CITY COUNCIL

CITY OF NORTHAMPTON

MASSACHUSETTS

Councilors

- President William H. Dwight, At-Large
- Vice President Jesse M. Adams, At-Large
- Maureen T. Carney, Ward 1
- Paul D. Spector, Ward 2
- Ryan R. O'Donnell, Ward 3
- Gina Louise Sciarra, Ward 4
- David A. Murphy, Ward 5
- Marianne L. LaBarge, Ward 6
- Alisa F. Klein, Ward 7

Meeting Agenda
September 18, 2014, 7:00 pm
City Council Chambers
Walter J. Puchalski Municipal Building
212 Main Street, Northampton

1. 7:00 P.M. • PUBLIC COMMENT
2. 7:05 P.M. • REGULAR MEETING
3. • ROLL CALL
4. • PRESENTATION

4.I. Mr. Michael Nagy: Suggestions To Improve Accessibility In Northampton

Documents: MR_NAGY_PRESENTATION_201409160759.PDF

5. • PUBLIC HEARINGS

5.I. Announcement Of Public Hearing: Verizon Petition For Joint Or Identical Pole Locations On Mann Terrace

Public Hearing Date: October 2, 2012
Location: City Council Chambers, 212 Main Street, Northampton
Time: 7:05pm

Documents: VERIZON_MANN_TERR_201409121026.PDF

5.II. Announcement Of Special Joint Meeting Of The City Council & School Committee

- **Meeting Date: Thursday, October 9, 2014**
- **Location: JFK Middle School Community Room, 100 Bridge Road, Florence**
- **Time: 6:00pm**
- **Purpose: Fill the vacant Ward 2 School Committee Seat pursuant to Article 4, Section 4-6 of the City Charter**

6. COMMUNICATIONS FROM THE MAYOR

6. • COMMUNICATIONS FROM THE MAYOR

7. • PROCLAMATIONS, RESOLUTIONS, RECOGNITIONS AND ONE-MINUTE ANNOUNCEMENTS OF EVENTS

8. • LICENSES AND PETITIONS

9. • APPROVAL OF CTY COUNCIL MEETING MINUTES

9.I. Meeting Minutes Of September 4, 2014

10. • REPORTS OF COMMITTEES, APPOINTMENTS, AND ELECTIONS

10.I. Meeting Minutes Of The Finance Committee For September 4, 2014

Documents: SEPT_4_2014_FC_MINUTES_201409121023.PDF

10.II. Meeting Mnutes Of The Committee On Public Safety From July 7, 2014

Documents: JULY_7_2014_MINUTES_201409121021.PDF

10.III. Appointment Of Auditor
City Council Engages Services of Scanlon and Associates, Inc. for FY2015 Audit and Associated Report

10.IV. Appointments To Committees:

- Recreation Commission
  - New Appointments

- Julia Chevan of 8 Cosmian Avenue, Florence – term October 2014 – October, 2017; membership begins immediately to fill vacancy left by the retirement of James Durfer. *(Refer to Committee on Rules, Orders, Appointments and Ordinances)*

- Yvonne Keefe of 40 Hickory Drive, Florence – term October 2014-June 2015; membership begins immediately to complete the term of Joan Finn. *(Refer to Committee on Rules, Orders, Appointments and Ordinances)*

- Arts Council
  - New Appointment

- Cassandra Kellam of 222 Prospect St., Northampton – term October 2014 – October 2017; appointment to fill the vacancy left by Robin Glenn. *(Refer to Committee on Rules, Orders, Appointments and Ordinances)*

- Council on Aging
  - New Appointment

- Alexiz Peluyera, 145 Spring St., Florence – term October 2014-April 2015; membership begins immediately to complete the term of Joan Finn. *(Refer to Committee on Rules, Orders, Appointments and Ordinances)*

Documents: APPOINT_201409151614.PDF

11. • RECESS FOR FINANCE COMMITTEE

11.I. Financial Order: 14.227 Order Authorizing Fire Department To Enter Into A Maintenance Service Contract For Power Assisted Stretchers & Loaders

Documents: 14.227_201409121014.PDF

11.II. Financial Order: 14.228 Temporary Easement At 71-79 Reservoir Road To Perform Work

11.II. Financial Order: 14.228 Temporary Easement At 71-79 Reservoir Road To Perform Work Necessary To Stabilize The Banks Of The Robers Meadow Brook

Documents: 14.228_LYNDS_LAMOUREUX_EASEMENT_201409160801.PDF

12. • FINANCIAL ORDERS

12.I. Financial Order: 14.227 Order Authorizing Fire Department To Enter Into A Maintenance Service Contract For Power Assisted Stretchers & Loaders
(1st Reading)

Documents: 14.227_201409121014.PDF

12.II. Financial Order: 14.222 Appropriate From Unallocated Funds $18,326 For A Folding & Inserting Machine
(2nd Reading)

Documents: 14.222_201409121013.PDF

12.III. Financial Order: 14.228 Temporary Easement At 71-79 Reservoir Road To Perform Work Necessary To Stabilize The Banks Of The Robers Meadow Brook
(Request 2 Readings)

Documents: 14.228_LYNDS_LAMOUREUX_EASEMENT_201409160801.PDF

13. • ORDERS AND ORDINANCES

13.I. 14.229 Solid Waste Reduction And Environmental Protection Ordinance
(Refer to Committee on Economic and Community Development, Housing and Land Use, Board of Public Works, Joint City Council/Board of Public Works Conference Committee, Board of Health, Youth Commission, Energy and Sustainability Commission, and Committee on Rules, Orders, Appointments and Ordinances)

Documents: 14.229_SOLID_WASTE_201409160800.PDF

14. • UPDATES FROM COUNCIL PRESIDENT AND COMMITTEE CHAIRS

15. • INFORMATION REQUESTS (CHARTER PROVISION 2-7)

16. • NEW BUSINESS.
– Reserved for topics that the Chair did not reasonably anticipate would be discussed

17. Next City Council Meeting

17.I. The Next City Council Meeting Is Scheduled For October 2, 2014.

CONTACT:
Pamela L. Powers
413-587-1224
powers@northamptonma.gov

7 pm 9/18 City Council Meeting in the Puchalski Municipal Building Behind City Hall

I am representing GAIN: Group for Accessibility Improvement in Northampton.

We would like to see Northampton be a city that is welcoming and accessible for anyone who lives here or visits here.

A suggestion for Accessibility Improvement in Northampton:

It is the case, in downtown Northampton, that there are many restaurants, retailers and offices with "one-step-up" (at least) to get into the establishment. We suggest that:

1. Two-foot and/or Three-foot ramps (size & number?)
2. be available from the Northampton Police Station (open 24, 7, 365/6).
3. One of these ramps may be taken out for personal use (length of time?);
4. with a deposit (percent of replacement value? First ones will be donated.);
5. and with a signature (ID required?) to take ownership of the ramp for the lending period. First draft notes of a lease agreement are attached.

There is still much to be worked out, but this suggested Accessibility Improvement will benefit people with mobility difficulties; a group sure to increase as our population ages and assistive technology improves.

However any of this turns out, the Police Station would benefit from Push-Button Door Openers. I'm not an ADA expert, but there may well be grounds for a civil action lawsuit: a recently constructed, city-owned building that is NOT accessible. How did that happen?

GAIN would like to see ramps available for community use so that people who use wheelchairs or scooters can have more complete access in Northampton.

Proposed Ramp Lease Agreement

This ramp is provided for your use and control for the duration of this Lease Agreement.

Lease Valid Until: _____

Ramp Number: _____

Please return your ramp to the Police Station by the time stated above.

Thank You for using Northampton's Ramp Agreement Program.
Leaser Copy

City Copy
Signature of Leaser:

Lease Valid Until: _____

Ramp Number: _____

Albert E. Bessette
Right of Way Manager

365 State Street
Springfield, MA 01105

Phone 413 787-0310
Cell 413 441-3612
Fax 413 734-9123
albert.e.Bessette.jr@verizon.com

August 25, 2014

Northampton City Council
Northampton Town Hall
210 Main Street
Northampton, MA 01060

RE: Petition for Verizon job #1A0AD6K
Mann Terrace, Northampton, MA

Dear Honorable City Council,

Enclosed find the following items in support of the above-referenced project:

1. Petition;
2. Petition Plan;
3. Order;
4. Abutter Notice Cards.

A Public hearing and notice to abutters is required. A Verizon representative will attend the Public hearing. Should any questions or comments arise concerning this matter prior to the hearing, please contact me at (413) 787-0310. Your Assistance is greatly appreciated.

Sincerely,

Albert E. Bessette, Jr.
Right of Way Manager

Enc

City Copy

PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS

Springfield MA, dated August 14, 2014
To the City Council of the City of Northampton, Massachusetts

VERIZON NEW ENGLAND, INC. and MASSACHUSETTS ELECTRIC COMPANY

Request permission to locate poles, wires, cables and fixtures, including the necessary anchors, guys and other such sustaining and protecting fixtures to be owned and used in common by your petitioners, along and across the following public way or ways:

MANN TERRACE: Place one (1) jointly owned pole numbered T.7½/E.7½ on the Westerly side of Mann Terrace at a point approximately one hundred forty-five (145) feet Southerly from the center line of Beacon Street.

Reason: Place one (1) jointly owned pole on Mann Terrace to improve clearances; and to provide for the distribution of intelligence and telecommunications and for the transmission of high and low voltage electric current.

Wherefore they pray that after due notice and hearing as provided by law, they be granted joint or identical locations for and permission to erect and maintain poles, wires, and cables, together with anchors, guys and other such sustaining and protecting fixtures as they may find necessary, said poles to be erected substantially in accordance with the plans filed herewith marked- Verizon No. **1A0AD6K**, dated August 14, 2014.

Also for permission to lay and maintain underground laterals, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.
Your petitioners agree to reserve space for one cross-arm at a suitable point on each of said poles for the fire and police telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

VERIZON NEW ENGLAND, INC.

By_____
Albert Bessette, Jr.
Manager-Right of Way

MASSACHUSETTS ELECTRIC COMPANY

By_____
District Representative

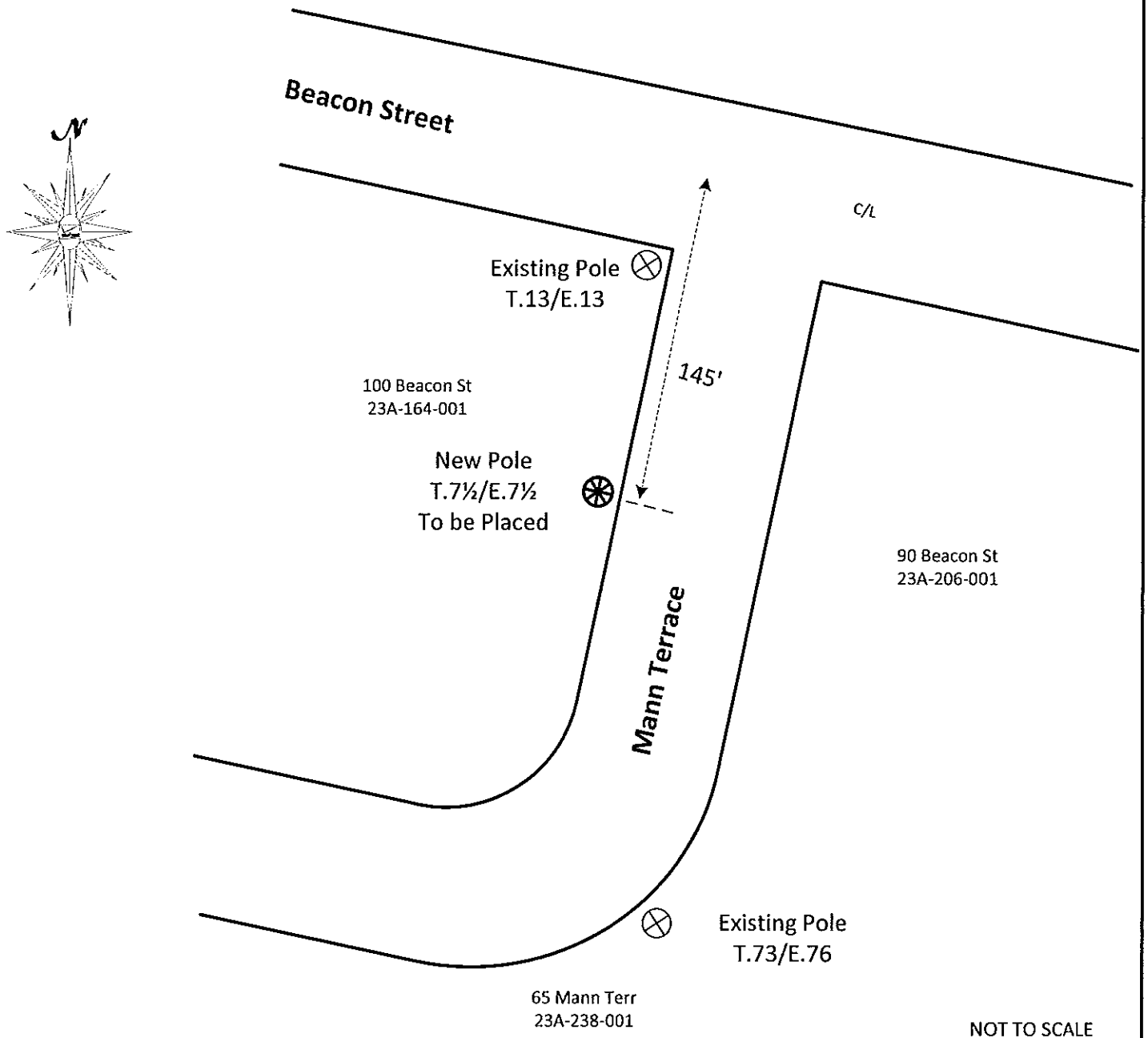
PETITION PLAN

verizon

MUNICIPALITY NORTHAMPTON NO. 1A0AD6K

VERIZON NEW ENGLAND, INC and MASSACHUSETTS ELECTRIC COMPANY DATE : AUGUST 12, 2014

SHOWING PROPOSED POLE ON MANN TERRACE



NOT TO SCALE

LEGEND

- PROPOSED VERIZON POLE
- VERIZON POLE TO BE REMOVED
- VERIZON POLE TO REMAIN
- PROPOSED JOINTLY OWNED POLE
- T — T EXISTING VERIZON MANHOLE
- T EXISTING VERIZON CONDUIT
- EXISTING JOINTLY OWNED POLE TO REMAIN
- POWER CO. POLE TO BE REMOVED
- EXISTING JOINTLY OWNED POLE TO BE REMOVED
- EXISTING POWER CO. POLE TO BE HELD JOINTLY
- T — T PROPOSED VERIZON MANHOLE
- T PROPOSED VERIZON CONDUIT
- PROPOSED VERIZON CABINET

City Ccg

ORDER FOR JOINT OR IDENTICAL POLE LOCATION

By the City Council of the City of Northampton, Massachusetts
Notice having been given and a public hearing held, as provided by law, **IT IS HEREBY ORDERED** that

VERIZON NEW ENGLAND, INC. and
MASSACHUSETTS ELECTRIC COMPANY

be and they are hereby granted joint or identical locations for and permission to erect and maintain poles and their respective wires and cables to be placed thereon, together with anchors, guys and other such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to as requested in petition of said Companies dated the 14th day of August, 2014.

All construction under this order shall be in accordance with the following conditions: Poles shall be of sound timber, and reasonably straight and shall be set substantially at the points indicated upon the plan marked—Verizon No. **1A0AD6K,** dated August 14, 2014, filed with said petition. There may be attached to said poles by said **VERIZON NEW ENGLAND, INC.** and **MASSACHUSETTS ELECTRIC COMPANY** wires and cables which shall be placed at a height of not less than 18 feet from the ground at highway crossings, and not less than 8 feet from the ground elsewhere.

The following are the public ways or parts of ways along which the poles above referred to may be erected, and the number of poles, which may be erected thereon under this order:

MANN TERRACE: Place one (1) jointly owned pole numbered T.7½/E.7½ on the Westerly side of Mann Terrace at a point approximately one hundred forty-five (145) feet Southerly from the center line of Beacon Street.

Reason: Place one (1) jointly owned pole on Mann Terrace to improve clearances; and to provide for the distribution of intelligence and telecommunications and for the transmission of high and low voltage electric current.

Also that permission be and hereby is granted to each of said Companies to lay and maintain underground laterals, cables and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the City Council of the City of Northampton, Massachusetts held on the ____day of _____ 2014.

_____
City Clerk

We hereby certify that on _____2014 at _____o'clock, _____M., at _____ a public hearing was held on the petition of the

VERIZON NEW ENGLAND INC. and
MASSACHUSETTS ELECTRIC COMPANY

for permission to erect the poles, wires, cables, fixtures and connections described in the order herewith recorded, and that we mailed at least seven days before said hearing a written notice of the time and place of said hearing to each of the owners of real estate (as determined by the last preceding assessment for taxation) along the ways or parts of ways upon which the Companies are permitted to erect poles, wires, cables, fixtures and connections under said order.
And that there upon said order was duly adopted.

The City Council of the City of
Northampton, Massachusetts

_____
Clerk of the City Council

CERTIFICATE

I hereby certify that the foregoing is a true copy of a joint location order and certificate of hearing with notice adopted by the City Council of the City of Northampton, Massachusetts on the _____day of _____ 2014 and recorded with the records of location orders of said Town, Book _____, Page_____. This certified copy is made under the provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:

_____
City Clerk

Northampton City Council Finance Committee
September 4, 2014 MINUTES

Councilor David A. Murphy, Chairman *Councilor Jesse M. Adams*
Councilor Marianne L. LaBarge *Councilor Gina-Louise Sciarra*

The Finance Committee held a meeting on Thursday, September 4, 2014 in Council Chambers, Wallace J. Puchalski Municipal Building, 212 Main Street, Northampton, MA.

The meeting began at 8:00 p.m.

- **ROLL CALL**

Roll call was taken and the following members were present: Councilor David A. Murphy, Councilor Jesse M. Adams, Councilor Marianne L. LaBarge, and Councilor Gina-Louise Sciarra.

September 4, 2014 8:00 p.m.	Finance City Council 2014-2015	Councilor David A. Murphy, Chairman	Councilor Jesse M. Adams	Councilor Marianne L. LaBarge	Councilor Gina-Louise Sciarra	Total
Roll Called by Pamela L. Powers, Clerk of the City Council		Present	Present	Present	Present	4 Present 0 Absent

1. Financial Order: 14.221 Appropriate from unallocated funds remaining in FY14 Cash Capital Program to the Academy of Music Fire Escape Renovation Account.

Council LaBarge moved to return to City Council with at positive recommendation; Councilor Sciarra seconded the motion. The motion passed on a voice vote of 4 Yes, 0 No.

- Director of Central Services, David Pomerantz, explained that additional funds are needed to complete the Academy of Music Fire Escape project as a result of discovering lead paint after the project began. Work on the fire escape is expected to be completed by the 2nd week of October.
- Mayor Narkewicz requested the council consider two readings when the City Council reconvenes as Central Services would like to complete the work in the near future.

2. Financial Order: 14.222 Appropriate from unallocated funds $18,326 for a folding & inserting machine.

Council LaBarge moved to return to City Council with at positive recommendation; Councilor Sciarra seconded the motion. The motion passed on a voice vote of 4 Yes, 0 No.

- Finance Director Susan Wright indicated that many departments are interested in utilizing a fold/insert machine, including the Tax Collector, Recreation, Board of Health and the Council on Aging. The City's Mail Courier will be trained to operate the machine; two other individuals will be trained as back-ups.

3. Financial Order: 14.223 Reprogram Muni Bldg ADA Access to City Hall Painting $12,939.80.

Council Adams moved to return to City Council with at positive recommendation; Councilor Sciarra seconded the motion. The motion passed on a voice vote of 4 Yes, 0 No.

- Mayor Narkewicz requested that the council consider two readings during the Sept. 4th Council meeting so that work can be completed on City Hall in the near future.

At 8:20 p.m. Councilor Adams moved to adjourn Finance Committee and was seconded by Councilor Sciarra. The motion to adjourn passed on a Voice Vote of 4 Yes, 0 No.

Respectfully submitted,
Pamela Powers
Clerk to City Council, powers@northamptonma.gov

Committee on Public Safety

Councilor Maureen T. Carney, Chair
Councilor Jesse M. Adams
Councilor William H. Dwight
Councilor David A. Murphy

July 7, 2014 Meeting Minutes
5:00 p.m. – 6:00 p.m.
City Council Chambers, 212 Main Street,
Wallace J. Puchalski Municipal Building
Northampton, MA

***Activate NCTV Camera to Record Meeting**

1. ***Members present***: Jesse M. Adams, David A Murphy, Councilor William H. Dwight (5:20p.m. arrival). In the absence of Committee Chair Councilor Carney, Councilor Adams acted as the Chair for this meeting.

2. ***Members Absent:*** Councilor Maureen T. Carney

3. ***Meeting Called to Order***: At 5:07 p.m., Councilor Adams called the meeting to order.

4. ***Announcement of Audio/Video Recording of Meeting***: Councilor Adams announced that the meeting will be audio and video recorded.

5. ***Public Comment***: None

6. ***Approval of Minutes of June 2, 2014***: Note: this item was taken out of order. At 5:35 Councilor Murphy moved to approve the meeting minutes of June 2, 2014; Councilor Dwight seconded the motion. The motion was approved on a Voice Vote of 4 Yes, 0 No.

7. Report of Building Commissioner's Office:

    - Summary of Building Permits—Commissioner Hasbrouck submitted a Permit Listing Report. The highlights include:
        - Between July 1, 2013 and June 20, 2014 the total fees invoiced by the Building Commissioner's Office were $74,642.15 for 35 permits.
        - Single family home permit applications has increased significantly since FY2012; Hospital Hill development, Emerson Way development & Beaver Brook development have accounted for many of these new home permits.
        - Mr. Hasbrouck indicated that he does not believe the report reflects the Fairfield Inn project.
        - Building Permit fees have not changed since FY2007.
        - There has been an increase in new houses being built on existing lots as a result of recently revised zoning requirements. The number of proposals is significant. Mr. Hasbrouck indicates that there will be more applications coming from Clark School which plans to reconfigure existing structures; in addition, he has just signed off on 44 new units at the VA Hospital.

- Brief history of former Honda Dealer on King Street:
    - Mr. Hasbrouck shared a Letter written to the building owner; it contains typical language when a building is deemed to be unsafe. The letter specifies that the owner must make the building safe or demolish the building. The letter references building code language from the 780 CMR Massachusetts State Building Code Section 116- Unsafe Structures.
    - The owner wasn't able to meet the City's timeline in order for the structure to be demolished. Since that time, the owner then signed a contract to have the demolition completed. The only remaining piece is the cutting and securing of the Columbia Gas gas lines.
    - Potential for the site is an "Entry Way Business" which allows for retail use and highway business.

- Smith College plans construction in the near future; a house relocation has been discussed: the laws are written such that the re-location of a house must be allowed.
- Blighted properties: the City is able place regulations on making owners take down unsafe/unsecured structures.
- Property values are higher in Northampton; in other communities the value of the property does not make it attractive enough of the owner to tear down a structure and replace it with another structure.

8. ***NEW BUSINESS*** –NONE

9. ***ADJOURN*** – Councilor Murphy made a motion to adjourn the meeting; Councilor Dwight seconded the motion. The motion passed on a Voice Vote of 3 Yes, 0 No.

Respectfully Submitted By:
Pamela L. Powers, Clerk to the City Council
ppowers@northamptonma.gov

CITY OF NORTHAMPTON, MASSACHUSETTS

Mayor David J. Narkewicz
City Hall
210 Main Street Rm 12
Northampton MA 01060-3199
413-587-1249; fax: 413-587-1275
mayor@northamptonma.gov

MEMORANDUM

DATE: September 18, 2014

TO: City Council

FROM: Mayor David J. Narkewicz

SUBJECT: Appointments to Committees

Please find the attached appointments and re-appointments to City Boards, Committees and Commissions:

Recreation Commission

- Julia Chevan, of 8 Cosmian Avenue, Florence – term October 2014 – October 2017, (new appointment) membership begins immediately to fill vacancy left by the retirement of James Durfer.
- Yvonne Keefe, of 40 Hickory Drive, Northampton – term October 2014 – June 2015, (new appointment) membership begins immediately to complete the term of Joan Finn.

Arts Council

- Cassandra Kellam, 222 Prospect Street, Northampton – term October 2014 – October 2017 (new appointment) to fill the vacancy left by Robin Glenn.

Council on Aging

- Alexiz Peluyera, 145 Spring Street, Florence – term October 2014 – April 2015 (new appointment) membership begins immediately to complete the term of Joan Finn.

cc: City Clerk, Wendy Mazza

City of Northampton
Application for Appointment to Boards, Committees and Commissions

Name: Julia Chevan

Address: 8 Cosmian Avenue, Florence

Email: jchevan@comcast.net

Home Phone: 413-584-8928 **Work:** 413-748-3569 **Cell:** 413-687-7141

Occupation: Physical Therapist/Professor **Years lived in Northampton:** 23

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust		Historical Commission	
Agricultural Commission		Housing Partnership-Fair Housing	
Arts Council		Human Rights Commission	
Board of Health		License Commission	
Board of Public Works		Northampton Housing Authority	
Cable Advisory Board		Planning Board	
Capital Improvements		Recreation Commission	✔
Central Business Architecture		Registrar of Voters	
Conservation Committee		Transportation & Parking Commission	
Committee on Disabilities		Bicycle and Pedestrian Subcommittee	
Community Preservation Committee		Tree Committee	
Council on Aging		Youth Commission	
Elm Street Historic District		Zoning Board of Appeal	
Energy Resources Commission		Other	

What skills and experience will you bring to this Committee assignment:
(attach additional sheet or resume if necessary)

I have been a volunteer coach in the city, served on the NYSA board and am committed to exploring recreational opportunities for all ages.

I'm particularly interested in the upcoming projects to develop field spaces and community recreational spaces. My background is in physical therapy/healthcare.

I can bring a critical mind, sound judgement, knowledge of community/health issues, and commitment to our city to my volunteer work.

Are you currently serving or have you served on any City committee: ✔ **No** ☐ **Yes***
*(*If yes please state what committee)* _____

Required: Please read the following, by signing below you state that you understand and agree:
The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. ***IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!***

SIGNATURE Julia Chevan Digitally signed by Julia Chevan DN: cn=Julia Chevan, o, ou, email=jchevan@comcast.net, c=US Date: 2012.03.11 07:34:43 -04'00' **DATE** 6/20/2013

Please Return Form To: Mayor@northamptonma.gov **or**
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

Julia Cheran

OPTIONAL INFORMATION

This information will be used for diversity purposes only.
Complete it only if you wish to do so.

Age:

Under 29 ☐ **30-39** ☐ **40-49** ☑ **50-59** ☐ **60-69** ☐ **70 plus** ☐

Sex: M ☐ **F** ☑ **Racial/Ethnic Background** Caucasian

Please Return Form To: Mayor@northamptonma.gov **or**
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

RECEIVED
JUN 19 2013
MAYOR'S OFFICE
Northampton MA

City of Northampton
Application for Appointment to Boards, Committees and Commissions

RECEIVED
JUN 19 2013
MAYOR'S OFFICE
Northampton MA

Name: ___Yvonne Keefe_____

Address: ____40 Hickory Drive_____

Email: ____keefeji@aol.com_____

Home Phone: _412-582-6880_____ **Work:** _____ **Cell:** _____

Occupation: __Retired Military_____ **Years lived in Northampton:** ___15_____

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council	Human Rights Commission
Board of Health	License Commission
Board of Public Works X	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission X
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging	Youth Commission X
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:
(attach additional sheet or resume if necessary)

___20 plus years of leadership, logistics, environmental, and organizational management. Sports coach and substitute teacher. Serve and served on several boards and volunteer positions.

Are you currently serving or have you served on any City committee: ___X____ **No** _____ **Yes***
*(*If yes please state what committee)* _____

Required: Please read the following, by signing below you state that you understand and agree:
The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. ***IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!***

SIGNATURE Yvonne Keefe **DATE** 6/17/2013

Please Return Form To: Mayor@northamptonma.gov **or**

OPTIONAL INFORMATION

Yvonne Keefe

This information will be used for diversity purposes only. Complete it only if you wish to do so.

Age:

Under 29___ 30-39___ 40-49___ 50-59___ 60-69___ 70 plus___

Sex: M_____ F_____ Racial/Ethnic Background_____

_____

Please Return Form To: Mayor@northamptonma.gov **or**

City of Northampton
Application for Appointment to Boards, Committees and Commissions

Name: CASSANDRA J. KELLAM

Address: 222 PROSPECT ST. 3RD FLOOR

Email: cassandrajkellam@gmail.com

Home Phone: (518) 538-2787 **Work:** (518) 538-2787 **Cell:** (518) 538-2787

Occupation: ARTIST **Years lived in Northampton:** ONE

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council X	Human Rights Commission
Board of Health	License Commission
Board of Public Works	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging	Youth Commission
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:
(attach additional sheet or resume if necessary)

PLEASE REFER TO RESUME.

Are you currently serving or have you served on any City committee: X **No** _____ **Yes***
*(*If yes please state what committee)* _____

Required: Please read the following, by signing below you state that you understand and agree:
The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. ***IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!***

SIGNATURE _____ **DATE** SEPT. 2, 2014

Please Return Form To: Mayor@northamptonma.gov **or**
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

Cassandra J. Kellam

OPTIONAL INFORMATION

This information will be used for diversity purposes only.
Complete it only if you wish to do so.

Age:

Under 29___ 30-39___ 40-49___ 50-59___ 60-69___ 70 plus___

Sex: M____ F____ Racial/Ethnic Background_____

Please Return Form To: Mayor@northamptonma.gov or
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

Cassandra Jayne Kellam
222 Prospect St., Northampton, MA 01060 · 518.538.2787 · CassandraJKellam@gmail.com

LANGUAGES
English, French, Spanish, conversational German

EDUCATION
2012, M.F.A Ceramics, Nova Scotia College of Art and Design University, Halifax, Canada (3.70 grade point average)
2009, B.A.F.A, Alfred University, Alfred, New York, United States (Cum Laude)

SELECTED EMPLOYMENT
2009-present, Workshop Instructor at the Choplet Gallery, New York, United States
2013, Artist Talk at the University of Puget Sound, Tacoma, United States
2012, Artist Talk at Akademie Schloß Solitude, Stuttgart, Germany
Lecturer for *Craft, Culture and Identity* course, NSCAD University, Canada
2011, Research Assistant to Dr. Sandra Alfoldy, NSCAD University, Canada
Guest Curator at the Art Gallery of Nova Scotia, Halifax, Nova Scotia
2010, Teaching assistant for Process and Design course, NSCAD University, Canada
Workshop Instructor at Guldagergaard, Skælskør, Denmark

SELECTED HONORS AND AWARDS
2013, Short-listed for a tenure track position at the University of Puget Sound, Tacoma, United States
2012, Eu-Pa, European Public Art Project Residency, Jesolo Lido, Italy
2011, Joseph Beuys Memorial Scholarship, NSCAD University, Canada
Nova Scotia College of Art and Design Graduate Scholarship, Canada
Travel Grant to visit the Los Angeles County Museum of Art, NSCAD University, Canada
2010, Nova Scotia College of Art and Design Graduate Scholarship, Canada
Nova Scotia College of Art and Design Research Assistantship, Canada
Travel Grant to visit the Manufacture Nationale de Sevres, NSCAD University, Canada
Guldagergaard Residency, Skælskør, Denmark

SELECTED EXHIBITIONS
2013, *Cold Cuts*, Choplet, Brooklyn, United States
2012, *Conduit*, Anna Leonowens Gallery, Halifax, Canada
Pipe Sack, Chives Barrington Street Window Front Gallery, Halifax Canada
2011, *Preface,* Anna Leonowens Gallery, Halifax, Canada
Thirteen by Seven, Novas Contemporary Urban Center, Liverpool, United Kingdom
2010, *Project Network*, Grimmerhus: Danmarks Keramikmuseum, Fyn, Denmark

PUBLIC COLLECTIONS
2010, Guldagergaard, Skælskør, Denmark
2009, The New York State School of Art and Design, Alfred, New York, United States

PUBLICATIONS
2013, *Visual ARTBEAT* Magazine, Issue 10
2010, *Guldagergaard Project Network* Catalogue, Winter 2010

Mayor's Office

MAY 2 2014

Northampton MA

City of Northampton
Application for Appointment to Boards, Committees and Commissions

Name: Alexiz Pelugera

Address: 145 Spring Street, Florence, Ma. 01062

Email: Pelugera@icloud.com

Home Phone: 413-552-8532 Work: N/A Cell: 413552 8532

Occupation: Disabled Years lived in Northampton: 40 yrs.

Please indicate the Committee(s) you have interest serving on: *(Appointment subject to vacancies)*

Affordable Housing Trust	Historical Commission
Agricultural Commission	Housing Partnership-Fair Housing
Arts Council	Human Rights Commission
Board of Health	License Commission
Board of Public Works	Northampton Housing Authority
Cable Advisory Board	Planning Board
Capital Improvements	Recreation Commission
Central Business Architecture	Registrar of Voters
Conservation Committee	Transportation & Parking Commission
Committee on Disabilities	Bicycle and Pedestrian Subcommittee
Community Preservation Committee	Tree Committee
Council on Aging ✓	Youth Commission
Elm Street Historic District	Zoning Board of Appeal
Energy Resources Commission	Other

What skills and experience will you bring to this Committee assignment:
(attach additional sheet or resume if necessary)
I am bilingual and have been on the Northampton Housing Authority Board. I would be a good informational and Resource for the latin Community in Northampton. I also have a lot of computer skills, loyalty and people skill. I Bring a lot to the ~~[illegible]~~ Board!

Are you currently serving or have you served on any City committee: _____ No ✓ Yes*
*(*If yes please state what committee)* Northampton Housing Authority

Required: Please read the following, by signing below you state that you understand and agree:
The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test AFTER being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. ***IMPORTANT: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form!***

SIGNATURE _____ DATE 4/20/2014

Please Return Form To: Mayor@northamptonma.gov or
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

Alexiz Peñuela

OPTIONAL INFORMATION

This information will be used for diversity purposes only.
Complete it only if you wish to do so.

Age:

Under 29___ 30-39___ 40-49 ✓ 50-59___ 60-69___ 70 plus___

Sex: M___ F ✓ Racial/Ethnic Background Puertorican / Latina

Please Return Form To: Mayor@northamptonma.gov or
David J. Narkewicz, Mayor, 210 Main Street, Northampton, MA 01060

City of Northampton

MASSACHUSETTS

SEPTEMBER 4, 2014

In City Council

Upon recommendation of the Mayor

Ordered that

Whereas, Chapter 30B of the Massachusetts General Laws requires City Council approval for contract terms exceeding three years, and

Whereas, the fire department wishes to enter into a service contract for the power assisted ambulance stretchers and power assisted stretcher loaders to ensure years of reliable service;

Whereas, a seven year contract will provide predictable pricing for a period of years;

NOW, THEREFORE,

BE IT Ordered, that the Fire Department may enter into a maintenance service contract for the power assisted stretchers and loaders for a period not exceed seven years.

Northampton Fire Department

Memorandum

To: Susan Wright

From: Deputy Chief Norris

Date: 09/11/2014

Re: Service and Maintenance Contract for power loads and stretchers

I am requesting through the City, to enter into a seven year contract for service and maintenance on the Fire Department power loading systems and stretchers. Based on MGL Chapter 30, I have secured three quotes for this service based on the value of this being under $35,000. Quotes were received from the following:

Stryker- $30,872

EMSAR- No bid (spoke with Karl Caron the General Manager and emailed)

Medpro- No bid (spoke with Ed Baiter and emailed)

I am requesting this seven year contract as an opportunity for our organization to lock in pricing over this duration providing financial stability and more importantly, ensuring we take care of and maintain this vital equipment in proper working condition for functionality and prolonging the life expectancy of the City's investment in public safety. I would strongly encourage the City to act upon this service contract as the overall benefits are much greater than the cost. Please let me know if you have any questions. Thank you.

14.227

City of Northampton
MASSACHUSETTS

In City Council, September 18, 2014

Upon the recommendation of the Department of Public Works

Ordered, that

WHEREAS, the Department of Public Works has obtained a grant for the stabilization of the banks of the Roberts Meadow Brook adjacent to the premises at 71 Reservoir Road and 79 Reservoir Road, Leeds; and

WHEREAS, in order to perform the work necessary to stabilize the banks of the Roberts Meadow Brook, the Department of Public Works requires a temporary easement on and over a portion of the premises at 71 Reservoir Road and 79 Reservoir Road; and

WHEREAS, the owners of the premises at 71 Reservoir Road and 79 Reservoir Road have not agreed to provide the needed temporary easements;

NOW, THEREFORE, BE IT ORDERED

That the City Council authorizes the acquisition by gift, purchase, eminent domain or otherwise, two temporary easements for and on behalf of the Inhabitants of the City of Northampton as follows:

Temporary Easement 1:

Temporary easement on and over the land of Kenneth W. Lynds and Karen A. Lynds shown as "Proposed Temporary Easement Area = 1,091 +/- S.F." on a plan entitled, " Plan of Land in Northampton, Massachusetts, Surveyed for the City of Northampton," by Heritage Surveys, Inc., dated September 12, 2014, to be recorded herewith.

Temporary Easement 2:

Temporary easement on and over the land of Roland A. Lamoureux and Gladys A. Lamoureux, shown as "Proposed Temporary Easement Area = 3,546 +/- S.F." on a plan entitled, " Plan of Land in Northampton, Massachusetts, Surveyed for the City of Northampton," by Heritage Surveys, Inc., dated September 12, 2014, to be recorded herewith.

In accordance with M.G.L. c. 79, § 12, no damages are payable as a result of this taking inasmuch as the benefit to the subject properties from the stabilization of the banks of the Roberts Meadow Brook exceeds any damages that may result from the temporary easement taken and, therefore, no appropriation is necessary for this taking.

Property Address:
71 Reservoir Road and
79 Reservoir Road
Leeds, MA

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto, does hereby take temporary easements for and on behalf of the Inhabitants of the City of Northampton on and over the parcel described below. The purpose for the taking hereunder is to facilitate the stabilization of the banks of the Roberts Meadow Brook and, in furtherance thereof, to enter and remain upon the easement areas on foot, with vehicles and equipment, and to store vehicles, supplies and equipment thereon for the term of these temporary easements. These temporary easements shall terminate on February 24, 2016 or upon recording a Release of Easement, whichever occurs first. Upon termination of these temporary easements, the City shall restore the land to its previous condition, including loaming, seeding and restoration of driveways.

The temporary easements hereby taken are as follows:

Temporary Easement 1:

Temporary easement on and over the land of Kenneth W. Lynds and Karen A. Lynds shown as "Proposed Temporary Easement Area = 1,091 +/- S.F." on a plan entitled, " Plan of Land in Northampton, Massachusetts, Surveyed for the City of Northampton," by Heritage Surveys, Inc., dated September 12, 2014, to be recorded herewith.

See deed of Gladys A. Lamoureux to Kenneth W. Lynds and Karen A. Lynds, dated April 5, 1977, and recorded in the Hampshire Registry of Deeds in Book 1943, Page 215. See also deed recorded in Book 2715, Page 95.

Temporary Easement 2:

Temporary easement on and over the land of Roland A. Lamoureux and Gladys A. Lamoureux, shown as "Proposed Temporary Easement Area = 3,546 +/- S.F." on a plan entitled, " Plan of Land in Northampton, Massachusetts, Surveyed for the City of Northampton," by Heritage Surveys, Inc., dated September 12, 2014, to be recorded herewith.

See deed of James A. Gilbert to Roland A. Lamoureux and Gladys A. Lamoureux, dated February 25, 1954, and recorded in Book 1161, Page 363.

In accordance with M.G.L. c. 79, § 12, no damages are payable as a result of this taking inasmuch as the benefit to the subject properties from the stabilization of the banks of the Roberts Meadow Brook exceeds any damages that may result from the temporary easement taken.

[SIGNATURE PAGES FOLLOW]

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Pamela L. Powers, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of a certain temporary easement located in Northampton (Leeds), Hampshire County, Massachusetts, was executed on September 18, 2014, by William H. Dwight, Jesse M. Adams, Maureen T. Carney, Paul D. Spector, Ryan R. O'Donnell, Gina-Louise Sciarra, David A. Murphy, Marianne L. LaBarge, and Alisa Klein, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this 19th day of September, 2014.

_____

Pamela L. Powers
Clerk to City Council
City of Northampton, Massachusetts

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this 18th day of September 2014.

CITY COUNCIL, CITY OF NORTHAMPTON, MA

William H. Dwight
AT-LARGE COUNCILOR

Jesse M. Adams
AT-LARGE COUNCILOR

Maureen T. Carney
WARD 1 COUNCILOR

Paul D. Spector
WARD 2 COUNCILOR

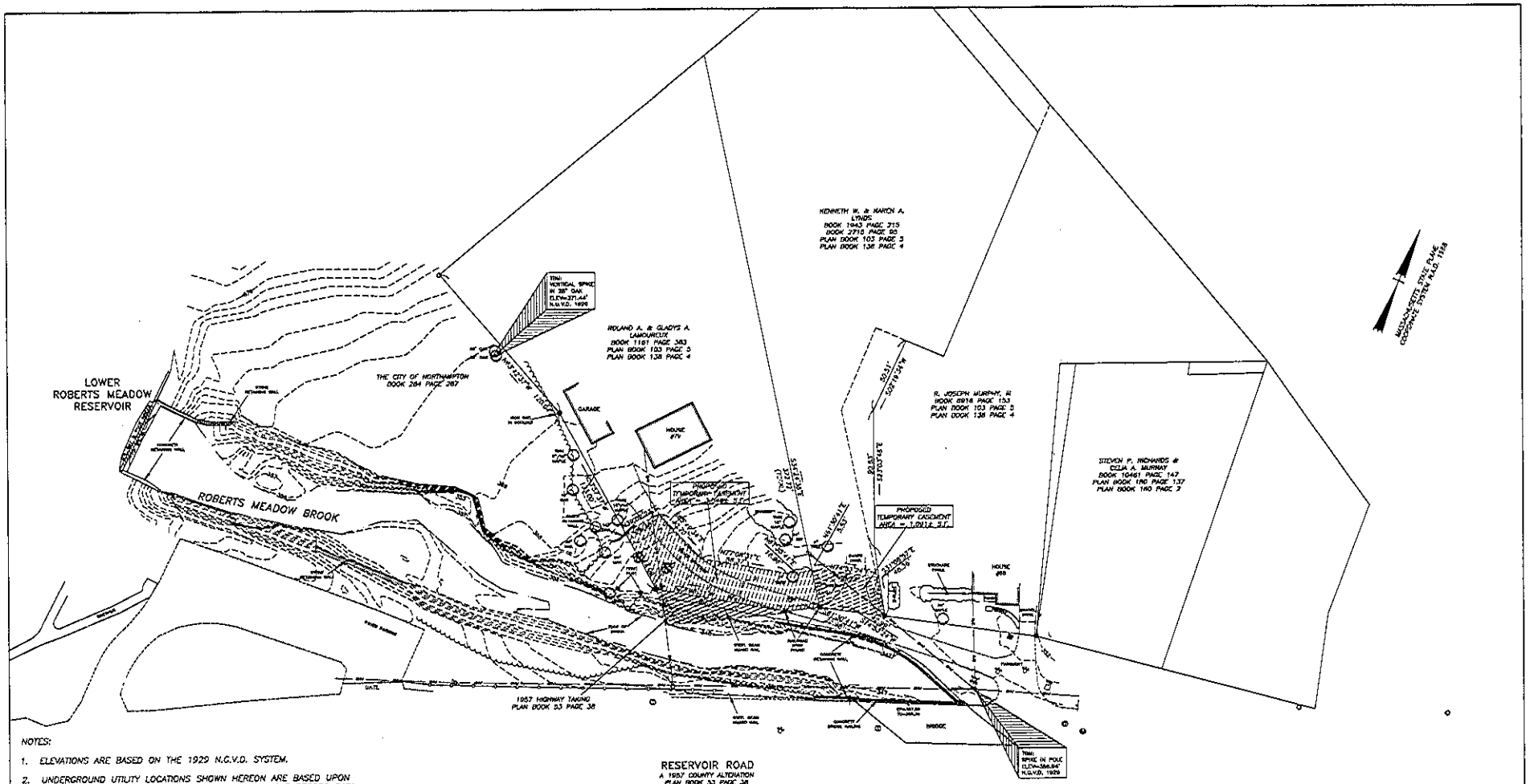
Ryan R. O'Donnell
WARD 3 COUNCILOR

Gina-Louise Sciarra
WARD 4 COUNCILOR

David A. Murphy
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Alisa Klein
WARD 7 COUNCILOR



RESERVOIR ROAD
A 1957 COUNTY ALTERATION
PLAN BOOK 53 PAGE 38

NOTES:

1. ELEVATIONS ARE BASED ON THE 1929 N.G.V.D. SYSTEM.

2. UNDERGROUND UTILITY LOCATIONS SHOWN HEREON ARE BASED UPON SURFACE FEATURES AS LOCATED BY SURVEY AND AVAILABLE RECORD DATA, AND ARE APPROXIMATE. ACTUAL LOCATIONS SHOULD BE VERIFIED WITH THE APPROPRIATE UTILITY COMPANY AND/OR MUNICIPAL DEPARTMENT PRIOR TO FINAL DESIGN AND/OR CONSTRUCTION.

LEGEND

BOUND FOUND	□	LIGHT POLE	
IRON PIPE FOUND	◇	HYDRANT	
IRON ROD FOUND	●	WATER GATE	●
IRON PIPE SET	●	GAS GATE	●
CATCH BASIN	■	MAIL BOX	
DRAINAGE MANHOLE	⊕	CONCRETE POST	
SANITARY MANHOLE	⊕	WETLAND FLAG	
UTILITY POLE		CHAIN LINK FENCE	
GUY ANCHOR		EDGE OF WOODS	
SIGN		SHRUB	
		CONTOUR	300

THIS PLAN SHOWS THE PROPERTY LINES THAT ARE THE LINES OF EXISTING OWNERSHIP, AND THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED, AND NO NEW LINES FOR DIVISION OF EXISTING OWNERSHIP OR FOR NEW WAYS ARE SHOWN. FURTHERMORE, THIS SURVEY AND PLAN WERE PREPARED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS, AND THE PROCEDURAL AND TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE COMMONWEALTH OF MASSACHUSETTS.

9/12/14 — DATE — REGISTERED LAND SURVEYOR

REGISTRY OF DEEDS
HAMPSHIRE COUNTY

PLAN OF LAND IN
NORTHAMPTON, MASSACHUSETTS
SURVEYED FOR
THE CITY OF NORTHAMPTON

SCALE: 1" = 30'

DATE: SEPTEMBER 12, 2014

HERITAGE SURVEYS, INC.
REGISTERED PROFESSIONAL LAND SURVEYORS
COLLEGE HIGHWAY & CLARK STREET
POST OFFICE BOX 1
SOUTHAMPTON, MASSACHUSETTS
(413) 527-3600

JOB # 6765-140707 | DWG # 6765rm01 | MAP # 6765-140912

14.228

City of Northampton

MASSACHUSETTS

SEPTEMBER 4, 2014

In City Council

Upon recommendation of the Mayor

Ordered that

Whereas, Chapter 30B of the Massachusetts General Laws requires City Council approval for contract terms exceeding three years, and

Whereas, the fire department wishes to enter into a service contract for the power assisted ambulance stretchers and power assisted stretcher loaders to ensure years of reliable service;

Whereas, a seven year contract will provide predictable pricing for a period of years;

NOW, THEREFORE,

BE IT Ordered, that the Fire Department may enter into a maintenance service contract for the power assisted stretchers and loaders for a period not exceed seven years.

Northampton Fire Department

Memorandum

To: Susan Wright

From: Deputy Chief Norris

Date: 09/11/2014

Re: Service and Maintenance Contract for power loads and stretchers

I am requesting through the City, to enter into a seven year contract for service and maintenance on the Fire Department power loading systems and stretchers. Based on MGL Chapter 30, I have secured three quotes for this service based on the value of this being under $35,000. Quotes were received from the following:

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I am requesting this seven year contract as an opportunity for our organization to lock in pricing over this duration providing financial stability and more importantly, ensuring we take care of and maintain this vital equipment in proper working condition for functionality and prolonging the life expectancy of the City's investment in public safety. I would strongly encourage the City to act upon this service contract as the overall benefits are much greater than the cost. Please let me know if you have any questions. Thank you.

14.227

City of Northampton

MASSACHUSETTS

SEPTEMBER 4, 2014

In City Council

Upon recommendation of the Mayor

Whereas,

The city has determined it will be cost effective to purchase a folding and inserting machine to streamline mailing of bills and other large mailings conducted by the city's various departments;

Whereas,

There remains $34,522.67 remaining in unallocated Cash Capital Funds from the FY14 Capital Plan;

Ordered that

$18,326 be appropriated from unallocated funds remaining in the FY14 Cash Capital Program (19303 586400) to provide funds to purchase a folding and inserting machine.

City of Northampton
MASSACHUSETTS

In City Council, September 18, 2014

Upon the recommendation of the Department of Public Works

Ordered, that

WHEREAS, the Department of Public Works has obtained a grant for the stabilization of the banks of the Roberts Meadow Brook adjacent to the premises at 71 Reservoir Road and 79 Reservoir Road, Leeds; and

WHEREAS, in order to perform the work necessary to stabilize the banks of the Roberts Meadow Brook, the Department of Public Works requires a temporary easement on and over a portion of the premises at 71 Reservoir Road and 79 Reservoir Road; and

WHEREAS, the owners of the premises at 71 Reservoir Road and 79 Reservoir Road have not agreed to provide the needed temporary easements;

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In accordance with M.G.L. c. 79, § 12, no damages are payable as a result of this taking inasmuch as the benefit to the subject properties from the stabilization of the banks of the Roberts Meadow Brook exceeds any damages that may result from the temporary easement taken and, therefore, no appropriation is necessary for this taking.

Property Address:
71 Reservoir Road and
79 Reservoir Road
Leeds, MA

ORDER OF TAKING

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[SIGNATURE PAGES FOLLOW]

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Pamela L. Powers, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of a certain temporary easement located in Northampton (Leeds), Hampshire County, Massachusetts, was executed on September 18, 2014, by William H. Dwight, Jesse M. Adams, Maureen T. Carney, Paul D. Spector, Ryan R. O'Donnell, Gina-Louise Sciarra, David A. Murphy, Marianne L. LaBarge, and Alisa Klein, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this 19th day of September, 2014.

_____

Pamela L. Powers
Clerk to City Council
City of Northampton, Massachusetts

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this 18th day of September 2014.

CITY COUNCIL, CITY OF NORTHAMPTON, MA

William H. Dwight
AT-LARGE COUNCILOR

Jesse M. Adams
AT-LARGE COUNCILOR

Maureen T. Carney
WARD 1 COUNCILOR

Paul D. Spector
WARD 2 COUNCILOR

Ryan R. O'Donnell
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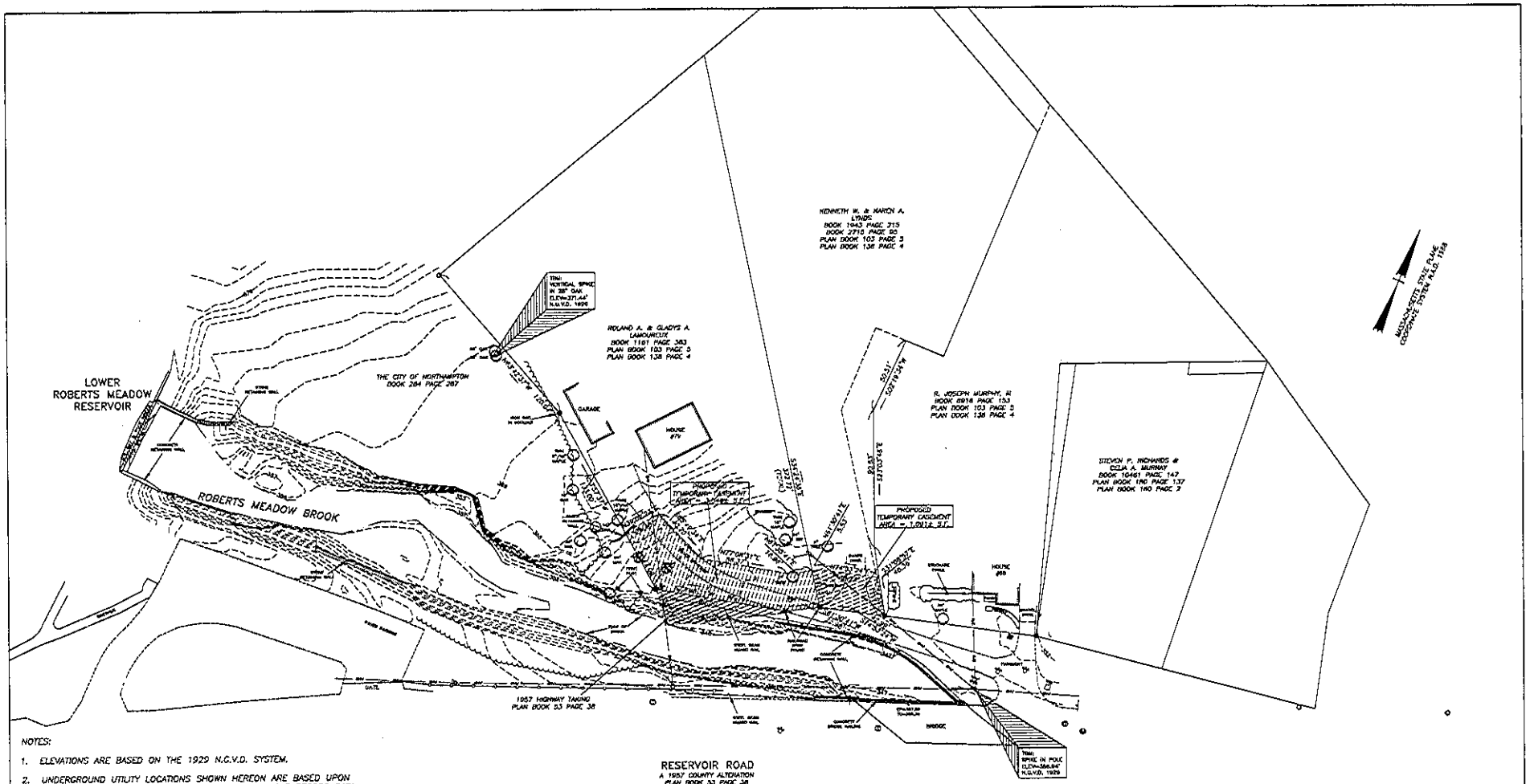
WARD 5 COUNCILOR

Marianne L. LaBarge
WARD 6 COUNCILOR

Alisa Klein
WARD 7 COUNCILOR



RESERVOIR ROAD
A 1957 COUNTY ALTERATION
PLAN BOOK 53 PAGE 38

NOTES:

1. ELEVATIONS ARE BASED ON THE 1929 N.G.V.D. SYSTEM.

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LEGEND

BOUND FOUND	□	LIGHT POLE	
IRON PIPE FOUND	◇	HYDRANT	
IRON ROD FOUND	●	WATER GATE	●
IRON PIPE SET	●	GAS GATE	●
CATCH BASIN	■	MAIL BOX	
DRAINAGE MANHOLE	⊕	CONCRETE POST	
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UTILITY POLE		CHAIN LINK FENCE	
GUY ANCHOR		EDGE OF WOODS	
SIGN		SHRUB	
		CONTOUR	300

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9/12/14 — DATE — REGISTERED LAND SURVEYOR

REGISTRY OF DEEDS
HAMPSHIRE COUNTY

PLAN OF LAND IN
NORTHAMPTON, MASSACHUSETTS
SURVEYED FOR
THE CITY OF NORTHAMPTON

SCALE: 1" = 30'

DATE: SEPTEMBER 12, 2014

HERITAGE SURVEYS, INC.
REGISTERED PROFESSIONAL LAND SURVEYORS
COLLEGE HIGHWAY & CLARK STREET
POST OFFICE BOX 1
SOUTHAMPTON, MASSACHUSETTS
(413) 527-3600

JOB # 6765-140707 | DWG # 6765rm01 | MAP # 6765-140912

14.228

City of Northampton
MASSACHUSETTS

In the Year Two Thousand and Fourteen

UPON THE RECOMMENDATION OF Councilor Jesse M. Adams and Councilor Paul D. Spector

Solid Waste Reduction and Environmental Protection Ordinance

Preamble.

We, the Citizens of Northampton, recognize the need to take steps on the local level to reduce solid waste. We understand that solid waste receiving areas are becoming increasingly uncertain and expensive. We also understand the need to protect our environment.

The Citizens of Northampton recognize that single-use bags contribute to the city's waste stream and are significant polluters. It is therefore necessary to focus any city effort to reduce the economic and environmental costs of waste management by reducing the usage of plastic bags and polystyrene.

The Citizens of Northampton also know that single use styrofoam and styrene products reach incinerators through the trash bag waste stream, and expanded polystyrene food containers form a portion of the solid waste stream which end up in landfills. Expanded polystyrene food containers are not recyclable, nor are they biodegradable. Once buried in our landfills, they will persist for centuries.

The Citizens of Northampton know that the chemical composition and ability of a substance to biodegrade to beneficial compost are meaningful and useful criteria to focus upon when establishing public policy that is intended to improve the management and disposal of solid waste, reduce the cumulative impact of litter, encourage reusable products, composting and other forms of recycling, and otherwise anticipate environmental problems that may be caused by municipal solid waste disposal programs.

The Citizens of Northampton further finds that the widespread use of plastics and non-biodegradable packaging poses a threat to the environment and health of the people by the possible introduction of toxic by-products into the air and general environment. Northampton is located in a valley that fills with incineration contaminants which cause a local health risk, and incineration of anything contributes to global climate instability.

The Citizens of Northampton recognize that Styrene, the key ingredient in expanded

polystyrene, has been added to the National Toxicology Program's list of carcinogens (U.S. Department of Health and Human Services). Styrene can leach from polystyrene containers into food and beverages.

Many communities in the United States have banned expanded polystyrene food containers, including Seattle Washington, Freeport Maine, as well as the Massachusetts communities of Great Barrington, Nantucket, Somerville, Brookline, and Amherst.

Many Northampton food establishments have already stopped using expanded polystyrene food containers.

Appropriate alternative products are readily available from the vendors used by local food establishments; cooperative bulk buying arrangements are possible.

Northampton strives to be a model of environmental stewardship. Thus, elimination of expanded polystyrene food containers is in the best interest of the health and welfare of city inhabitants, and is socially responsible. Citizens of Northampton specifically state that reduction of single-use plastic bags in is a primary purpose of this ordinance, as well as to promote reusable bag use by Northampton Citizens and visitors.

Citizens of Northampton know that the chemical composition and ability of a substance to biodegrade to beneficial compost are meaningful and useful criteria to focus upon when establishing public policy that is intended to improve the management and disposal of solid waste, reduce the cumulative impact of litter, encourage reusable products, composting and other forms of recycling, and otherwise anticipate environmental problems that may be caused by municipal solid waste disposal programs.

The City further finds that the widespread use of non-compostable and non-biodegradable packaging poses a threat to the environment and health of the people by the possible introduction of toxic by-products into the air and general environment. Northampton is located in a valley that fills with incineration contaminants which cause a local health risk, and incineration of anything contributes to global climate instability.

Section 1 General Definitions.

1.1 Compostable Packaging – shall mean packing that is made of material that conforms to the current American Society for Testing and Materials International D6400 for compostability.

1.2 Biodegradable Packaging - shall mean packaging other than plastic or styrofoam which composts into beneficial breakdown components.

1.3 Recyclable - Material that can be sorted, cleansed, and reconstituted using available recycling collection programs for the purpose of using the altered form in the manufacture of a new product. "Recycling" does not include burning, incinerating, converting, or otherwise thermally destroying solid waste.

1.4 Retail Establishment - shall mean all sales outlets, stores, shops or other places of business located within the City of Northampton which sell or convey merchandise directly to the ultimate consumer and satisfies at least one of the following requirements: (a) a retail space of 2,000 square feet or larger or at least two locations under the same name within the City of Northampton that total 2,000 square feet or more; or (b) a retail pharmacy with at least two locations under the same ownership within the City of Northampton; or (c) a full-line, self-service supermarket which sells a line of dry grocery, canned goods or nonfood items and some perishable items.

1.5 Retail Food Establishment - shall mean all sales outlets, stores, shops, restaurants, clubs or other places of business greater than 2,000 square feet which sell, serve or convey foods directly to the ultimate consumer. This definition shall include but is not limited to any place where food is prepared, mixed, cooked, baked, smoked, preserved, bottled, packaged, handled, stored, manufactured, sold or offered to the public; similar places in which food or drink is prepared for sale or service on the premises or elsewhere; and any other establishment or operation, including in-home caterers, where food is processed, prepared, stored, served or provided for the public regardless of whether there is a charge for the food.

1.6 Retail Service Establishments - shall mean all places of business located within the City of Northampton where a service, specialized or professional work, is offered to the public regardless of whether there is a charge for the service.

1.7 Merchandise - shall mean products that are purchased in the retail stores.

1.8 Prepared Food - shall mean any food or beverage prepared for consumption on the Food Establishment's premises, using any cooking or food preparation technique. This does not include any raw, uncooked meat, fish or eggs unless provided for consumption without further food preparation.

1.9 Disposable Food Service Container - shall mean single-use disposable products for serving or transporting prepared, ready-to-consume food or beverages. This includes but is not limited to plates, cups, bowls, trays and hinged or lidded containers. This definition does not include single-use disposable items such as straws, cup lids, or utensils, nor does it include single-use disposable packaging for unprepared foods.

1.10 Polystyrene – shall mean expanded polystyrene which is a thermoplastic petrochemical material utilizing a styrene monomer and processed by any number

of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene). The term "polystyrene" also includes clear or solid polystyrene which is known as "oriented polystyrene".

1.11 Expanded Polystyrene (EPS) – shall mean polystyrene that has been expanded or "blown" using a gaseous blowing agent into a solid foam.

1.12 ASTM – shall mean a testing standard developed by the American Society for Testing and Materials.

Section 2 Shopping Bag Definitions.

2.1 "Thin-film single-use plastic bags" are bags with a thickness of 3.0 mils or less and are intended for single-use transport of purchased products.

2.2 "Biodegradable bags" are bags that: 1) contains no polymers derived from fossil fuels; and 2) is intended for single use and will decompose in a natural setting to an environmentally beneficial material at a rate comparable to other biodegradable materials such as paper, leaves, and food waste.

2.3 "Reusable bags" are bags that has a thickness greater than 3.0 mils and is specifically designed for multiple use and is made of thick recyclable plastic, cloth, fabric or other durable materials that do not decompose into harmful chemical components. A reusable bag is recyclable or compostable and is specifically designed and manufactured for multiple reuse.

2.4 "Compostable plastic bags" are plastic bags that (1) conforms to the current American Society for Testing and Materials International D6400 for compostability; (2) is certified and labeled as meeting the ASTM D6400 standard specification by a recognized verification entity; and (3) conforms to any other standards deemed acceptable by this section.

Section 3 General Prohibition and Regulation.

3.1 No retail establishment above the defined sizes in sections 1.4, 1.5 and 1.6 located and doing business within the City of Northampton shall sell or convey merchandise to ultimate consumers within the City of Northampton at the conclusion of any sales transaction which takes place on the premises of such retail establishment at or near a sales counter or equivalent customer purchasing station but prior to removal of such merchandise from the premises of such retail establishment in thin-film single-use plastic bags and shall only use such bags that are: 1) Reusable bags; or 2) Biodegradable bags: or 3) Compostable plastic bags.

3.2 No retail food establishment as defined in section 1.5 located and doing business within the City of Northampton shall give, sell, provide, or dispense Prepared Food to Customers in Disposable Food Service containers made from Expanded Polystyrene. Food containers given, sold, provided or dispensed to any customer within the City of Northampton must be composed of biodegradable and compostable materials.

Section 4 Exemptions.

Sections 3 of this regulation shall not apply to the following items:

4.1 Thin-film plastic bags used to contain dry cleaning, newspapers, produce, meat, bulk foods, wet items and other similar merchandise, typically without handles;

4.2 Any flexible transparent covering for uncooked or raw meat, poultry, raw fish, hard cheese, cold cuts, fruit, and vegetable products, baked goods, or bread;

4.3 Any food packaging used during direct patient care at hospitals or nursing homes;

4.4 Any plastic covers, covering materials, or lids that are not replaceable by biodegradable substitutes;

4.5 Any other packaging that is non-biodegradable for which there is no available substitute, so that a "hardship" is found by the method described in section 7 below.

4.6 Any bags which were purchased by the retail establishments prior to passage of this ordinance. Proof of the date of purchase of such packaging must be presented upon request.

4.7 Single use utensils.

Section 5 Penalties and Enforcement.

5.1 If it is determined that a violation of any section of this ordinance has occurred the Health Department or its designee shall issue a warning notice for the initial violation.

5.2 If an additional violation of this ordinance has occurred within one year after a warning notice has been issued for an initial violation, the Director shall issue a notice of violation and shall impose a penalty against the retail establishment.

5.3 The penalty for each violation that occurs after the issuance of the warning notice shall be no more than: 1) $50 for the first offense; 2) $100 for the second

offense and all subsequent offenses. Payment of such fines may be enforced through civil action in the Northampton District Court. No more than one (1) penalty shall be imposed upon a Retail Establishment within a seven (7) calendar day period.

5.4 Violaters shall have fifteen (15) calendar days after the date that a notice of violation is issued to pay the penalty.

Section 6 Date of Effect.

6.1 This ordinance will take effect on November 1st, 2016.

Section 7 Hardship Deferments.

7.1 Upon written application, the Board of Health, after a public hearing, may defer application of any section of this ordinance for a one year period after the effective date stated in Section six (6) of this ordinance upon a showing of hardship. Hardship will be found when: 1) compliance with any section of this ordinance would cause significant economic difficulty; 2) there is no readily available compliant substitute.

7.2 Any entity granted a deferment by the City must reapply prior to the end of the one year exemption period and demonstrate continued undue hardship if it wishes to have the deferment extended. Deferments may only be granted for intervals not to exceed one year.

7.3. A deferment granted in accordance with this section may be extended for no more than two additional one year periods, upon written application to the Board of Health at least two months prior to the expiration of the prior deferment period and upon a showing that the circumstances justifying the deferment continue to exist.

7.4 A deferment application shall include all information necessary for the City to make its decision, including, but not limited to, documentation showing the factual support for the claimed deferment. The Board of Health may require the applicant to provide additional information to permit it to determine facts regarding the deferment application.

7.5 The Board of Health may approve the deferment application, in whole or in part, with or without conditions that it deems necessary to protect the environment and public health and further the interests of this ordinance.

7.6 Deferment decisions are effective immediately and final.

Section 8 Severability and ordinance numbering.

Any word, term, or section deemed illegal for any reason may be severed from this ordinance without affecting viability of the whole.