

The briefing for the City Council Meeting to be held on Tuesday, August 6, 2019 will be held at 6:30 pm at the RiverMills Senior Center, 5 West Main Street.

Agenda for the City Council Meeting on Tuesday, August 6, 2019 at 7:15 pm at the RiverMills Senior Center, 5 West Main Street is as follows:

Public Input

MO-1 Mayors appropriation of Ninety five thousand forty and 00/100 dollars (\$95,040.00) to the following named account: Police Special Account for WestComm Expenditures from available funds in the Police Salary Account for Civilian Dispatch.

MO-2 Mayors appropriation of Seventy five thousand and 00/100 dollars (\$75,000.00) to the following named account: School Special Revenue Account for Chicopee TV Public Access from available funds in the Receipts Reserved for Appropriation PEG Access Related Expenditures Account.

MO-3 Mayors appropriation of Eleven thousand nine hundred fifty and 90/100 dollars (\$11,950.90) to the following named account: City Clerk Salary Account for Sick Buy Back from available funds in the Stabilization Fund.

MO-4 An order approving and accepting the Fuller Road Reconstruction Projects altered street layout in accordance with Massachusetts Law Chapter 82.

See attached correspondence and street layout plan.

MO-5 Be it ordered that the City Council of the City of Chicopee, duly elected, qualified, and acting as such by virtue of and in accordance with the provisions of Chapter 40, Section 4A as amended and of every other power and authority granted to it by law, does hereby authorize the memorandum of agreement attached to this order as Exhibit A to work with the City of Holyoke, the Springfield Water and Sewer Commission and the Pioneer Valley Planning Commission for the purpose of seeking Federal and State Financial Assistance and other alternative funding sources, methods, and controls for mitigating the impacts of combined sewer overflows to the Connecticut River.

MO-6 Be it ordained that the Chicopee City Council does hereby amend Chapter 34, Section 1 as follows:

Delete CHAPTER 34, SECTION 1: COMPOSITION

The Fire Department of the City of Chicopee shall consist of one Fire Chief, five Deputy Chiefs to be designated First, Second, Third, Fourth, and Fifth Deputy Chiefs, respectively, 13 Captains, 23 Lieutenants, 105 Firefighters, one Administrative Assistant, one Principle Clerk, one Senior Clerk, one Fire Tech/Foreman.

AND REPLACE THEREWITH:

CHAPTER 34, SECTION 1: COMPOSITION

The Fire Department of the City of Chicopee shall consist of one Fire Chief, five Deputy Chiefs to be designated First, Second, Third, Fourth, Fifth Deputy Chiefs, respectively, 14 Captains, 24 Lieutenants, 105 Firefighters, one Administrative Assistant, one Principle Clerk, one Senior Clerk, one Fire Tech/Foreman.

MO-7 Chapter 7 Ordinance Revisions

MO-8 Ordered that the City Council accept the attached list of donations to the Chicopee Parks Department in the amount of Twelve thousand five hundred fifty and 00/100 dollars (\$12,550.00). Said donations are to be used for the annual Fourth of July Fireworks Celebration on June 29th and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

- MO-9 Ordered that the City Council accept the attached donations from the Polish National Credit Union and the Chicopee Firefighters Local 1710 to the Chicopee Parks Department in the amount of Two thousand six hundred and 00/100 dollars (\$2,600.00). Said donations are to be used for the Summer Outdoor Movie Nights at Szot Park on July 12th and August 16th and are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-10 Ordered that the City Council accept the attached list of donations to the Chicopee Parks Department in the amount of Nine hundred fifty eight and 00/100 dollars (\$958.00). Said donations are to be used for OPEE Summer Adventures Annual BBQ on Friday, August 2nd at Fairview Memorial School and are accepted in accordance with M.G.L. Chapter 44 Section 53A and 53A ½.
- MO-11 Ordered that City Council accept the attached list of donations in the amount of Nine hundred ninety three and 50/100 dollars (\$993.50) to the Chicopee Council on Aging. Said donations are for the New Building Fund and are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-12 Ordered that the City Council accept the attached list of donations in the amount of Two hundred one and 00/100 dollars (\$201.00) to the Chicopee Council on Aging. Said donations will be used for the RiverMills Reminder Newsletter and are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-13 Ordered that the City Council accept the donation in the amount of Fifty and 00/100 dollars (\$50.00) from Rovithis Realty, LLC to the Chicopee Fire Department. Said donation is accepted in accordance with M.G.L. Chapter 44, Section 53A.
- MO-14 Mayors appropriation of Fourteen thousand six and 37/100 dollars (\$14,006.37) to the following named account: Human Resources Special Account for Indemnifications of Police & Fire from available funds in the Stabilization Fund.
- 15 A favorable Utilities Committee report, BE IT ORDERD THAT Elms College be permitted to attach banners on the light poles along Springfield Street to help their campus stand out and brand it a little better.
- 16 A favorable License Committee report, an application for a Service Station License for Big Y Express, #119 located at 1177 Granby Road.
- 17 A favorable License Committee report, 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.
- 18 A favorable License Committee report, an application for an Auto Detailing License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.
- 19 A favorable License Committee report, an application for an Auto Repair License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.
- 20 A favorable License Committee report, an application for a Class II License for Veteran Auto Service located at 238 Meadow Street. Applied for by: Pablo Morales, 19 Dianna Drive, Springfield, MA 01104.
- 21 A favorable License Committee report, an application for an Auto Repair License for East Main Street Auto II located at 400 East Main Street. Applied for by: Albert A. Lafleur, 155 Old Lyman Rd., South Hadley, MA 01075.

- 22 A favorable License Committee report, an application for a Class II License for East Main Street Auto II located at 400 East Main Street. Applied for by: Albert A. Lafleur, 155 Old Lyman Rd., South Hadley, MA 01075.
- 23 A favorable License Committee report, an application for a Junk Dealer's License at 766 Memorial Drive. Applied for by: AJW Realty, LLC, Anthony Furnari, 1189 Memorial Drive, Chicopee, MA 01020.
- 24 An unfavorable Ordinance Committee report, BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:

Add Chapter 26-2

CHAPTER 26-2: Election Notification

- A. Written Notification. The Office of the City Clerk for the City of Chicopee shall mail a written notice to registered voters households no later than twenty (20) days prior to a municipal election. The written notification shall be at minimum of four by six inch index card that includes the date of the upcoming municipal election, the polling location of the household, and the offices that will appear on the ballot. Notwithstanding anything to the contrary, written notification as called for herein shall also be provided in the event of a municipal referendum with a brief description of the referendum question.
- B. Signage. On the day of a municipal election, the Office of the Registrar of Voters shall post signs at the closest intersection to a polling location, as determined by the Office of Registrar of Voters, in and on the public way and on City-owned property informing the public of municipal Election Day. The signage shall be at minimum 14x18 inches and contain the language "VOTE TODAY".
- C. The language and design of all notification methods resulting from this ordinance shall be neutral and non-partisan and shall be subject to the approval of the Office of the Registrar of Voters. No candidates name shall appear as a part of this notification.

- 25 A favorable Ordinance Committee report, Chapter 7 Ordinance Revisions
- 26 A favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Parking Regulations, Ellerton Street, In front of 76 Ellerton Street, Parking Prohibited.
- 27 a favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Parking Regulations, Broadway, East side - Entire length between Madison Street and Monroe Street, Parking Prohibited.
- 28 A favorable Ordinance Committee report, a proposed ordinance; adding to Chapter 260, Handicap Parking, 926 Chicopee Street, Handicap Parking.
- 29 A favorable Zone Change application from Residential A to Residential C for 15,309 SF of property located at 281 Sheridan Street and 0 Sheridan Street for the purpose of creating 2 lots 75 X 100. Renovating the existing house, and building a new single family house. Applied for by: Robert J. King, 77 Putting Lane, Chicopee, MA 01020.
- 30 A favorable Zoning Committee report, a Special Permit application under Chapter 275-72 for the purpose of siting an adult use marijuana retail establishment and the following waiver requests (1) 60 foot setback waiver from 1,000 foot buffer of a lodging house (2) 284 foot setback waiver of the 500 feet buffer of a church. Location - Lot 2 of recently subdivided property located at 919 Meadow Street (3) 200 foot setback waiver of the 1000 ft. buffer to a licensed child care facility. Applied for by: Green Meadows Farm, LLC, Robert Patton, CEO, PO Box 2249, Hamilton, MA 01982.

- 31 A favorable Zoning Committee report, a Special Permit application under Chapter 275-70 for the purpose of siting a medical marijuana dispensary and the following waiver requests (1) 25 footback waiver and an 125 foot setback waiver from the 300 feet buffer to any residence or residential zoning district (2) 200 foot setback waiver of the 1,000 foot buffer to a licensed childcare facility (3) 60 foot setback waiver of the 1,000 foot buffer of any halfway house or similar facility (4) 284 foot setback waiver of the 500 feet buffer of a church. Location - Lot 2 of recently subdivided property located at 919 Meadow Street. Applied for by: Green Meadows Farm, LLC, Robert Patton, CEO, PO Box 2249, Hamilton, MA 01982.
- 32 A favorable Finance Committee report, Pool Removals Bond Authorization
- 33 A favorable Finance Committee report, Lower Bemis Pond Dam Removal/Abbey Brook Restoration Bond Authorization
- 34 A favorable Finance Committee report, Old Library Repairs Bond Authorization
- 35 A favorable Finance Committee report, Road Improvements Bond Authorization
- 36 A favorable Public Works Committee report, BE IT ORDERED THAT the Engineering Department appear before the Public Works Committee to discuss proposed traffic calming techniques for the Front Street Crosswalk Project.
- 37 A favorable Public Works Committee, BE IT ORDERED THAT the Engineering Department appear before the Public Works subcommittee to discuss proposed lane reductions for East Main Street, between Carew Street and the American Legion Bridge.
- 38 BE IT ORDERED THAT the City Council accept the request to withdraw the Special Permit application submitted by Green Meadows Farm for property located at 919 Meadow Street.
- Brooks
- 39 BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:
- Delete Chapter 256 Tobacco Vending Machines in its entirety.
- Vieau, Tillotson
- 40 BE IT ODERED THAT the Tuesday, September 17, 2019 City Council meeting be moved to Thursday, September 19, 2019 due to the City Preliminary and the Tuesday, November 5, 2019 City Council meeting be moved to Thursday, November 7, 2019 due to the City Election.
- Vieau
- 41 BE IT ORDERED THAT Williams Park be secured.
- Dobosz
- 42 BE IT ORDERED THAT the Building Inspector hold a public meeting to discuss 106 Taylor Street.
- Dobosz, Laflamme
- 43 BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and hereby further amended as follows:
- Add to 275-40 E (5)

Commercial use parking restrictions. No camper, trailer or recreational vehicle of any kind may be used for dwelling purposes or accessory to any commercial building unless authorized in writing by the City of Chicopee Building Commissioner pursuant to the Massachusetts Building Code.

Courchesne

44 BE IT ORDERED THAT the IT Department purchase new iPads for each City Councilor.

McAuliffe

45 BE IT ORDERED THAT as outlined in the City Charter, that the School Committees liaison to the City Council be given a formal seat on the City Council that includes a seat with the regular members.

McAuliffe

46 BE IT ORDERED THAT the street signs on Bardon Street be replaced.

McAuliffe

47 BE IT ORDERED THAT pursuant to City Ordinance, Chapter 230, 231, 269, current easements, and the property deed, that the City of Chicopee hereby formally accepts responsibility for the maintenance of the public water system utility located within the Doverbrook Estates.

McAuliffe

48 ORDERED THAT Royal Coach Sales, LLC., 576 East Street, be called before the City of Chicopee License Committee and City Council to discuss the license(s) currently held by Royal Coach Sales, LLC, including compliance with restrictions imposed upon any licenses held by Royal Coach Sales, LLC. The Council may modify, suspend, fine, or revoke any license held by Royal Coach Sales, LLC.

Krampits

49 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign between 123 and 133 Frontenac Street.

Krampits

50 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign at 80 Frontenac Street.

Krampits

51 BE IT ORDERED THAT the DPW install a "GO SLOW CHILDREN" sign at the beginning of Theroux Drive.

Walczak

52 BE IT ORDERED THAT the DPW remove the sidewalk overgrowth on Griffith Road beginning at the Atlantic Marine Maintenance Shop.

Walczak

53 REQUEST THAT the DPW Forestry Division complete the tree stumping at 233 and 240 Blanchard Street.

Walczak

- 54 A proposed ordinance, adding to Chapter 260, One-Way Streets, Debra Drive, Flowing in the direction from the highest number to the lowest number, One-Way Street.
Courchesne
- 55 A proposed ordinance, adding to Chapter 260, Parking Regulations, Chapel Street, Between the fire hydrant and pole #17 Near Mr. Cone, 1048 Granby Road, Parking Prohibited.
Labrie
- 56 A proposed ordinance, adding to Chapter 260, Isolated Stop Signs and Signal Lights, Lafayette Street, at the Corner of 213 Lafayette Street, Isolated Stop Sign.
Labrie
- 57 A proposed ordinance, adding to Chapter 260, 260-34 DO NOT BLOCK THE BOX, Chicopee Street, In front of the Registry of Motor Vehicle at 1011 Chicopee Street, DO NOT BLOCK THE BOX.
Vieau
- 58 A Special Permit application under Section 275-30(A+B) of the Municipal Zoning Ordinance for the purpose of storage of some construction materials and some vintage electronic parts-for 6 month time period. Location: 53 Whitman Street. Applied for by: Darryl A. Therrien, 53 Whitman Street, Chicopee, MA.
- 59 A Special Permit application under Section 275-59 C 3 of the Municipal Zoning Ordinance for the purpose of locating a business that repairs dentures. Location: 35 Center Street. Applied for by: Center Group LLC, 35 Center Street, 1A, Chicopee, MA.
- 60 A Special Permit application under Section 275-50c(2)(b) of the Municipal Zoning Ordinance for the purpose of to upgrade existing marketing message and fuel price accessory signs from manual to digital. Existing and proposed sign are same size (78 sf per side). Structure to remain in place/as is. Request to waive 25 ft. setback to 1.24' back because sign is existing. Location: 167-171 Chicopee Street. Applied for by: Pride Convenience Inc., 246 Cottage Street, Springfield, MA 01104.
- 61 A Special Permit application under Section 275-50c(2)(b) of the Municipal Zoning Ordinance for the purpose of to upgrade existing marketing message board and fuel price accessory sign from manual to digital. Existing and proposed sign are same size (96 sf per side); structure to remain as is. Request to waive 25 ft setback to 0.58' back because sign is existing. Location: 27 Montgomery Street. Applied for by: Pride Convenience Inc., 246 Cottage Street, Springfield, MA 01104.
- 62 A petition for a Zone Change from Res A to Bus A for approx. 8285 square feet of property located at 415 East Street, Chicopee, MA 01020 for the purpose of a car dealership. Applied for by: C & H Investments, 40 Emily Lane, Belchertown, MA 01007.
- 63 A NEW application for a Hawkers and Peddlers License to sell flowers at various locations in the City of Chicopee. Applied for by: Doug Stewart, The Flower Guy, 106 Tavistock Street, Springfield, MA 01119.

ATTEST:



KEITH W RATTELL
CITY CLERK