trips previously generated by the former Seafood Etc. restaurant. Therefore, the TIA provides a conservative (worse case) evaluation of the potential traffic impacts associated with the proposed development.

Parking Supply

13. A total of 16 parking spaces are proposed on the site to accommodate the marijuana dispensary, two (2) of which will be handicap accessible spaces. Section 255-55.1 of the City of Haverhill Zoning Regulations provides parking requirements for various land uses. The regulations do not provide parking requirements specific to a marijuana dispensary, but the most similar land use is retail, which requires one parking space per 200 SF of gross floor area. Therefore, based on zoning, the Project would require a total of 19 parking spaces to meet zoning regulations. The available parking supply does not meet the zoning regulations.

The ITE publication *Parking Generation, 5th Edition* also provides parking demand generation rates for various land uses, including LUC 882 (Marijuana Dispensary). Based on ITE, marijuana dispensaries experience an average peak parking demand of 7.19 spaces per 1,000 SF of floor area. Therefore, the 3,800 SF marijuana dispensary would generate a peak parking demand of 27 parking spaces. Therefore, the 16 proposed parking spaces may not be adequate to accommodate the peak parking demand generated by the facility.

14. The Applicant has proposed to operate the facility on an appointment-only basis as a means of managing traffic and parking. A total of 16 parking spaces will be provided on the site, of which two (2) will be designated for handicap parking only and six (6) spaces will be designated for employee parking, leaving eight (8) spaces available for patron parking. The TIA indicates that the proposed facility can accommodate up to six (6) patrons per appointment window, which will each by 15-minutes long. There is likely to be some overlap of patrons on the site between appointment blocks where patrons may arrive before their scheduled time while other patrons, particularly new patrons, take longer than 15 minutes to make their selection and purchase their products. Therefore, eight (8) patron parking spaces may not be adequate to accommodate the demand generated by patron vehicles.

Capacity and Queue Analysis

15. The results of the capacity and queue analysis indicate that all movements at the study area intersections are anticipated to operate at level of service (LOS) D or better under all analysis conditions with queues not exceeding eight vehicles on the I-495 Off-Ramp or a single vehicle exiting the site driveway. The additional traffic generated by the proposed marijuana dispensary is not expected to increase delay on any movement at the Amesbury Road / I-495 SB Ramps intersection by more than one second per vehicle or increase queues by more than one vehicle. No project-specific mitigation is warranted to mitigate the impacts to traffic operations on the adjacent roadway as a result of this project.

Site Access

16. GPI has reviewed the calculations for the required stopping sight distance (SSD) and intersection sight distance (ISD) at the proposed site driveway and concurs with the calculated required distances. GPI has also reviewed the available sight lines and concurs that the available sight lines meet or exceed AASHTO's recommendations for minimum SSD and desirable ISD.
17. As approximately 50 percent of the site-generated trips are anticipated to arrive at the site via Amesbury Road to the south, GPI recommends that Applicant assess whether a left-turn treatment is warranted at the site driveway on Amesbury Road.

Traffic Control Plan

18. GPI recommends that a traffic and parking management plan should be developed in consultation with the Haverhill Police Department to manage traffic on-site during the initial opening period. Although the facility is planned to be open by appointment only, patrons may travel to the site unknowingly and park in spaces on-site attempting to make an unscheduled visit or schedule an appointment at the time of arrival. Parking attendants should be provided on-site to direct patrons on where to park and verify that patrons have a scheduled appointment. To address parking demand, patrons arriving too early for their appointment may be requested to leave and return at a later time. A police detail may also be required for the initial opening period to assist in managing traffic.

Should you have any questions, or require additional information, please contact me directly at (978) 570-2946.

Sincerely,

GREENMAN-PEDERSEN, INC.



Rebecca L. Brown, P.E., PTOE
Senior Project Manager

enclosure(s)

cc: F. Giles Ham, P.E. – Vanasse & Associates, Inc.

Institute of Transportation Engineers (ITE)

Land Use Code (LUC) 882 - Marijuana Dispensary

General Urban/Suburban

Average Vehicle Trips Ends vs: 1,000 Sq. Ft. Gross Floor Area
Independent Variable (X): 3.800

AVERAGE WEEKDAY DAILY

$$T = 252.70 * (X)$$

$$T = 252.70 * 3.800$$

$$T = 960.26$$

$$T = 960 \text{ vehicle trips}$$

with 50% (480 vpd) entering and 50% (480 vpd) exiting.

WEEKDAY MORNING PEAK HOUR OF ADJACENT STREET TRAFFIC

$$T = 10.44 * (X)$$

$$T = 10.44 * 3.800$$

$$T = 39.67$$

$$T = 40 \text{ vehicle trips}$$

with 56% (22 vph) entering and 44% (18 vph) exiting.

WEEKDAY EVENING PEAK HOUR OF ADJACENT STREET TRAFFIC

$$T = 21.83 * (X)$$

$$T = 21.83 * 3.800$$

$$T = 82.95$$

$$T = 83 \text{ vehicle trips}$$

with 50% (42 vph) entering and 50% (41 vph) exiting.

SATURDAY DAILY

$$T = 259.31 * (X)$$

$$T = 259.31 * 3.800$$

$$T = 985.38$$

$$T = 986 \text{ vehicle trips}$$

with 50% (493 vpd) entering and 50% (493 vpd) exiting.

SATURDAY PEAK HOUR OF GENERATOR

$$T = 36.43 * (X)$$

$$T = 36.43 * 3.800$$

$$T = 138.43$$

$$T = 138 \text{ vehicle trips}$$

*with 50% (69 vph) entering and 50% (69 vph) exiting.

**(same distribution split as the Weekday Evening peak hour of adjacent street traffic)*

Land Use: 882 Marijuana Dispensary

Description

A marijuana dispensary is a standalone facility where cannabis is sold to patients or consumers in a legal manner.

Time of Day Distribution for Parking Demand

The following table presents a time-of-day distribution of parking demand on a weekday at four study sites in a general urban/suburban setting.

Hour Beginning	Percent of Weekday Peak Parking Demand
12:00–4:00 a.m.	–
5:00 a.m.	–
6:00 a.m.	2
7:00 a.m.	8
8:00 a.m.	35
9:00 a.m.	47
10:00 a.m.	67
11:00 a.m.	82
12:00 p.m.	88
1:00 p.m.	90
2:00 p.m.	100
3:00 p.m.	80
4:00 p.m.	88
5:00 p.m.	84
6:00 p.m.	86
7:00 p.m.	35
8:00 p.m.	4
9:00 p.m.	2
10:00 p.m.	–
11:00 p.m.	–

Additional Data

The sites were surveyed in the 2010s in Colorado.

Source Number

555

Marijuana Dispensary (882)

Peak Period Parking Demand vs: 1000 Sq. Ft. GFA

On a: Weekday (Monday - Friday)

Setting/Location: General Urban/Suburban

Peak Period of Parking Demand: 12:00 - 6:00 p.m.

Number of Studies: 4

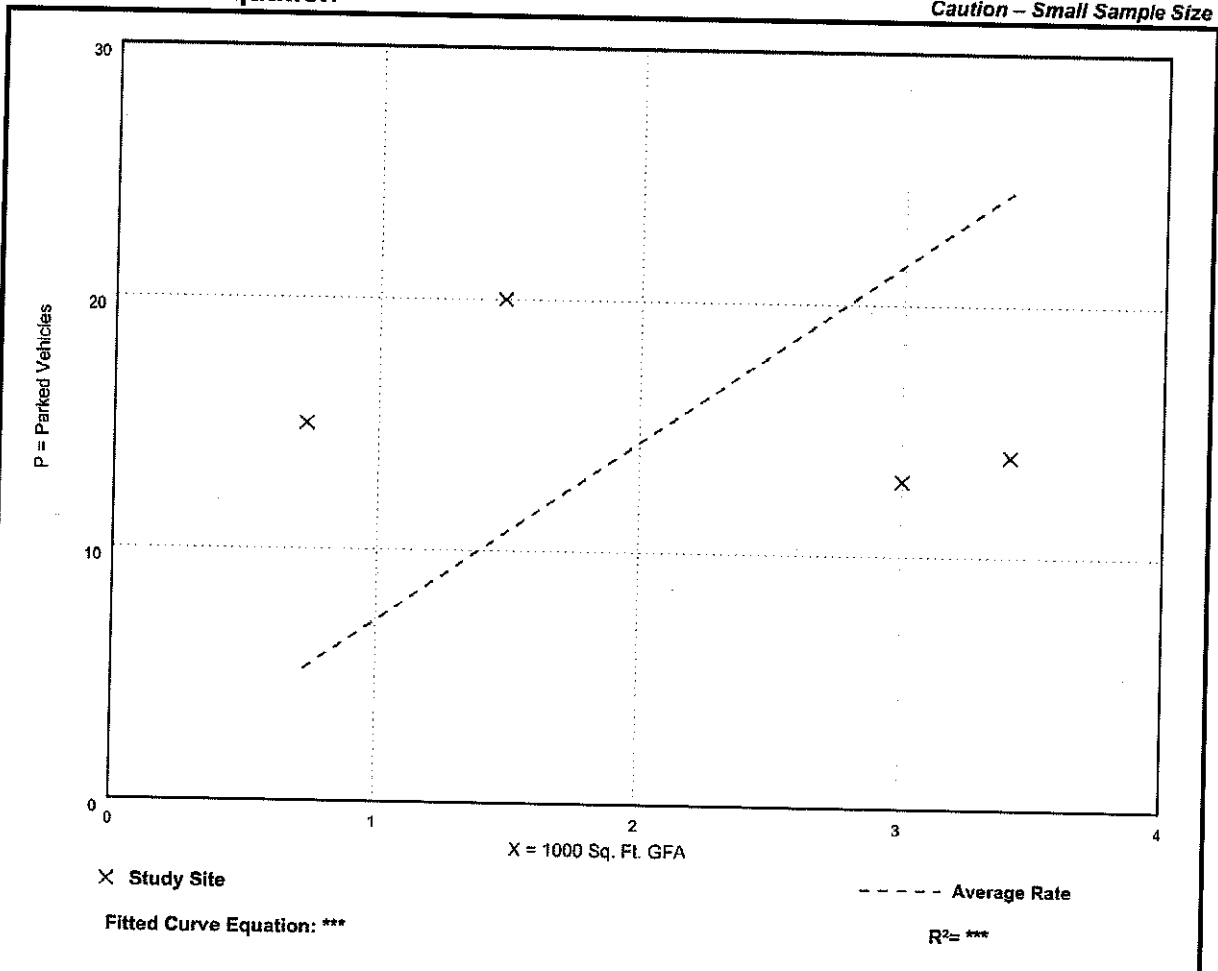
Avg. 1000 Sq. Ft. GFA: 2.2

Peak Period Parking Demand per 1000 Sq. Ft. GFA

Average Rate	Range of Rates	33rd / 85th Percentile	95% Confidence Interval	Standard Deviation (Coeff. of Variation)
7.19	4.10 - 20.60	4.25 / 20.60	***	6.18 (86%)

Data Plot and Equation

Caution - Small Sample Size



Complete

Construction



Robert Moore



Robert Moore ✓

Remove Comment • May 23rd 2019, 9:46am

Storm Water Permit not required; disturbance less than 1 acre.

This step was assigned to Robert Moore . May 22, 2019 at 8:53am
Robert Moore approved this step . May 23, 2019 at 9:46am

Complete

Water / Wastewater

Carrie Prescott



Carrie Prescott ✓

Remove Comment • May 23rd 2019, 2:21pm

What are the plans for sewer? Are you using existing septic tanks?



Paul Magliocchetti

Remove Comment • May 23rd 2019, 2:32pm

Yes.



Carrie Prescott ✓

Remove Comment • May 23rd 2019, 2:38pm

At this time the Wastewater Department has no comments. Applicant is using existing septic system. No proposed connections to the City sewer. The Wastewater Department reserves the right to provide additional comments once a site plan is submitted.

This step was assigned to Carrie Prescott . May 22, 2019 at 8:53am

Carrie Prescott approved this step . May 23, 2019 at 2:38pm

Complete

Conservation

Robert Moore

**Robert Moore** ✓

Remove Comment • May 24th 2019, 2:51pm

swale between highway and north sideline is jurisdictional under local wetlands ordinance. swale and 100'-buffer zone should be shown on civil site plan provided for future Site Plan Review procedure. con com approval may be required depending upon extent of work in the buffer zone.

This step was assigned to Robert Moore . May 22, 2019 at 8:53am

Robert Moore approved this step . May 24, 2019 at 2:51pm

Complete

Police



Robert Pistone

**Robert Pistone** ✓

Remove Comment • Jun 7th 2019, 11:41am


Approval based on appointment only business model with Chief of Police's discretion to revert to appointment only for Public Safety needs.

This step was assigned to Robert Pistone . May 22, 2019 at 8:53am

Robert Pistone approved this step . Jun 7, 2019 at 11:41am

Complete

Fire

 Eric Tarpy Eric Tarpy ✓

Remove Comment • Jun 10th 2019, 12:18pm

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 are in the scope of 780 CMR shall be made in accordance therewith. (527 CMR 1.03 and 780 CMR 101.2)

Plans approved by the fire department are approved with the intent they comply in all respects to MSBC 9th Ed. 780 CMR, 527 CMR, MGL Chapter 148 and any City of Haverhill ordinance. Any omissions or errors on the plans do not relieve the applicant of complying with applicable requirements.

I have reviewed the submitted Special Permit application for the address stated above and in the interest of public safety, have the following comments:

- Fire Protection Narrative is required before foundation Permit is issued
- Any Applicable Fire Protection systems Permits are required before Building Permit is issued
- Gate to be a Minimum of 18' clearance to provide fire department access. Gate must be radio controlled by Fire Department Siren
- Lot must provide fire department apparatus turn-around
- Applicant does not provide for snow storage
- Demolition of any building will require permit from the Fire Department

Fire Department reserves the right to comment on matters in the future.

This step was assigned to Eric Tarpy . May 22, 2019 at 8:53am
Eric Tarpy approved this step . Jun 10, 2019 at 12:18pm

Complete

Water



Robert Ward

**Robert Ward** ✓

Remove Comment • Jun 18th 2019, 3:19pm

The Water Department has no objection to issuance of a special permit for this facility. Any proposed water service work will be reviewed during the site plan review process.

This step was assigned to Robert Ward . May 22, 2019 at 8:53am
Robert Ward approved this step . Jun 18, 2019 at 3:19pm

Complete

Planning



William Pillsbury



William Pillsbury ✓

Remove Comment • Jun 24th 2019, 9:27am

Recommend Conditional Approval of the special permit with the following conditions:

Project should be by appointment only and remain appointment only until determined otherwise by the Police Chief, Fire Chief and City Engineer.

Traffic study should provide detained mitigation plans providing specific steps to mitigate impacts

This step was assigned to William Pillsbury . May 22, 2019 at 8:53am

William Pillsbury approved this step . Jun 24, 2019 at 9:27am

Complete

Engineering



Tara Lynch

**John Pettis** ✓

Remove Comment • Jun 21st 2019, 11:33am

Please note that my comments have been delayed while a peer review of the traffic report is being done. That report is to be to me by Monday at the latest. Once I receive I will forward my comments and complete my review. John

**Linda Koutoulas** ✓

Remove Note • Jun 25th 2019, 3:10pm

John - looking for the status of this application.

**John Pettis** ✓

Remove Comment • Jun 25th 2019, 8:37pm

1. I have uploaded Traffic Peer Review document 20190621GPIPeerReview19073AmesburyRd330. The Applicant's Traffic Engineer VAI should review this document, and address all comments for the Site Plan review stage (or the Special Permit stage if requested by City Council).
2. The plan indicates 16 parking spaces. My understanding is that ITE recommends 8.77 parking spaces per 1000 sq ft building. The 3800 sq ft of proposed LME use would then translate to just over 33 parking spaces, or roughly double what is being provided. I therefore recommend that, should a Special Permit be granted, it be with the provision that it is by appointment only until such time that the City deems it is acceptable to allow walk-in business. The ITS projections for number of customers (if unregulated) is well in excess of the proposed 24 appointments per hour. I recommend that approval of the Police Chief, Fire Chief and City Engineer be needed, with conditions deemed appropriate based on observed conditions during the appointment-only stage, for allowing walk-in business.
3. I understand that should the Special Permit be granted and all other required approvals be secured, the project will be submitted to the Departments as a Site Plan, so we can ensure all applicable codes and regulations are met.

Complete

Insps Services / Blog

Tom Bridgewater

**Tom Bridgewater** ✓

Remove Comment • Jul 2nd 2019, 10:47am

it appears building will be doing a level 3 alteration all work will be done with 780 CMR 2015 IEBC and 521 CMR parking for handicap 521 CMR must comply in accordance with section 23 and 24 and i have a question on the optional barb wire fence

This step was assigned to Tom Bridgewater . Jun 27, 2019 at 9:33am

Tom Bridgewater approved this step . Jul 2, 2019 at 10:47am

5-1

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

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

August 16, 2019

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

RE: Salary Ordinance & MOA submission

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

Please find attached a Salary Ordinance and a Memorandum of Agreement (MOA) between the City of Haverhill and the Haverhill Superior Officers Union Group. This ordinance must be placed on file for 10 days. I recommend approval.

Very truly yours,

James J. Fiorentini (LYF)
James J. Fiorentini
Mayor

JJF/lyf

Dictated but not read by Mayor James Fiorentini



Haverhill

Human Resources Department, Room 306

Phone: (978) 374-2357 Fax: (978) 374-2343

Denise McClanahan, HR Director – dmcclanahan@cityofhaverhill.com

Sheila Pelczar, HR Technician – spelczar@cityofhaverhill.com

TO: Mayor James J. Fiorentini
FROM: Denise McClanahan, HR Director *DM*
DATE: August 9, 2019
RE: Salary Ordinance & MOA submission

Attached please find the ordinance and Memorandum of Agreement for the Haverhill Superior Officers Union Group as a result of their recent negotiations. Please submit these documents to the next City Council meeting for action.

dIm

5-12-1

Memorandum of Agreement
Between
THE CITY OF HAVERHILL and THE HAVERHILL SUPERIOR OFFICERS GROUP

This Memorandum of Agreement sets forth the agreements of the parties for a new agreement, to supplement and supersede inconsistent terms of prior agreements in effect through June 30, 2017. This Memorandum shall not be binding until ratified by the membership of the Union and funded by City Council. Failing such ratification, or funding, the Memorandum shall not be admissible in any proceeding between the parties, and both parties will be free to revert to bargaining positions prior to the negotiations which produced this agreement.

1. Duration. One three-year agreement covering the period July 1, 2017 to June 30, 2020. All language changes to be effective after funding by the City Council, unless otherwise specified or agreed. All economic terms to be effective as specified.

2. Wages.

Amend Article XXIII: SALARIES AND LONGEVITY, Section 1 to provide the following increases:

- | | |
|---------------------------|-----------------------|
| a. Effective July 1, 2017 | 2% salary increase |
| b. Effective July 1, 2018 | 2% salary increase |
| c. Effective July 1, 2019 | 1.75% salary increase |

One-time special wage adjustment effective July 1, 2019 for Captains and Lieutenants in accord with attached salary schedule.

No retroactive wages shall be due and owing to any person not employed at the time of the ratification of this agreement, or any subsequent agreement, unless said person left the employ of the City of Haverhill to become an active M.G.L. c. 32 retiree.

3. Education Incentive Pay.

Amend Article XXIX, Section F as follows:

- (3) Effective July 1, 2019, the City agrees to provide the post-Quinn education incentive benefit of \$9,500 to the one Lieutenant with a bachelor's degree who did not previously qualify for the annual education stipend under this section of the Superiors CBA. (GS)

Add new Section G:

Effective July 1, 2019, officers not otherwise eligible for education incentive pay under Sections A-F of this agreement shall be eligible to receive an education incentive stipend for Quinn-qualifying criminal justice degrees or a law degree from an accredited institution as follows:
Associate's Degrees: \$1,500; Bachelor's Degree: \$4,000; Master's Degree: \$6,000

It is understood that the stipends under this section are considered pensionable by the Retirement Board, but are not included in base pay for any other purpose.

4. Amend Article XIV: HOLIDAYS

Effective the week following the City Council funding of this agreement any Holidays accumulated as days due must be used within 12 months of accrual.

5. Amend Article XXXV: DAYS DUE AND PERSONAL DAYS ACCRUAL

Effective July 1, 2019, personal days may not to be carried forward as days due from fiscal year to fiscal year.

6. Amend Article XII: PRIVATE PAID DETAILS AND OVERTIME

Effective the week following City Council funding of this agreement, increase private detail rate for members of this group from \$46 per hour to \$48 per hour plus 10% differential on nights and weekends. Effective June 30, 2020, increase the private detail rate from \$48 to \$50 per hour.

7. Use of Special Police Officers. The parties agree that the utilization of qualified Special Police Officers for patrolmen function only is beneficial to the Department and upon the agreement of the Haverhill Police Patrolmen's Association, the parties shall commence negotiations on implementing the use of Special Police Officers.

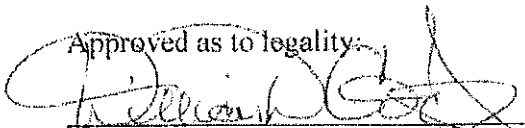
8. Civil Service. Notwithstanding the City's rights with respect to removal from Massachusetts General Laws, Chapter 31 (Civil Service), the Union agrees that upon removal or agreement by the Haverhill Police Patrolmen's Association to withdraw from Civil Service, the Union agrees to negotiate in good faith the terms of the removal from Civil Service, provided any such terms must include the retention of all civil service rights by all then current bargaining unit members.

9. Consolidated MOAs and contract. The parties agree to cooperate to create an integrated contract within 60 days of City Council funding of this agreement.

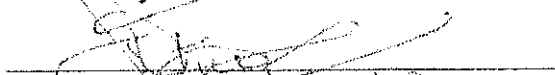
All other terms and conditions of the parties' prior agreements not altered as per above shall remain in full force and effect.

Date: 8-7-2019

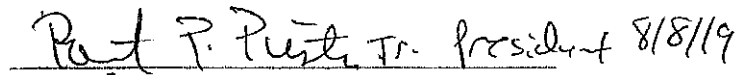
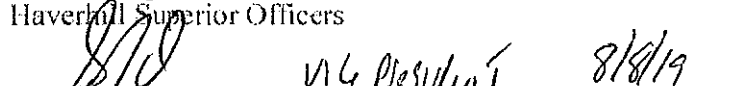
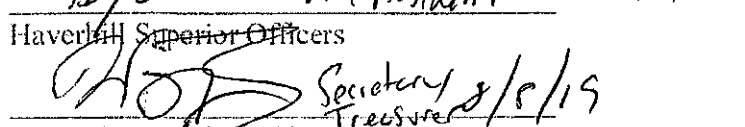
Approved as to legality:


William D. Cox, Jr., City Solicitor

For the City:


James J. Fiorentini, Mayor

For the Union:

 President 8/8/19
Haverhill Superior Officers
 VLG President 8/8/19
Haverhill Superior Officers
 Secretary/Treasurer 8/8/19
Haverhill Superior Officers



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

5.1.2

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER 2
SUPERIOR OFFICERS GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 28-C of 2016 is hereby amended as follows:

EFFECTIVE 7/1/2017 2%

Captain	\$ 1,482.91	\$ 1,568.42	\$ 1,622.06
Lieutenant	\$ 1,351.43	\$ 1,428.87	\$ 1,477.47
Sergeant	\$ 1,258.23	\$ 1,329.94	\$ 1,374.98

EFFECTIVE 7/1/2018 2%

Captain	\$ 1,512.56	\$ 1,599.79	\$ 1,654.50
Lieutenant	\$ 1,378.46	\$ 1,457.44	\$ 1,507.02
Sergeant	\$ 1,283.40	\$ 1,356.54	\$ 1,402.48

EFFECTIVE 7/1/2019 1.75%

Captain	\$ 1,539.03	\$ 1,627.79	\$ 1,683.45
Lieutenant	\$ 1,402.58	\$ 1,482.95	\$ 1,533.39
Sergeant	\$ 1,305.86	\$ 1,380.28	\$ 1,427.02

EFFECTIVE 7/1/2019 WAGE ADJUSTMENT

Captain	\$ 1,615.99	\$ 1,709.18	\$ 1,767.62
Lieutenant	\$ 1,458.68	\$ 1,542.27	\$ 1,594.73
Sergeant	\$ 1,305.86	\$ 1,380.28	\$ 1,427.02

ADD NEW SECTION G TO ARTICLE XXIX:

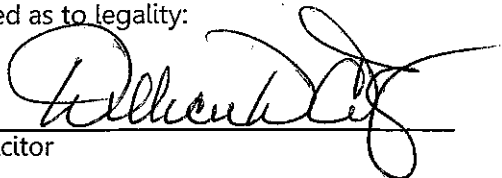
Effective July 1, 2019, officers not otherwise eligible for education incentive pay under Sections A-F of this agreement shall be eligible to receive an education incentive stipend for Quinn-qualifying criminal justice degrees or a law degree from an accredited institution as follows: Associate's Degrees: \$1,500; Bachelor's Degree: \$4,000; Master's Degree: \$6,000

It is understood that the stipends under this section are considered pensionable by the Retirement Board, but are not included in base pay for any other purpose.

AMEND ARTICLE XII: PRIVATE DETAILS AND OVERTIME

Effective the week following City Council funding of this agreement, increase private detail rate for members of this group from \$46 per hour to \$48 per hour plus 10% differential on nights and weekends. Effective June 30, 2020, increase the private detail rate from \$48 to \$50 per hour.

Approved as to legality:


City Solicitor

28C



DOCUMENT 28-C

BACK-UP
REFERENCE
16.2 ONLY

CITY OF HAVERHILL

In Municipal Council

April 26 2016

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
LAW ENFORCEMENT
SUPERIOR OFFICERS

BE IT ORDAINED by the City Council of the City of Haverhill that Document 11C of 2014 is hereby amended and replaced with the following:

Amend ARTICLE XXIII by the following:

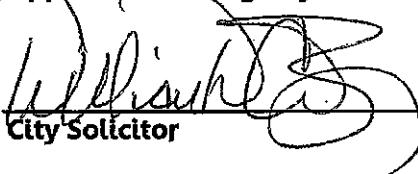
Effective 7/1/15 (increase from 1.25% to 1.5%)	Start	Year 1	Year 2
Captain	\$1,428.82	\$1,511.23	\$1,562.90
Lieutenant	\$1,302.14	\$1,376.76	\$1,423.58
Sergeant	\$1,212.35	\$1,281.44	\$1,324.83

Effective 7/1/16 1.75%	Start	Year 1	Year 2
Captain	\$1,453.83	\$1,537.67	\$1,590.25
Lieutenant	\$1,324.93	\$1,400.85	\$1,448.50
Sergeant	\$1,233.56	\$1,303.86	\$1,348.02

Amend Article XXIX: Section F by the following:

\$1,000 increase of the educational stipend to a total of \$9,500 (Effective 7-1-16) for all members currently receiving the \$8,500 educational stipend. This agreement has no impact on those members currently receiving the full percentage benefits of 20% and 25%.

Approved as to legality:


City Solicitor

PLACED ON FILE for at least 10 days

Attest:

City Clerk

TO: MAYOR JAMES J. FIORENTINI
FROM: Denise McClanahan, HR Director
DATE: 8/9/2019
RE: COLLECTIVE BARGAINING FINANCIAL DISCLOSURE

NAME OF CONTRACT OR GROUP: Superior Officers Group
CONTRACT PERIOD: July 1, 2017 to June 30, 2020

% INCREASE FOR EACH CONTRACT YEAR:

Year 1 2 % Year 2 2 % Year 3 1.75 %

COST OF COLA FOR EACH FISCAL YEAR OF CONTRACT:

Year 1 – FY <u>18</u>	Cost amount	<u>\$33,502</u>
Year 2 – FY <u>19</u>	Cost amount	<u>\$34,172</u>
Year 3 – FY <u>20</u>	Cost amount	<u>\$68,895</u>

ADDITIONAL COSTS

(i.e., OT, Hazardous Duty, Professional Development, Clothing Allowance, Holiday Pay, etc.)

Approx OT (3 yrs) -	\$33,302
Approx CC (3 yrs) -	\$37,014
Approx SD (3 yrs) -	\$1,365

What is the percentage increase that these extras add to the budget? _____

UNION CONCESSIONS: Use of Special Police Officers / Removal from Civil Service
Accumulation and use of days due / No retro pay unless retired.
TOTAL APPROX COST OF PROPOSED COLLECTIVE BARGAINING AGREEMENT: \$208,250

Total salary budget for this group: _____

Percent increase in salary budget: _____

Are there any other groups or individuals that would be directly affected by this budget? No

What would be the effect? _____

Are there any other known implications to this contract? _____

Funds are appropriated

Yes No

☐ ☐

Where funds are located

Account #: 101.0000.1.0946.5101 - Salary Reserve

Yes No

☐ ☐

Funds need appropriation by council

Where funds to come from

Account #: Click or tap here to enter text.

Auditors Office

HR Dept

Department Head

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

5.2
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

August 16, 2019

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

RE: Salary Ordinance & MOA submission

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

Please find attached a Salary Ordinance and a Memorandum of Agreement (MOA) between the City of Haverhill and the Teamsters Engineering Department Group. This ordinance must be placed on file for 10 days. I recommend approval.

Very truly yours,

James J. Fiorentini
Mayor

JJF/lyf

Dictated but not read by Mayor James Fiorentini




Haverhill

Human Resources Department, Room 306

Phone: (978) 374-2357 Fax: (978) 374-2343

Denise McClanahan, HR Director – dmcclanahan@cityofhaverhill.com

Sheila Pelczar, HR Technician – spelczar@cityofhaverhill.com

TO: Mayor James J. Fiorentini
FROM: Denise McClanahan, HR Director 
DATE: August 9, 2019
RE: Salary Ordinance & MOA submission

Attached please find the ordinance and Memorandum of Agreement for the Teamsters Engineering Department Group as a result of their recent negotiations. Please submit these documents to the next City Council meeting for action.

dIm

Memorandum of Agreement
Between
THE CITY OF HAVERHILL and
THE ENGINEERING GROUP – Teamsters Local #170

Two-year contract:

July 1, 2017 to June 30, 2018

July 1, 2018 to June 30, 2019

Wages

Amend Article VII: WAGES

1.75% salary increase effective 7-1-2017
2% salary increase effective 7-1-2018

Effective 7-1-18: Add new step to end of salary scale for Jr. Draftsman position and Sr. Engineering Aide position as per attached ordinance.

Effective upon passage and funding by the City Council, the current Sr. Engineering Aide who works 35 hours per week will increase to 40 hours per week. Schedule to be determined.

Effective 6/30/19: The position of Assistant Civil Engineer will receive an annual salary of \$80,000. The duties of GIS Coordinator will be added to the job description as well as any other changes made by this agreement. The position will no longer be eligible for overtime or out-of-grade pay. In addition, the new regular work schedule of the Assistant Civil Engineer position will be determined (which will include OT hours previously worked on Saturdays).

Out of Grade pay

Amend Article VI: HOURS OF WORK AND OVERTIME

Effective 7/1/19: If an employee works out of grade for the position of Assistant Civil Engineer, they shall be paid the difference between their current rate of pay and the rate of \$1,196.74 (weekly).

Holiday language

Amend Article VIII: HOLIDAYS

Add new paragraph to Section 1

Christmas holiday hours:

In each year where December 24th (Christmas Eve) falls on a regularly scheduled work day, employees will be released from work at 12:00pm (noon) and all released employees shall receive a full day's pay. If the 24th does not fall on a regularly scheduled work day, then the above does not apply. The employer reserves the right to require employees to work from 12pm (noon) to 4pm should there be an emergency as declared by the mayor. If the employer requires any employees to work from 12pm (noon) to 4pm on December 24th, said employee shall receive three hours of compensatory time to be used within the following 12 months.

Agency fee language

Amend Article II: UNION SECURITY

Remove Sections 1-4 and in its place insert the following:

All present employees who are members of the Union on the effective date of this Agreement shall remain members in good standing for the term of this Agreement subject to Section 1 below.

Section I. Agency Shop Clause: Membership in the Local Union is not compulsory. Employees have the right to join, not join, maintain or drop their membership in the Local Union, as they see fit. Neither party shall exert any pressure on or discriminate against any employee as regards such matters.

Membership in the Local Union is separate, apart and distinct from the assumption by one of his/her equal obligation to the extent that he/she receives equal benefits. The Local Union is required under this Agreement to represent all of the employees in the bargaining unit fairly and in Accordance with GL Chapter 150 E as amended equally without regards to whether or not an employee is a member of the Local Union. The terms of this Agreement have been made for all employees in the bargaining unit and not only for members in the Local Union, and this Agreement has been executed by the Employer after it has satisfied itself that the Local Union is the choice of a majority of the employees in the bargaining unit.

Payment of dues for present employees shall commence thirty-one (31) days following the effective date or on the date of execution of this Agreement, whichever is the later, and for new employees, the payment shall start thirty one (31) days following the date of employment.

DRIVE language

Amend Article II: UNION SECURITY

Add new Section 2. DRIVE with the following language:

The City agrees to deduct from the paycheck of all employees covered by this Agreement voluntary contributions to DRIVE. DRIVE shall notify the City of the amount designated by each contributing employee that are to be deducted from his/her paycheck on a weekly basis for all weeks worked. The City shall transmit to DRIVE National Headquarters on a monthly basis, in one (1) check the total amount deducted along with the name of each employee on whose behalf the deduction is made, the employee's social security number and the amount deducted from the employee's check.

Any official of the International or Local Union shall be permitted reasonable access to the City's premises for the purpose of discussing DRIVE participation on the premises provided such access shall not interfere with the conduct of the City's business.

New England Teamsters Federal Credit Union language

Amend Article II: UNION SECURITY

Add new Section 3. Credit Union with the following language:

The City agrees to deduct a certain specific amount each week from the wages of those employees who shall have given the City written authorization to make such deductions. The amount so deducted shall be remitted to the New England Teamsters Federal Credit Union once each month. The City shall not make deductions and shall not be responsible for remittance to

the Credit Union for any deduction for those weeks during which the employee has no earnings or in those weeks in which the employee's earnings shall be less than the amount authorized for deductions. The Union agrees that it will indemnify and hold the City and its agents harmless from any claim, action, omission or proceeding by any employee arising from deductions made by the City under this Article.

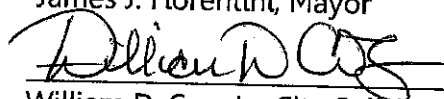
It shall be the sole responsibility of the Credit Union/employee to provide the City with the information on deductions and will not hold the City responsible for any issues arising from information not being provided.

Consolidated MOAs and contract
Integrated contract to be completed

All terms and conditions of the current CBA to remain in full force and effect. This agreement is subject to ratification by the Union and appropriation by the City Council.

Date: _____

James J. Fiorentini, Mayor



William D. Cox, Jr., City Solicitor


James Marks, Teamsters Business Agent

Shop Steward (Engineering Group)

5.2.2

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
ENGINEERING GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 28-L of 2016 is hereby amended as follows:

EFFECTIVE 7/1/2017 1.75%

	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 656.79	\$ 698.28	\$ 757.57
Sr. Engineering Aide	\$ 797.13	\$ 836.19	\$ 893.41
Assistant Civil Engineer	\$ 949.05	\$ 1,017.36	\$ 1,173.27

EFFECTIVE 7/1/2018 2%

	STEP 1	STEP 2	STEP 3	STEP 4
Jr. Draftsperson	\$ 669.92	\$ 712.24	\$ 772.72	\$ 795.90
Sr. Engineering Aide	\$ 813.07	\$ 852.92	\$ 911.28	\$ 938.62
Assistant Civil Engineer	\$ 968.04	\$ 1,037.70	\$ 1,196.74	

EFFECTIVE 6/30/2019

Assistant Civil Engineer STEP 1
\$80,000 per year

Approved as to legality:

City Solicitor

Memorandum of Agreement
Between
THE CITY OF HAVERHILL and
THE ENGINEERING GROUP – Teamsters Local #170

Two-year contract:

July 1, 2017 to June 30, 2018

July 1, 2018 to June 30, 2019

Wages

Amend Article VII: WAGES

1.75% salary increase effective 7-1-2017

2% salary increase effective 7-1-2018

Effective 7-1-18: Add new step to end of salary scale for Jr. Draftsman position and Sr. Engineering Aide position as per attached ordinance.

Effective upon passage and funding by the City Council, the current Sr. Engineering Aide who works 35 hours per week will increase to 40 hours per week. Schedule to be determined.

Effective 6/30/19: The position of Assistant Civil Engineer will receive an annual salary of \$80,000. The duties of GIS Coordinator will be added to the job description as well as any other changes made by this agreement. The position will no longer be eligible for overtime or out-of-grade pay. In addition, the new regular work schedule of the Assistant Civil Engineer position will be determined (which will include OT hours previously worked on Saturdays).

Out of Grade pay

Amend Article VI: HOURS OF WORK AND OVERTIME

Effective 7/1/19: If an employee works out of grade for the position of Assistant Civil Engineer, they shall be paid the difference between their current rate of pay and the rate of \$1,196.74 (weekly).

Holiday language

Amend Article VIII: HOLIDAYS

Add new paragraph to Section 1

Christmas holiday hours:

In each year where December 24th (Christmas Eve) falls on a regularly scheduled work day, employees will be released from work at 12:00pm (noon) and all released employees shall receive a full day's pay. If the 24th does not fall on a regularly scheduled work day, then the above does not apply. The employer reserves the right to require employees to work from 12pm (noon) to 4pm should there be an emergency as declared by the mayor. If the employer requires any employees to work from 12pm (noon) to 4pm on December 24th, said employee shall receive three hours of compensatory time to be used within the following 12 months.

Agency fee language

Amend Article II: UNION SECURITY

Remove Sections 1-4 and in its place insert the following:

All present employees who are members of the Union on the effective date of this Agreement shall remain members in good standing for the term of this Agreement subject to Section 1 below.

Section I. Agency Shop Clause: Membership in the Local Union is not compulsory. Employees have the right to join, not join, maintain or drop their membership in the Local Union, as they see fit. Neither party shall exert any pressure on or discriminate against any employee as regards such matters.

Membership in the Local Union is separate, apart and distinct from the assumption by one of his/her equal obligation to the extent that he/she receives equal benefits. The Local Union is required under this Agreement to represent all of the employees in the bargaining unit fairly and in Accordance with GL Chapter 150 E as amended equally without regards to whether or not an employee is a member of the Local Union. The terms of this Agreement have been made for all employees in the bargaining unit and not only for members in the Local Union, and this Agreement has been executed by the Employer after it has satisfied itself that the Local Union is the choice of a majority of the employees in the bargaining unit.

Payment of dues for present employees shall commence thirty-one (31) days following the effective date or on the date of execution of this Agreement, whichever is the later, and for new employees, the payment shall start thirty one (31) days following the date of employment.

DRIVE language

Amend Article II: UNION SECURITY

Add new Section 2. DRIVE with the following language:

The City agrees to deduct from the paycheck of all employees covered by this Agreement voluntary contributions to DRIVE. DRIVE shall notify the City of the amount designated by each contributing employee that are to be deducted from his/her paycheck on a weekly basis for all weeks worked. The City shall transmit to DRIVE National Headquarters on a monthly basis, in one (1) check the total amount deducted along with the name of each employee on whose behalf the deduction is made, the employee's social security number and the amount deducted from the employee's check.

Any official of the International or Local Union shall be permitted reasonable access to the City's premises for the purpose of discussing DRIVE participation on the premises provided such access shall not interfere with the conduct of the City's business.

New England Teamsters Federal Credit Union language

Amend Article II: UNION SECURITY

Add new Section 3. Credit Union with the following language:

The City agrees to deduct a certain specific amount each week from the wages of those employees who shall have given the City written authorization to make such deductions. The amount so deducted shall be remitted to the New England Teamsters Federal Credit Union once each month. The City shall not make deductions and shall not be responsible for remittance to

the Credit Union for any deduction for those weeks during which the employee has no earnings or in those weeks in which the employee's earnings shall be less than the amount authorized for deductions. The Union agrees that it will indemnify and hold the City and its agents harmless from any claim, action, omission or proceeding by any employee arising from deductions made by the City under this Article.

It shall be the sole responsibility of the Credit Union/employee to provide the City with the information on deductions and will not hold the City responsible for any issues arising from information not being provided.

Consolidated MOAs and contract
Integrated contract to be completed


All terms and conditions of the current CBA to remain in full force and effect. This agreement is subject to ratification by the Union and appropriation by the City Council.

Date: _____

James J. Fiorentini, Mayor



William D. Cox, Jr., City Solicitor


James Marks, Teamsters Business Agent

Shop Steward (Engineering Group)

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
ENGINEERING GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 28-L of 2016 is hereby amended as follows:

EFFECTIVE 7/1/2017 1.75%

	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 656.79	\$ 698.28	\$ 757.57
Sr. Engineering Aide	\$ 797.13	\$ 836.19	\$ 893.41
Assistant Civil Engineer	\$ 949.05	\$ 1,017.36	\$ 1,173.27

EFFECTIVE 7/1/2018 2%

	STEP 1	STEP 2	STEP 3	STEP 4
Jr. Draftsperson	\$ 669.92	\$ 712.24	\$ 772.72	\$ 795.90
Sr. Engineering Aide	\$ 813.07	\$ 852.92	\$ 911.28	\$ 938.62
Assistant Civil Engineer	\$ 968.04	\$ 1,037.70	\$ 1,196.74	

EFFECTIVE 6/30/2019

	STEP 1
Assistant Civil Engineer	\$80,000 per year

Approved as to legality:

City Solicitor



DOCUMENT

CITY OF HAVERHILL

In Municipal Council

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
ENGINEERING GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 28-L of 2016 is hereby amended as follows:

EFFECTIVE 7/1/2017 1.75%

	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 656.79	\$ 698.28	\$ 757.57
Sr. Engineering Aide	\$ 797.13	\$ 836.19	\$ 893.41
Assistant Civil Engineer	\$ 949.05	\$ 1,017.36	\$ 1,173.27

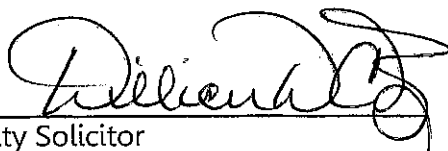
EFFECTIVE 7/1/2018 2%

	STEP 1	STEP 2	STEP 3	STEP 4
Jr. Draftsperson	\$ 669.92	\$ 712.24	\$ 772.72	\$ 795.90
Sr. Engineering Aide	\$ 813.07	\$ 852.92	\$ 911.28	\$ 938.62
Assistant Civil Engineer	\$ 968.04	\$ 1,037.70	\$ 1,196.74	

EFFECTIVE 6/30/2019

	STEP 1
Assistant Civil Engineer	\$80,000 per year

Approved as to legality:


City Solicitor



**FOR BACK UP
REFERENCE ONLY**

DOCUMENT 28-L

CITY OF HAVERHILL

In Municipal Council October 18 2016

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
ENGINEERING GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 2 of 2015 is hereby amended as follows:

EFFECTIVE 7/1/2014 1.5%	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 625.01	\$ 664.50	\$ 720.92
Sr. Engineering Aide	\$ 758.57	\$ 795.74	\$ 850.19
Assistant Civil Engineer	\$ 903.14	\$ 968.14	\$ 1,116.51

EFFECTIVE 7/1/2015 1.5%	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 634.39	\$ 674.46	\$ 731.74
Sr. Engineering Aide	\$ 769.94	\$ 807.68	\$ 862.94
Assistant Civil Engineer	\$ 916.69	\$ 982.66	\$ 1,133.26

EFFECTIVE 7/1/2016 1.75%	STEP 1	STEP 2	STEP 3
Jr. Draftsperson	\$ 645.49	\$ 686.27	\$ 744.54
Sr. Engineering Aide	\$ 783.42	\$ 821.81	\$ 878.04
Assistant Civil Engineer	\$ 932.73	\$ 999.86	\$ 1,153.09

Approved as to legality:

City Solicitor

IN CITY COUNCIL: October 18 2016
PLACED ON FILE for at least 10 days
Attest:"

City Clerk

TO: MAYOR JAMES J. FIORENTINI
FROM: Denise McClanahan, HR Director
DATE: 8/9/2019
RE: COLLECTIVE BARGAINING FINANCIAL DISCLOSURE

NAME OF CONTRACT OR GROUP: ENGINEERING GROUP

CONTRACT PERIOD: July 1, 2017 to June 30, 2019

% INCREASE FOR EACH CONTRACT YEAR:

Year 1 1.75 % Year 2 2 % Year 3 N/A %

COST OF COLA FOR EACH FISCAL YEAR OF CONTRACT:

Year 1 – FY <u>18</u>	Cost amount <u>\$3,798</u>
Year 2 – FY <u>19</u>	Cost amount <u>\$34,147</u>
Year 3 – FY _____	Cost amount _____

ADDITIONAL COSTS

(i.e., OT, Hazardous Duty, Professional Development, Clothing Allowance, Holiday Pay, etc.)

Approx OT (FY18) - \$328

Approx OT (FY19) - \$124

What is the percentage increase that these extras add to the budget? _____

UNION CONCESSIONS: _____

TOTAL APPROX COST OF PROPOSED COLLECTIVE BARGAINING AGREEMENT: \$39,000

Total salary budget for this group: _____

Percent increase in salary budget: _____

Are there any other groups or individuals that would be directly affected by this budget? No

What would be the effect? _____

Are there any other known implications to this contract? _____

Yes No

Funds are appropriated

☐ ☐

Where funds are located

Account #: Account #: 101.0000.1.0946.5101 – Salary Reserve

Yes No

Funds need appropriation by council

☐ ☐

Where funds to come from

Account #: Click or tap here to enter text.

Auditors Office

HR Dept

Department Head



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

August 16, 2019

City Council President John Michitson & Members of the City Council

RE: Appointment to Haverhill Housing Authority

Dear Mr. President and City Council Members:

Please be advised that I hereby re-appoint Robert V. Driscoll of 55 North Broadway, Haverhill, Massachusetts to the Haverhill Housing Authority Board of Commissioners.

I certify that in my opinion Robert Driscoll is an appropriate person to serve the City in this capacity based on his unique qualifications in the areas of education, training, and experience. I make this appointment solely in the interest of the City of Haverhill. This appointment is effective upon confirmation and expires on August 5, 2022.

Very truly yours,

James J. Fiorentini (LYF)
James J. Fiorentini
Mayor

JJF/lyf

Cc: Robert Driscoll
Joseph Hart

U.I.I

CITY OF HAVERHILL
APPLICATION FOR HANDICAP PARKING SIGN

*NEW _____
*RENEWAL X _____

DATE OF REQUEST 8-8-2019 DATE OF APPROVAL 8-14-19

NAME: Fawn Gale

ADDRESS: 48 Wilson St, Haverhill, MA 01832

TELEPHONE #: 978-702-4840

VEHICLE TYPE: Ford Taurus

PLATE #: 1HJW25

Do you currently have off street parking at your residence? ____ Yes X No

If yes, why is there a need for a handicap parking sign? _____

Did you have a handicap parking sign at a previous address? ____ Yes X No

If yes, location? _____

X Fawn Gale
Applicant Signature

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

✓ Approve _____ Denied

Reason for denial

Alan R. [Signature]
Chief of Police Signature

____ Approve _____ Denied

Reason for denial

City Council Approval

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

*ORDINANCE WILL EXPIRE 24 MONTHS FROM DATE OF APPROVAL.

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

Attn: Officer Pearl

11.1.2

CITY OF HAVERHILL
APPLICATION FOR HANDICAP PARKING SIGN

*NEW _____

*RENEWAL X _____

DATE OF REQUEST 8-8-19 DATE OF APPROVAL 8-14-19

NAME: Ana Albino for son Marcos Albino

ADDRESS: 7 - Apt. A Tremont St, Haverhill, MA 01832

TELEPHONE #: (978) 476-1272

VEHICLE TYPE: School Bus

PLATE #: _____

Do you currently have off street parking at your residence? ☒ Yes ☐ No

If yes, why is there a need for a handicap parking sign? my son Marcos B. Albino

Did you have a handicap parking sign at a previous address? ☒ Yes ☐ No

If yes, location? _____

x Ana Albino
Applicant Signature

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

☒ Approve ☐ Denied

Reason for denial

Alan R. [Signature]
Chief of Police Signature

☐ Approve ☐ Denied

Reason for denial

City Council Approval

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

*ORDINANCE WILL EXPIRE 24 MONTHS FROM DATE OF APPROVAL.

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

Attn: Officer Pearl



Haverhill

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

Date: 8/1/19

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks to receive a license for **TAG DAYS**
pursuant to Chapter 227 of Haverhill City Code

Organization: HHS Field Hockey Applicant's Name: Dale Windle

Applicant's Residence (must be Haverhill resident): 82 Orchard Hill Rd

Applicant's Signature: [Signature]

(3 CONSECUTIVE DAYS ONLY)

Date of Tag Day Request(s): 10/25, 10/26 + 10/27

Canister: _____ Tag: ☒ Fee: \$ 7

ON STREET LOCATIONS ARE NO LONGER PERMITTED - SEE DOC . 47 OF 2017

OFF STREET LOCATIONS - PLEASE SPECIFY

Village Sq

Market Basket ③
Academy Plaza
Heavenly ②

Bradford Liquors
Post office ②
Battle Grounds

***A LETTER FROM THE PRIVATE PROPERTY OWNER GRANTING PERMISSION FOR
USE OF THE LISTED LOCATIONS IS REQUIRED AT THE TIME OF THE APPLICATION**

***A sample of the badge being used by those tagging and a sample of the tag being issued by the
Organization must be filed with the City Clerk's Office at the time of the application***

Office Use Only

Recommendation by Police Chief: ☒ Approved
_____ Denied

[Signature]

Police Chief

In Municipal Council, _____

Attest: _____

City Clerk



Haverhill

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

Date

7/23/19

HONORABLE PRESIDENT AND MEMBERS OF THE MUNICIPAL COUNCIL:

THE UNDERSIGNED RESPECTFULLY ASKS THAT HE MAY RECEIVE A LICENSE FOR DRAINLAYER

Drainlayer's Name:

RICHARD PETERS

Signature:

[Signature]

Business Name:

EMERGENCY SEWER & DRAIN

Business Address:

PO BOX 866

City

Haverhill

State

MA

Zip

01831

Business Phone:

978914 3137

Fax:

Must Complete Additional Personal Information on Back

NEW/RENEWAL:

No.

Fee

\$100.

Bonds on File:

[Checkmark]

Approved

[Checkmark]

Denied

[Line]

City Engineer

[Signature]

In Municipal Council,

20

Attest:

City Clerk

City of Haverhill

Taxi Driver License - Ch.230 sec.20

11.5.5.1

paid

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 Minion

Address: 37 Cedar St. Haverhill, MA

Applicant phone number: 978-987-0126

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

Office use only

New/ ☒ Renew (circle one)

Fee: \$50 - annual fee - Jan 1st to Dec 31st License

In Municipal Council

20

Attest:

Approve ☒

Denied

City Clerk

Police Chief

Please complete back side of this application

JAMES J. FIORENTINI
MAYOR



CITY OF HAVERHILL
MASSACHUSETTS

121
CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 16, 2019

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

RE: FY2019 Bills

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

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

Vendor	Amount	Account
Comprehensive Environmental, Inc.	\$535.00	Park Department
Greenman-Pedersen, Inc.	\$1,373.40	Legal-Refuse & Collection
Conn Kavanaugh	\$6,676.50	Law Department
Covanta Energy	\$96,929.04	Refuse & Collection
S.J. Services	\$3,520.00	Public Property
ASAP Alarm & Electrical	\$525.00	Municipal Parking
Merrimack Valley Planning Commission	\$5,000.00	Water/WW
Capitol Waste Services, Inc.	\$236,942.25	Refuse & Collection

I recommend approval.

Very truly yours,

James J. Fiorentini (LYF)
James J. Fiorentini, Mayor

JJF/lyf

CITY OF HAVERHILL

In Municipal Council

Ordered:

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

<u>Vendor</u>	<u>Amount</u>	<u>Account</u>
Comprehensive Environmental Inc	\$ 535.00	Park Department
Greenman-Pedersen, Inc	\$ 1,373.40	Legal-Refuse&Collection
Conn Kavanaugh	\$ 6,676.50	Law Department
Covanta Energy	\$ 96,929.04	Refuse & Collection
S J Services	\$ 3,520.00	Public Property
ASAP Alarm & Electrical	\$ 525.00	Municipal Parking
Merrimack Valley Planning Comm	\$ 5,000.00	Water/WW
Capitol Waste Services Inc	\$236,942.25	Refuse & Collection

Comprehensive Environmental Inc.21 Depot Street
Merrimack, NH 03054

1-800-725-2550

Invoice

Invoice Date:	Invoice #:
5/14/2019	3

Bill To:CITY OF HAVERHILL
ATTN: MICHAEL K. STANKOVICH
500 PRIMROSE STREET
HAVERHILL, MA 01830

P.O. Number:	Project:	
	341-01 2018 VMP/YOP	
Description		Amount
LUMP SUM		
YOP		
TOTAL DUE THIS INVOICE		535.00
TIME PERIOD ENDED 4/30/2019		
PARK DPW Supplies 1010000.1.0492 5533		
VERIFIED BY: _____		TOTAL \$535.00
APPROVED BY: _____ DATE APPROVED: _____		

GPI Greenman-Pedersen, Inc.
Engineering and Construction Services

Michael Stankovich
City of Haverhill
4 Summer Street
Room 300
Haverhill, MA 01830

November 21, 2018
Invoice No: 0265119

Project MAX-2017071.01 Haverhill MA - Water St - Construction Services

SERVICES RENDERED INCLUDE:
See attached.

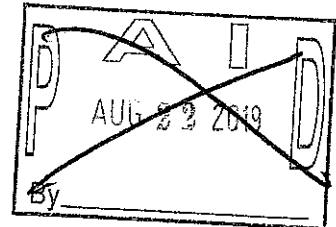
Professional Services from September 15, 2018 to October 26, 2018
Fee

Total Fee	27,465.00		
Percent Complete	88.1235	Total Earned	24,203.11
		Previous Fee Billing	22,829.71
		Current Fee Billing	1,373.40
		Total Fee	1,373.40
		Total this Invoice	\$1,373.40

Billings to Date

	Current	Prior	Total
Fee	1,373.40	22,829.71	24,203.11
Totals	1,373.40	22,829.71	24,203.11

1010000.1.0430.5318
Land fill Legal • Consulting



CITY OF HAVERHILL
EXPENSE VOUCHER

Payable to:

ConnKavanaugh
Attorneys at Law
One Federal Street, 15th Floor
Boston, MA 02110

August 9, 2019

Charge: Law Department

Appropriation #01-000-115-5200

Line Item:

Description	Amount
#5306	

Maroney Appeal; CKRPF #3348-001

For Professional Services rendered:

05/31/19 – 06/28/19:

(AVB, CKS, CJS, JBP)

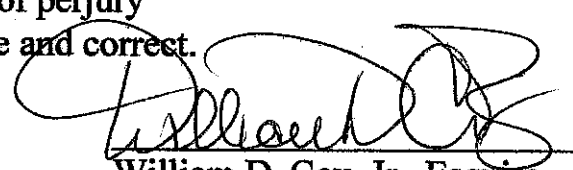
Professional services:

\$6,676.50

Total of new charges for this invoice:

\$6,676.50

I hereby certify under penalty of perjury
that the above amounts are true and correct.



William D. Cox, Jr., Esquire

City Solicitor

145 South Main Street

Bradford, MA 01835

978-373-2360



INVOICE

Invoice:
Invoice Date:
Page:

240629HAVAS
6/30/19
1 of 11

Remit Via Check: COVANTA ENERGY, LLC
PO Box 28893
New York, NY 10087-8893

Business Unit: COVPL
Customer No: COV13053
Payment Terms: Net 30
Due Date: 7/30/19

Customer: City of Haverhill
500 Primrose St.
Department of Public Works
Franco Cordano- Coordinator
Haverhill MA 01830
United States

Amount Due: 96,929.04 USD

Please detach here and mail the above portion with your payment.
For billing questions, please call Customer Service at 1-800-950-8749

Invoice Summary

Type of Charges	Qty	UOM	Amount
Municipal Solid Waste (2019 June)	1,650.980	TON	96,929.04
Total Amount:			96,929.04

Refuse Dispose

1010000.1.0430.5303

8

Manchester, NH



Invoice

Date	Invoice #
6/12/2019	13296

6 Progress Ave Unit #3
Tyngsboro MA 01879

Bill To
City of Haverhill 600 Primrose St Haverhill MA 01830

Service Address:
St. Goeke Parking Garage 51 Merrimack St Haverhill MA

P.O. No.	Terms	Rep	Service Date
	Net 10	CM	6/5/2019

Quantity	Description	Rate	Amount
1	ANNUAL FIRE ALARM INSPECTION	510.00	510.00
1	FUEL FEE	15.00	15.00
	PERFORMED ANNUAL F/A TEST. BOTH SMOKES, BELT & BEACON TESTED, WORKING 100%.		
	MUNC. PARKING Reme 1010000.1.04815241		
Phone #	Fax #	E-mail	Sales Tax (6.25%) \$0.00
9786494945	978-649-9445	jenn@asapfire.com	Total \$525.00

Any dispute must be brought to our attention within 15 days of this invoice. A finance charge of 1 1/2% per month will be charged on all past due accounts. All collections, legal fees & finance charges will be the responsibility of the customer.

Payments/Credits	\$0.00
Balance Due	\$525.00

INVOICE



Merrimack Valley
Planning Commission
plus advisory services

160 Main Street
Haverhill, MA 01830

Vendor:

City of Haverhill
500 Primrose Street
Haverhill, MA 01830
Attn: Mike Stankovich

Invoice # HAVERHILLCMMS18-01
Invoice Date 05/21/18

Phone: 978-374-0519
Fax: 978-372-4890
E-Mail: info@mvpc.org
URL: www.mvpc.org

Quantity	Description	Unit Price	Amount
----------	-------------	------------	--------

Merrimack Valley Regional Services Program:

Regional Computerized Maintenance Management System (CMMS)
Annual License and Maintenance fee

Consultant - Maintstar Software

\$5,000.00

Subtotal \$5,000.00

Total \$5,000.00

Please make checks payable to:

Merrimack Valley Planning Commission
160 Main St.
Haverhill, MA 01830

Thank you.

WWTP	- 6010040104425290
Water	- 6010050104535290
Stormwater	- 6010040104435326
Highway	- 1010000104425398
Parks	- 1010000104925533

ok to pay
7/29/19
split 20%
each



Invoice

Date	Invoice #
6/30/2019	53407

Bill To
City of Haverhill Solid Waste and Recycling Coordinator Department of Public Works 500 Primrose Street Haverhill MA 01830

P.O. No.	Terms	Project
	30 Days	

Quantity	Description	Rate	Amount
	Monthly Billing for Refuse & Mixed Paper Collection & Hauling Effective: August 1, 2018 REFUSE 1010000.1.0430 - 5304 <i>Refuse Contract</i> <i>Pick-up & Haul</i>	236,942.25	236,942.25
		Total	\$236,942.25
		Payments/Credits	\$0.00
		Balance Due	\$236,942.25



14.1

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

August 6, 2019

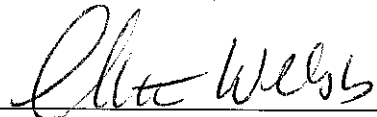
TO: MEMBERS OF THE HAVERHILL CITY COUNCIL:

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
July as filed in the Assessors Office.

Very truly yours,



Christine Webb, MAA
Assessor

Transaction Summary All Years

City of Haverhill

All Entry Date range 07/01/2019 through 07/31/2019 for Abateements

Totals		Tax	Interest	Fees	Tax	Interest	Fee	Refund	Abate	Exemp	Adjust	Transfers
		Paid	Paid	Paid	Reversals	Reversals	Reversals	Reversals				
Motor Vehicle Excise Tax		0.00	0.00	0.00	0.00	0.00	0.00	0.00	46.87	0.00	0.00	0.00
2016 Motor Vehicles		0.00	0.00	0.00	0.00	0.00	0.00	0.00	46.87	0.00	0.00	0.00
2016		0.00	0.00	0.00	0.00	0.00	0.00	0.00	46.87	0.00	0.00	0.00
Motor Vehicle Excise Tax		0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,895.39	0.00	0.00	0.00
2017 Motor Vehicles		0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,895.39	0.00	0.00	0.00
2017		0.00	0.00	0.00	0.00	0.00	0.00	0.00	1,895.39	0.00	0.00	0.00
Motor Vehicle Excise Tax		0.00	0.00	0.00	0.00	0.00	0.00	0.00	485.92	0.00	0.00	0.00
2018 Motor Vehicles		0.00	0.00	0.00	0.00	0.00	0.00	0.00	485.92	0.00	0.00	0.00
2018		0.00	0.00	0.00	0.00	0.00	0.00	0.00	485.92	0.00	0.00	0.00
Boat Excise Tax		0.00	0.00	0.00	0.00	0.00	0.00	0.00	833.11	0.00	0.00	0.00
2019 Boats		0.00	0.00	0.00	0.00	0.00	0.00	0.00	833.11	0.00	0.00	0.00
Motor Vehicle Excise Tax		0.00	0.00	0.00	0.00	0.00	0.00	0.00	34,679.42	0.00	0.00	0.00
2019 Motor Vehicles		0.00	0.00	0.00	0.00	0.00	0.00	0.00	34,679.42	0.00	0.00	0.00
2019		0.00	0.00	0.00	0.00	0.00	0.00	0.00	35,512.53	0.00	0.00	0.00
Report		0.00	0.00	0.00	0.00	0.00	0.00	0.00	37,940.71	0.00	0.00	0.00
Total All Charges										37,940.71		

Total All Charges: Add all columns except Adjustments.

167

CITY COUNCIL

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



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.haverhillma.gov
citycncl@cityofhaverhill.com

August 12, 2019

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

Councillor Michael McGonagle requests the removal of a handicap parking space at 94 River Street, as instructed by the Haverhill Police Department.

Michael M. McGonagle
City Councillor Michael McGonagle

Name of Street Location	Regulation	Hours/Days
Entire length, both sides	No parking	10:00 p.m. to 6:00 a.m., 7 days a week
River Street		
In front of 92-96 River Street [Added 1-8-2008 by Doc. 29-Q/2007]	Time limited: 1 hour	8:00 a.m. to 6:00 p.m., Mon. through Fri.
* In front of 94 River Street (Unit 2) [Added 1-13-2015 by Doc. 12-V]	No parking	24 hours
From 20 feet west of Washington Street to 109 River Street, north side [Amended 2-5-1985 by Doc. 29-C]	Time limited: 30 minutes	7:00 a.m. to 6:00 p.m.
100 River Street [Added 12-7-2004 by Doc. 12-O; repealed 9-6-2005 by Doc. 32-L]		
From 109 to No. 211 River Street, except for 1 24-hour handicapped parking space at No. 163, north side [Amended 2-5-1985 by Doc. 29-C]	Time limited: 2 hours	7:00 a.m. to 6:00 p.m.
115 River Street [Added 2-9-1999 by Doc. 32; repealed 1-27-2004 by Doc. 11]		
In front of 125 River Street (Victoriana Catering) [Added 3-5-2002 by Doc. 44]	Time limited 1 hr.	8:00 a.m. to 4:00 p.m., Mon. through Sat.
In front of 162 River Street (3 one-hour spaces) [Added 10-30-2001 by Doc. 8-S]	Time limited 1 hr.	8:00 a.m. to 6:00 p.m., Monday through Friday
In front of No. 167 River Street except for 1 24-hour handicapped parking space at No. 167 [Added 8-26-2003 by Doc. 34-L]	No parking	24 hours
In front of Nos. 169-171 [Added 3-4-1997 by Doc. 52]	No parking	24 hours
In front of 192 and 194 River Street [Added 1-7-2003 by Doc. 195/02]	Time limited 15 min.	9:00 a.m. to 4:00 p.m., Mon. through Sat.
From No. 211 west for 210 ft., north side	Time limited 1 hr.	7:00 a.m. to 5:00 p.m.
In front of No. 348 River Street except for 1 24-hour handicapped parking space at No. 348 [Added 3-25-2003 by Doc. 15-D]	No parking	24 hours
In front of No. 403, 2 30-minute parking spaces [Added 1-31-1995 by Doc. 24]	Time limited 30 min.	—



20-I
JAMES J. FIORENTINI
MAYOR

CITY OF HAVERHILL
MASSACHUSETTS

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

August 2, 2019

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

RE: Salary Ordinance & MOA submission

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

Please find attached a Salary Ordinance and a Memorandum of Agreement (MOA) between the City of Haverhill and the Teamsters Water Department Group. I recommend approval.

Very truly yours,

James J. Fiorentini (LYF)

James J. Fiorentini
Mayor

JJF/lyf

IN CITY COUNCIL: August 6 2019

PLACED ON FILE and DOCUMENTS TO COME BACK August 20 2019

Attest:

City Clerk

17.1

Memorandum of Agreement
Between
THE CITY OF HAVERHILL and
THE WATER DEPARTMENT GROUP – Teamsters Local #170

Two-year contract:

July 1, 2017 to June 30, 2018
July 1, 2018 to June 30, 2019

Wages

Amend Article VII: WAGES

1.75% salary increase effective 7-1-2017
2% salary increase effective 7-1-2018

Hours – Water Billing Office

Article VI: HOURS OF WORK & OVERTIME Section 1

Amend Water Office paragraph

The work week for Office Staff shall increase from 35 hours per week to 40 hours per week. A new work schedule shall be determined and the increase in hours will not become effective until mutually agreed upon between the City and the Union.

Professional Development

Article VII: WAGES Section 5

Amend 2nd paragraph as follows:

Increase allowance amount from \$250 yearly to \$350 per year.

Clothing Allowance

Article VII: WAGES Section 5

Amend 1st paragraph as follows:

Increase allowance amount from \$500 yearly to \$600 per year. Remove the sentence: "This allowance shall be granted in cash."

Differential

Article VI: HOURS OF WORK & OVERTIME

Add new section as follows:

A 10% differential will be paid for hours called in and worked in excess of 3 hours from 10pm to 7am, Sunday through Saturday, including Christmas Day.

IN CITY COUNCIL: August 6 2019

TO COME BACK AUGUST 20

Attest:

City Clerk

Comp hours

Article VII: WAGES

Add new section as follows:

Employees may accrue comp hours up to a maximum of 32 hours on a calendar year basis. The Deputy DPW Director retains the ability to schedule and/or deny requests for usage if coverage is needed for the department.

Holiday language

Amend Article VIII: HOLIDAYS

Add new paragraph to Section 1 regarding Christmas holiday hours:

In each year where December 24th (Christmas Eve) falls on a regularly scheduled work day, employees will be released from work at 12:00pm (noon) and all released employees shall receive a full day's pay. If the 24th does not fall on a regularly scheduled work day, then the above does not apply. The employer reserves the right to require employees to work from 12pm (noon) to 4pm should there be an emergency as declared by the mayor. If the employer requires any employees to work from 12pm (noon) to 4pm on December 24th, said employee shall receive three hours of compensatory time to be used within the following 12 months.

Agency fee language

Amend Article II: UNION SECURITY

Remove Sections 1-4 and in its place insert the following:

All present employees who are members of the Union on the effective date of this Agreement shall remain members in good standing for the term of this Agreement subject to Section 1 below

Section I. Agency Shop Clause: Membership in the Local Union is not compulsory. Employees have the right to join, not join, maintain or drop their membership in the Local Union, as they see fit. Neither party shall exert any pressure on or discriminate against any employee as regards such matters.

Membership in the Local Union is separate, apart and distinct from the assumption by one of his/her equal obligation to the extent that he/she receives equal benefits. The Local Union is required under this Agreement to represent all of the employees in the bargaining unit fairly and in Accordance with GL Chapter 150 E as amended equally without regards to whether or not an employee is a member of the Local Union. The terms of this Agreement have been made for all employees in the bargaining unit and not only for members in the Local Union, and this Agreement has been executed by the Employer after it has satisfied itself that the Local Union is the choice of a majority of the employees in the bargaining unit.

Payment of dues for present employees shall commence thirty one (31) days following the effective date or on the date of execution of this Agreement, whichever is the later, and for new employees, the payment shall start thirty one (31) days following the date of employment.

TO: MAYOR JAMES J. FIORENTINI
FROM: Denise McClanahan, HR Director
DATE: 8/2/2019
RE: COLLECTIVE BARGAINING FINANCIAL DISCLOSURE

NAME OF CONTRACT OR GROUP: Water Department Group
CONTRACT PERIOD: July 1, 2017 to June 30, 2019

% INCREASE FOR EACH CONTRACT YEAR:

Year 1 1.75 % Year 2 2 % Year 3 n/a %

COST OF COLA FOR EACH FISCAL YEAR OF CONTRACT:

Year 1 – FY <u>18</u>	Cost amount	<u>\$13967</u>
Year 2 – FY <u>19</u>	Cost amount	<u>\$16242</u>
Year 3 – FY <u>n/a</u>	Cost amount	<u>-</u>

ADDITIONAL COSTS

(i.e., OT, Hazardous Duty, Professional Development, Clothing Allowance, Holiday Pay, etc.)

Approx OT cost FY 18 -	\$2706
Approx OT cost FY 19 -	\$3147
Clothing Allowance increase FY 19 -	\$1600
Professional Development Allowance increase	\$600
Change in clerks hours	\$16073

What is the percentage increase that these extras add to the budget? _____

UNION CONCESSIONS: _____

TOTAL COST OF PROPOSED COLLECTIVE BARGAINING AGREEMENT: _____ \$

Total salary budget for this group: _____

Percent increase in salary budget: _____

Are there any other groups or individuals that would be directly affected by this budget? No

What would be the effect? _____

Are there any other known implications to this contract? _____

Yes No

Funds are appropriated

☒ ☐

Where funds are located

Account #: 101.0000.1.0946.5101 – Salary Reserve

Yes No

Funds need appropriation by council

☐ ☒

Where funds to come from

Account #: Click or tap here to enter text.

Auditors Office

HR Dept

Department Head

52-^c
DRIVE language

Amend Article II: UNION SECURITY

Add new Section 2. DRIVE with the following language:

The City agrees to deduct from the paycheck of all employees covered by this Agreement voluntary contributions to DRIVE. DRIVE shall notify the City of the amount designated by each contributing employee that are to be deducted from his/her paycheck on a weekly basis for all weeks worked. The City shall transmit to DRIVE National Headquarters on a monthly basis, in one (1) check the total amount deducted along with the name of each employee on whose behalf the deduction is made, the employee's social security number and the amount deducted from the employee's check.

Any official of the International or Local Union shall be permitted reasonable access to the City's premises for the purpose of discussing DRIVE participation on the premises provided such access shall not interfere with the conduct of the City's business.

New England Teamsters Federal Credit Union language

Amend Article II: UNION SECURITY

Add new Section 3. Credit Union with the following language:

The City agrees to deduct a certain specific amount each week from the wages of those employees who shall have given the City written authorization to make such deductions. The amount so deducted shall be remitted to the New England Teamsters Federal Credit Union once each month. The City shall not make deductions and shall not be responsible for remittance to the Credit Union for any deduction for those weeks during which the employee has no earnings or in those weeks in which the employee's earnings shall be less than the amount authorized for deductions. The Union agrees that it will indemnify and hold the City and its agents harmless from any claim, action, omission or proceeding by any employee arising from deductions made by the City under this Article.

It shall be the sole responsibility of the Credit Union/employee to provide the City with the information on deductions and will not hold the City responsible for any issues arising from information not being provided.


Consolidated MOAs and contract

Integrated contract to be completed

All terms and conditions of the current CBA to remain in full force and effect. This agreement is subject to ratification by the Union and appropriation by the City Council.

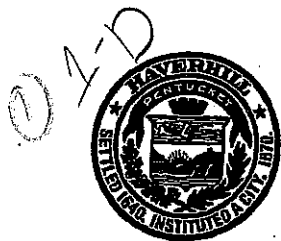
Date: _____


James J. Fiorentini, Mayor


William D. Cox, Jr., City Solicitor


James Marks, Teamsters Business Agent

Shop Steward (Water Department Group)



DOCUMENT 1-D

CITY OF HAVERHILL

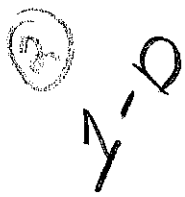
In Municipal Council August 6 2019

ORDERED:MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIESCHAPTER
WATER GROUP

BE IT ORDAINED by the City Council of the City of Haverhill that Document 28-B of 2016 is hereby amended by the following:

EFFECTIVE 7/1/17 (CURRENT EMPLOYEES) 1.75%	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
General Foreperson	\$ -	\$ 29.61	\$ 30.61				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 26.11	\$ 27.11				
P.W. Maintenance Craftsperson/Plumber	\$ 24.42	\$ 25.42	\$ 26.42				
Carpenter/Maintenance Person	\$ 24.42	\$ 25.42	\$ 26.42				
Meter Reader	\$ 21.60	\$ 22.59	\$ 23.60				
Water Meter Reader/Installer/Craftsperson	\$ 19.69	\$ 20.70	\$ 21.68				
Water Meter Repairman/Installer	\$ 19.69	\$ 20.70	\$ 21.68				
Motor Equipment Operator B&G	\$ 20.79	\$ 21.78	\$ 22.78				
P.W. Maintenance Person	\$ 20.06	\$ 21.06	\$ 22.06				
Water Meter Installer	\$ 18.92	\$ 19.91	\$ 20.90				
Laborer/Watchperson	\$ 18.92	\$ 19.91	\$ 20.90				
Water Meter Installer/Tester	\$ 18.92	\$ 19.91	\$ 20.90				
Water Meter Reader/Installer	\$ 18.92	\$ 19.91	\$ 20.90				
Head Account Clerk	\$ 673.62	\$ 693.90	\$ 713.18	\$ 733.84	\$ 755.12	\$ 777.08	\$ 815.92
Head Clerk (40 hours)	\$ 769.86	\$ 793.02	\$ 815.07	\$ 838.68	\$ 863.00	\$ 888.08	\$ 932.48
Office Account Clerk	\$ 707.30	\$ 728.60	\$ 748.83	\$ 770.53	\$ 792.88	\$ 815.92	\$ 856.88

EFFECTIVE 7/1/17 (EMPLOYEES HIRED AFTER 7/1/10) 1.75%	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
General Foreperson	\$ -	\$ 28.74	\$ 29.72				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 25.34	\$ 26.32				
P.W. Maintenance Craftsperson/Plumber	\$ 23.71	\$ 24.68	\$ 25.65				
Carpenter/Maintenance Person	\$ 23.71	\$ 24.68	\$ 25.65				
Meter Reader	\$ 20.97	\$ 21.93	\$ 22.91				
Water Meter Reader/Installer/Craftsperson	\$ 19.12	\$ 20.09	\$ 21.06				
Water Meter Repairman/Installer	\$ 19.12	\$ 20.09	\$ 21.06				
Motor Equipment Operator B&G	\$ 20.18	\$ 21.15	\$ 22.11				
P.W. Maintenance Person	\$ 19.48	\$ 20.45	\$ 21.42				
Water Meter Installer	\$ 18.37	\$ 19.32	\$ 20.30				
Laborer/Watchperson	\$ 18.37	\$ 19.32	\$ 20.30				
Water Meter Installer/Tester	\$ 18.37	\$ 19.32	\$ 20.30				
Water Meter Reader/Installer	\$ 18.37	\$ 19.32	\$ 20.30				
Head Account Clerk	\$ 654.01	\$ 673.69	\$ 692.41	\$ 712.46	\$ 733.12	\$ 754.44	\$ 792.16
Head Clerk (40 hours)	\$ 747.44	\$ 769.92	\$ 791.32	\$ 814.24	\$ 837.87	\$ 862.20	\$ 905.32
Office Account Clerk	\$ 686.70	\$ 707.38	\$ 727.02	\$ 748.09	\$ 769.79	\$ 792.16	\$ 831.76



EFFECTIVE 7/1/18 (CURRENT EMPLOYEES) 2%	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
General Foreperson	\$ -	\$ 30.20	\$ 31.22	\$ 32.22			
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 26.63	\$ 27.65	\$ 28.65			
P.W. Maintenance Craftsperson/Plumber	\$ 24.91	\$ 25.93	\$ 26.94	\$ 27.94			
Carpenter/Maintenance Person	\$ 24.91	\$ 25.93	\$ 26.94	\$ 27.97			
Meter Reader	\$ 22.03	\$ 23.05	\$ 24.07	\$ 25.07			
Water Meter Reader/Installer/Craftsperson	\$ 20.09	\$ 21.11	\$ 22.12	\$ 23.12			
Water Meter Repairman/Installer	\$ 20.09	\$ 21.11	\$ 22.12	\$ 23.12			
Motor Equipment Operator B&G	\$ 21.20	\$ 22.22	\$ 23.23	\$ 24.23			
P.W. Maintenance Person	\$ 20.46	\$ 21.48	\$ 22.50	\$ 23.50			
Water Meter Installer	\$ 19.30	\$ 20.31	\$ 21.32	\$ 22.32			
Laborer/Watchperson	\$ 19.30	\$ 20.31	\$ 21.32	\$ 22.32			
Water Meter Installer/Tester	\$ 19.30	\$ 20.31	\$ 21.32	\$ 22.32			
Water Meter Reader/Installer	\$ 19.30	\$ 20.31	\$ 21.32	\$ 22.32			
Head Account Clerk	\$ 687.10	\$ 707.78	\$ 727.45	\$ 748.52	\$ 770.22	\$ 792.62	\$ 832.24
Head Clerk (40 hours)	\$ 785.25	\$ 808.88	\$ 831.37	\$ 855.45	\$ 880.26	\$ 905.84	\$ 951.13
Office Account Clerk	\$ 721.45	\$ 743.17	\$ 763.81	\$ 785.94	\$ 808.74	\$ 832.24	\$ 874.01
EFFECTIVE 7/1/18 (EMPLOYEES HIRED AFTER 7/1/10) 2%	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
General Foreperson	\$ -	\$ 29.32	\$ 30.31	\$ 31.31			
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 25.85	\$ 26.84	\$ 27.84			
P.W. Maintenance Craftsperson/Plumber	\$ 24.18	\$ 25.18	\$ 26.16	\$ 27.16			
Carpenter/Maintenance Person	\$ 24.18	\$ 25.18	\$ 26.16	\$ 27.16			
Meter Reader	\$ 21.39	\$ 22.37	\$ 23.37	\$ 24.37			
Water Meter Reader/Installer/Craftsperson	\$ 19.50	\$ 20.49	\$ 21.48	\$ 22.48			
Water Meter Repairman/Installer	\$ 19.50	\$ 20.49	\$ 21.48	\$ 22.48			
Motor Equipment Operator B&G	\$ 20.58	\$ 21.58	\$ 22.55	\$ 23.55			
P.W. Maintenance Person	\$ 19.87	\$ 20.86	\$ 21.85	\$ 22.85			
Water Meter Installer	\$ 18.74	\$ 19.71	\$ 20.70	\$ 21.70			
Laborer/Watchperson	\$ 18.74	\$ 19.71	\$ 20.70	\$ 21.70			
Water Meter Installer/Tester	\$ 18.74	\$ 19.71	\$ 20.70	\$ 21.70			
Water Meter Reader/Installer	\$ 18.74	\$ 19.71	\$ 20.70	\$ 21.70			
Head Account Clerk	\$ 667.09	\$ 687.16	\$ 706.26	\$ 726.71	\$ 747.79	\$ 769.53	\$ 808.00
Head Clerk (40 hours)	\$ 762.38	\$ 785.32	\$ 807.15	\$ 830.53	\$ 854.62	\$ 879.45	\$ 923.43
Office Account Clerk	\$ 700.44	\$ 721.53	\$ 741.56	\$ 763.05	\$ 785.19	\$ 808.00	\$ 848.39

The hours of the Head Account Clerk positions in the Water Billing Office will increase from 35 hours per week to 40 hours per week. Hours change will become effective upon a mutually agreeable schedule between the city and the union. The salary will be as follows:

	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
Head Account Clerk (employees hired prior to 7/1/10)	\$ 785.25	\$ 808.88	\$ 831.37	\$ 855.45	\$ 880.26	\$ 905.84	\$ 951.13
Head Account Clerk (employees hired after 7/1/10)	\$ 762.38	\$ 785.32	\$ 807.15	\$ 830.53	\$ 854.62	\$ 879.45	\$ 923.43



Haverhill

Human Resources Department, Room 306

Phone: (978) 374-2357 Fax: (978) 374-2343

Denise McClanahan, HR Director – dmcclanahan@cityofhaverhill.com

Sheila Pelczar, HR Technician – spelczar@cityofhaverhill.com

TO: Mayor James J. Fiorentini
FROM: Denise McClanahan, HR Director
DATE: August 2, 2019
RE: Salary Ordinance & MOA submission

Attached please find the ordinance and Memorandum of Agreement for the Teamsters Water Department Group as a result of their recent negotiations. Please submit these documents to the next City Council meeting for action.

dIm



DOCUMENT 28-B

BACKUP
REFERENCE
ONLY
76 11
1 of 3

CITY OF HAVERHILL

In Municipal Council March 22 2016

ORDERED:

MUNICIPAL ORDINANCE
AN ORDINANCE RELATING TO SALARIES

CHAPTER
WATER GROUP

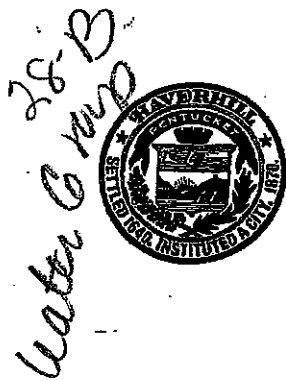
BE IT ORDAINED by the City Council of the City of Haverhill that Document 82-E of 2013 is hereby amended by the following:

EFFECTIVE 7/1/2014 1.5% (Current employees)

	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6	STEP 7
General Foreperson	\$ -	\$ 27.76	\$ 28.69				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 24.48	\$ 25.42				
P.W. Maintenance Craftsperson/Plumber	\$ 22.90	\$ 23.83	\$ 24.77				
Carpenter/Maintenance Person	\$ 22.90	\$ 23.83	\$ 24.77				
Meter Reader	\$ 20.25	\$ 21.18	\$ 22.13				
Water Meter Reader/Installer/Craftsperson	\$ 18.46	\$ 19.41	\$ 20.33				
Water Meter Repairman/Installer	\$ 18.46	\$ 19.41	\$ 20.33				
Motor Equipment Operator B&G	\$ 19.49	\$ 20.42	\$ 21.36				
P.W. Maintenance Person	\$ 18.81	\$ 19.74	\$ 20.69				
Water Meter Installer	\$ 17.74	\$ 18.67	\$ 19.60				
Laborer/Watchperson	\$ 17.74	\$ 18.67	\$ 19.60				
Water Meter Installer/Tester	\$ 17.74	\$ 18.67	\$ 19.60				
Water Meter Reader/Installer	\$ 17.74	\$ 18.67	\$ 19.60				
Head Account Clerk	\$ 631.56	\$ 650.57	\$ 668.65	\$ 688.02	\$ 707.97	\$ 728.56	\$ 764.98
Head Clerk (40 hours)	\$ 721.79	\$ 743.51	\$ 764.17	\$ 786.31	\$ 809.12	\$ 832.62	\$ 874.26
Office Account Clerk	\$ 663.14	\$ 683.11	\$ 702.08	\$ 722.42	\$ 743.38	\$ 764.98	\$ 803.37

EFFECTIVE 7/1/2014 1.5% (Employees hired after 7/1/10)

General Foreperson	\$ -	\$ 26.95	\$ 27.86				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 23.76	\$ 24.67				
P.W. Maintenance Craftsperson/Plumber	\$ 22.23	\$ 23.14	\$ 24.05				
Carpenter/Maintenance Person	\$ 22.23	\$ 23.14	\$ 24.05				
Meter Reader	\$ 19.66	\$ 20.56	\$ 21.48				
Water Meter Reader/Installer/Craftsperson	\$ 17.92	\$ 18.84	\$ 19.74				
Water Meter Repairman/Installer	\$ 17.92	\$ 18.84	\$ 19.74				
Motor Equipment Operator B&G	\$ 18.92	\$ 19.83	\$ 20.73				
P.W. Maintenance Person	\$ 18.26	\$ 19.17	\$ 20.09				
Water Meter Installer	\$ 17.22	\$ 18.12	\$ 19.03				
Laborer/Watchperson	\$ 17.22	\$ 18.12	\$ 19.03				
Water Meter Installer/Tester	\$ 17.22	\$ 18.12	\$ 19.03				
Water Meter Reader/Installer	\$ 17.22	\$ 18.12	\$ 19.03				
Head Account Clerk	\$ 613.17	\$ 631.62	\$ 649.17	\$ 667.97	\$ 687.35	\$ 707.33	\$ 742.70
Head Clerk (40 hours)	\$ 700.77	\$ 721.85	\$ 741.91	\$ 763.40	\$ 785.55	\$ 808.37	\$ 848.79
Office Account Clerk	\$ 643.82	\$ 663.21	\$ 681.62	\$ 701.38	\$ 721.73	\$ 742.70	\$ 779.82



2 of 3

CITY OF HAVERHILL

EFFECTIVE 7/1/2015 1.5% (Current employees)

General Foreperson	\$ -	\$ 28.18	\$ 29.12				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 24.85	\$ 25.80				
P.W. Maintenance Craftsperson/Plumber	\$ 23.24	\$ 24.19	\$ 25.14				
Carpenter/Maintenance Person	\$ 23.24	\$ 24.19	\$ 25.14				
Meter Reader	\$ 20.55	\$ 21.50	\$ 22.46				
Water Meter Reader/Installer/Craftsperson	\$ 18.74	\$ 19.70	\$ 20.64				
Water Meter Repairman/Installer	\$ 18.74	\$ 19.70	\$ 20.64				
Motor Equipment Operator B&G	\$ 19.78	\$ 20.73	\$ 21.68				
P.W. Maintenance Person	\$ 19.09	\$ 20.04	\$ 21.00				
Water Meter Installer	\$ 18.01	\$ 18.95	\$ 19.89				
Laborer/Watchperson	\$ 18.01	\$ 18.95	\$ 19.89				
Water Meter Installer/Tester	\$ 18.01	\$ 18.95	\$ 19.89				
Water Meter Reader/Installer	\$ 18.01	\$ 18.95	\$ 19.89				
Head Account Clerk	\$ 641.04	\$ 660.33	\$ 678.68	\$ 698.34	\$ 718.59	\$ 739.49	\$ 776.45
Head Clerk (40 hours)	\$ 732.61	\$ 754.66	\$ 775.64	\$ 798.11	\$ 821.25	\$ 845.11	\$ 887.37
Office Account Clerk	\$ 673.09	\$ 693.35	\$ 712.61	\$ 733.25	\$ 754.53	\$ 776.45	\$ 815.42

EFFECTIVE 7/1/2015 1.5% (Employees hired after 7/1/10)

General Foreperson	\$ -	\$ 27.35	\$ 28.28				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 24.12	\$ 25.04				
P.W. Maintenance Craftsperson/Plumber	\$ 22.56	\$ 23.49	\$ 24.41				
Carpenter/Maintenance Person	\$ 22.56	\$ 23.49	\$ 24.41				
Meter Reader	\$ 19.96	\$ 20.87	\$ 21.80				
Water Meter Reader/Installer/Craftsperson	\$ 18.19	\$ 19.12	\$ 20.04				
Water Meter Repairman/Installer	\$ 18.19	\$ 19.12	\$ 20.04				
Motor Equipment Operator B&G	\$ 19.20	\$ 20.13	\$ 21.04				
P.W. Maintenance Person	\$ 18.53	\$ 19.46	\$ 20.39				
Water Meter Installer	\$ 17.48	\$ 18.39	\$ 19.32				
Laborer/Watchperson	\$ 17.48	\$ 18.39	\$ 19.32				
Water Meter Installer/Tester	\$ 17.48	\$ 18.39	\$ 19.32				
Water Meter Reader/Installer	\$ 17.48	\$ 18.39	\$ 19.32				
Head Account Clerk	\$ 622.37	\$ 641.10	\$ 658.91	\$ 677.99	\$ 697.66	\$ 717.94	\$ 753.84
Head Clerk (40 hours)	\$ 711.28	\$ 732.68	\$ 753.04	\$ 774.85	\$ 797.33	\$ 820.49	\$ 861.53
Office Account Clerk	\$ 653.48	\$ 673.16	\$ 691.85	\$ 711.90	\$ 732.55	\$ 753.84	\$ 791.52

EFFECTIVE 7/1/2016 1.75% (Current employees)

General Foreperson	\$ -	\$ 28.67	\$ 29.63				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 25.28	\$ 26.25				
P.W. Maintenance Craftsperson/Plumber	\$ 23.65	\$ 24.61	\$ 25.58				
Carpenter/Maintenance Person	\$ 23.65	\$ 24.61	\$ 25.58				
Meter Reader	\$ 20.91	\$ 21.88	\$ 22.85				

Water Corp



CITY OF HAVERHILL

343

Water Meter Reader/Installer/Craftsperson	\$ 19.07	\$ 20.04	\$ 21.00				
Water Meter Repairman/Installer	\$ 19.07	\$ 20.04	\$ 21.00				
Motor Equipment Operator B&G	\$ 20.13	\$ 21.09	\$ 22.06				
P.W. Maintenance Person	\$ 19.42	\$ 20.39	\$ 21.36				
Water Meter Installer	\$ 18.32	\$ 19.28	\$ 20.24				
Laborer/Watchperson	\$ 18.32	\$ 19.28	\$ 20.24				
Water Meter Installer/Tester	\$ 18.32	\$ 19.28	\$ 20.24				
Water Meter Reader/Installer	\$ 18.32	\$ 19.28	\$ 20.24				
Head Account Clerk	\$ 652.26	\$ 671.89	\$ 690.56	\$ 710.56	\$ 731.17	\$ 752.43	\$ 790.04
Head Clerk (40 hours)	\$ 745.43	\$ 767.87	\$ 789.21	\$ 812.07	\$ 835.63	\$ 859.90	\$ 902.90
Office Account Clerk	\$ 684.87	\$ 705.49	\$ 725.08	\$ 746.08	\$ 767.73	\$ 790.04	\$ 829.69

EFFECTIVE 7/1/2016 1.75% (Employees hired after 7/1/10)

General Foreperson	\$ -	\$ 27.83	\$ 28.77				
P.W. Maintenance Craftsperson/Plumber Bkfl	\$ -	\$ 24.54	\$ 25.48				
P.W. Maintenance Craftsperson/Plumber	\$ 22.96	\$ 23.90	\$ 24.83				
Carpenter/Maintenance Person	\$ 22.96	\$ 23.90	\$ 24.83				
Meter Reader	\$ 20.30	\$ 21.24	\$ 22.18				
Water Meter Reader/Installer/Craftsperson	\$ 18.51	\$ 19.46	\$ 20.39				
Water Meter Repairman/Installer	\$ 18.51	\$ 19.46	\$ 20.39				
Motor Equipment Operator B&G	\$ 19.54	\$ 20.48	\$ 21.41				
P.W. Maintenance Person	\$ 18.86	\$ 19.80	\$ 20.74				
Water Meter Installer	\$ 17.79	\$ 18.71	\$ 19.65				
Laborer/Watchperson	\$ 17.79	\$ 18.71	\$ 19.65				
Water Meter Installer/Tester	\$ 17.79	\$ 18.71	\$ 19.65				
Water Meter Reader/Installer	\$ 17.79	\$ 18.71	\$ 19.65				
Head Account Clerk	\$ 633.26	\$ 652.32	\$ 670.44	\$ 689.86	\$ 709.87	\$ 730.51	\$ 767.03
Head Clerk (40 hours)	\$ 723.73	\$ 745.50	\$ 766.22	\$ 788.41	\$ 811.29	\$ 834.85	\$ 876.60
Office Account Clerk	\$ 664.92	\$ 684.94	\$ 703.95	\$ 724.35	\$ 745.37	\$ 767.03	\$ 805.37

Amend Article VII-Section 5. Clothing Allowance:

Increase allowance from \$400 yearly to \$500 yearly. For those members who do not receive a clothing allowance shall receive a professional development allowance of \$250 yearly. (Clerical and Meter Reader positions)

Amend Article VII Section 8. Equipment Training Officer & Safety Advisor Classifications

Increase rate from \$.25 per hour to \$1.00 per hour. Union will be responsible for training of such individuals.

Approved as to legality:

PLACED ON FILE for at least 10 days.

Attest:

City Clerk

City Solicitor

3

7-D

Amend Article VII: WAGES Section 5. Clothing Allowance:

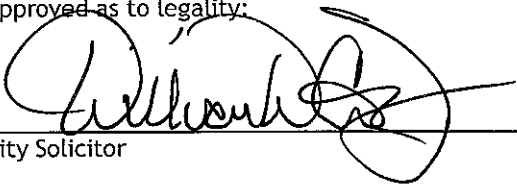
Paragraph 1: Increase clothing allowance from \$500 yearly to \$600 yearly. Remove the sentence: "This allowance shall be granted in cash."

Paragraph 2: Members who do not receive a clothing allowance shall receive a professional development allowance of \$350 yearly.
(Clerical and Meter Reader position).

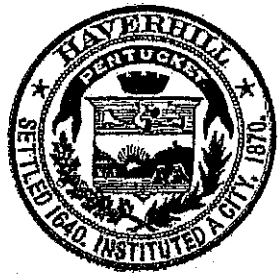
Add to Article VI: HOURS OF WORK & OVERTIME

Add new section as follows: A 10% differential will be paid for hours called in and worked in excess of 3 hours from 10pm to 7am, Sunday through Saturday, including Christmas Day.

Approved as to legality:



City Solicitor



(17.3)

Haverhill

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

July 25, 2019

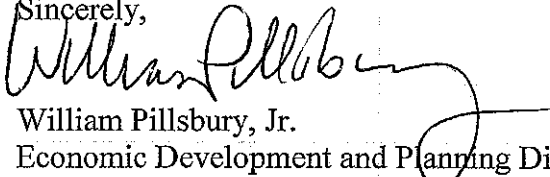
Mr. John A. Michitson, Council President
City Council Members
City Hall-Room #204
City of Haverhill

RE: ESTABLISHMENT OF HANDICAP PARKING – 42 ALLEN STREET

Dear Council President & Councilors:

As per your request dated, July 24, 2019, I am submitting a Municipal Ordinance that will allow for handicap parking in front of **42 ALLEN STREET**.

Sincerely,


William Pillsbury, Jr.
Economic Development and Planning Director

Attachment: Email from Officer Pearl

WP/lp

To: Chief Denaro

From: Officer Pearl

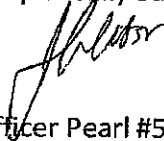
Date: July 10, 2019

RE: Handicap Parking sign application

Sir,

I have spoken with Blair Taylor of 42 Allen St. in regards to his application for a handicap parking sign. I also inspected the location. Mr. Taylor is a disabled veteran and struggles to get to his vehicle in the winter time. Additionally parking is limited during large funerals at a local funeral home. At this time it appears that he meets all the requirements for a handicap sign and I would recommend that a sign be placed at the location.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Officer Pearl", is written over the printed name.

Officer Pearl #55



DOCUMENT 29-W

CITY OF HAVERHILL

In Municipal Council August 6 2019

~~ORDERED~~: MUNICIPAL ORDINANCE

CHAPTER 240

An Ordinance Relating to Parking
(42 Allen Street)-**ESTABLISH** Handicapped Parking)

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

LOCATION	REGULATION	HOURS/DAYS
42 Allen Street (placed directly across the street From 42 Allen Street)	No Parking	24 Hours
In front of No. 42 Allen Street Except for One 24 hour handicap parking space at #42 Allen Street		

APPROVED as to legality:

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

City Clerk

CITY COUNCIL

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



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

18.1

CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.haverhillma.gov
citycncl@cityofhaverhill.com

MINUTES OF THE PLANNING AND DEVELOPMENT COMMITTEE MEETING HELD ON AUGUST 1, 2019

A Planning & Development Committee meeting was held on Thursday, August 1, 2019 at 7:00PM in the City Council office, Room 204.

Committee Members: Committee Chairperson Joseph Bevilacqua, Councillors Jordan and Macek. Councillor Barrett also attended.

Department Heads: John Pettis-City Engineer, Sarah Moser-Library Director
Attendees: James Mamonas

The following items were on the agenda for discussion:

1.) **Doc. #20-B** - Communication from Mayor Fiorentini submitting the Haverhill Public Library Parking Study Draft Technical Report. *The Committee began by noting the DPW Director was unable to attend, having presented the Mayor's Library Parking Study findings that prior meeting and had discussed the possibility of paving the lot. The City Engineer discussed that he believes the paving costs were \$80K-\$100K estimate and that the City was not inclined to pay that at this time. The Committee also discussed if the handicap parking spaces were in conformance and if the lot re striping would add any additional spaces and provide for compliant handicap spaces. The Committee also discussed if there was a possibility of paid parking for library users who could have their parking ticket validated so no cost to park in the library lot, but paid by all others. The Committee after discussion agreed to send a letter to the Mayor and DPW Director asking for status of paving of the lot which is needed and if there are any intermediate steps that can be taken to improve the lot, the status of handicap spaces, striping and possible paid parking system. Finally, it was noted that there may be an opportunity for a "welcome to Haverhill Public Library" sign in the small island as you enter the Library lot, which the Librarian said who would look into. The Chairman next discussed the request of the courts for some spaces for court attendees. He noted the City Solicitor had advised him after the Committee request was made, that there is no documentation that he could find that provided the Court with any spaces. He also noted that he has seen the 10hr parking signs on Ginty Blvd., but they seem to be unused. The Committee agreed to send a letter to the Court asking if they have been advising Court personnel and jurors, etc to park on Ginty Blvd as they indicated they would. The letter will also ask if they have spoken to the state about possible funding for a parking garage in the library lot to support court house parking. A c copy of the letter will also go to the City Solicitor, Library Director and Mayor as well.*

2.) **Doc. #38-T** - Communication from Councillor Macek requesting to send to Planning & Development Committee request to have meeting with City Engineer & Mass. DOT personnel to review plans for reconstruction of Main Street from City Hall through Monument Sq.;

The City engineer informed the Committee that the paving work by the state is now complete. The Committee agreed to now remove this item from the Committee Study List.

3) Doc. #38-S – Communication from Councillor Bevilacqua regarding construction vehicle parking in Washington St. Historic District lots and on-street parking;
*The Chairman noted that he has a related item on the Aug. 6th Council agenda and asked this be continued to after that meeting as he will recommend action items then. However, the Committee did request to send a letter to MVRTA Director Costanzo asking how many spaces were encumbered/committed within the MVRTA Parking Garage and how many remain open. Washington Street area resident James Mamonas discussed with the Committee his concerns over the available number of handicap spaces which he believes is not adequate. He passed out some materials he had distributed prior to the City Council back in 2016 and 2017 and to state legislators. * He also noted that parking is getting worse and is becoming difficult to find, and that crosswalks and signage is needed to be better. The Committee, noting the Chin, Music Center and Al Forno buildings are yet to come online cited their concern over parking availability and discussed the need for an additional 2 levels at the MVRTA garage and/or a new parking garage at Washington/Wingate lot or behind the Tap. The Committee agreed to send a letter to the Mayor and DPW discussing the parking, handicap parking, crosswalk and signage needs.*

4) Doc. #38-X – Communication from Councillor Bevilacqua requesting a discussion regarding the Veterans Clinic parking on Merrimack St.;
It was noted that the Planning Director had informed the Council President those spaces were not under city ownership but that he will check with the owner and ask if he would object as he is also the owner of the building where the veteran clinic is located. The Committee agreed to send a letter to the Planning Director to ask the status of the inquiry.

With no further discussion or items on the agenda the Committee made a motion, second and voted in favor to adjourn.

Respectfully submitted,



Joseph J. Bevilacqua, Chairperson
Planning & Development Committee
Haverhill City Council

August 5, 2019

*Encl. – Handout from James Mamonas

JJB/bsa

c: Mayor James J. Fiorentini
City Council

(2/11/11)

① Council Citizen Outreach
"INSIDE" People and Politics
May 24, 2016 - City Council Meeting

GARRIE PROPOSAL SENT?

② July 19, 2016 - Repeal Letter

Rep. Dempsey
cc: Mayor Friedman -
keeps city support

③ July 8, 2016

Sesto Pres. Hutchinson

④ 2016 12, 2016

Emailed to Councilman McConagle
"Story and Politics Problems"

⑤ Feb. 21, 2017 -

City Council Citizen Outreach Committee

GARRIE

Repeal Sent to:

① Rep. Dempsey

② Councilman Hutchinson + McConagle

③ Mayor (needs one) - sent sent
but did not receive it

⑥ Aug. 1, 2019

City Council Planning
Committee

e mamonas <mamonas.e@gmail.com>

2 messages

JAMES G MAMONAS <jimmamonas@comcast.net>

Sat, Dec 10, 2016 at 11:45 PM

To: e mamonas <mamonas.e@gmail.com>

52 Washington St. 01832

> ----- Original Message -----

> From: jimmamonas@comcast.net

> To: mike@mcsitemps.com

> Cc: "mamonas, jim" <jimmamonas@comcast.net>, brian.dempsey@mahouse.gov

> Date: September 12, 2016 at 12:21 PM

> Subject: Fwd: SAFETY and PARKING PROBLEMS on Washinton Stret Areas 2016

 ∇ \vee \succ

> ----- Forwarded Message -----

 \geq

> From: jimmamonas@comcast.net

> To: mike@mcsitemps.com

> Cc: "jim mamonas" <jimmamonas@comcast.net>

> Sent: Monday, September 12, 2016 12:19:54 PM

> Subject: Fwd: SAFETY and PARKING PROBLEMS on Washinton Stret Areas 2016

>

✓

> Councillor McGonagle,

> Rep. Dempsey feels that support of the proposed Garage(s) should get City Council consideration and support for the below proposal.

> Please bring this forth to your committee on Traffic and Safety this evening when you meet at City Hall and the rest of the City Council members.

> Mayor Fiorentini and Council President Mitchison already have copies of this proposal.

> Please inform me of the outcome of this proposal.

✓

> Thank you.

> Jim Mamonas

> 978-373-5333

> ----- Forwarded Message -----

 \geq

> From: "Gayle Eames" <mgeames@comcast.net>

> To: jimmamonas@comcast.net

> Sent: Friday, July 8, 2016 5:07:32 PM

1:00 P.M.

August 1, 2019

2:30 Sat. Night
Parking Spaces?

- ① After and More Parking Spaces
- ② Handicap Parking Spaces (By Law) Every
15 Parking Spaces - 1 Handicap Parking Space.
- ③ "Downtown Area" - "Prior Council Meeting"
 - Safety and Speed Regulations - Enforcement
 - More Police Protection - especially on weekends
 - Correct and Larger Crosswalk Alignment with Signs
 - Stricter Building Codes (J.M. Lofts / Halliwell) too thin
 - One Way Sign - which is NOT obeyed
- Councillor Sullivan stated this (above) would be sent to various committees for evaluation
- ④ Former Toilet - Under ground / Above Ground
Parking Garage for Chavensis and Regs Dempsey
back this and would "Brighten Building"
if City Fathers were behind it. - No
Replies (Working Monitors and Essex St.
Restaurants, Big Stop Parking) - Possible
Garage Locations
- ⑤ To get structure under Attack!!!
(52-54 Watling Street) "Session Pipes"
Rejected because they checked by
owners of Fanning Block and City of Norwich
£49,000
- ⑥ No Limit on Speed or Size of Loads

Cc: "jim mamonas" <jimmamonas@comcast.net>

Sent: Wednesday, July 6, 2016 6:05:54 PM

Subject: SAFETY and PARKING PROBLEMS on Washinton Stret Areas 2016

Brain,

Hope everything is going great ! Haverhill is progressing greatly because of your efforts-
Thank You !

On May 24, 2016, I appeared before The Haverhill City Council to list some important concerns (that I and most of the other residents of the area , merchants, and visitors have commented concerns for:

Safety and Speed Regulations and Enforcement(Washington Street needs Speed Signs at both ends designating the legal speed and actual speed each car is going passing by)

More Police Protection-especially on weekends

Correct Crosswalk(s)'s Alignments

Legal Handicap Parking Regulations and Enforcement (one handicap parking space for every regular 14 parking spaces)

Stricter Building Codes and Enforcement(JM LOFTS had and exposed gas pipe inadequately protected until I brought to the public attention)

ETC. ETC. ETC...

The Council acknowledge my observations and suggestions and stated they would be sent to the proper committees and departments for further evaluations and thanked me for my inputs.

BUT...

The problem will worsen and the public will be more at risk if a New Public Parking Garage can not be made into reality in the near future.

You have done so much for the city already BUT this urgent problem faces us NOW... A NEW PUBLIC PARKING Garage -Under Ground and ABOVE GROUND-similar to the kind that are found at the famous hospitals in Boston. These garages offer a great amount of parking places in limited spaces !

Maybe consider the parking lot area between Maria's and The Essex Street Restaurants or maybe the parking lot by the Bus Station near the Post Office ? Whatever...something has got to be done to avoid a tragedy from happening !!!

I will be willing to meet with you at an agreeable date and time to discuss this with you at length if you so desire.

Thank you for your attention.

Jim Mamonas

(978)373-5333



1B892E229142434992B3CE5CA38DFC46.png
150 B

CITY COUNCIL

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



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

18-2
CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.haverhillma.gov
citycncl@cityofhaverhill.com

**MINUTES OF THE ADMINISTRATION AND FINANCE COMMITTEE
MEETING HELD ON AUGUST 5, 2019**

An Administration and Finance Committee Meeting was held on Wednesday, August 5, 2019 at 7:00 P.M. in the City Council office, Room 204.

Committee Members: Committee Chairperson Colin LePage, Councillor Melinda Barrett, Councillor William Macek, Councillor Mary Ellen Daly O'Brien. Council President John Michitson also attended.

Department Heads: City Solicitor William Cox, School Physician Dr. John Maddox
Attendees: Attorney Mark Bobrowski, Caroline Matterson, John Cuneo, Attorney Ted Xenakis, Bernadette Xenakis

The meeting began at 7:10 P.M. and the following items were discussed:

- 1.) **Doc.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 Com., and specifically Sec. 255-186(A) Large-scale ground-mounted solar photovoltaic installation; *The Committee members, as well as the City Solicitor, Attorney Bobrowski and Attorney Ted Xenakis discussed the issues that were noted in the April 3, 2019 meeting, including but not limited to "-185 Definitions, -186 Applicability, -187 General requirements, -188 Site plan review, -189 Dimensional requirements, -190 Design and performance standards, -191 Safety and environmental standards, and -194 Special permit criteria." The discussion participants further commented on other communities' ordinances on these items, the applicability of MGL, Chapter 40A, Section 3*; the possibility of creating an overlay zone(s) and the potential addition of definitions and criteria for 'Small-Scale' and 'Medium-Scale Installations' to the ordinance. After a lengthy discussion on all of the matters stated above, a motion was made to have the City Solicitor and Mark Bobrowski further revise and amend the ordinance and schedule a future meeting (date to be determined) with the Committee, passed unanimously.*
- 2.) **Doc. 38-K** – Communication from Councillor Macek requesting to discuss solar panels on proposed commercial buildings; *Councillor Macek provided the Watertown Ordinance to require solar Installations in Certain New Projects*. This item was combined with Doc. 38-I listed above at the April 3, 2019 meeting. A motion was made to remove this item from the Council Study List, passed unanimously.*
- 3.) **Doc. 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; *The Committee received and reviewed a letter from the "Division of Local Services, MA Department of Revenue, Local Finance Opinion – Money from Marijuana Establishments and Medical Marijuana Treatment Centers"*. An excerpt of the opinion states, "A municipality may use a local acceptance option to dedicate all, or a portion of at least 25%, of the collections of the excise on retail sales of marijuana or payments from a community host and other agreement payments to a*

general or special purpose stabilization fund established under G.L.c.40 § 5B.” Discussion on the matter focused on the amount or percentage of the excise tax and/or host community payments to be allocated to a stabilization fund, what items and costs those funds would be potentially allocated to and the procedure for appropriation of those funds. A motion was made to have the City Solicitor and City Auditor review the document and provide their opinion on those matters and provide such for full review by the City Council, passed unanimously.

- 4.) **Doc. 89-D** – Communication from Councillors LePage, Michitson and Jordan requesting discussion on reducing the exposure of persons under 21 years of age to outdoor advertising (billboards) of marijuana products as well as zoning regulations pertaining to smoke and/or vapor stores in Haverhill; *Concerning the matter of outdoor advertising (billboards), the Committee discussed an email (dated 7/29) from the City Solicitor stating his opinion on local restrictions for billboard and outside advertising of marijuana products. The Committee received and reviewed a letter delivered by Dr. Maddox from the “Massachusetts Prevention Alliance (MAPA) – Public Health Framework” citing the following from the Cannabis Control Commission (CCC) regulations, 935 CMR 500.000: Section 500.170: Municipal Regulations (1) Marijuana Establishments and marijuana establishment agents shall comply with all local rules, regulations, ordinances and bylaws. (2) Nothing in 935 CMR 500.000 shall be construed so as to prohibit lawful local oversight and regulation, including fee requirements, that does not conflict or interfere with the operation of 935 CMR 500.000 Section 500.105 (4): Marketing and Advertising Requirements, (b) Prohibited Practices. The following advertising, marketing, and branding activities are prohibited: 2. Advertising, marketing and branding by means of television, radio, internet, mobile applications, social media, or other electronic communication, billboard or outdoor advertising, or print publication, unless at least 85% of the audience is reasonably expected to be 21 years of age or older as determined by reliable and current audience composition data. The Committee also received and reviewed photos of nearby communities’ billboards with marijuana related advertisements. After a lengthy discussion on the matter in regards to interpretation of a Somerville Ordinance regulating outdoor alcohol advertising, and the advertising restrictions in the former Haverhill Article II: Public-Private Partnerships Committee, The Committee and Solicitor Cox requested Dr. Maddox to provide a legal opinion of defense from MAPA counsel on a potential proposed local ordinance restricting youth access and exposure to pro-marijuana and social norming from billboard and outdoor advertising. Concerning the matter of zoning regulations pertaining to smoke and/or vapor stores in Haverhill, the Committee received and reviewed a letter from the “Massachusetts Municipal Association (MMA) – Municipal Tobacco Control Technical Assistance Program” concerning the location of Retail Tobacco Stores. After a brief discussion on the matter, the Committee requested that the City Solicitor research and review zoning ordinances and the table of use and parking regulations pertaining to this matter and schedule a future meeting (date to be determined) with the Committee to review those findings, passed unanimously.*

The meeting adjourned at 9:10 P.M.

Respectfully submitted,



Colin LePage, Chairperson
Administration and Finance Committee
Haverhill City Council

August 12, 2019

CL/bsa

- * MGL, Chapter 40A, Section 3 handout
- * DLS, MA DOR Local Finance Opinion (LFO-2018-3; September 24, 2018) handout
- * MAPA Community Stakeholder – Advertising Restrictions handout
- * Photos of billboards of nearby communities with marijuana related advertisements
- * MMA – Municipal Tobacco Control Technical Assistance Program handout

c: Mayor James J. Fiorentini
City Council

No dimensional lot requirement of a zoning ordinance or by-law, including but not limited to, set back, front yard, side yard, rear yard and open space shall apply to handicapped access ramps on private property used solely for the purpose of facilitating ingress or egress of a physically handicapped person, as defined in section thirteen A of chapter twenty-two.

No zoning ordinance or by-law shall prohibit or unreasonably regulate the installation of solar energy systems or the building of structures that facilitate the collection of solar energy, except where necessary to protect the public health, safety or welfare.

No zoning ordinance or by-law shall prohibit the construction or use of an antenna structure by a federally licensed amateur radio operator. Zoning ordinances and by-laws may reasonably regulate the location and height of such antenna structures for the purposes of health, safety, or aesthetics; provided, however, that such ordinances and by-laws reasonably allow for sufficient height of such antenna structures so as to effectively accommodate amateur radio communications by federally licensed amateur radio operators and constitute the minimum practicable regulation necessary to accomplish the legitimate purposes of the city or town enacting such ordinance or by-law.



Local Finance Opinion

LFO-2018-3
September 24, 2018

TOPIC: Money from Marijuana Establishments and Medical Marijuana Treatment Centers

ISSUE: Accounting treatment of local option excises on retail sales of marijuana for adult use and impact fees and any other payments required or received from marijuana establishments and medical marijuana treatment centers in connection with their operation

This LFO addresses questions and provides guidance regarding the municipal finance law and accounting treatment of money from marijuana establishments and medical marijuana treatment centers. It does not address how payments by those establishments or treatment centers are treated for purposes of host community agreements.

1. What is the general rule about accounting for money received by a city, town or district officer or department?

All money received or collected by a city, town or district from any source is credited to its general fund and can only be spent after appropriation unless a general or special law provides for an exception and different treatment, *i.e.*, a general or special law expressly reserves the revenue stream for expenditure for a particular purpose or allows expenditure by a municipal or district department or officer without appropriation. G.L. c. 44 § 53.

2. What money could a marijuana establishment or a medical marijuana treatment center generate for a municipality?

Municipalities may (1) impose a local excise on the retail sales of marijuana for adult use and (2) negotiate impact fees or other payments under a community host or other agreement with a marijuana establishment or medical marijuana treatment center in connection with its siting and operation in the municipality.

3. How does a municipality impose a local excise on retail sales of marijuana for adult use?

A city or town may impose a local excise on the retail sale of marijuana for adult use by accepting G.L. c. 64N, § 3. Acceptance is by majority vote of the community's legislative body, subject to charter. The maximum excise rate communities may impose is 3%. If a city or town in which a marijuana retailer is located accepts G.L. c. 64N, § 3, all sales by the marijuana retailer that are subject to the state excise on marijuana retail sales will also be subject to the host community's local excise. The excise does not apply to the sale of marijuana or marijuana products by a medical marijuana treatment center. G.L. c. 64N, § 4. See Bulletin 2018-3, Local Excise on Retail Sales of Marijuana for Adult Use.

4. How does a municipality obtain impact fees or other payments from a marijuana establishment or medical marijuana treatment center?

A marijuana establishment or a medical marijuana treatment center that wants to operate or continue to operate in a municipality must execute a community host agreement with the municipality. G.L. c. 94G, § 3(d). The community host agreement must include, but is not limited to, all responsibilities of both parties with respect to the operation of the establishment or center within the municipality. The agreement may include payment of a community impact fee by the marijuana establishment or medical marijuana treatment center in order to mitigate the costs imposed upon the municipality by the operation of the establishment or treatment center within its borders. G.L. c. 94G, § 3(d).

5. Is there an exception to the general rule for money related to the operation of a marijuana establishment or medical marijuana treatment center?

No. There is no general law that establishes a different accounting treatment for (1) revenues generated by the local sales excise on retail sales of marijuana for adult use or (2) payments made under community host or other agreements with marijuana establishments or medical marijuana treatment centers. Therefore, the money belongs to the general fund and can only be spent by appropriation. G.L. c. 44 § 53.

6. How do accounting officers treat money related to the operation of a marijuana establishment or medical marijuana treatment center?

Accounting officers must credit all of the following to the general fund:

1. Collections from local option excises on retail sales of marijuana for adult use and
2. Payments made by a marijuana establishment or medical marijuana treatment center regardless of the characterization of the payments by the parties.

State law governs the municipal finance and accounting treatment of payments made by a marijuana establishment or medical marijuana treatment center, not a host community or other agreement between the municipality and the establishment or treatment center. It is not within our regulatory purview to determine the nature of those payments for purposes of G.L. c. 94G, § 3(d). For municipal finance law purposes, however, payments made by an establishment or treatment center under a host community or other agreement in connection with, or to mitigate the costs imposed by, the location and operation of the establishment or treatment center within the municipality are in the nature of exactions or mitigation payments that belong to the general fund. They cannot be reserved in or credited to a separate gift or grant account, trust fund, revolving fund or other special revenue fund and cannot be spent without appropriation or appropriated as an available fund. They belong to the general fund because no general law establishes a different accounting treatment for money related to the operation of these establishments or treatment centers specifically or from exactions or mitigation payments generally.

We understand that some of these agreements have characterized all or some of the payments as gifts or gifts in the nature of trusts. However, a payment made by a private party to a municipality in connection with a regulated activity, contract or other municipal action is not a gift, donation or grant within the meaning of and for the purposes of G.L. c. 44, § 53A. Therefore, it may not be accounted for in a separate account and spent without appropriation. These payments lack the donative intent that is an essential characteristic of the genuine gift required by that statute. A gift is ordinarily defined as a

voluntary payment of money or transfer of property made without consideration. Although a private party's decision to engage in a regulated activity or contract with a municipality may be one of choice, it is doing so with the expectation of receiving valuable consideration in return, *i.e.*, a privilege or benefit, or some municipal action or authorization. In this case, the execution of a host agreement is a condition precedent to being able to operate or continue to operate as a licensed marijuana establishment or registered medical marijuana treatment center. It is doubtful that any payments the establishment or treatment center agree to make are for a purpose other than to obtain the necessary host agreement. "[T]he nature of a monetary exaction must be determined by its operation rather than its specially descriptive phrase." Emerson College v. Boston, 391 Mass. 415, at 424 (1984), quoting Thomson Electric Welding Company v. Commonwealth, 275 Mass. 426, at 429 (1931).

7. **Is there a way under state law that a municipality may dedicate payments made by a marijuana establishment or medical marijuana treatment center for later appropriation for particular purposes?**

Yes. A municipality may use a local acceptance option to dedicate all, or a portion of at least 25%, of the collections of the excise on retail sales of marijuana or payments from a community host and other agreement payments to a general or special purpose stabilization fund established under G.L. c. 40 § 5B. For the procedure that must be followed to accept and use this local option, see Section II of Informational Guideline Release (IGR) No. 17-20, Stabilization Funds. Under this option, these collections and payments may be dedicated to stabilization funds because they are not earmarked for a particular purpose under current state law. In addition, the excise on marijuana retail sales is not a locally assessed tax or excise specifically excluded from dedication.

8. **How will the Bureau of Accounts treat balance sheet reservations of payments from a marijuana establishment or medical marijuana treatment center when certifying free cash?**

The Bureau of Accounts will close balance sheet reservations of payments from marijuana establishments or medical marijuana treatment centers when calculating the available funds of a municipality (free cash). G.L. c. 59, § 23. This is consistent with its policy with respect to similar payments made under host, development or other agreements with other private parties that also belong to the general fund.

9. **What agency has regulatory jurisdiction over issues related to the operation of marijuana establishments or medical marijuana treatment centers?**

The state's Cannabis Control Commission determines whether marijuana establishments or medical marijuana treatment centers meet licensing or registration standards required to operate. Questions regarding the interpretation of the statute, regulations and other guidance related to the implementation of marijuana for adult use or medical purposes should be directed to the Commission.



Kathleen Colleary, Chief
Bureau of Municipal Finance Law



Massachusetts Prevention Alliance

August 5th, 2019

Dear Community Stakeholder,

There is a growing body of scientific literature showing that adolescents and young adults who are regular, heavy marijuana users are at increased risk for addiction, mental health disorders (including psychosis, bipolar disorder, and suicide), poor academic performance (including decreased IQ, student engagement, student success, and school failure at the high school and college level), negative impact on cognition and life achievement. Note: these studies were done with low potency THC. There are indications that the high THC products available with commercialization, pose increased risk, making strict regulatory control of the utmost importance.

The 2018 Metrowest Adolescent Health Survey (N= 24,746 MW students in Gr. 9-12), that includes 25 communities in the greater Boston area showed that:

- The percentage of metrowest high school students reporting lifetime marijuana use increased by 3.5 percentage points since 2016, representing almost 1,000 more students in metrowest having ever used marijuana.
- The percentage of students reporting current marijuana use (use in the past 30 days) increased by 2 percentage points since 2016, representing 564 more students in the metrowest currently using marijuana.
- 60% of students who reported they had used an electronic vapor device, said they had used it to “vape” a marijuana product. This represents more than 6,000 metrowest students.
- Overall, 1 in 4 (26%) metrowest high school students reported vaping a marijuana product.

These increases represent a reversal in what had been a decreasing trend since 2010. We will continue to watch these data points over the next several years to determine if these increases represent a prolonged upward trend in youth marijuana use; however, the potential negative impacts on the health, well-being and academic success of the students who are newly initiating use and currently using should not be ignored. If we fail to pay attention to these indicator data and push forward with expansion of a

commercial marijuana industry without aiming to meet all standards of a “Public Health Framework”, we know what to expect based on public health history.

We have seen with other industries that profit from the sale of products with addiction potential (e.g., tobacco, vape devices, opioids) that when public health and prevention are not prioritized, increased access, use, and significant harm results. Our current scientific understanding of the significant risks for negative public health impacts (including acute and chronic psychosis) make this particularly true for marijuana/THC products.

Experience from our tobacco history informs us that we must follow a Public Health Framework for regulation of commercial marijuana to prioritize population-level health over commercial market interests and to support the maximum benefit for the largest number of people, including those most vulnerable. The “Public Health Framework” lists local control as a critical standard. Local control is a cornerstone of the current statutory framework governing the marijuana industry in Massachusetts; it allows local governments to subject marijuana businesses to zoning and community host agreements, and to place restrictions on the industry through bylaws and ordinances by a vote of the people within a locality. Strong local control authority provides the people closest to the complex local impacts related to marijuana establishments the right to negotiate the agreements that will govern the operation of local marijuana establishments.

There are strong local measures that work to prioritize public health and prevention of youth access and exposure to marijuana. Among those local measures are restrictions on advertising. MAPA supports local strategies that restrict and/or fully prohibit advertising to protect children from exposure to pro-marijuana messaging and social norming. Section 500.170: Municipal Requirements gives this authority to communities:

- (1) Marijuana Establishments and marijuana establishment agents shall comply with all local rules, regulations, ordinances, and bylaws.*
- (2) Nothing in 935 CMR 500.000 shall be construed so as to prohibit lawful local oversight and regulation, including fee requirements, that does not conflict or interfere with the operation of 935 CMR 500.000.*

Also, Section 500.105 (b)2 prohibits: *advertising, marketing and branding by means of television, radio, internet, mobile applications, social media, or other electronic communication, billboard or other outdoor advertising, or print publication, unless at least 85% of the audience is reasonably expected to be 21 years of age or older as determined by reliable and current audience composition data.* Children and teens are not answering the surveys used by market composition studies but certainly are in the car listening to the radio and in the car driving past the billboard. How would 85% requirement be accurately determined? And how would it be enforced? Cities and

towns are best able to protect their youth from marijuana advertisements by prohibiting all outdoor marketing.

The “precautionary principle” or “precautionary approach” provides a guideline for making public policy in situations where there is no consensus on the evidence on each side of an issue. The precautionary principle implies that there is a social responsibility to protect the public from exposure to harm, when investigation has found a plausible risk. These protections can be relaxed if further findings emerge that provide sound evidence that no harm will result. According to the Precautionary Principle in Public Health and Environmental Policy, it is best to do the least harm where there is a plausible risk to public health. Pass the most restrictive policy available.

For more information on the Public Health Framework and further local recommendations, please see the Statement of Concern: Marijuana Policy in Massachusetts signed by over 40 clinicians and scientists from across the Commonwealth.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Heidi Heilman", with a stylized flourish at the end.

Heidi Heilman, President

weedmaps®

SMILE BOSTON.
WEED IS LEGAL.

weedmaps.com | download the app

34190

LOGAN
CONSTRUCTION

wm

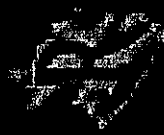
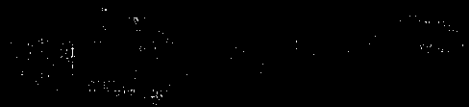
BACK RACK

LYME VADE

weed is legal
in boston

SILVERADO

Let's do this right.
Don't drive high.



REVIEWS

SOHERVILLE

9005-012-119

Municipal Tobacco Control Technical Assistance Program

Donald J. Wilson, Director
c/o Massachusetts Municipal Association
One Winthrop Square
Boston, Massachusetts 02110

(617) 426-7272
FAX (617) 695-1314
djwilson@mma.org

August 5, 2019

It is my understanding that an issue has been raised as to whether distance limitations on the location of Retail Tobacco Stores (vape shops/tobacconists) near retail marijuana stores is possible. Here are some options that are currently used around the state for regulating the sale of tobacco/vape products:

- a. A Tobacco Product Sales Permit shall not be issued to any new applicant for a retail location within five hundred (500) feet of a public or private elementary or secondary school as measured by a straight line from the nearest point of the property line of the school to the nearest point of the property line of the site of the applicant's business premises.
- b. A Tobacco Product Sales Permit shall not be issued to any new applicant for a retail location within five hundred (500) feet of a retailer with a valid Tobacco Product Sales Permit as measured by a straight line from the nearest point of the property line of the retailer with a valid Tobacco Product Sales Permit to the nearest point of the property line of the site of the applicant's business premises.
- c. Applicants who purchase or acquire an existing business that holds a valid Tobacco Product Sales Permit at the time of the sale or acquisition of said business must apply within sixty (60) days of such sale or acquisition for the permit held by the Current Permit Holder if the Applicant intends to sell tobacco products, as defined herein.

And the definition used for "Tobacco Product" for the above policies is:

Tobacco Product: Any product containing, made, or derived from tobacco or nicotine that is intended for human consumption, whether smoked, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to: cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff; or electronic cigarettes, electronic cigars, electronic pipes, electronic hookah, liquid nicotine, "e-liquids" or other similar products, regardless of nicotine content, that rely on vaporization or aerosolization. "Tobacco Product" includes any component or part of a tobacco product. "Tobacco Product" does not include any product that has been approved by the United States Food and Drug Administration either as a tobacco use cessation product or for other medical purposes and which is being marketed and sold or prescribed solely for the approved purpose.

It may be possible for a city or town to enact a policy that controls for the location of Retail Tobacco Stores near retail marijuana stores by using the above language as a guide. I've edited one of the options above as an idea but this should be reviewed by the city solicitor before using it:

A Tobacco Product Sales Permit shall not be issued to any new applicant for a retail location within five hundred (500) feet of a retailer with a valid **Haverhill's name for retail marijuana stores here** as measured by a straight line from the nearest point of the property line of the retailer with a valid Tobacco Product Sales Permit to the nearest point of the property line of the site of the applicant's business premises.

Please note that the 500-foot buffer zone can be altered higher or lower and this language does permit the buyer of an existing business with a Tobacco Product Sales Permit to "capture" their permit in order to continue selling tobacco.

CITY COUNCIL

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



CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.haverhillma.gov
citycncl@cityofhaverhill.com

CITY OF HAVERHILL HAVERHILL, MASSACHUSETTS 01830-5843

DOCUMENTS REFERRED TO COMMITTEE STUDY

38-F	Communication from Councillors Barrett and LePage requesting to discuss double poles in the City	A & F	3/15/16 9/6/16, 11/3/16, 1/17/17, 5/11/17, 10/24/17 3/6/19
38-W	Communication from Councillor Barrett requesting to give an update on response from MBTA/Keolis & US EPA about idling trains in Bradford	Citizen Outreach	4/5/16 1/31/17
26E	City of Haverhill – Mayor’s Recommendations, Capital Improvement Program – 2016-2020	A & F	5/31/16 11/3/16, 5/11/2017, 7/25/17, 2/15/18 3/6/19, 4/17/19
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
7-M	Communication from Councillor Daly O’Brien re: street parking change after storms by providing alternate street parking the night after storm to improve plowing & clearing in inner city streets	Citizen Outreach	1/16/18
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
8-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
2-C	Ordinance re: Vehicles & Traffic; Central Business District Parking Fees Rates and Terms	A & F	8/21/18
93-W	Communication from Councillor Sullivan and Bevilacqua request to discuss possibility of entering into an agreement with Lorraine Post 29 VFW to rehab and lease Clement Farm House located at 1314 Main St., Haverhill	NRPP	9/11/18 2/28/19
121-H	Communication from Councillor Bevilacqua requesting to introduce discussion re: Haverhill Youth Soccer with David Lefcourt, Pres. & Edward Felker, Chair Field Committee	NRPP	12/4/18 2/28/19
20-B	Communication from Mayor Fiorentini submitting the Haverhill Public Library Parking Study Draft Technical Report	P & D	3/12/19
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

DOCUMENTS REFERRED TO COMMITTEE STUDY (cont.)

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
38-K	Communication from Councillor Macek requesting to discuss solar panels on proposed commercial buildings	A&F	3/19/19
38S	Communication from Councillor Bevilacqua regarding construction vehicle parking in Washington St. Historic District lots and on-street parking	P & D	4/2/19
38T	Communication from Councillor Macek requesting to send Planning & Development Committee request to have meeting with City Engineer & MASS DOT personnel to review plans for reconstruction of Main St. from City Hall through Monument Sq.	P & D	4/2/19
38X	Communication from Councillor Bevilacqua requesting a discussion regarding the Veterans Clinic parking on Merrimack St.	P & D	4/9/19
59	Communication from Councillor Macek to discuss intersection of Lake St. and W. Lowell Ave.	P & D	4/23/19
59B	Communication from Councillor Bevilacqua to discuss moveable basketball hoops	Public Safety	4/23/19
59C	Suspension – Councillor Bevilacqua request for stop sign at Saltonstall Sq. turning right onto Mill St	“	4/23/19
59-U	Communication from Councillor Macek requesting to introduce request from Jeanne Cunningham To purchase city owned property on Brandy Brow Rd., Map 462, Bl. 204, Lot 25	NRPP	6/4/19
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
79-U	Communication from Councillors Barrett and Jordan requesting to discuss firefighters staffing and other concerns.	Public Safety	7/23/19
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 8/5/19
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-E	Communication from Councillor Daly O'Brien requesting discussion re: sidewalk safety during construction projects downtown	Public Safety	8/6/19