

CITY CLERK  
GLOUCESTER, MA  
15 JUN 29 AM 8:30



GLOUCESTER CITY COUNCIL  
**Ordinances & Administration Committee**  
Monday, July 6 2015 – 6:00 p.m.  
**1<sup>st</sup> Fl. Council Committee Room – City Hall**  
**AGENDA**

**1. *New Appointments:***

Community Preservation Committee	TTE 02/14/17	Hank McCarl*
Shellfish Advisory Commission	TTE 02/14/18	D. Nathaniel Mulcahy (Cont'd from 6/15)
Stage Fort Park Advisory Committee	TTE 02/14/18	Salvatore J. Frontiero (Little League Rep.)

\*filling unexpired term of Joseph Orlando

- 2. *Memorandum from General Counsel & pertinent material re: proposed Ordinance for the creation of the Stage Fort Dog Park Commission (Cont'd from 05/18)***
- 3. *Memorandum from General Counsel re: Amendment to GCO Sec. 5-19. "Inspection of buildings erected on pilings" (Cont'd from 05/18)***
- 4. *CC2015-019 (McGeary) Amend GCO Sec. 22-270 "Parking prohibited at all times re: Plum Street"***
- 5. *CC2015-020 (McGeary) Amend GCO Sec. 22-270 "Parking prohibited at all times re: Atlantic Road"***

COMMITTEE  
**Councilor Robert Whynott, Chair**  
**Councilor Robert Stewart, Vice Chair**  
**Councilor Joseph Ciolino**

Back-up and Supporting Documentation all on file at the City Clerk's Office, City Hall

CC: Mayor Theken  
Jim Destino  
Linda T. Lowe  
Chip Payson  
Bill Sanborn  
Robert Ryan

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. Items May be taken out of order at the discretion of the Committee.

## **Christine Pantano**

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**From:** Gregg Cademartori  
**Sent:** Friday, June 12, 2015 9:49 AM  
**To:** Sefatia Romeo Theken  
**Cc:** Jim Destino; Tom Daniel; Matthew Coogan; Noonan, Rick  
**Subject:** Planning Board Representative to the CPA

Good Morning Madam Mayor,

As you may be aware Planning Board member John Orlando has resigned as the representative to the Community Preservation Committee (CPC). At a regularly scheduled meeting of Planning Board held on Thursday June 4<sup>th</sup> the Planning Board voted unanimously to recommend member Hank McCarl as the new Planning Board representative to the CPC. Please forward his name to the City Council for confirmation, I believe his resume should already be on file as he has been on the Planning Board for 15 years?

Regards,  
Gregg

Gregg Cademartori  
Planning Director  
City of Gloucester  
978-281-9781  
[gcademartori@gloucester-ma.gov](mailto:gcademartori@gloucester-ma.gov)

City Hall  
Nine Dale Avenue  
Gloucester, MA 01930



TEL 978-281-9700  
FAX 978-281-9738  
stheken@gloucester-ma.gov

CITY OF GLOUCESTER  
OFFICE OF THE MAYOR

June 17, 2015

Mr. Henry McCarl  
28 Old Nugent Farm Road  
Gloucester, MA 01930

Dear Hank:

I am pleased to appoint you to the **Community Preservation Committee** as the Planning Board's representative. You are being appointed to fill the unexpired term of Joseph Orlando, whose term would have expired on February 14, 2017. Your appointment will be sent to the City Council for their meeting of June 23, 2015. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

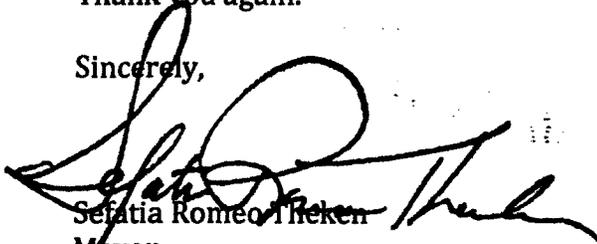
In order for you to attend and vote at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment effective June 17, 2015. Please report to the City Clerk's office to pick up your appointment card and be sworn in at your earliest convenience.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to continuing to work with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,



Sefatia Romeo Theken  
Mayor

cc: Mayor's Report to the City Council

# COMMUNITY PRESERVATION COMMITTEE

## Chapter XXXX City of Gloucester Community Preservation Act

<b>Section X</b>	<b>Establishment</b>
<b>Section XX</b>	<b>Membership and Terms</b>
<b>Section XXX</b>	<b>Terms of Office</b>
<b>Section XXXX</b>	<b>Authority, Duties and Responsibility</b>
<b>Section XXXXX</b>	<b>Quorum and Voting</b>
<b>Section XXXXXX</b>	<b>Severability</b>

### **Section X**            **Establishment**

There shall be a Community Preservation Committee ("Committee"), in accordance with Chapter 267 of the Acts of 2000, Massachusetts Community Preservation Act, MGL chapter 44B, §1, et seq., which shall consist of nine (9) members as follows:

### **Section XX**            **Membership and Terms**

The community preservation committee shall consist of nine (9) members, all of whom shall be residents of the city. Committee members shall be appointed by the Mayor and confirmed by the city council for a period of three years expiring on February 15. Committee shall be composed of the following:

- 1) Four members shall be members of the boards and commission as required by the Community Preservation Act, GL c. 44B section 5 and appointed by the Mayor subject to confirmation of the City Council. If a statutory board or commission no longer functions or exists within the city then the Mayor shall appoint a member from the general public who has expertise or performs like duties as the board or commission. Each board or commission shall submit the name of one of its members to sit on the committee within 45 days of a vacancy of the statutory membership. The statute directs that a member from each of the following shall be designated as a member of the committee:
  - a) one member of the Conservation Commission as designated by the Commission.
  - b) one member of the Historical Commission as designated by the Commission.
  - c) one member of the Planning Board as designated by the Board.
  - d) one member of the Parks and Recreation Department.
  - e) one member of the Housing Authority as designated by the Authority.
- 2) There shall be four members of the general public not currently holding elected or appointed office, as appointed by the Mayor.
  - a) The At-Large members shall include at least one citizen who has expertise or demonstrated interest in open space, at least one citizen who has expertise or

demonstrated interest in recreation, at least one citizen who has expertise or demonstrated interest in historic preservation and at least one citizen who has expertise or demonstrated interest in affordable housing.

- b) To the extent possible the members of the committee will be selected so that the five wards are fairly represented.

The commission and boards which may designate a member for appointment shall do so within 45 days of the effective date of this ordinance and shall forward the names to the Mayor. Should a commission or board fail to designate a member for appointment within 45 days, the Mayor shall appoint the member from the general public.

Should a member from a designated commission or board be no longer able to serve on the Preservation Committee, the Mayor shall appoint a successor member.

#### **Section XXX            Terms of Office**

- 1) The term of office for each member of the Committee shall be three years. No member shall serve more than two terms.
- 2) In order to stagger the terms of the members, the terms of the initial appointments shall be as follows:
  - a. the Historic Commission member, the Conservation Commission member, two At-Large member appointed by the Mayor shall serve for three (3) years;
  - b. the Housing Authority member, the Planning Board member and one At-Large member appointed by the Mayor shall serve for two (2) years;
  - c. the Parks and Recreation Member and one At-Large member appointed by the Mayor shall serve for one (1) year.
  - d. For purposes of this clause, the initial one (1) and two (2) year appointments shall be deemed not to constitute full terms.

#### **Officers:**

- 1) The committee shall annually elect one of its members to serve as chairperson and may elect such other officers, adopt procedural rules and regulations and establish any subcommittees as it deems appropriate.
- 2) A Committee member may serve as chairperson for 2 consecutive years, after which he/she shall not be eligible to be nominated for the same position. However, a two-thirds (2/3) vote of the Committee can waive this provision.

**Vacancies:**

Any vacancy shall be filled by the respective Board, Commission, Authority or Mayor for the remainder of the unexpired time.

- 1) In the event that a Committee member is unable for any reason to complete serving a term, whether by failure of reappointment to his or her underlying board, commission or authority, or otherwise, the board, commission or authority responsible for designating said committee member shall forthwith designate another of its members to complete the remainder of the term.
- 2) All committee members shall serve on the committee without compensation.

**Section XXXX Authority, Duties and Responsibility**

- 1) The Community Preservation Committee shall study the needs, possibilities and resources of the city regarding community preservation. The committee shall consult with the Mayor, the City Council, the Community Development Director, the Housing Authority Director, the Conservation Commission, the Historical Commission, the Zoning Board, the Parks and Recreation Director, the Chair of the Gloucester Housing Trust, Grants Director, Public Works Director and any persons acting in those capacities or performing like duties when conducting such studies.
- 2) As part of its study, the Committee shall hold one or more public information hearings annually on the needs, possibilities and resources of the City regarding the community preservation possibilities and resources, notice of which shall be posted publicly and published for each of the two weeks preceding a hearing in a newspaper of general circulation in the City and published electronically on the city's web site.
- 3) The Committee shall meet as necessary to carry out its duties, but in any fiscal year shall hold no fewer than three (3) meetings.
- 4) On or before November 1<sup>st</sup> of each year, the Committee shall make recommendations to the City Council for:
  - a. the acquisition, creation and preservation of open space;
  - b. the acquisition, preservation, rehabilitation and restoration of historic resources;
  - c. the acquisition, creation, preservation and support of community housing;
  - d. the acquisition, creation and preservation of land for recreational use; and
  - e. the rehabilitation or restoration of open space, land for recreational use and community housing that is acquired or created as provided in this section.
- 5) With respect to community housing, the Committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.
- 6) The Committee may include in its proposal to the City Council, a recommendation to set aside

for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund or to set aside for later spending funds for general purposes that are consistent with community preservation.

- 7) The Committee may recommend the issuance of general obligation bonds or notes, in accordance with the provisions of M.G.L., Chapter 44B, § 11, in anticipation of revenues to be raised pursuant to M.G.L., Chapter 44B, § 3, the proceeds of which shall be deposited in the Community Preservation Fund.
- 8) In every fiscal year, the Committee shall recommend that the City Council either spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for each of the following:
  - a. open space (not including land for recreational use);
  - b. historic resources
  - c. community housing
- 9) All recommendations and proposals submitted by the Committee to the City Council shall include the anticipated costs thereof.
- 10) No appropriation shall be made from the Community Preservation Fund without the approval of the City Council.
- 11) The Committee shall submit to the City Council, by March 1<sup>st</sup> of each year, an annual administrative and operating budget for the Committee for the next fiscal year, which shall not exceed five (5%) percent of that year's estimated annual Community Preservation Fund revenues.

**Section XXXXX Quorum and Voting**

- 1) Five (5) members shall constitute a quorum for the purpose of convening a meeting and of conducting the business of the Committee.
- 2) The Committee shall approve its actions by a majority vote of the quorum.

**Section XXXXXX Severability**

In the event any part of this Ordinance is for any reason declared invalid or unconstitutional by any court, the remainder of this Article shall continue in full force and effect.

City Hall  
Nine Dale Avenue  
Gloucester, MA 01930



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stheken@gloucester-ma.gov

CITY OF GLOUCESTER  
OFFICE OF THE MAYOR

June 2, 2015

Mr. D. Nathaniel Mulcahy  
33 Middle Street  
Gloucester, MA 01930

Dear Nathaniel:

I am pleased to appoint you to a three year term on the City of Gloucester's **Shellfish Advisory Commission**. Your appointment will be sent to the City Council for their meeting of June 9, 2015. Confirmation of your appointment will be referred out to the next Ordinance and Administration subcommittee, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

In order for you to attend and vote at meetings until your appointment confirmation is finalized, I have issued you a 90 day temporary appointment. Please report to the City Clerk's office at your earliest convenience to pick up your appointment card (*copy enclosed*) and be sworn in.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,

A handwritten signature in black ink, appearing to read "Sefania Romeo Theken". The signature is fluid and cursive, written over the word "Sincerely,".

Sefania Romeo Theken  
Mayor

cc: Mayor's Report to the City Council  
David Sargent, Shellfish Constable  
Enclosure

**Sec. 20-2. - Shellfish advisory commission.**

- (a) *Created; membership; appointment; compensation.* There is hereby created and established in the city a commission to be known as the shellfish advisory commission. The commission shall consist of five members of all whom shall be citizens of the city and shall be appointed by the mayor, subject to confirmation by the city council, and shall be unpaid.
- (b) *Terms of members; chairperson.* All members of the shellfish advisory commission shall be appointed for three -year terms. The commission shall choose one of their members to be chairperson.
- (c) *Compensation.* The shellfish advisory commission shall consist of three persons from the shellfish industry, the chairperson of the conservation commission or his designee and a marine biologist, if available.
- (d) *Duties.* The shellfish advisory commission shall advise the mayor and city council on all matters pertaining to shellfish, seaworms and eels. The commission may establish, subject to approval by the city council, a management plan with rules and regulations relating to the issuance of permits and taking of shellfish, seaworms and eels.

*(Ord. No. 49-95, § 1, 12-29-1995)*

**Cross reference—** Boards, commissions, councils, and committees, § 2-400 et seq.

Nathaniel Mulcahy received his Bachelor of Science in mechanical and industrial engineering at the University of Massachusetts. He then went on to Washington University for his Masters of Science where he specialized in fluid dynamics and neuro-structures. He received his Dottorato di Ingegneria at l'Università Genova specializing in design for manufacture. In addition to other degrees, Mulcahy is currently working on a PhD in Marine Sciences at the University of New Hampshire. He is an inventor, and has been internationally recognized inventor for over three decades. His primary focuses have been humanitarian engineering and Ecology. He has worked for many companies including: Gillette, Lego, Textron, and Emerson. While at Emerson he held the position of *Director of Research*. Mulcahy has also consulted for organizations including CNR, Gates Foundation, UNCCD and the Politecnico di Milano. Mulcahy is currently the Founder and Director of WorldStove. In 2010, WorldStove became the world's first company to be certified as carbon negative, and the business model Mulcahy developed was awarded as one of the top ten for social good in 2011 by Trend Setter. Through WorldStove, Mulcahy has worked to help create local self-sustaining jobs in 13 countries through knowledge transfer and ecology programs in the areas of manufacturing, local energy, sustainable sanitation, reforestation, and soil and coastal restoration. For the past three years, as part of his coastal ecology programs, his research has focused on the possible ecological and economic impacts of existing invasive or non native flora and fauna. He has been a Lecturer at the Politecnico di Milano and taught at the University of Massachusetts, and is currently an affiliate researcher at the University of New Hampshire and an associate researcher and the Scottish Association for Marine Sciences

**D.Nathaniel Mulcahy, Dott Ing, MSME, BSME**  
Owner/Director WorldStove

E-mail: [nmulcahy@worldstove.com](mailto:nmulcahy@worldstove.com)  
Cell: 001 (413) 275 8737

### **REASEACH/AREAS OF INTEREST**

#### **Engineering:**

Humanitarian engineering; design of mechanical assemblies for manufacturing; sustainable sanitation, marine industries; all with a focus on social entrepreneurship and local job creation.

#### **Marine Science:**

Determining the cause *Mya arenaria* die off in the greater Boston area, *Ostrea edulis* populations, establishing sustainable fisheries for *Ensis directus*, and hatchery and depuration devices and techniques for multiple shellfish species.

### **EDUCATION**

- 2014 Algalculture for shellfish and Multi – Species Hatcheries. Scottish Association of Marine Sciences, Oban, Scotland (UK)
- 2013 Oyster Cultivation and invitro fertilization of shellfish Willam and Mary, Virginia Institute of Marine Sciences (VIMS), Gloucester VA
- 2007 Dott Ing (Laurea in Ingegneria Industriale) Industrial Engineering: Specializing in Design for Industrialized Production and Life Cycle  
Università Degli Studi di Genova, Genova Italy
- 2002 MSME Bio Mechanical Engineering: Concentration on Fluid Dynamics  
Washington University, St. Louis MO
- 2000 BSMIE honors Design of Mechanical Assemblies  
University of Massachusetts, Amherst

### **WORK EXPERICENCE**

2002- Present

**Engineering Consultant**

**In addition to my regular work I have been an engineering consulting and designer for major corporations since 2002. Clients have included Gillette, Textron, UNCCD, UNH, DMF, CNR, and major automotive corporations. Projects have included design work for the Gillette Venus, gearing used on the shuttle bay doors, and the first eight cylinder manifold for formula 1, when the switch was made to go from twelve to eight cylinders.**

**2015-Present**                      **Editor**                      **Virginia Institute of Marine Sciences**  
Editor of the VIMS TOGA (Tidewater Oyster Grower's Association) Journal.

**2015-Present**                      **Lecturer**                      **Gordon College**  
Co-teaching a class on Social Entrepreneurship and Invention. My part of the class is a compressed version of the two year course on invention and innovation I developed for the Politecnico di Milano's Engineering Department.

**2014-Present**                      **Research Associate**                      **Laurence Mee Center**  
The Laurence Mee Center for Society and Sea was launched by the Scottish Association for Marine Sciences. As a research associate I work as part of a team of interdisciplinary researchers, collaborating on key issues related to aquaculture and sustainable fisheries.

**2013-Present**                      **Affiliate Faculty Member**                      **University of New Hampshire**  
My work with UNH has been primarily focused on shellfish and the development of sustainable aquaculture programs and devices. Other projects have included computational fluid dynamic mapping of the Greater Boston Harbor in an attempt to determine the cause of rapid decline of Mya arenaria populations.

**2006-Present**                      **Director/Founder**                      **WorldStove**  
WorldStove began in 2001 as a weekend only humanitarian engineering effort and became a proper company in 2006. Since then we have developed 25 new products, run programs in 13 countries, trained over 4000 collaborators and been recognized for both our products and our business model. In 2009 WorldStove became the world's first company to be certified as carbon negative. Recognized for our work in woman's health, sustainable sanitation, restoration of ecosystems, and the creation of permanent local self-sustaining jobs with a focus on ecologically fragile areas, disadvantaged populations. Our latest achievement is the partnering with organizations which provide safe houses for the victims of human trafficking in Massachusetts. (client list includes World Food Program, Bellona Foundation, Gates Foundation, Rwandan Red Cross)

**2008-Present**                      **Director**                      **WorldStove Ecosystem Restoration**

WorldStove began in 2008 to design coastal and ecosystem restoration programs in collaboration with the Coral Reef Alliance. Using fluid dynamic predictive modeling to evaluate silt deposits and coastal erosion I have developed both predictive erosion studies and remediation procedures which compensate for climate change, sea level rise, and negative agricultural practices. We have been successfully applying these practices in Haiti, Africa, and Massachusetts

**2009-Present**

**Director/Founder**

**Measurable Offsets**

In 2009 WorldStove became the world's first company to become certified as carbon negative. This combined with our unique business model of donating 100% of all offsets earned to the locally owned and operated StoveHubs brought enough attention to this division to require the creation of a separate organization for the brokering of these offsets. Most clients are corporate and based in the EU but we have had a growing number of clients from California and Australia due to recent legislation.

**5/2002 – 10/2006**

**Director of Research and Development**

**Emerson Appliance**

While at Emerson I was promoted from designer to director of R&D. In this capacity I was required to lead teams on three continents in the development of new products. I oversaw the merger of Plaset and Ceset into Emerson and helped establish a research group in Pune India. By the time I left, Emerson held 52% of the world's market for appliance motors. My daily tasks involved new product development, development of life testing procedures, market analysis, design of production lines, adaptation of existing products to customer needs. Coordinating projects with input from teams on three continents and a work force of 1200. Critical to my role as Director of R&D was the design and overseeing of life testing experiments to determine safety, durability and strength of critical structural and electromechanical components.

**2/2001-5/2002**

**Instructor**

**Washington University Saint Louis**

Taught Fluid Dynamics and Ran Laboratory for students leaning about pump efficiencies and capillary flow of emissive fluids in harmonic resonance.

**4/1999-12/2000**

**Product Designer**

**Lemelson Assistive Technology Development Center**

Worked as team leader on a project to develop a wheel chair for a child with cerebral palsy. The system incorporated a neuro feedback system which, using specific algorithms, would anticipate epileptic seizures and reduce the number of instances by up to 80%. My work on this project continued and lead to the neuro structures work I conducted at Washington University's Barns Jewish Hospital.

**4/1998-3/1999**

**Product Designer**

**Cone Drive/TEXTRON (Traverse City, MI)**

My work at Cone Drive began as an intern in the summer of 1998, during which time I was the team leader for a project which led to the development of an impeller and shroud for cooling gearboxes. Using both FEA of the blades, CFD of cooling channels, and Dynamometer tests I was able to achieve a 338% improvement in cooling over former design. The success of this project prompted Cone Drive to promote me and keep me on as an engineering consultant.

**5/1997-9/1997**

**Engineering Intern**

**Gillett Corporation (Boston)**

While at Gillett, I was part of the 226/Venus team and developed laboratory tests that measured and quantified shaving parameters.

## **PARTIAL LIST OF PATENTS AND INDUSTRY PROPRIETARY DEVICES**

LuciaClearwater. Carbon negative cookstove capable of water depuration (2014)  
Oyster cage and flipping device specifically designed to meet the needs of *O. edulis* (2014)  
Depuration and degritting device for *Ensis directus* (2013)  
Variable, Multi Parameter Control for Industrial Biochar Production (2012)  
Biochar dosing and application device for restoring coastal ecologies and sand dunes (2012)  
Process for using nutrients in invasive algae species to inoculate biochar for use as a soil amendment (2012)  
Process for harvesting invasive algae species (2011)  
Biochar community toilets (2010)  
Emergency Relief Flat Pack Origami Stove (2010)  
Aliquot dosing process for restoration of desertified soils (2009)  
Continual process pyrolytic home heating unit and power generator (2009)  
LuciaPQ developed for the One Laptop for Every Child Program (2009).  
LuciaStove Process (Oct 2008)  
Starting device for synchronous wet rotor pumps (July 2005)  
Device for improved CNC milling (May 2005)  
Anti cavitation integrated heating element for pumps (January 2005)  
Anti sheering force rotor for wet rotor pumps (October 2004)  
Tangential Blower AlCap.Plaset S.P.A. TO2003A000495 (June 2003)  
Acoustic Resonator, a device used to measure four quantifiable elements of post-shaving hair and skin quality. Gillette Corp. (2000)  
Neural-feedback algorithm and device for the reduction of epileptic seizures (1999-2001)  
Living Spring, an injection moldable spring. Colgate Palmolive (1999)  
Bat Fan (turbulence based impeller) Textron Corporation (1998)  
Cybernetic Ear (1982)

## **PARTIAL LIST OF AWARDS AND HONORS**

Voted one to the Top Ten social good business models of 2011 by Trend Hunter  
Featured in the Clinton Foundation 2010 Earthday Celebration  
Humanitarian of the Year Award— Val Curone Lions Club (April 2008)  
Premio Industria Innovativa Biomeccanica Camera Commercio AL (August 2006)  
Dirigente EAME (March 2005)  
Outstanding Teacher Award (October 2002)  
Highest Score On Design Doctoral Qualifier (February 2002)  
Policemen's Award for Biodynamic Research (June 2001)  
Tree and Plaque placed in honor of my leadership and creativity by the University of Massachusetts  
School of Engineering (May 2001)  
College of Engineering Dean's Fellowship, Washington University (February 2001)  
First place ASME Design Award (November 2001)  
College of Engineering Student Service Award (May 2000)  
ASME Outstanding Student Leader Award (April 2000)  
First Place ASME Old Guard National Engineering Research Paper Competition (November 1999)  
5th place SAE International Super Mileage Vehicle Competition (June 1999)  
College of Engineering Student Service Award (May 1999)  
First Place Region 1 ASME Research Competition (May 1999)  
First Place Western Mass ASME Student Paper Competition (March 1999)  
Second Place Tau Beta Pi Engineering Design Competition (March 1998)  
3rd place SAE National Super Mileage Vehicle Competition (March 1998)  
Single largest grant ever from the Alumnae Association for undergraduate research for the  
Development of a ultra efficient internal-combustion-engine vehicle (November 1997)  
Massachusetts Patent Attorney Association Award for Invention of Aid for Deaf Parent (1982)

## **PUBLICATIONS**

**“In situ Observation and Computational Fluid Dynamic Analysis of *Ensis directus* Orientation with Regard to Dominant Currents.” . N.Mulcahy Journal of Shellfish Research Volume 33, Number 2 2014**

**“Cultivated Shellfish Based Carbon Offsets: Mitigating Climate Change, Improving the Environment and Providing Economic Incentives for Growers”. N.Mulcahy Journal of Shellfish Research Volume 33, Number 1 2014**

**“Improved techniques for depuration and degritting of *Ensis directus*”. N.Mulcahy Journal of Shellfish Research Volume 33, Number 1 2014**

**Coauthor of Textbook "Innovative Methods of Soil Fertility Restoration, Carbon Sequestration, and Reversing CO<sub>2</sub> Increase". Coastal restoration utilizing biochar aliquots and shellfish restoration. CRC Press 2013**

**“Biochar soil amendment increases tomato seedling resistance to drought in sandy soils”. D.Nathaniel Mulcahy, D.L. Mulcahy, D. Dietz. Journal of Arid Environments Volume 88, January 2013, Pages 222–225**

**‘Measurement of Strain by MRI Tagging in Physical Models of Brain Injury’. P.V. Bayly, N. Mulcahy, G. Meyer, G.M. Genin, ASME Summer Bioengineering Conference 2003.**

## **Invited Submissions and Reports**

**“What’s In A Name? Reflections on Cultural Sensitivity and Messaging in Cookstove Programs”. D.N. Mulcahy, K. Ragsdale. Journal of Society for Medical Anthropology. March 2014**

**“The Green Menace :Risks posed by *Carcinus maenas* to shellfish industries and possible solutions” N. Mulcahy, VIMS TOGA. Spring 2014**

**“Taking census of intertidal *Ostrea edulis* populations in New England waters and what their existence implies for oyster growers”. N. Mulcahy, VIMS TOGA. Winter 2013**

## **PARTIAL LIST OF PRESENTATIONS, LECTURES, SIMPOSIA**

Depuration, Innovation, and Diversification as keys for sustainable Shellfishing Industries 8TGM 2015  
Structural and functional advantages of *Ciona intestinalis* for use as fish feed. NACE 2015  
Sustainable Aquaculture Devices Scottish Association of Marine Sciences Oct 2014  
Environmentally and Economically sustainable Carbon Offset Options UN Climate Summit NYC  
September 14 2014  
Social Entrepreneurship: How to Do Well AND Do Good. Enterprise Center Salem State 2014  
Earth Day Lecturer for ASF /Advocates for a Sustainable Future) Gordon College 2014  
Lectured on Green and Carbon Negative Coastal Restoration Projects for the Ocean Classroom  
Foundation Fall 2013  
Occasional Lecturer at the Politecnico di Milano Engineering Department (Lecco)2006-2009  
USBI Sonoma 2012  
ETHOS 2009, 2010, 2011, 2012  
Global Alliance For Clean Cookstoves 2010,2011,2012,2013,2014  
Concordia Summit 2012  
Presentaiona at Istituto Nazionale de Enfermedades Respiratorias (Mexico City) 2011  
Command performance for the Globe Forum, the Founder of Ikea, and inventor of Skype 2010  
Gates Foundation Convening as one of the top ten, world experts, on Biochar 2010  
Torre Superiorie Eco Simposium 2009  
COP15  
COP 9 Quantifying Carbon Offsets  
Terra Futura  
Terra Madre  
Florence  
University of Njala  
Cape Coast University (Ghana)  
Freetown University  
Ran or am running programs in Uganda, Ghana, Togo, Sierra Leone, Rwanda, Senegal, Mexico, Haiti,  
Nigeria, Tanzania, Mongolia, Afghanistan, United States, Italy, Sweden,

## **PROFESSIONAL AFFILIATIONS**

Founding member of UN Foundation Clean Cookstove Program  
East Coast Shellfish Grower's Association  
National Shellfisheries Association  
Advisor to the Afghan Women's Program  
SuSanA (Sustainable Sanitaion Allaiance)  
PCIA (Partnership for Clean Air Alliance)  
Founding Member of ICHAR  
ASME (American Society for Mechanical Engineers)  
SAE (Society of Automotive Engineers)  
Pi Tau Sigma (Mechanical Engineering Honors)  
UNCCD

City Hall  
Nine Dale Avenue  
Gloucester, MA 01930



CITY OF GLOUCESTER  
OFFICE OF THE MAYOR

TEL 978-281-9700  
FAX 978-281-9738  
stheken@gloucester-ma.gov

June 16, 2015

Mr. Salvatore J. Frontiero  
12 Warner Street  
Gloucester, MA 01930

Dear Sal:

Please accept my sincere thanks for your interest in serving on the newly-formed **Stage Fort Parking Advisory Committee**. I am pleased to appoint you to a three year term on this important committee and will be forwarding your appointment to the City Council for their meeting of June 23, 2015. Your appointment will be referred to the next Ordinance and Administration subcommittee meeting, and you will be notified by the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

Until your appointment confirmation is finalized by the City Council, I have issued you a 90 day temporary appointment to enable you to attend and vote at meetings. Please report to the City Clerk's Office at your earliest convenience to pick up your appointment card and be sworn in.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

If you have any questions or if you require additional information, please feel free to contact my office.

Thank you again.

Sincerely,

Sefat'a Romeo Theken  
Mayor

cc: Mayor's Report to the City Council.

# **FRONTIERO LAW OFFICE, P.C.**

SALVATORE J. FRONTIERO, ESQ.

46 MIDDLE STREET  
GLOUCESTER, MA 01930  
Telephone: (978) 283-2850  
Facsimile: (978) 283-2950  
Email: sal@frontierolaw.com

June 4, 2015

Honorable Sefatia Romeo Theken, Mayor  
City of Gloucester  
9 Dale Ave.  
Gloucester, Ma 01930

RE: Stage Fort Park Advisory Committee

Dear Mayor Romeo Theken,

Kindly accept this letter and attached resume in application for membership on the recently formed Stage Fort Park Advisory Committee. As you may be aware, I am a member of the Gloucester Little League Board of Directors and I would like to represent that organization on this committee. As a member of that Board and also a parent and coach of Gloucester Little player, I am amply qualified to serve as a voice for the league as it concerns management and use of Stage Fort Park.

Moreover, since 2003 I have been heavily involved with renovation of the Stage Fort Park playground through my involvement with the Gloucester Rotary Club. In fact, during my year as President of the Gloucester Rotary Club in 2012/2013, I was able to implement a policy whereby our club now earmarks funds each year for park upkeep and improvements.

I believe that the experience described above renders me more than qualified to serve. Accordingly, I ask that you consider me for membership on the Stage Fort Park Advisory Committee. Thank you for your prompt consideration.

Sincerely,



Salvatore J. Frontiero

residence: 12 Warner Street  
Gloucester

enclosure

**FRONTIERO LAW OFFICE, P.C.**  
SALVATORE J. FRONTIERO, ESQ. , PRESIDENT/OWNER  
46 Middle Street  
Gloucester, MA 01930  
(978) 283-2850  
email: sal@frontierolaw.com

---

12/02 to  
Present

**FRONTIERO LAW OFFICE, P.C., Gloucester, MA**  
**ATTORNEY** in solo law practice engaging in the general practice of law, with emphasis in real estate/closings, land use and zoning, probate, estate planning, civil litigation, small business, as well as other areas of general practice. Represent lenders, buyers and sellers in both residential and commercial conveyancing and foreclosures.

Represent the following lenders, among others, in both residential and commercial transactions: BankGloucester, Rockport National Bank, Cape Ann Savings Bank, Mortgage Network, Inc.. Approved closing attorney for BankGloucester, Rockport National Bank, Cape Ann Savings Bank, Wells Fargo Home Mortgage, Bank of America, among others. Title insurance agent for CATIC Title Insurance.

Practice also includes land use-zoning, estate planning/wills, small business formations/representation and civil litigation.

**PRIOR EXPERIENCE/EDUCATION/COMMUNITY SERVICE FOR SALVATORE J. FRONTIERO:**

9/01- 12/02

**LAW OFFICE OF STEPHEN COLUMBUS, Stoneham, MA**  
**OF COUNSEL**, Assisted attorney in litigation and real estate practice. Duties included client consultations and contact, litigation preparation, drafting motions and pleadings, preparing and conducting real estate closings.

4/94 - 9/01

**FRONTIERO & GRAVES, ATTORNEYS AT LAW, Stoneham, MA**  
**ATTORNEY AND FOUNDING GENERAL PARTNER** in three attorney general practice law firm. Areas of practice included estate planning, real estate, criminal, personal injury, small business, civil litigation, divorce and family law, and other areas of general practice. Responsibilities also included handling day-to-day business operations of law firm's two offices, including marketing, networking, employee management and financial affairs. Firm also had Central Massachusetts office in Gardner, Mass.

1/00 -6/01

**CITY OF GARDNER, MASSACHUSETTS**  
**ASSISTANT CITY SOLICITOR**, Served as Assistant City Solicitor in city with population of 22,000. Handled in-house legal issues, contract negotiation, litigation, generally assisted City Solicitor, who was my law partner.

**EDUCATION:**

**SUFFOLK UNIVERSITY LAW SCHOOL, Boston, MA**  
J.D., May 1993; Admitted to Massachusetts Bar 12/93  
Class Rank: Top Ten Percent (30/324)

Honors: Cum Laude  
Dean's List-1990-1991, 1991-1992, 1992-1993  
American Jurisprudence Award: Highest Achievement in  
Federal Courts Elective, Spring 1993

**UNIVERSITY OF MASSACHUSETTS, Amherst, MA**

B.S., Natural Resource Studies, June 1989

Minor: Natural Resource Economics

Honors: Cum Laude

Dean's List, Last Five Semesters

Psi Sigma Pi National Forestry Honor Society

**CIVIC/  
COMMUNITY  
INVOLVEMENT**

**CURRENT COMMUNITY INVOLVEMENT:**

- 3/03 to Present  
GLOUCESTER ROTARY CLUB, Gloucester, MA  
CLUB PRESIDENT 2012-2013. Currently president of civic and business organization that raises money for nonprofit and community causes, as well as performs various tasks for the community, such as playground restoration and cemetery upkeep. Involvement includes running weekly meetings as well as monthly board meetings, fund raising efforts and providing time and labor to community projects. Also, member of organization Board of Directors from 2006 to present.
- 1/03 to Present  
CAPE ANN CHAMBER OF COMMERCE, Gloucester, MA  
2011 PRESIDENT OF BOARD OF DIRECTORS, PAST GENERAL COUNSEL & MEMBER, BOARD OF DIRECTORS (since 01/2006), Current President for 2011 of chamber with 800 + members covering communities of Gloucester, Essex, Rockport and Manchester-by-the-Sea. Oversaw operations and lead 25-member Board as President. Member and head of Board Executive Committee. Participated in regular meetings as well as fund raising and membership drives. Also served as General Counsel to Chamber from 2006 through 2011 and Chairperson of Board for 2012.
- 2005 to Present  
CITY OF GLOUCESTER SENIOR CENTER, Gloucester, MA  
PRO BONO LEGAL COUNSEL to patrons of Gloucester Senior Center. Provide monthly pro bono office hours at senior center office for seniors on a drop in basis. Provide follow up pro bono services to eligible senior citizens in areas of estate planning, debt counseling, family law, among other areas.
- 2008 to Present  
GLOUCESTER LITTLE LEAGUE, Gloucester, MA  
MANAGER, ASSISTANT COACH, MANAGER OF ALL-STAR TEAMS, BOARD MEMBER, Served as assistant coach for T-ball level team in 2008, coach level in 2009 and 2010 and Majors B 9-10 year-old Little League level in 2011. Managed little league teams from 2012 through 2014. Managed all star teams from 2011 through 2014. Currently coach Junior League team. Teach children skills of game of baseball, as well as team work, character building, discipline. Member of Board of Directors since 2013.

**PAST COMMUNITY INVOLVEMENT:**

- 09/03 to 09/10      CAPE ANN YMCA, Gloucester, MA  
BOARD OF DIRECTORS, PAST BOARD PRESIDENT of nonprofit local YMCA. Served as Board President from September 2006 through September 2008 and also member of the YMCA of the North Shore Corporate Board of Directors during that period. Served as Vice President of Board from September 2004 through August 2006. Attended regular monthly meetings, served on Board subcommittees, engaged in fund raising, including thrice chairing annual Y for All fund raising campaign, and decision making for facility serving Cape Ann area.
- 5/03 to 07/06      CITY OF GLOUCESTER DOWNTOWN DEVELOPMENT COMMISSION  
MEMBER, Former member of City of Gloucester commission consisting of citizens appointed by the Mayor and approved by the City Council. Commission works to encourage economic vitalization of downtown Gloucester and makes recommendations to the Gloucester City Council and Mayor.
- 2005 to 2007      GLOUCESTER PRIDE STRIDE, Gloucester, MA  
COMMITTEE MEMBER. Former Member of volunteer committee that organizes, fund raises and runs local annual charity walk in which participants walk to earn pledges support local charitable causes.
- 6/03 to 6/05      PATHWAYS FOR CHILDREN, INC., Gloucester, MA  
FORMER MEMBER, BOARD OF DIRECTORS of nonprofit corporation that provides early intervention, training for pregnant teens, affordable child care and education to families in need in the Cape Ann and Peabody areas. Board is responsible for managing annual budget of over six million dollars and overseeing day-to-day operations of corporation. Member of various Board subcommittees.

## **CLIENT REFERENCES**

For Salvatore J. Frontiero:

Brian Pollard, Loan Originator  
Mortgage Network, Inc.  
300 Rosewood Drive  
Danvers, MA 01929  
office (978) 705-3281  
cell (781) 9830-0344

Note: have conducted approximately 300 loans with Brian Pollard for Mortgage Network, Inc.

Bank Gloucester

contact: Mark Grenier, Vice President, Commercial Loans or Patrick Thorpe, President  
160 Main Street  
Gloucester, MA 01930  
(978) 283-8200

Note: represent this bank in both residential and commercial loan closings, foreclosure work and other general business matters.

Cape Ann Savings Bank Bank

contact: Michael Luster, Vice President, Commercial Loans  
109 Main Street  
Gloucester, MA 01930  
(978) 283-0245

Note: represent this bank in both residential and commercial loan transactions.



**Gloucester City Council**  
**CERTIFICATE OF VOTE**  
**Certificate Number: 2014-232**

The Gloucester City Council, at a special meeting held on Tuesday, June 24, 2014 at 7:00 p.m. in the Kyrouz Auditorium, City Hall, voted to approve the following:

**IN CITY COUNCIL:**

**MOTION:** On a motion by Councilor Verga, seconded by Councilor Whynott, the City Council voted by ROLL CALL 8 in favor, 0 opposed, 1 absent, to Amend GCO Chapter 15 "Parks and Recreation" by DELETING Sections 15-15 and 15-16 concerning the Recreation Committee and by ADDING new Sections 15-1, 15-2 and 15-3 creating a Stage Fort Park Advisory Committee as follows:

**Section 15-1. Stage Fort Park Advisory Committee – Purpose.**

(a) In recognition of the continuing need for oversight in the city's ownership, operation and maintenance of Stage Fort Park so its full recreational utilization can be sustainably realized and its integrity as a natural resource for the entire community can be fully protected, the Stage Fort Park Advisory Committee is established.

(b) The committee shall undertake but not be limited to the following activities:

- (1) Recommend an overall and coordinated program for the use of the recreational and other facilities at Stage Fort Park that balances the needs of all parties seeking to use the Park.
- (2) Review and make recommendations upon plans for the proposed maintenance or capital improvements to any of the facilities or property contained within the park and to provide advisory oversight to the execution of such plans.
- (3) Recommend programs and activities which can generate revenue streams that can be dedicated to the maintenance or improvement of the property or facilities within the Park.

**Section 15-2. Composition; requirements; tenure.**

(a) The Stage Fort Park Advisory Committee shall consist of up to nine members, one of whom shall be the DPW Director or his designee and one of whom shall be a City Councilor appointed by the Council President. The remaining members shall be residents of the City who shall be appointed by the Mayor and approved by the Council under the City Charter to a term of three years. One of the members shall be a resident of the neighborhood abutting the park, and two of the members shall be at-large residents of the City. The other members shall represent the interests of the Gloucester Rotary Club, Gloucester Dog Park, Gloucester Little League, the Friends of Stage Fort Park, recreation, and gardening/landscaping.

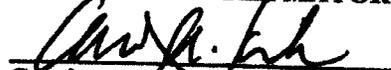
**Section 15-3. Assistance of city officials, boards and employees.**

The Committee shall receive regular support from the Department of Public Works, the Open Space and Recreation Committee, and the Conservation Commission staff, as well as other support as needed.

  
Linda T. Lowe, City Clerk

Date: JUN 26 2014

APPROVED BY THE MAYOR

  
Carolyn A. Kirk, Mayor

SIGNED THIS 27 DAY OF June, 2014

VETOED BY THE MAYOR

  
Carolyn A. Kirk, Mayor

All Ordinances shall become effective 31 days after passage except  
Emergency Orders and Zoning Amendments shall become effective the next day.

**CITY OF GLOUCESTER  
LEGAL DEPARTMENT**

Memorandum

TO: Mayor Sefatia Romeo Theken

FROM: Charles J. Payson   
General Counsel

RE: Proposed Ordinance for the Stage Fort Dog Park and its Commission

DATE: April 7, 2015

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The board of directors for the Stage Fort dog park has requested that the City formally assume the responsibility and liability for the Stage Fort Dog Park which was created by City Council vote on March 11, 2014.

In order to achieve the aforementioned request, attached please find 1) a new ordinance that includes a) amendments to the ordinance created on March 11, 2014 establishing the Stage Fort Dog Park, b) additional language creating a Stage Fort Dog Park Commission, and c) additional language addressing annual reports, funding and ownership; and 2) a copy of the Certificate of Vote from March 11, 2014 for reference.

Please forward this packet of material to the City Council for their review and consideration.

Thank you.

Attachments

**Request to amend the Gloucester City Ordinance chapter 4 "Animals," Article II "Dogs," Section 4-16(d) "Off Leash Dog Areas" by striking the subsection approved on March 11, 2014 under Gloucester City Council Certificate of Vote number 2014-091 and inserting in place thereof the following:-**

**DIVISION \_\_. - GLOUCESTER STAGE FORT DOG PARK COMMISSION**

• **Sec. \_-\_\_\_. - Stage Fort Dog Park establishment; use; prohibitions; violations.**

(a) There is established an enclosed dog park at Stage Fort Park known for the use and enjoyment of the licensed dogs of the residents of the city and Cape Ann.

(b) Use of the dog park is subject to the following rules and regulations:

1. The dog park shall be open from dawn until 9 p.m. and may be closed as conditions require;
2. Dogs must be accompanied by a guardian at least 14 years of age or older;
3. Minors under 14 years of age must be accompanied by an adult;
4. No more than 3 dogs per guardian will be allowed in the park at any given time;
5. Dogs must display a municipal dog tag license and current vaccination tag at all times when in the dog park;
6. Guardians must have voice control over their dog(s) at all times;
7. Guardians must immediately clean up and dispose of waste generated by their dog(s);
8. Guardians are responsible for filling any and all holes dug by their dog(s) before they leave the dog park;
9. All dogs must be leashed upon entering and exiting the dog park; and
10. Users of the dog park are responsible for any damage or injury inflicted by their actions and/or those actions of their dog(s).

(c) The following are prohibited inside the dog park:

- (1) Dogs displaying aggressive behavior (subject to immediate removal from the dog park by the animal control officer or his designee);
- (2) Female dogs in heat and unspayed and unneutered dogs;
- (3) Choke, prong or spike collars;

(4) Toys of any kind, except for tennis balls;

(5) Children under 8 years of age;

(6) Food, smoking, alcoholic beverages and glass; and

(7) Bicycles, strollers, skateboards, roller blades, scooters and bare feet.

(d) Whoever violates any provision of this section shall be subject to a fine of \$50.00 for each offense. In addition, the dog officer may revoke the use of the dog park for those who violate any provision of this section. The decision of the dog officer shall be final.

• **Sec. \_-\_\_\_. - Stage Fort Dog Park Commission.**

(a) *Created; terms.* There is hereby created a commission to be known as the "Stage Fort Dog Park Commission" which shall consist of seven members all whom shall be appointed by the mayor and approved by the city council. The commission shall be selected with due care for providing an optimum mix of background and expertise. Upon the establishment of the commission, the mayor shall appoint three members to a term of one year; two to a term of two years and two to a term of three years. Thereafter, the mayor shall appoint each successor to a term of three years. In the event of death, resignation or removal of any member, the mayor shall appoint a successor to serve for the unexpired term for which the member has been appointed.

(b) *Compensation.* Members of the commission shall serve without compensation for their work as members of the commission.

(c) *Structure.*

(1) A chairperson shall be elected by a majority of the commission annually. The chairperson shall decide all points of order and procedure, unless directed otherwise by a majority of the commission. The chairperson shall determine the chairpersons of any and all subcommittees, and shall be a member of said subcommittees. The chairperson may serve as secretary of the commission.

(2) A vice-chairperson shall be elected by a majority of the commission annually. The vice-chairperson shall serve as acting chairperson in the absence of the chairperson.

(3) A secretary shall be elected by the commission annually and shall be responsible for maintaining minutes of the regular meetings and a record of attendance of the commission members. The secretary shall also be responsible for filing the minutes of meetings with the City Clerk's office.

(d) *Committees.* Subcommittees shall be established as needed by vote of the commission. Such subcommittees shall be comprised of no less than three members but no more than seven members, at least one of whom shall be a commission member and shall serve as the chairperson of the subcommittee to the commission at the regular meeting.

- **Sec. \_-\_\_\_. - Annual reports.**

The commission shall submit an annual report to the mayor and the city council of its activities and funding.

- **Sec. \_-\_\_\_. - Funding.**

The commission shall be charged with raising funds for the maintenance of the dog park on an annual basis.

- **Sec. \_-\_\_\_. - Ownership.**

The city through the creation of the dog park and/or the commission does not grant any of its rights, title or interest to the parcel of land known as Stage Fort Park and/or Stage Fort Dog Park.



**Gloucester City Council  
CERTIFICATE OF VOTE  
Certificate Number: 2014-091**

The Gloucester City Council, at a meeting held on Tuesday, March 11, 2014 at 7:00 p.m. in the Kyrouz Auditorium, City Hall, voted to approve the following:

**IN CITY COUNCIL:**

**MOTION:** On a motion by Councillor Theken, seconded by Councillor Cox, the City Council voted by ROLL CALL 8 in favor, 0 opposed, 1 absent, to amend the GCO c. 4 "Animals," Art. II "Dogs," Section 4-16(d) "Off Leash Dog Areas" by ADDING new subsections as follows:

**Dog Park Establishment and Use**

1. There is established an enclosed dog park at Stage Fort Park for the use and enjoyment of dogs of residents of the city.
2. Use of the dog park is subject to the following rules and regulations:
  1. The dog park shall be open from dawn to 9 p.m. and may be closed as conditions require;
  2. Dogs must be accompanied by a guardian at least 14 years of age;
  3. Minors under the age of 14 must be accompanied by an adult;
  4. Maximum of 3 dogs per guardian at any one time;
  5. Dogs must display a municipal dog tag license and current vaccination tag;
  6. Guardians must have voice control over their dogs at all times;
  7. Guardians must immediately clean and properly dispose of waste;
  8. Holes dug by dogs must be filled;
  9. All dogs must be leashed upon entering and exiting the dog park; and
  10. Users of the dog park are responsible for any damage or injury inflicted by their actions and/or those of their dog(s). Neither the city nor any of its agents shall be liable for any injury or damage caused in the dog park.
3. The following are prohibited inside the dog park:
  1. Dogs displaying aggressive behavior (subject to immediate removal from the park by the animal control officer or his designee);
  2. Female dogs in heat, unaltered male dogs, all dogs younger than four months in age;
  3. Choke, prong or spike collars;
  4. Toys of any kind, except for tennis balls;
  5. Children under the age of 8;
  6. Food, smoking, alcoholic beverages and glass; and
  7. Bicycles, strollers, skateboards, roller blade and bare feet.
4. Whoever violates any provision of this section shall be subject to a fine as set forth in Section 4-21(d). In addition, the dog officer may revoke the use of the dog park for those who violate any provision of this section. The decision of the dog officer shall be final.



Linda T. Lowe, City Clerk

Date: MAR 13 2014

APPROVED BY THE MAYOR

VETOED BY THE MAYOR

  
Carolyn A. Kirk, Mayor

\_\_\_\_\_  
Carolyn A. Kirk, Mayor

SIGNED THIS 17 DAY OF Mar, 2014

All Ordinances shall become effective 31 days after passage except  
Emergency Orders and Zoning Amendments shall become effective the next day.

A TRUE COPY ATTEST  


Block Party permitting still has to come before the Special Events Advisory Committee and such issues are resolved there.

The Committee unanimously accepted the amended draft of a motion for amendment to the Code of Ordinances as offered by General Counsel and by inserting the phrase “including but not limited to,” between the words “regulations” and “those” in subsection (e) as follows:

**MOTION:** On a motion by Councilor Stewart, seconded by Councilor Ciolino, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to recommend that the City Council Amend GCO Chapter 21, by ADDING a new subsection 21-7 “City Block Parties-Permits and Regulations” as follows:

- (a) **Description and Purpose.** A city block party shall mean a city-sponsored event intended to take place and actually taking place in whole or in part on a city street and which thereby obstructs vehicular traffic and on a city sidewalk which obstructs pedestrian traffic.
- (b) **Permit Required.** The city council shall issue a permit for the temporary blocking of a city street and city sidewalk for the purpose of holding a city block party.
- (c) **Usage.** Upon issuance of a permit by the city council, participants are granted the temporary right to use the designated portion of the city street and city sidewalk for a city block party.
- (d) **Obstacles Blocking Streets to be Movable.** Notwithstanding Sec. 21-9 concerning “Sale or Display of Goods,” a street or portion thereof blocked off for a city block party shall not be obstructed by obstacles which cannot be readily moved for all emergency and hazard vehicles to enter it in response to an emergency.
- (e) **Rules and regulations.** The city council may approve reasonable rules and regulations, including but not limited to those put forward by the licensing board, to implement the provisions of this section as relates to licensed restaurants and food establishments.

This matter will be advertised for public hearing.

**3. Memorandum from General Counsel re: Amendment to GCO Sec. 5-19. “ Inspection of buildings erected on pilings”**

Mr. Payson reviewed that the impetus for bringing this matter to the Committee’s attention is that the Building Inspector brought to his attention that an issue has arisen with the Code of Ordinances under Section 5-19 Inspection of buildings erected on pilings that was pointed out that effective September 2005 and within three years thereafter the Building Inspector shall notify in writing the owners of structures, etc., which seemed to read that from 2005 to 2008 the Building Inspector was empowered to notice those owners of structures supported by pilings that they need to inspect their pilings, but that after 2008 there was no authority that the Building Inspector had to notify owners that they need to inspect their pilings. He said he conversed with Attorney J. Michael Faherty, and he suggested leaving “within” and add “every”. He also acknowledged members of the audience who were interested parties representing property and waterfront business owners.

J. Michael Faherty, 32 Highland Street said he was speaking before the Committee on his own behalf as a resident and waterfront property owner, pointed out that when this ordinance was originally drafted it was done in response to a collapse of a Rocky Neck building, drafted in haste and that the discussion centered on some kind of periodic piling review so that it would be an on-going process. The way the ordinance was written, he said, it doesn’t reflect clear language and is contradictory to what may have been the original intent. He further suggested that new buildings with pilings needn’t be inspected as often as every three years and that a one-size-fits-all ordinance is not appropriate given the variety of the types piling-supported structures on the city’s waterfront. He cited the example of a small new building only five years old with new piles that he owns, certified by an engineer prior to permitting, and indicated there was no reason a new building on piles such as this one needs to be inspected every three years. He indicated there are other buildings where there are maintenance programs in place now being carried out. He said it isn’t appreciated how much it takes to maintain pile-supported buildings, and that for pile-supported structures to be segregated and made different from those properties that have fixed foundations is unfair.

Mr. Faherty also pointed out that it is costly to employ the services of a structural engineer who does more than just a visual inspection and described the kinds of tests carried out for piling-supported structures. He added that

7/6/15

Agenda  
Item # 2

there should be some sort of an on-going schedule for inspections that is reasonable. He reminded the Committee that the city has pile-supported structures that will also be affected by this ordinance amendment. He further asked that the Committee defer any action this evening and draft an ordinance that differentiates between types of pile-supported structures and sets procedures to be followed which would be more workable. He advised that only a few people aren't taking care of their pile-supported structures in the city.

**Councilor Stewart** asked if they are talking of thousands of dollars not hundreds of dollars for the hiring of a structural engineer's services. **Mr. Faherty** said it is thousands of dollars. A structural engineering certificate is required, and the cost is dependent upon how much testing is done which he described. He said additionally there are various permitting and inspections an owner goes through with the state and locally with the Conservation Commission at the least. He noted that some relief is offered to waterfront owners whose structures are within the Designated Port Area (DPA) which allows for driving up to 10 piles a year. A private citizen who owns a restaurant or a hotel doesn't have that allowance, he said.

**Councilor Ciolino** said he was a part of the drafting of the original ordinance and agreed it was rushed through to get something on the books. Noting that several waterfront owners contacted him on this matter he said this shouldn't be an amendment to the ordinance but a redrafting of the entire ordinance section. He suggested that there are better ways to craft it to reflect the changes in technology. He suggested an ad hoc committee be seated composed of city staff and concerned citizens to review the ordinance, draft recommendations that O&A can consider in order to craft an ordinance that everyone can live with.

**Councilor Whynott** said he agreed that this matter needs more time. **Councilor Ciolino** said the review also needs to be broader and reflective of the different types of piers and conditions. **Councilors Stewart, Whynott and Ciolino** then discussed with Mr. Payson and Bill Sanborn, Building Inspector, on how they would structure such an Ad Hoc Committee to review the ordinance and make their recommendation to the O&A Committee and when that may occur, in order to ensure that the review is complete and a recommendation is whole when it reaches the O&A Committee. There was also a discussion as to the composition of an Ad Hoc Committee with a suggestion there be representatives from the city's waterfront commercial owners but also residential owners of buildings and piers on pilings, and as suggested by Mr. Faherty that there be someone on the Ad Hoc Committee who may not necessarily be a property owner with a structure on pilings, but that had engineering or legal experience with such issues.

**Mr. Sanborn** reminded the Committee it wasn't just one building that fell into the water that caused this ordinance to be put into place in 2003/2004 but five structures, and he recounted the circumstances, which he said in most part was due to maintenance issues. As a result, in 2004 this current ordinance was passed by the Council. He noted at that time he was given a second inspector to do the piling inspections, and said that most of the harbor properties were contacted but that the process was left unfinished when that inspector left the city's employ. He said it has sat since that time, with barely any monitoring since then.

He suggested that there is a great deal of work being undertaken on and around the city's waterfront for which no permit was issued by his department, and that his department has to track property owners down to get people into the office to apply for them and yet still work goes on unpermitted. He said it is appreciated that the work is being done, but expressed concern is that his office doesn't know what is being done and how. He agreed three years is too early between inspections and didn't support it in the past either. Most periodic inspections are five years for buildings without pilings, which he said he had no problem with. Recently a part-time building inspector was brought on because of the institution of the Stretch Energy Code. A second part of that inspector's job is to get the pilings inspections back on track because he said it hasn't been done in some time and is what generated this effort now before the Committee.

**Mr. Sanborn** said his first response to the complaints coming in if everyone who owned the waterfront piers were doing what was necessary; it should simply be a matter of filing the letters received from their engineer and filing it with the Building Department. He said he didn't have an issue to rewrite the ordinance because he said he knew it had been drafted in haste to solve an immediate problem, and that he looked forward to contributing to that effort. He expressed concern for waterfront buildings which he knew to be in poor shape and while he understood to draft an ordinance by committee takes time, he said this effort should be fast tracked as it can't wait with problems at hand that need addressing now.

**Councilor Whynott** asked if there was a list of all structures on pilings in the city. **Mr. Sanborn** said not all, but that his department is trying to document them all, and are continuing that effort. He noted it is the properties along the Annisquam River where there are a great many documentation deficits. **Councilor Whynott** suggested it would be not only important to have that list but a brief description of the types of structures and a rating by the Building Department. **Mr. Sanborn** said the way the building codes are set up it is the responsibility of the engineers to tell the Building Department the way in which the pilings are set up and their condition. He pointed out his department can't compel the owners to hire engineers to tell them to get an engineer to advise the Building

Department. He added that his department is not out to punish anyone or to spend people's money. They have not fined anyone ever for violating this ordinance. This effort is solely to make sure that all the piers and piling supported structures where people are working and living are safe and remain safe.

**Tobin Dominic**, representing the Cape Ann Marina and Resort, said that there are some serious costs involved with piling inspections and expressed her appreciation that the Committee is considering rewriting the ordinance. She said that not every property with pilings is the same and urged that the Ad Hoc Committee consider the different structures, different environments and materials and uses.

**Manuel Quesada**, Operations Manager of East Gloucester Marine LLC, 121 East Main Street, and a member of the Unification Church, said that Chapter 91 already compels the licensees to be responsible to maintain their property. He said that they have to get a permit in order to fix the property to maintain it. He expressed concern there is redundancy with the local ordinance with Chapter 91. **Councilor Whynott** said that while the Chapter 91 license may say it is the license-holder's responsibility to maintain their structures, there has to be an ordinance to govern an inspection processes at a local level regardless of what a Chapter 91 license requires.

**Councilor Whynott**, after further consultation with the Committee, Mr. Sanborn and Mr. Payson said the Committee will ask that the City Clerk, working with Mr. Payson, develop an advertisement to be placed in the Cape Ann Beacon and the Gloucester Times Goings On Section targeting interested members of the public for an Ad Hoc Committee that indicates preference for three slots to be filled by residents who are commercial and residential waterfront property owners who have structures on pilings and/or those who have engineering/legal knowledge of waterfront issues related to such in order to study and draft a recommendation with an eye to revise the city's ordinance on pilings and their inspection schedules, to then be considered by the O&A Committee. The Ad Hoc Committee will also consist of Mr. Payson, Mr. Sanborn or his designee, and a City Councilor as an ex-officio member, ideally a member of the O&A Committee. The deadline to receive in applications to the Ad Hoc Committee from the public through the City Clerk will be the close of business on Monday, June 15. The Committee would then choose three members of the public and announce that at their July 6 regularly scheduled meeting. Mr. Payson and Mr. Sanborn would then be responsible for coordinating the Ad Hoc Committee meetings and will report to the O&A Committee in September as to any progress that has been made to that date.

**MOTION: On a motion by Councilor Ciolino, seconded by Councilor Stewart, the Ordinances & Administration Committee voted 3 in favor, 0 opposed, to establish an Piling Inspection Ordinance Ad Hoc Committee composed of General Council, Building Inspector or designee, a City Councilor as ex-officio member, and three representatives of the public who are residents of the city, preferably waterfront property owners either in the commercial or private residential sectors and/or having knowledge regarding the substance of the inspection of pilings under GCO Sec. 5-19 in order to draft recommendations to amend this ordinance section.**

This matter is continued to July 6, 2015.

4. *Memorandum from General Counsel & pertinent material re: proposed Ordinance for the creation of the Stage Fort Dog Park Commission*

At the request of General Counsel, this matter is continued to July 6.

This matter is continued to July 6, 2015.

5. *CC2015-006 (Fonvielle) Request O&A & Traffic Commission review existing parking restrictions in GCO Sections 22-270 & 22-291 for Kondelin Road from its intersection with Magnolia Avenue for its entire length and to review existing signage for consistency with GCO c. 22 (Cont'd from 05/04/15)*

At the request of Councilor Fonvielle, this matter is continued to June 1.

This matter is continued to June 1, 2015.

6. *CC2015-015 (Cox) Amend GCO c. 2, Division 10 "Committee for the Arts" Sec. 2-508 "Created," subsection (b) (Cont'd from 05/04/15)*

At the request of Councilor Cox, this matter is continued to July 20.

**CITY OF GLOUCESTER  
TRAFFIC COMMISSION**

**A meeting was held on Thursday June 25th, 2015 at 6:00 p.m.  
in the third floor Conference Room  
at Gloucester City Hall**

The meeting was opened at 6:03 p.m. by Chairman Robert B. Ryan. Attending were members Larry Ingersoll, Michael Mulcahey and Robert Francis, City Councilor Paul McGeary and Carlo Favazza (Liberty Street). Residents concerned about the Plum Street order; O. Vincent and Kathleen Cafasso, Annette Kennedy, David Murray, Johanna Joyce, and Judith Nast. Residents concerned about the Atlantic Road order; Paul Richards and Gillian and Anthony Patumbo. A resident concerned about the Plum Street order, Enrique Gonzalez, came after the vote was taken on the order. He was informed as to what transpired and was given the time to voice his opinion. He was advised to attend the O&A meeting when the item was going to be heard.

**AGENDA**

Approval of the minutes from the 4-16-15 meeting

*A MOTION was made, seconded and PASSED to APPROVE the minutes as corrected.*

Handicapped Parking Request

One space at #4 Liberty Street

*After speaking to the requestor, a MOTION was made, seconded and PASSED to APPROVE the request. The sign can be placed in front of #4 Liberty Street.*

*Although not on the agenda, a request was received from a Plum Street resident asking for a Handicapped Parking space at #6 Plum Street. The requestor was at the meeting and after the vote was taken on the Plum Street order, he withdrew his request.*

***The following was CONTINUED from our last meeting:***

**ORDER #CC2015-013 (Councilor Cox)** ORDERED whether the City Council wishes to petition the state to lower the speed limit on Burnham Street from 30 miles per hour to 20 miles per hour; and

**FURTHER ORDERED** that this matter be referred to the Traffic Commission for review and recommendation to determine whether the Council should request approval of a posted speed limit from Mass DOT.

*(April Meeting) After a discussion and speaking to Councilor Cox, a MOTION was made, seconded and PASSED to CONTINUE the issue until our next meeting.*

*The speed study has been completed but the TC has not been able to review the results. The area in question is residential/commercial and is in the area of a ballfield/playground that is used heavily and also a dance studio.*

*Councilor Cox is also planning to speak to our state representatives about looking into the lowering of non-posted prime-facie speed laws that currently have a 30 mph limit.*

*(June Meeting) The TC was informed by Councilor Cox that she would like to **withdraw** the order without prejudice at this time.*

*The TC did review the results of the speed study.*

**ORDER #CC2015-019** (Councilor McGeary) **ORDERED** that the Gloucester Code of Ordinances Sec. 22-270 "Parking prohibited at all times" be amended by **ADDING**:

Plum Street, westerly side from its intersection with East Main Street in a northerly direction its entire length to its intersection with Highland Court.

*After a discussion, the review of communications received by Councilor McGeary and speaking to him and the residents that were in attendance, a MOTION was made, seconded and PASSED to **RECOMMEND** the following change to the order:*

**Plum Street, northerly side (even #s) from its intersection with East Main Street, in an easterly direction for 100 feet.**

*The TC also asked that this issue be reviewed in one year to see if any changes need to be made.*

*Also, the TC as well as the residents, requested that a 'No Parking Here to Corner' sign be installed 20 feet from the southerly (odd) side at the intersection of Plum and East Main Streets.*

*The residents seemed to be mostly concerned about the parking issues at the East Main Street end of the street and most favored the no parking to be a smaller distance than the original order requested as well as moved to the even numbered side. The suggestions of 'resident only' parking and of a one-way street was brought up and no one from the area was in favor.*

**ORDER #CC2015-020** (Councilor McGeary) **ORDERED** that the Gloucester Code of Ordinances Sec. 22-270 "Parking prohibited at all times" be **amended** by **ADDING**:

Atlantic Road, both sides from its intersection with Nautilus Road in a southerly direction to its intersection with Moorland Road.

**FURTHER ORDERED** that Sec. 22-272 "No parking Saturdays, Sundays, holidays May 1 to September 15 be **amended** by **DELETING**:

Atlantic Road, both sides from between Nautilus Road and Farrington Avenue Saturday afternoons, Sundays and holidays; and **ADDING** Atlantic Road, both sides from Moorland Road to Farrington Avenue Saturday afternoons, Sundays and holidays.

*After a discussion and speaking to Councilor McGeary, reviewing the communications that he received and speaking to the residents concerned, a MOTION was made, seconded and PASSED to APPROVE the order.*

*The TC also recommended that sec. 22-291 (Tow Zone) also be amended, if needed, for the change in the ordinance.*

*The section of the road involved in the ordinance is curvy and narrow. The homes in the area all have adequate parking on their property and should not be affected.*

**The meeting was adjourned at 7:08 p.m.**

**ROBERT B. RYAN, Chairman**



**LARRY INGERSOLL, Secretary**



## **CITY OF GLOUCESTER 2015 CITY COUNCIL ORDER**

**ORDER: CC#2015-019**  
**COUNCILLORS: Paul McGeary**

**DATE RECEIVED BY COUNCIL: 06/23/15**  
**REFERRED TO: O&A & TC**  
**FOR COUNCIL VOTE:**

**ORDERED** that the Gloucester Code of Ordinances Sec. 22-270 "Parking prohibited at all times" be amended by **ADDING** Plum Street, westerly side from its intersection with East Main Street in a northerly direction its entire length to its intersection with Highland Court.

**FURTHER ORDERED** that this matter be referred to the Ordinances and Administration Standing Committee and the Traffic Commission for review and recommendation

Paul McGeary  
Ward 1 Councillor



## CITY OF GLOUCESTER 2015 CITY COUNCIL ORDER

**ORDER:** CC#2015-020  
**COUNCILLORS:** Paul McGeary

**DATE RECEIVED BY COUNCIL:** 06/23/15  
**REFERRED TO:** O&A & TC  
**FOR COUNCIL VOTE:**

**ORDERED** that the Gloucester Code of Ordinances Sec. 22-270 "Parking prohibited at all times" be **amended** by **ADDING** Atlantic Road, both sides from its intersection with Nautilus Road in a southerly direction to its intersection with Moorland Road.

**FURTHER ORDERED** that Sec. 22-272 "No parking Saturdays, Sundays, holidays May 1 to September 15 be **amended** by **DELETING** Atlantic Road, both sides from between Nautilus Road and Farrington Avenue Saturday afternoons, Sundays and holidays; and **ADDING** Atlantic Road, both sides from Moorland Road to Farrington Avenue Saturday afternoons, Sundays and holidays.

**FURTHER ORDERED** that this matter be referred to the Ordinances and Administration Standing Committee and the Traffic Commission for review and recommendation.

Paul McGeary  
Ward 1 Councillor