

The briefing for the City Council Meeting to be held on Tuesday, March 19, 2019 will be held at 6:30 pm in the Council Chambers.

Agenda for the City Council Meeting on Tuesday, March 19, 2019 at 7:15 pm in the Council Chambers is as follows:

#### Public Input

- MO-1 Mayors appropriation of Nine hundred thirty one thousand four hundred and 00/100 dollars (\$931,400.00) to the following named account: D.P.W. Highway Special Account for 2019 Road Program from available funds in the Undesignated Fund Balance "Free Cash" Account. Said amount is eligible for Chapter 90 Reimbursement.
- MO-2 Mayors appropriation of Four hundred twenty eight thousand two hundred and 00/100 dollars (\$428,200.00) to the following named account: D.P.W. Highway Special Account for 2019 Road Program from available funds in the Undesignated Fund Balance "Free Cash" Account. Said amount is available for Chapter 90 Reimbursement.
- MO-3 Mayors appropriation of Three hundred thousand and 00/100 dollars (\$300,000.00) to the following named account: Assessors Special Account for Update for Revaluation from available funds in the Overlay Surplus Account.
- MO-4 Mayors appropriation of Eighteen thousand five hundred forty three and 06/100 dollars (\$18,543.06) to the following named account: D.P.W. WasteWater Special Account for Settlement of Claims from available funds in the Sewer Surplus Account.
- MO-5 Mayors appropriation of Three thousand five hundred and 00/100 dollars (\$3,500.00) to the following named account: Mayor's Salary Account for Overtime from available funds in the Undesignated Funds Balance "Free Cash" Account.
- MO-6 Ordered that the City Council accept the attached list of donations from area businesses to the Chicopee Parks Department in the amount of Two thousand five hundred twenty five and 00/100 dollars (\$2,525.00). Said donations are to be used for the Annual Easter Egg Hunt to be held at Szot Park on Saturday, April 20, 2019 and are accepted in accordance with M.G.L. Chapter 44 Section 53A and 53 A 1/2.
- MO-7 Ordered that the City Council accept the donation of 104 new stuffed bears in plastic bags from the D.A.W.N. Committee of Columbia Gas of Massachusetts to the Chicopee Fire Department. Said donation is valued at Two hundred fifty and 00/100 dollars (\$250.00) and is accepted in accordance with M.G.L. Chapter 44 Section 53A ½.
- MO-8 To the City Council:

You are hereby notified that I have this day appointed, Richard Merchant, 24 Laurel Ridge Road, Southwick, Massachusetts as Acting Human Resource Director to serve in such office for the term expiring on December 31<sup>st</sup>, 2020. To which appointment I ask the confirmation of your honorable council.

\*New Appointment

MO-9 To the City Council:

You are hereby notified that I have this day appointed, Gary Laperle, 27 Moore Street, Chicopee, Massachusetts as a member of the Chicopee Golf Commission to serve in such office for the term expiring on the 1<sup>st</sup> of November, 2023. To which appointment I ask the confirmation of your honorable council.

\*New Appointment

\*Replace Jennifer Wolowicz

10 MO-4 - A postponed Mayors Order, Mayors appropriation of Twenty thousand and 00/100 dollars (\$20,000.00) to the following named account: Golf Expense Account for Maintenance of Grounds from available funds in the Golf Pro Shop Revolving Account.

11 A favorable Zoning Committee report, Special Permit application under Chapter 275-52 (B) (11) and Chapter 275-41 for the purpose of home occupation permit for home business. Business will provide transportation services one vehicle and one employee located at 40 Shaban Drive. Applicant: Nosheen Attigue, 40 Shaban Drive, Chicopee, MA 01020.

12 A favorable Communications Committee report, BE IT ORDERED that Chicopee TV live stream regularly scheduled City Council and School Committee meeting on the internet for the viewing of the general public.

13 A favorable Ordinance Committee report, BE IT ORDAINED that the City of Chicopee hereby deletes Article XXIII – Chapter 16-100 and Chapter 16-101 from the City of Chicopee Code in its entirety and insert in place thereof the following:

Article XXIII – Water & Sewer Commission

See Exhibit A attached hereto and incorporated herein for a full description.

14 A favorable Ordinance Committee BE IT ORDAINED that the City of Chicopee hereby deletes Chapter 230 from the City of Chicopee Code in its entirety and insert in place thereof

Chapter 230 – Water & Sewer Commission Sewer Ordinance

See Exhibit A attached hereto and incorporated herein for a full description.

15 A favorable Ordinance Committee report, BE IT ORDAINED that the City of Chicopee hereby deletes Chapter 231 from the City of Chicopee Code in its entirety and insert in place thereof

Chapter 231 – Water & Sewer Commission Storm Water Management Ordinance

See Exhibit A attached hereto and incorporated herein for a full description.

16 A favorable Ordinance Committee report, BE IT ORDAINED that the City of Chicopee hereby deletes Chapter 269 from the City of Chicopee Code in its entirety and insert in place thereof

Chapter 269 Water & Sewer Commission Drinking Water Ordinances

See Exhibit A attached hereto and incorporated herein for a full description.

17 A favorable Ordinance Committee report, BE IT ORDAINED by the City Council that the Code of the City of Chicopee of the Year 1991, as amended, be and is hereby further amended as follows:

Chapter 77

Delete 77-1 B

And insert in place thereof

There shall be no more than seven (7) canine units within the Police Department.

18 A favorable Ordinance Committee report, BE IT ORDERED THAT the PVTA come in before the Ordinance Committee to discuss bus stop locations.

19 A favorable Ordinance Committee report, BE IT ORDERED THAT business sized dumpsters cannot be emptied or placed on Residential property more than four times per year.

20 A favorable Ordinance Committee report, adding to Chapter 260, Parking Regulations, Cabot Street - In front of 63 Cabot Street, 30 Minute Parking - Time Limit Parking.

21 A favorable Ordinance Committee report, adding to Chapter 260, Parking Regulations, Sergeant Avenue - Entire length on the odd side, Parking Prohibited.

22 A Community Development Committee report, BE IT ORDERED THAT the Chicopee Cultural Council come before the City Council to provide a briefing on their efforts.

23 BE IT ORDERED THAT the following Mayor's Order referred to the Finance Committee on February 19, 2019 be removed from committee and acted upon:

Ordered that the sum of Thirty eight thousand eight hundred sixty and 90/100 dollars (\$38,860.90) to the following named account: Police Expense Account for K-9 Expenses from available funds in the Police Salary Account for Witness Fees.

Tillotson

24 BE IT ORDERED THAT nominations for City of Chicopee Library Board of Trustees be opened for nomination.

BE IT FURTHER ORDERED THAT Carolyn Fitzgerald be considered for said position and final appointment be voted upon.

Vieau

25 ORDERED THAT Murray Automotive, LLC, 102 Old Fuller Road, be called before the City of Chicopee License Committee and City Council to discuss the license (s) currently held by Murray Automotive, LLC including compliance with restrictions imposed upon any licenses held by Murray Automotive, LLC. The Council may modify, suspend, fine, or revoke any license held by Murray Automotive, LLC.

Deboss

26 A NEW application for a Special Permit under Section 275-58(E) (1) of the Municipal Zoning Ordinance for the purpose of reduction of the required setback for a ground sign from 25' to 3'. Located at: 1633 Memorial Drive. Applicant: Jeffrey R. Duga, 101 Cottage Road, Enfield, CT 06082.

- 27 A NEW application for a Special Permit under Section 50C (1) (2) of the Municipal Zoning Ordinance for the purpose of installation of a digital sign and setback relief from 25' to 10' for sign location. Located at: 460 Granby Road. Applicant: Sign Techniques Inc. (Tracy Janik), 361 Chicopee Street, Chicopee MA 01013.
- 28 A NEW application for a Special Permit under Section 275-30 of the Municipal Zoning Ordinance for the purpose of adding an outdoor storage container supporting the growth of the business 40' X 8". Located at: 47 Veterans Drive. Applicant: Mark Wysk, 47 Veterans Drive, Chicopee, MA.
- 29 A NEW application for a Special Permit under Section 275-72 of the Municipal Zoning Ordinance for the purpose of Apical Inc., is requesting a Special permit for a Marijuana Establishment categorized under License Group A and located at 77 Champion Drive, Chicopee, MA and used for Marijuana Cultivation and Marijuana Product Manufacturing. Furthermore, Apical is seeking the following waivers:
1. A partial waiver of the requirement for a 100 ft. vegetative screen along the Southern Parcel boundary.
  2. A partial waiver of the requirement for a 100 ft. vegetative screen along the Western Parcel boundary.
- Located at: 77 Champion Drive, Chicopee, MA. Applicant: Apical, Inc., 19 Wemelco Way, Southampton, MA 01073.
- 30 A petition from Columbia Gas of Massachusetts, hereby requests that it be granted a location and permission to replace and maintain 1,515' of 2" MP plastic gas main on Acrebrook Drive, with such laterals and service connections as it may now or subsequently find necessary. Said installation will be installed in accordance with the plans enclosed.
- 31 A petition from Columbia Gas of Massachusetts, hereby requests that it be granted a location and permission to replace and maintain 4,105' of 2" and 4" MP plastic gas main on Blecher Street, Maple Street, Linden Street, East Street, Fuller Street, East Street Avenue, Page Court, and Regency Court with such laterals and service connections as it may now or subsequently find necessary. Said installation will be installed in accordance with the plans enclosed.
- 32 A RENEWAL for a Poppies Drive held by: Post 625, VFW Home Assoc., Inc. at various locations in Chicopee for the dates of May 22 to May 28, 2019. Applied for by: Leroy Williams, 47 Labelle Drive, Chicopee, MA 01020.
- 33 A RENEWAL for a Hawkers and Peddlers License to sell flowers at 168 Chicopee Street for April 19, 20 and 21 and May 11 and 12. Applied for by: Elaine Dowd, 18 Surrey Lane, Chicopee, MA.
- 34 A RENEWAL for a Hawkers and Peddlers License to sell ice cream at various locations. Applied for by: Jeffrey Kline, 330 West Avenue, Ludlow, MA.
- 35 A RENEWAL for a Hawkers and Peddlers License to sell ice cream at various locations. Applied for by: Mehmet H. Sarikcioglu, 761 Matianuck Avenue, Windsor, CT.
- 36 A NEW application for a Service Station License located at 1057 Montgomery Street. Applied for by: Nazim Fizan.

ATTEST:



KEITH W RATTELL  
CITY CLERK