

CITY CLERK
GLOUCESTER, MA
15 OCT 30 AM 11: 10



GLOUCESTER CITY COUNCIL
Ordinances & Administration Committee
Monday, November 9, 2015 – 6:00 p.m.
1st Fl. Council Committee Room – City Hall
AGENDA

(Items May be taken out of order at the discretion of the Committee)

1. **Reappointment: EDIC J. Ronald Ross TTE 07/01/18**
2. **Memorandum from General Counsel re: Amendment to GCO Sec. 5-19. "Inspection of buildings erected on pilings" and Report of Ad Hoc Committee on same (Cont'd from 10/05/15)**
3. **CC2015-031 (LeBlanc) Request Traffic Commission to conduct speed study & investigate whether Kent Circle should be a one-way street and to amend GCO Sec. 22-270.1 "Resident Sticker Parking" re: Kent Circle (Cont'd from 10/05/15)**
4. **CC2015-033 (Cox) Request to amend GCO Sec. 22-269 "Stop Intersection" by adding a stop sign on Shepherd Street for eastbound drivers on Shepherd Street at its intersection with Pleasant Street (Cont'd from 10/05/15)**
5. **CC2015-034 (McGeary) Amend GCO Sec. 22-145 "General Prohibitions" by deleting paragraph (a) in its entirety and adding a new paragraph (a) and amend Sec. 22-291 "Tow-away zones" re: Wise Place (Cont'd from 10/05/15)**
6. **CC2015-036 (LeBlanc) Amend GCO c. 22, Sec. 22-270 "Parking prohibited at all times" re: Emerson Avenue**
7. **CC2015-037 (LeBlanc) Request City Council amend GZO Sec. VI definition of "Junk Yard" and Amend GCO Chapter 19, Sec. 19-30(b), Sec. 19-32, Sec. 19-1, Sec. 19-1(3), Sec. 19-1(4)**
8. **CC2015-038 (Stewart) Amend GCO c. 22, Sec. 22-269 "Stop Intersections" re: Leonard Street**
9. **CC2015-032 (Stewart) Amend Chapt 4, Art. II "Dogs" as most recently amended in 2014 by deleting Sections 4-15, 4-15(a), 4-16(b), 4-16(c) and 4-21(c); renumber Sec. 4-22 through 4-23; and adding new Sec. 4-22 "Enforcement and Penalties," and adding new Sections 4-15, 4-16(a) Rules and conditions for all dogs," 4-16(b) "Additional rules and conditions for large dogs," 4-16(c) "Locations where dogs must be leashed or at large with restrictions," 4-21(c), and 4-22 "Enforcement and Penalties" (Cont'd from 10/20/15)**
10. **Outstanding Parking Issues remaining for Atlantic Road referred back to the O&A Committee from the September 8, 2015 City Council meeting (Cont'd from 10/05/15)**

COMMITTEE

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

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

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.

City Hall
Nine Dale Avenue
Gloucester, MA 01930



CITY OF GLOUCESTER
OFFICE OF THE MAYOR

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

August 31, 2015

Mr. J. Ronald Ross
243 Atlantic Road
Gloucester, MA 01930

Dear Ron:

I am pleased to reappoint you to a three year term on the EDIC. Your appointment will be sent to the City Council for their meeting of September 8, 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 continue voting 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 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,

Sefajia Romeo Theken
Mayor

cc: Mayor's Report to the City Council
Enclosure



PART I ADMINISTRATION OF THE GOVERNMENT

TITLE XVII PUBLIC WELFARE

CHAPTER 121C ECONOMIC DEVELOPMENT AND INDUSTRIAL CORPORATIONS

Section 3 Economic development and industrial corporation; authority to organize; consolidations; members of board of directors; surety bonds; compensation and reimbursements

Section 3. There is hereby authorized in each municipality in the commonwealth the organization of an economic development and industrial corporation, a public body politic and corporate, hereinafter referred to as the corporation. No such corporation, however, shall be organized, transact any business, employ any personnel or exercise any powers until the city council with the approval of the city manager, in a city having a Plan D or Plan E form of charter, or with the approval of the mayor in any other city, or a town at an annual town meeting or a special town meeting called for the purpose, shall by vote declare a need for such a corporation because unemployment or the threat thereof exists in the city or town or that security against future unemployment and lack of business opportunity is required and that attracting new industry into the municipality and substantially expanding existing industry through an economic development project or projects financed under this chapter and implemented by such a corporation would alleviate the unemployment and lack of business opportunity problems.

In the event that two or more municipalities wish to consolidate their economic development and industrial corporations, each such municipality desirous of such a consolidation shall so vote as a city or town in the manner hereinbefore described. Such a vote may be made at the same time as the vote to organize the corporation or may be made at a time subsequent thereto.

There shall be seven members of the board of directors of the corporation who shall be appointed by the municipality. At least one member shall be experienced in industrial development, one in financial matters, one in real estate matters, one in municipal government, at least one member representative of low income people who shall be chosen from a list of three submitted by the regional or local community action agency or, where there is no such agency, from a list of three submitted by the department of housing and community development. The appointing municipality shall designate one of the seven members as chairman and another as vice-chairman. Each of the seven members shall be sworn to the faithful performance of his official duties as a director of the corporation. A majority of the seven directors shall constitute a quorum for the transaction of any business, but the action of a majority of the entire board shall be necessary for any transaction. For the purposes of section eleven A of chapter thirty A of the General Laws, the corporation shall be

deemed to be an authority established by the general court to serve a public purpose in the commonwealth. Of the members of the corporation first appointed, two shall be appointed to serve for one year from the first day of July in the current year, two for two years from said date, and three for three years from said date. Upon the expiration of the term of office of any such member, or of any subsequent member, his successor shall be appointed in like manner for a term of three years. In the event of a vacancy in the office of a member, his successor shall be appointed in like manner to serve for the unexpired term. Unless reappointed, no member of the corporation shall hold office after the expiration of his term; and the appointment of a successor to any person whose term has expired shall be for the remainder of the term which would have begun at such expiration if the successor had then been appointed.

Any member may be removed by the municipality for malfeasance, misfeasance, or wilful neglect of duty, but only after reasonable notice and a public hearing, unless the same are in writing expressly waived, and after approval by MOBD. For purposes of chapter two hundred sixty-eight A of the General Laws, the members of the corporation shall be deemed to be special municipal employees.

Before the issuance of any bonds under the provisions of this act, each member of the corporation shall execute a surety bond with a surety company authorized to transact business in this commonwealth as surety, in the penal sum of fifty thousand dollars conditioned upon the faithful performance of the duties of his office, each such surety bond to be approved by the legal counsel of the municipality and filed in the office of the state secretary. The members of the corporation shall receive no compensation for the performance of their duties hereunder, but each member shall be reimbursed for expenses actually incurred in the performance of his duties. Every such reimbursement shall be open to public inspection from and after the requisition therefor.

3 Pond Road
Gloucester, MA 01930

Ph# 978-281-9774

Fax# 978-282-3036

**CITY OF
GLOUCESTER**

CITY CLERK
GLOUCESTER, MA

15 OCT 29 PM 3:31

Memo

To: Councilor Robert Whynott, Chair, Ordinances and Administration
Standing Committee

From: Bill Sanborn, Inspector of Buildings *es*

Date: October 29, 2015

Re: Piling Ad Hoc Committee Report

Councilor Whynott,

On September 3, 2015 the Piling Ad Hoc Committee convened. The members are Chip Payson, City Solicitor; William Sanborn, Inspector of Buildings; Robert Stewart, Ward III City Councilor; Steve Dexter; Mark Lacey; Sam Parisi and George Sibley.

The committee's mission was to review the existing Piling Ordinance and correct and/or rewrite the ordinance, Code of Ordinances Section 5-19 Inspection of Buildings Erected on Pilings.

The committee met a number of times and added comments to a number of corrected drafts. After much debate the committee has completed its mission of reviewing the Piling Ordinance, and they have added and/or deleted sections of the ordinance and have come up with a final draft ordinance that the committee believes accomplishes the intent of the ordinance which is to provide safe waterfront pile supported structures and cause the least burden on property owners.

Attached to this memo is the final draft that has been accepted by the committee. This is ready to be presented to the O & A City Council Standing Committee.

CITY CLERK
GLOUCESTER, MA

Sec. 5-19. - Inspection of pilings.

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Engineer shall mean a structural engineer licensed by the Board of Licensing of Professional Engineers in the Commonwealth of Massachusetts.

Notification shall mean a written and dated notification produced by the building inspector.

Other property shall mean all property supported by, or built at least in part upon, pilings that are not residential such as retail, business, commercial and industrial.

Pilings shall mean supports in or adjacent to water for structures wholly or partially over water and shall include wood, steel, stone and concrete including bulkheads.

Property shall mean, for the purposes of this section, property with a structure or structures on it.

Ramp shall mean a gangway connecting the piling supported structure or one's property to a float.

Report shall mean a written document produced by an engineer that indicates that the engineer has visually inspected the pilings and they appear in his/her professional judgment to be sound subject to recommended repairs set forth therein.

Residential property shall mean one and two family structures supported by, or built at least in part upon, pilings.

Sound shall mean structurally sound as the term is defined in the State Building Code.

Structure shall have the same meaning as defined in the zoning ordinance and include those that are supported by, or built at least in part upon, pilings.

(b) *Requirements; notifications; time limits.*

(1) Property owners of structures supported by, or built at least in part upon, pilings are required to keep those structures sound at all times.

(2) Effective _____, 2015, the building inspector shall issue notifications to property owners and require them to have their pilings inspected, by an engineer.

(3) Notifications shall be issued every ten years thereafter for residential property owners and every five years thereafter for all other property owners.

(4) Within 30 days of the issuance of a notification, the owner shall demonstrate to the building inspector that either the structure owner has entered into a contract with an engineer to inspect the structure and the pilings upon which it sits and issue a report a copy of which shall be delivered to the building inspector after it has been issued, or the property owner shall produce a report issued within the five year period prior to the notification for the building inspector by an engineer.

(5) Upon production of a report by the property owner to the building inspector, the building inspector may, in his/her discretion, postpone the next notification for up to ten years.

(6) If the building inspector shall determine that by continuing use of the structure in question until it is inspected and a report has been issued, the building inspector may order the owners of the property to cease occupancy until such time as repairs are completed and until such time as the structure and the pilings upon which it sits are inspected and a new certificate of occupancy is issued.

(7) The building inspector shall keep a log book of all notices sent and all reports received beginning _____, 2015.

(8) Failure to timely supply the report of the engineer, to perform the repairs, or cease occupancy may constitute a continuing violation of this section and may be subject to penalties under section 1-15.

(c) *Exemptions.* Structures that are not covered by this section are as follows:

(1) Ramps and floats;

(2) Bridges which are required by state or federal laws or regulations to be periodically inspected;

(3) Boardwalks for single-family residential use which are eight feet wide or less; and

(4) Any piling supported structure less than or equal to 400 square feet in total footprint;

however, the building inspector retains jurisdiction to require emergency repairs to any such boardwalks or structures of less than 400 square feet which, at any time, he/she deems to be unsafe.

(d) *Penalty.* The penalty for violation of this section is \$300.00 per day and may be applied at the discretion of the building inspector if a notice under clause (b)(1) properly addressed to the owner has been issued.

(e) *Enforcing persons.* The persons responsible for enforcing this section are the building inspector and the police.

**CITY OF GLOUCESTER
TRAFFIC COMMISSION**

**A meeting was held on Thursday October 22nd, 2015 at 6:00 p.m.
in the third floor Conference Room
at Gloucester City Hall**

The meeting was opened by Chairman Robert B. Ryan at 6:00 p.m. Attending were members Anthony Bertolino, Larry Ingersoll and Robert Francis; City Councilors Steven LeBlanc and Melissa Cox; Residents Walter Meyer, John Sutera Sr. and Jr. and Richard and Joann Movalli; Kent Circle residents Peter and Jan Grew, George and Jane Johnson, Triicia Gilardi and Cindy Hendrickson.

AGENDA

Approval of minutes from the 9/24/15 meeting

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

Handicap Parking Requests:

Walter Meyer One space at #25 Chestnut Street

After speaking to the requestor, a MOTION was made, seconded and PASSED to APPROVE the request. The sign will need to be placed across from #25 as the odd numbers are the no parking side of the street. There are no other Handicap spaces at this time on Chestnut Street and the landlord has no parking available for his tenants.

Robert Movalli One space at #9 Sadler Street

After speaking to the requestor, a MOTION was made, seconded and PASSED to APPROVE the request. There are no other handicapped parking spaces at this time on Sadler Street. There is no off street parking available at the address.

John Sutera One space at #10 Riggs Street

After speaking to the requestor and Councilor LeBlanc, a MOTION was made, seconded and PASSED to APPROVE the request. There is currently one other handicapped space at #6 Riggs Street. The area has little off street parking.

All requestors for handicapped parking are informed that the spaces are for anyone with a placard and not just for personal use.

CONTINUED ORDERS

The following were continued from our 9/24 meeting:

ORDER #CC2015-031 (Councilor LeBlanc) **ORDERED** that the City Council request the Traffic Commission to conduct a speed study on Kent Circle and investigate whether Kent Circle should be a one way street; and that the Traffic Commission make a written recommendation to the Ordinance & Administration on the findings of their review including whether any Traffic Ordinance amendments are recommended.

FURTHER ORDERED that the GCO Sec. 22-270.1 "Resident Sticker parking only" be amended by **ADDING** Kent Circle.

(September Meeting) As a result of the traffic speed and volume study not yet complete, the Commission voted to continue the order.

(October Meeting) After a discussion and speaking to the residents of Kent Circle who were in attendance and Councilor LeBlanc, a MOTION was made, seconded and PASSED to APPROVE the creation of a one-way designation (GCO Sec. 22-267) for Kent Circle, for its entire length, from its intersection with Essex Avenue, in a southwesterly direction, to its intersection of Western Avenue.

Also;

A MOTION was made, seconded and PASSED (Vote was 2-1 with member Bertolino in opposition) to APPROVE Seasonal Resident Sticker Parking Only (GCO 22-270.1) on Kent Circle, for its entire length, on the westerly side (houses) from May first to September fifteenth.

The results of the Traffic Speed Study (which was conducted in October - not during the summer season) showed less than one percent of the vehicles traveling on Kent Circle were speeding. The residents were concerned about the loss of beach parking revenues from cars parking on Kent Circle all day instead of using the lot at Stage Fort park. Most, but not all, of the residents on the street have some off-street parking. Member Bertolino was opposed as he felt that the one way designation should be given some time before resident only parking was considered.

➔ **ORDER #CC2015-033** (Councilor Cox) **ORDERED** that the GCO Sec. 22-269 “Stop Intersections” be amended by **ADDING** a stop sign on Shepherd Street for eastbound drivers on Shepherd Street at its intersection with Pleasant Street and in accordance with Sec. 22-128 with the official stop sign thereon facing traffic proceeding in the direction indicated above.

(September Meeting) After discussion with both Councilor Cox and a resident of Shepherd Street, the Commission voted to continue the order in order to schedule a group site visit and determine the best approach to improve the safety of the subject intersection, and learn the best location and placement of a stop sign if approved.

(October Meeting) After a discussion and speaking with Councilor Cox, A MOTION was made, seconded and PASSED to NOT RECOMMEND the order.

The TC feels that vehicles traveling east on Shepherd Street have the right of way and there are already Stop signs at the intersection of Shepherd and Pleasant for vehicles traveling west, and on Pleasant and Shepherd for vehicles traveling north. The TC felt there was no reason for an additional Stop sign.

NEW ORDERS

➔ **ORDER #CC2015-038** (Councilor Stewart) **ORDERED** that the GCO Chapter 22, Sec. 22-269 “Stop Intersections” be amended by **ADDING** the following location:

Leonard Street. Northbound drivers on Leonard Street at its intersection with River Road.

After a discussion, a MOTION was made, seconded and PASSED to NOT RECOMMEND the order.

The TC felt that vehicles traveling on Leonard Street have the right of way and there is already a Stop sign on River Road at its intersection of Leonard Street.

➔ **ORDER # CC2015-036** (Councilor LeBlanc) **ORDERED** that the GCO Chapter 22, Sec. 22-270 "Parking prohibited at all times" be amended by deleting Emerson Avenue, northerly side from westerly corner of the intersection of Griffin Court and Emerson Avenue, and request that the Traffic Commission review parking in that area as there is no designated area where parents may drop off or pick up their children at Pathways for Children, and report their recommendations to the Ordinance & Administration Standing Committee.

After a discussion and speaking to Councilor LeBlanc, a MOTION was made, seconded and PASSED to recommend the following:

***DELETE GCO Sec. 22-279 (Parking prohibited at All Times), Emerson Avenue, northerly side, from its intersection with Griffin Court and Emerson Avenue...
(Note: This seems to be an incomplete worded ordinance on the books)***

ADDING: GCO Sec. 22-279 (30 Minute Parking) Emerson Avenue, northerly side, from the west corner of the easterly entrance of the Pathways building (entrance to the right when looking at the building) parking area, in a westerly direction to pole #7997

The meeting was adjourned at 7:11 p.m.

ROBERT B. RYAN, Chairman

LARRY INGERSOLL, Secretary

**CITY OF GLOUCESTER
TRAFFIC COMMISSION**

**A meeting was held on Thursday September 24th, 2015 at 6:00 p.m.
in the third floor Conference Room
at Gloucester City Hall**

The meeting was opened by Chairman Robert B. Ryan at 6:00 p.m. In attendance were Commission members Anthony Bertolino, Robert Francis and Michael Mulcahey. Also present was Councilor Melissa Cox, Conservation agent Ken Whittaker, attorney Meredith Fine and Joel Favazza and Tony Frontiero and Aleesha Nunley.

AGENDA

The minutes of the 8/27/15 meeting were unanimously approved.

Handicap Parking request (GCO 22-287):

O. Vincent Cafasso for one space at #6 Plum Street

After discussion of Mr. Cafasso's request and learning the reasons for same, the Commission by a vote of 4-0 approved the order.

ORDER #CC2015-031 (Councilor LeBlanc) **ORDERED** that the City Council request the Traffic Commission to conduct a speed study on Kent Circle and investigate whether Kent Circle should be a one way street; and that the Traffic Commission make a written recommendation to the Ordinance & Administration on the findings of their review including whether any Traffic Ordinance amendments are recommended.

FURTHER ORDERED that the GCO Sec. 22-270.1 "Resident Sticker parking only" be amended by **ADDING** Kent Circle.

As a result of the traffic speed and volume study not yet complete, the Commission voted to continue the order.

ORDER #CC2015-033 (Councilor Cox) **ORDERED** that the GCO Sec. 22-269 “Stop Intersections” be amended by **ADDING** a stop sign on Shepherd Street for eastbound drivers on Shepherd Street at its intersection with Pleasant Street and in accordance with Sec. 22-128 with the official stop sign thereon facing traffic proceeding in the direction indicated above.

After discussion with both Councilor Cox and a resident of Shepherd Street, the Commission voted to continue the order in order to schedule a group site visit and determine the best approach to improve the safety of the subject intersection, and learn the best location and placement of a stop sign if approved.

ORDER #CC2015-034 (Councilor McGeary) **ORDERED** that the Gloucester Code of Ordinances Sec. 22-145 “General Prohibitions” be **AMENDED** by **DELETING** from paragraph (a) in its entirety and **REPLACING** it with:

Sec. 22-145. - General prohibitions.

(a) “No person shall allow, permit or suffer any vehicle registered in his name to stand or park in any street, way, highway, road or parkway under the control of the city, including land under the supervision and/or control of the Conservation Commission, in violation of this chapter or other traffic ordinances or orders adopted by the city council, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police official or traffic sign or signal; and in particular, in any of the following places:”

FURTHER ORDERED that Gloucester Code of Ordinances Sec. 22-291 “Tow-away zones” be **AMENDED** by **ADDING**:

Wise Place, the entirety of the land under the supervision of the Conservation Commission extending from the edge of the Wise Place Right of Way between and easterly of 3 and 5 Wise Place. The foregoing notwithstanding, within the confines of the two-space parking area designated by the City with permanent or semi-permanent markers, the provisions of this subsection shall be applicable only between the hours of 6 P.M. and 7 A.M. or at any time when more than two cars are parked in the designated area.

After listening to all the parties affected by the proposed orders, the Commission unanimously voted to recommend the above orders with the following changes:

- Insert three-space parking for two-space
- The hours of 12 P.M. and 7 A.M. for 6 P.M. and 7 A.M.

The meeting adjourned at 7:05 p.m.

ROBERT B. RYAN, Chairman

LARRY INGERSOLL, Secretary



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-031
COUNCILLORS: Steve LeBlanc

DATE RECEIVED BY COUNCIL: 09/08/15
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the City Council request the Traffic Commission to conduct a speed study on Kent Circle and investigate whether Kent Circle should be a one way street; and that the Traffic Commission make a written recommendation to the Ordinance & Administration on the findings of their review including whether any Traffic Ordinance amendments are recommended.

FURTHER ORDERED that the GCO Sec. 22-270.1 "Resident Sticker parking only" be amended by **ADDING** Kent Circle.

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

Steve LeBlanc
Ward 2 Councillor



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-033
COUNCILLORS: Melissa Cox

DATE RECEIVED BY COUNCIL: 09/08/15
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the GCO Sec. 22-269 “Stop Intersections” be amended by **ADDING** a stop sign on Shepherd Street for eastbound drivers on Shepherd Street at its intersection with Pleasant Street and in accordance with Sec. 22-128 with the official stop sign thereon facing traffic proceeding in the direction indicated above.

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

Melissa Cox
Ward 2 Councillor



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-034
COUNCILLORS: Paul McGeary

DATE RECEIVED BY COUNCIL: 09/08/15
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the Gloucester Code of Ordinances Sec. 22-145 "General Prohibitions" be **AMENDED** by **DELETING** from paragraph (a) in its entirety and **REPLACING** it with:

Sec. 22-145. - General prohibitions.

- (a) "No person shall allow, permit or suffer any vehicle registered in his name to stand or park in any street, way, highway, road or parkway under the control of the city, including land under the supervision and/or control of the Conservation Commission, in violation of this chapter or other traffic ordinances or orders adopted by the city council, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police official or traffic sign or signal; and in particular, in any of the following places:"

FURTHER ORDERED that Gloucester Code of Ordinances Sec. 22-291 "Tow-away zones" be **AMENDED** by **ADDING**:

Wise Place, the entirety of the land under the supervision of the Conservation Commission extending from the edge of the Wise Place Right of Way between and easterly of 3 and 5 Wise Place. The foregoing notwithstanding, within the confines of the two-space parking area designated by the City with permanent or semi-permanent markers, the provisions of this subsection shall be applicable only between the hours of 6 P.M. and 7 A.M. or at any time when more than two cars are parked in the designated area.

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

Dana Jorgensson

From: Ken Whittaker
Sent: Thursday, October 22, 2015 4:11 PM
To: Paul McGeary; Robert Whynott; Dana Jorgensson; Bob Ryan
Cc: meredith@attorneymeredithfine.com; jfavazza@seasidelegalsolutions.com
Subject: RE: Wise Place parking regulations

The Conservation Commission voted last night to accept the revisions proposed by the traffic Commission with regard to the number of parking spaces (3) and the hours of operation (7 A.M. to midnight) at the Conservation Land at the end of Wise Place. When regulations are in place I will work with DPW to place suitable obstructions to limit room for parking to the three spaces proposed.

From: Paul McGeary
Sent: Friday, October 02, 2015 10:22 AM
To: Robert Whynott; Dana Jorgensson; Bob Ryan
Cc: Ken Whittaker; meredith@attorneymeredithfine.com; jfavazza@seasidelegalsolutions.com
Subject: Wise Place parking regulations

Mr. Chairman:

As you know, my order concerning parking on conservation land at the end of Wise Place is to go before O&A on Monday. Unfortunately, I have a prior commitment and cannot attend.

Also, the Traffic Commission having modified the order that I put forward at the recommendation of the Conservation Commission, I think it would be well to allow the Conservation Commission to weigh in on the order. I have discussed this with the Conservation Agent, who will put the changes before the commission for its review on Wednesday, Oct. 9.

Accordingly, I ask that you continue this matter until your next meeting.

Thank you.

Respectfully,

CITY OF GLOUCESTER STREET LIST

CITY CLERK
GLOUCESTER, MA

NAME

LOCATION

15 AUG 19 AM 10:30

NAME	STATUS	LOCATION
ABBEY ROAD	PRIVATE	Essex Avenue (566-572) to Dead End
ABBOTT ROAD	PUBLIC	Eastern Avenue (85-89) to Dead End
ACACIA STREET	PUBLIC	Grove Street (48-52) to Gloucester Avenue (61-65)
ADAMS AVENUE	PRIVATE	Cambridge Avenue (5) to Planter's Neck Road (opp 8)
ADAMS HILL ROAD	PRIVATE	Walnut Street (14) to Dead Ends
ADAMS PLACE	PUBLIC	Harrison Avenue (11-13) to Dead End
ADDISON STREET	PUBLIC	Washington Street (99) to School Street (44-48)
AIDEN ROAD	PAPER	Sunset Hill Road (26-28) to Dead End (paper road)
AILEEN TERRACE	PRIVATE	Eastern Point Boulevard (117) to Dead End
ALBION COURT	PRIVATE	Washington Street (887) to Dead End
ALLEN STREET	PUBLIC	Prospect Street (110-112) to Dead End
ALPINE COURT	PUBLIC	Commonwealth Avenue (17-19) to Dead End
AMERO COURT	BOTH	East Main Street (36) to Bass Avenue (9)
AMES DRIVE	PRIVATE	Washington Street (opp 877) to Dead End
ANCHOR LANE	PRIVATE	Stage Fort Avenue (7) to Dead End
ANDERSON WAY	PRIVATE	Atlantic Avenue (1st right after Brookfield Drive) to Dead End
ANDREWS COURT	PRIVATE	Essex Avenue (633) to Essex Avenue (663)
ANDREWS STREET	BOTH	Washington Street (1088) to Dead End
ANGLE STREET	PUBLIC	Middle Street (17) to Western Avenue (1)
ANNISQUAM HEIGHTS	PRIVATE	Dennison Street (1st right after #112) to Dead End
APPLE STREET	PRIVATE	Wheeler Street (44) to Dead End
ARBOR STREET	PRIVATE	River Road (56) to Leonard Street (31-35)
ARCADIA COURT	PRIVATE	Washington Street (124) to Dead End
ARLAND TERRACE	PRIVATE	Warwick Road (10) to Prospect Terrace (14)
ARLINGTON STREET	PUBLIC	Leonard Street (21) to River Road (24)
ARMSTRONG WAY	PRIVATE	Ferry Street (28) to Dead End
ARNOLD WAY	PRIVATE	Mt. Pleasant Avenue (74-76) to Dead End
ARTHUR COURT	PRIVATE	Arthur Street (8-10) to Dead End
ARTHUR STREET	BOTH	Cleveland Street (11-13) to Dead End
ASHLAND PLACE	PUBLIC	Washington Street (opp. Poplar Street) to Dead End
ATLANTIC AVENUE	PRIVATE	Atlantic Street (164) to Wingersheek Road
ATLANTIC ROAD	PUBLIC	Bass Avenue (101-103) to Dead End
ATLANTIC STREET	PUBLIC	Concord Street (opp 136) to Wingersheek Beach
AUTUMN LANE	PRIVATE	Washington Street (579) to Dead End
AVON COURT	PRIVATE	East Main Street (145-147) to Dead End
B ROAD	PRIVATE	Thurston Point Road (64-66) to Dead End (paper road)
BABSON COURT	PRIVATE	Western Avenue (57) to Dead End
BABSON STREET	BOTH	Hovey Street (7) to Dead End
BAKER STREET	PRIVATE	Washington Street (208A-210) to Dead End
BANJO WAY	PRIVATE	Essex Avenue (158-178) to Dead End
BANNER HILL WAY	PRIVATE	Mt. Pleasant Avenue (113-115) to Dead End
BARBERRY HEIGHTS ROAD	PRIVATE	Washington Street (749) to Dead End
BARBERRY LANE	PRIVATE	Gerring Road (3-7) to Mt. Pleasant Avenue (141-143)
BARBERRY WAY	PRIVATE	Salt Island Road (6-8) to Cliff Road (opp 39)
BARKER AVENUE	PRIVATE	High Street (92) to Dead End
BARN LANE	PRIVATE	Eastern Avenue (opp 130) to Thatcher Road (opp 33)
BASS AVENUE	PUBLIC	East Main Street (22) to Nautilus Road (1)
BASS ROCKS ROAD	PRIVATE	Atlantic Road (30) to Atlantic Road (opp 43)
BAYBERRY LANE	PRIVATE	Bungalow Road (12) to Dead End
BAYFIELD ROAD	PRIVATE	Langsford Street (53) to Dead End
BAYLE LANE	PRIVATE	Atlantic Avenue (53) to Dead End

CITY OF GLOUCESTER STREET LIST

NAME

LOCATION

NAME		LOCATION
WESTBROOK LANE	PRIVATE	Magnolia Avenue (130-132) to Dead End
WESTERN AVENUE	PUBLIC	Main Street (2) to Manchester Town Line
WHALE ROCKS ROAD	PRIVATE	Concord Street (opp 259) to Dead End
WHEELER STREET	PUBLIC	Washington Street (334) to Dead End
WHEELER'S POINT ROAD	PRIVATE	Wheeler Street (131A-137) to Dead End
WHIPPLE WOODS ROAD	PRIVATE	Andrews Court (13-19) to Dead End
WHISTLESTOP WAY	PRIVATE	Washington Street (135-151) to Maplewood Avenue (48)
WHITE'S MOUNTAIN ROAD	PRIVATE	Becker Lane (10) to Dead End
WHITTEMORE STREET	PUBLIC	Washington Street (192-196) to Dead End
WILEY STREET	PRIVATE	Fremont Street (14) to Dead End
WILLIAM ROAD	PRIVATE	Howard Road (1-3) to Dead End
WILLIAMS COURT	PUBLIC	Eastern Avenue (65) to Hartz Street (32-34)
WILLOW STREET	PUBLIC	Shepherd Street (15-17) to Cleveland Street (8)
WILLOWOOD ROAD	PRIVATE	Maplewood Avenue (49-57) to Willow Street (10-12)
WILSON ROAD	PRIVATE	Wyoma Road (14) to Dead End
WINCHESTER COURT	PUBLIC	Prospect Street (109-113) to Dead End
WINDERMERE ROAD	PRIVATE	Atlantic Road (71) to Dead End (paper road)
WINDSOR LANE	PRIVATE	Western Avenue (90) to Dead End
WINDWARD POINT	PRIVATE	Eastern Point Road (21) to Dead End
WINGAERSHEEK ROAD	PRIVATE	Atlantic Avenue (end of) to Dead End
WINTERHAVEN ROAD	PRIVATE	Keystone Road to Dead End
WINTHROP AVENUE	PRIVATE	Stanwood Avenue (3) to Stanwood Avenue (9)
WISE PLACE	PRIVATE	Hartz Street (25) to Dead End
WISHART ROAD	PRIVATE	Langsford Street (44-46) to Dead End
WITHAM STREET	PUBLIC	Eastern Avenue to Dead End
WOLF HILL LANE	PRIVATE	Wolf Hill Road/Marsh Street intersection to Dead End
WOLF HILL PLACE	PRIVATE	Wolf Hill Way to Dead End
WOLF HILL ROAD	PRIVATE	Marsh Street (27) to Dead End
WOLF HILL SUMMIT	PRIVATE	Wolf Hill Way to Dead End
WOLF HILL WAY	PRIVATE	Wolf Hill Road to Dead End
WONSON STREET	PUBLIC	Clarendon Street (1) to Rocky Neck Avenue (22)
WOODBURY HILL	PRIVATE	Washington Street (1277) to Dead End
WOODBURY STREET	PRIVATE	Washington Street (opp 1206) to Dead End
WOODMAN STREET	BOTH	Essex Avenue (opp 627) to Dead End
WOODWARD AVENUE	PRIVATE	Essex Avenue (opp 300) to Stanwood Avenue
WYOMA ROAD	PRIVATE	Bungalow Road (25) to Dead End
YE OLDE COUNTY ROAD	PUBLIC	Route 128, Exit 12 ramp to Dead End
YORK ROAD	PUBLIC	Bertoni Road (opp 7) to Foley Road (opp 8)
YOUNG AVENUE	PUBLIC	Washington Street (1061-1063) to High Street (26)
YOUNGS ROAD	PRIVATE	Dennison Street (10) to Dead End



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-036
COUNCILLORS: Steve LeBlanc

DATE RECEIVED BY COUNCIL: 10/13/15
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the GCO Chapter 22, Sec. 22-270 "Parking prohibited at all times" be amended by deleting Emerson Avenue, northerly side from westerly corner of the intersection of Griffin Court and Emerson Avenue, and request that the Traffic Commission review parking in that area as there is no designated area where parents may drop off or pick up their children at Pathways for Children, and report their recommendations to the Ordinance & Administration Standing Committee.

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

Steve LeBlanc
Ward 2 Councillor



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-037
COUNCILLORS: Steve LeBlanc

DATE RECEIVED BY COUNCIL: 10/13/15
REFERRED TO: O&A, P&D & PB
FOR COUNCIL VOTE:

ORDERED that the Ordinances & Administration Committee recommend to the City Council to amend the definition of “Junk Yard” in section **VI of the City of Gloucester Zoning Ordinance** by **DELETING** the definition of “Junk Yard” and by **ADDING**:

“Junk yard” shall mean a site or facility used for the collection, storage, salvage, disposal, dismantling, processing, recycling, sale, or resale of waste materials including paper, rags, cloth, metal, glass, batteries, rubber, parts from old or damaged motor vehicles and equipment, and other discarded goods and materials. These materials are generally but not necessarily, stored in the open air or under a roofed structure rather than within a fully enclosed building.”

FURTHER ORDERED that the Ordinances & Administration Committee recommend to the City Council to amend Chapter 19 “Second Hand Goods”, Sec. 19-30(b) by **DELETING** the definition of “junk yard” and by **ADDING**:

“Junk yard shall mean a site or facility used for the collection, storage, salvage, disposal, dismantling, processing, recycling, sale, or resale, of waste materials including paper, rags, cloth, metal, glass, batteries, rubber, parts from old or damaged motor vehicles and equipment, and other discarded goods and materials. These materials are generally but not necessarily, stored in the open air or under a roofed structure rather than within a fully enclosed building.”

FURTHER ORDERED that the Ordinances & Administration recommend to the City Council to amend Chapter 19 Sec.19-32 “Fee” by **DELETING** this section and by **ADDING** to Sec. 19-1 “License Fees” subsection (1) Secondhand furniture and articles \$100(Delete \$20); Sec.19-1(3) Junk \$100(Delete \$20) and Sec.19-1(4) Antiques \$100(Delete \$20).

FURTHER ORDERED that this matter be referred to the Planning Board for review and recommendation as concerns the GZO definition of “junk yard ;” and that the O&A review the Code of Ordinance amendments and make recommendations to the City Council.

Steven LeBlanc
Ward 3 Councillor



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-038
COUNCILLORS: Robert Stewart

DATE RECEIVED BY COUNCIL: 10/13/15
REFERRED TO: O&A & TC
FOR COUNCIL VOTE:

ORDERED that the GCO Chapter 22, Sec. 22-269 "Stop Intersections" be amended by **ADDING** the following location:

Leonard Street. Northbound drivers on Leonard Street at its intersection with River Road.

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

Robert Stewart
Ward 4 Councillor



**CITY OF GLOUCESTER 2015
CITY COUNCIL ORDER**

ORDER: CC#2015-032
COUNCILLORS: Robert Stewart

DATE RECEIVED BY COUNCIL: 09/08/15
REFERRED TO: O&A
FOR COUNCIL VOTE:

ORDERED that Chapter 4, Art. II "Dogs" as most recently amended in 2014 be further amended by **DELETING**:

Sections 4-15 "Running at Large Prohibited"; 4-16(a) "Dogs allowed on Beaches at Certain Times"; 4-16(b) "Dogs prohibited in City Owned Cemeteries"; 4-16(c) "Dogs Prohibited on Athletic Fields" and 4-21(c) "Dog Fouling".

And by **RENUMBERING** Sec.4-22 to Sec.4-23 and by:

ADDING a new sec.4-22 "Enforcement and penalties" and by **ADDING** new Sections 4-15; 4-16(a); "Rules and conditions for all dogs"; 4-16(b) "Additional rules and conditions for at large dogs"; 4-16(c) "Locations where dogs must be leashed or at large with restrictions"; 4-21(c); and 4-22 "Enforcement and Penalties.

The complete text of the new proposed amendments are attached to this Order.

FURTHER ORDERED that the Ordinances & Administration Standing Committee shall seek public input on these proposed amendments before any changes are made to the "Dogs" ordinance.

Robert Stewart
Ward 4 Councillor

DRAFT – 09/8/15

Gloucester Code of Ordinances, Article II DOGS, proposed changes to Sections 4-15, 4-16a, 4-16b, 4-16c and 4-21.

I. Section 4-15 is hereby deleted and replaced with the following:

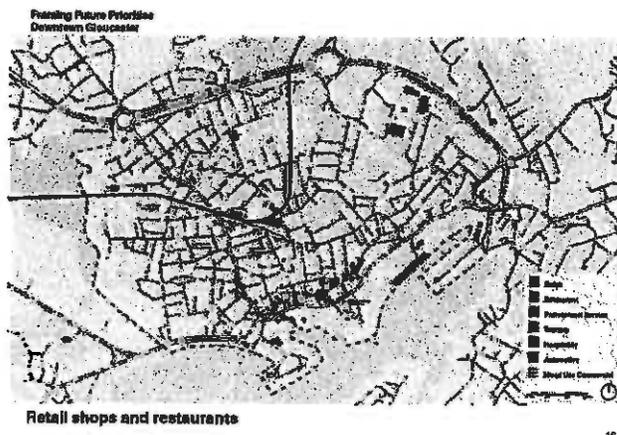
Sec 4-15 Dogs Running At Large Restrictions

(a) No person owning or keeping a dog in the City shall permit such dog at any time to run at large on public property other than as set forth in Sections 4-16a through 4-16c, or to run at large on private property without authorization by the owner.”

(b) Definitions: for purposes of Sections 4-15, 4-16a, 4-16b and 4-16c, the following terms shall have the following meanings:

1. “Leashed” attached to a leash not exceeding 12 feet in length.
2. “At large” without a leash on and in the hands of the owner or another competent person.
3. “Owner” as the term pertains to a dog, the legal owner or one of the legal owners of the dog;
4. “Owner” as the term pertains to property, the legal owner or one of the legal owners of the property, or the person or one of the persons in possession of the property, including but not limited to a tenant of the owner thereof.
5. “Guardian” a competent individual accompanying a dog in the place of the owner
6. “Competent person” an individual who is physically and mentally capable of controlling a dog on its leash.
7. “Direct control of dog” the voice, leash, electronic or other means of preventing a dog from leaving the immediate vicinity of the owner or guardian thereof or returning a dog which has left that immediate vicinity to that immediate vicinity.
8. “School athletic fields” - athletic fields regularly used by schools for formal athletic contests and practices
9. “Play areas” - areas designed for children to play.
10. “Dog Areas” or “Dog Parks” Specific lands or areas which are designated by Ordinance, or are designated by the Director of the Department of Public Works pursuant to Section 4-16(d), as off-leash dog areas.

11. "Downtown" is defined as within the blue-hashed areas in the map below



Source: The map is from July 10 2013 presentation "Framing Future Priority Downtown Gloucester."

II. Section 4-16a is deleted and replaced with the following:

Sec 4-16a...Rules and conditions for all dogs:

- (1) Dogs are not allowed on city owned athletic fields during periods where such fields are generally used for athletic contests or practices, or during periods when such fields are in fact being used for athletic contests or practices. For this purpose, grandstand or other normal viewing areas for athletic events are not considered to be on the athletic field, but dogs in those areas immediately before, during and immediately after an athletic event must be leashed. Dogs are permitted on leash or off-leash on athletic fields during periods not generally used for athletic contests and practices unless there is in fact an athletic contest or practice in progress.
- (2) Dogs must be leashed in any play area where children, other than those of or with the owner or guardian of the dog, are present
- (3) The owner/guardian of any dog on public or private property shall remove all feces of the dog from that property and dispose of it as set forth in Section 4-21.
- (4) Dogs must be up to date on all legally required vaccinations.
- (5) Dogs who have been determined by an Animal Control Officer to have a history of being a danger to the public or to themselves, including but not limited to chasing or attacking other animals or people, chasing vehicles, or doing damage to private or public property, or create a nuisance through excessive barking or repeated trespassing, must be managed by its owner or guardian, including leashing, muzzling or any other controls determined by an Animal Control Officer.

- (6) Dogs with contagious diseases must be leashed at all times and shall not be permitted to be in contact with other animals or humans in public areas.
- (7) At all times off the property of the owner or guardian and not under the care of veterinary personnel, dogs must have a collar on them with current license and rabies vaccination tags attached. For purposes of this provision, if proof of rabies vaccinations are a requirement for obtaining the current license, the license tag shall be deemed to also be a vaccination tag.
- (8) Dogs must have on their collar or otherwise on or in their bodies some means to contact the owner of the dog.
- (9) Dogs may not be left unattended, except for short intervals but then only if secured.
- (10) Dogs younger than 4 months of age must be leashed at all times except in Dog Parks or Dog Areas.
- (11) No more than three dogs may be under the control of one owner or guardian without an additional competent person in attendance for each one to three additional dogs.
- (12) Owners or guardians must fill in any holes dug by any dog under their stewardship.
- (13) Dogs are not permitted at any time in city owned cemeteries.

III. Section 4-16b is deleted and replaced with the following:

Sec 4-16b Additional rules and conditions for at large dogs.

- (1) Dogs must be direct control of owner/guardian at all times.
- (2) Dogs are not permitted to be at large if not under direct control of owner/guardian.
- (3) The owner or guardian of a dog must carry a leash for each dog under its auspices who is off of the property of the owner or guardian
- (4) If an at large dog is on a public way or sidewalk with its owner or guardian and another individual with a leashed dog is on the same public way or sidewalk and requests the owner or guardian to leash the dog, the owner or guardian shall retrieve and leash the dog until the requesting individual has left the proximity or rescinds the request. If an at large dog is on a beach or public park or other area of congregation by the public, and the dog is acting aggressively toward another individual or leashed dog, the individual or the owner or guardian of the leashed dog and requests the owner or guardian of the at large dog to leash the dog, the owner or guardian of the at large dog shall retrieve and leash the dog until the requesting individual has left the immediate vicinity of the owner or guardian or rescinds the request.

III. Section 4-16c is deleted and replaced with the following:

Sec 4-16c Locations where dogs must be leashed or at-large with restrictions:

(1) Dogs must be leashed:

- (A) In high activity areas, other than areas designated as “Dog Parks” or “Dog Areas” or like terms by the Director of the Department of Public Works
- (B) Downtown, except for areas designated as “Dog Parks” or “Dog Areas” or like terms and except for otherwise designated as off-leash by the Director of the Department of Public Works.
- (C) Stacy Boulevard
- (D) Stage Fort Park in the vicinity of gatherings of more than twelve (12) people (other than Dog Parks or Dog Areas
- (E) Shopping malls and other areas having a significant concentration of commercial activity.
- (F) Sidewalks and foot paths with high volume pedestrian traffic or adjacent to high-speed automobile traffic.

(2) Dogs may be at large with restrictions as follows:

(A) Stage Fort and other city-owned parks: Leashed from May 1 through September 30, except between sunrise and 9:00 am; off-leash permitted at all times from October 1 through April 30

(B) Beaches .

- (i) From May 15 through September 15, off leash dogs are prohibited on Good Harbor Beach, Half Moon Beach, Niles Beach, Plum Cove Beach, and Wingersheek Beach.
- (ii) From September 15 through May 14, off leash dogs are permitted on Half Moon Beach, Niles Beach, and Plum Cove Beach.
- (iii) From April 15 through May 14, and from September 15 through October 14, off off leash dogs are permitted on even numbered days on Good Harbor Beach and on odd numbered days on Wingersheek Beach, and from October 15 through April 14 on all days on those two beaches.
- (iv) From October 15 through April 14, off leash dogs are permitted on Good Harbor Beach and Wingersheek Beach on all days.
- (v) Dogs are permitted off leash at all times on Pavillion Beach, Boulevard Beach and Cressy Beach.

(C) All of the off leash permissions in this Paragraph (2) are also subject to the requirements of Sections 4-16a and 4-16b.

IV Section **4-21(c)** shall be deleted and replaced by the following new section 4-21(c):

For the purposes of this section, the means of removal of canine feces shall be any tool, implement, bag, glove or other device suitable for picking up and containing feces without leaving significant remnants at the location. Disposal shall be accomplished by EITHER placing the contained feces in a public disposal bin in the immediate vicinity unless the bin indicates that it is not suitable for deposit of animal feces. OR transported to another facility or device designed for the disposal of animal or human feces, including, but not limited to a private or public toilet facility, or designated as appropriate by regulations of, or notices from, the City Health Department or City or State Board of Health.

V Present Section 4-22 is renumbered 4-23, and a new 4-22 is inserted to read as follows:

"4-22 Enforcement and penalties.

- (a) Sections 4-15, 4-16a, 4-16b and 4-16c shall be enforced as set forth in Section 4-20
- (b) Each violation of Section 4-16a(3) shall be subject to a fine of \$200 for each offense.
- (c) Each violation of the provisions of Sections 4-15, 4-16a, 4-16b or 4-16c other than Section 4-16a(3) shall be subject to a fine of \$50.00 for each offense, provided that, for purposes of the fines set forth in this clause (c), a single occurrence that violates more than one of the provisions whose fines are set forth in this clause (c) shall be deemed to be a single violation.



Gloucester City Council
CERTIFICATE OF VOTE
Certificate Number: 2014-337

The Gloucester City Council, at a meeting held on **Tuesday, November 18, 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 Cox, the City Council voted by ROLL CALL 9 in favor, 0 opposed, to Amend GCO c. 4, Animals, Art. 2 “Dogs” Sections 4-15, 4-16, 4-19, and 4-20 as follows:

Section 4-15. Running at large prohibited.

(a) No person owning or keeping a dog in the city shall permit such dog at any time to run at large in the city (unless expressly authorized under Sec. 4-16a or Sec. 4-16d). Each incident in which a dog, licensed or unlicensed, is on public or private property without authorization and is not under the direct control of its owner by a leash not exceeding six feet in length shall be a violation of this section.

Section 4-16a. Dogs allowed on public beaches at certain times.

Dogs shall be prohibited from public beaches from May 1 to September 30 annually. Dogs shall be allowed on public beaches from October 1 to April 30 annually and shall be under the control of the owner or keeper. In addition, unleashed dogs shall be allowed on Good Harbor Beach and Wingersheek Beach from: October 1 to April 30, annually, subject to the following conditions:

Off leash all day on even-numbered days at Good Harbor Beach and odd-numbered days at Wingersheek Beach.

1. Owners must remain with and monitor their dogs. Owners, per the below conditions, define person with direct care, custody, and control of a dog while in a designated off-leash area.

2. Dogs must be licensed and vaccinated as required by applicable law and ordinance.
3. Dogs must wear their tags and have no contagious conditions, diseases or parasites.
4. Dogs must be leashed when entering and exiting a designated off-leash area.
5. Dogs and humans are not allowed in the dunes.
6. Dogs with a history of dangerous or aggressive behavior as determined by the Animal Control Officer are prohibited.
7. Dogs younger than four (4) months are not allowed.
8. Unaltered male dogs or female dogs in heat are not allowed.
9. Owners must immediately remove dogs who are exhibiting aggressive behavior.
10. Owners must carry a leash; one leash per dog is required.
11. Maximum of two (2) unleashed dogs per owner.
12. Owners must have in their possession an adequate number of poop bags, or other appropriate device for removal of their dog(s) waste.
13. Owners must clean up after their dogs and dispose of the waste in an appropriate waste container.
14. Owners must fill in any holes dug by their dog(s).
15. Any violation of conditions 1 through 12 and 14 above shall be subject to a fine of \$50 for each offense. Any violations of condition 13 above shall be subject to a fine of \$100 for each offense; and dogs(s) may have off-leash privileges revoked by Animal Control.
16. Unless renewed by the City Council and signed by the Mayor, the provisions of this section shall expire on December 18, 2015.”

Fines for violations will be double in season for beaches and other off-leash areas as determined.

Section 4-16d. Off-leash dog areas.

Unless otherwise expressly authorized under this ordinance, the department of public works director may designate, with the approval of the mayor and the city council, specific lands for use as off-leash dog areas, with their operation being subject to regulations enacted pursuant to Section 7-16(b) of the City Charter.

Section 4-19. Redemption of impounded dogs.

(a) No dog confined for a violation of this article shall be released to its owner or keeper except as provided herein. The dog officer shall issue to the owner or keeper of any such dog a citation for the violation of this article. The violations shall bear a fine of the following:

(1) For the first and subsequent offenses: \$50.00

(b) In the case of the first and each succeeding violation, no dog shall be released prior to the receipt by the dog officer of due notice of the payment of the fine for all outstanding notices of violation or of the deposit of the amount of the fines as a security for the payment of said fines and proof of valid license. In every case in which the owner or keeper refuses to pay such fines or a deposit for security for such fines, the dog shall be held until a hearing on the charged violation has been held and the owner shall be liable for all confinement charges as provided herein. As used in this subsection, the term "outstanding notices of violation" shall include only those notices of violation resulting in confinement.

Section 4-20. Pound; dog officer.

(a) The city shall make provisions to shelter stray dogs, dogs impounded due to violations of this article, or dogs rescued from danger or distress. The operation of the shelter shall incorporate the regular services of a licensed veterinarian.

(b) The city shall make provision for the services of at least one fulltime dog officer, whose duty it shall be to enforce the provisions of this article, of the licensing laws relevant to dogs, and of other relevant commonwealth law. The dog officer shall have the power to decide on the merit of complaints of citizens with regard to what they feel are nuisance dogs and issue citations to owners which, unless appealed under commonwealth law, shall be referred to the district court if citation is ignored. The dog officer shall have the authority to prioritize responses to complaints or other notifications of violations based on their emergency or non-emergency nature. Emergency complaints or notifications are those in which there is imminent threat to the life, health or safety of humans or dogs. All other complaints or notifications of violations are non-emergency.



Gloucester City Council
CERTIFICATE OF VOTE
Certificate Number: 2015-202

The Gloucester City Council, at a meeting held on **Tuesday, October 13, 2015** 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 Whynott, seconded by Councilor Cox, the City Council voted by ROLL CALL 9 in favor, 0 opposed, that the vote of the City Council taken on November 18, 2014 to amend the Code of Ordinances, 4-15, 4-16, 4-19 and 4-20 be reenacted with an effective date of November 18, 2015 and extended to December 18, 2016.


Linda T. Lowe, City Clerk

Date: 10/15/15

Minutes to the Stage Fort Park Advisory Committee Meeting: October 16, 2015

The regular monthly meeting of the Stage Fort Park Advisory Committee was held on October 15, 2015, at 6:00pm in the Community Room of the Cape Ann Savings Bank.

The following Committee members were in attendance: David Dow, chair; Steven Kaity, Fred Geisel, Donna Polizzia, David Benjamin, and Marie Demick. Committee members William Fonvielle, Sal Frontiero and Joe Lucido and were absent.

President David Dow opened the meeting by waiving his remarks.

The Secretary's Report of the September 17, 2015 meeting were moved, seconded and approved.

Public Comment: William Schofield, 8 Georgia Way, Gloucester spoke as a concerned abutter to the Park relative to the Cyclo-cross event. His comments are noted as follows:

The cyclo-cross organizers control the park for the weekend.

He feels like he has to guard his property.

There was a police detail (2 patrolmen) assigned in 2014.

This year there was one detail on Saturday and one on Sunday, with one of the policemen assigned to Georgia Way.

No-parking areas in the neighborhood are ignored by spectators.

People moved the traffic horses as well as caution tape in order to park

Parking is out of control and some spectators are arrogant.

He made three calls on the first day of the event.

The parking is not adequate for the size of the audience.

He cited spectators publicly urinating within sight of his home.

He noted a lack of enough portable toilets.

He recommends more police presence at the event.

He recommends stopping cars at Western Avenue once the parking lots are full.

He finds the loudspeaker system to be overwhelming.

Many people were filling the Cupboard dumpster with trash.

The face compressors ran constantly throughout both days of the event, quite close to private homes.

Old Business: Farmers Market

The Committee continued discussion of the Cape Ann Farmer's Market (CAFM) use of Stage Fort Park. A motion was made, seconded and approved that:

"Vehicular use near the band stand area of the park, by the Cape Ann Farmers Market and others, is adjusted in order to repair and maintain the area."

Other recommendations by the Committee included but were not limited to:

1. Request that the CAFM assure that all vendors (excluding farms) be properly permitted by the City of Gloucester.
2. Request that the annual fee of \$500. be reviewed. The Committee suggests the current fee is too low and doesn't cover the cost of trash removal after the CAFM events. The SFP Advisory Committee will make these recommendations to the Ordinance and Administrative Committee. The Committee will resume discussion of the CAFM at their November 5, 2015 meeting.

~~Old Business: Leash Law Proposal #2015-032~~

~~The Committee discussed Ordinance cc#2015-032, concerning proposed leash law changes. After careful review of all the changes that would affect Stage Fort Park, the Committee moved, seconded and voted the following recommendation to the Planning and Development Committee~~

~~“Make no changes to the current leash law. Do not allow dogs to be off-leash at Stage Fort Park, Cressey’s or Half Moon Beach. Allow dogs over four months of age to be off-leash at the Stage Fort Park Dog Park.”~~

The meeting adjourned at 7:50pm

The next meeting will be held on Thursday, November 5, 2015, at 6:00pm, location to be confirmed.

Respectfully submitted,
David Benjamin, Secretary for the Stage Fort Park Advisory Committee