

CITY OF LEOMINSTER

CITY COUNCIL

NOVEMBER 10, 2008

HEARING BEFORE THE CITY COUNCIL, 7:15 P.M.

- 15-09 Christine Lane for CWL Holdings LLC: Grant a Special Permit to construct a two-family dwelling at 43 Cotton Street located in a flood plain and shown on Assessor's Map 5 as Lot 13. (Legal Affairs)

HEARING BEFORE THE CITY COUNCIL, 7:30.M.

Relative to amending Chapter 21 of the Revised Ordinance entitled "Water and Sewers" by amending Section 21-13 (b) relative to water service and the responsibility for the installation of the service pipe, stopcock valve and other fixtures. (Legal Affairs Petition 3-09)

PUBLIC FORUM, 7:45 P.M.

REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.

ROLL CALL

APPROVAL OF RECORDS

COMMUNICATIONS

- C-35 Relative to the appropriation of \$9,500.00 to the Municipal Building Expense Account; same to be transferred from the Excess and Deficiency Account.(Finance)
- C-36 Relative to the appropriation of \$1,850,000.00 to the Contributory Retirement Expense Account; same to be transferred from the follow Miscellaneous General Fund Expense Accounts:
- | | |
|--|----------------|
| OPEB Contributions Expenses – Current Year | \$1,000,000.00 |
| OPEB Contributions Expenses – Prior Year | \$ 505,000.00 |
| Group Insurance Expenses – Prior Year | \$ 345,000.00 |
- (Finance)
- C-37 Relative to the appropriation of \$23,795.00 to the Mayor's Salary and Wages Account; same to be transferred from the Excess and Deficiency Account. (Finance)

PETITIONS

- 20-09 National Grid and Verizon New England, Inc: Lanides Lane: Install two jointly owned poles on Lanides Lane beginning at a point approximately 962 feet north of the centerline of the intersection of Hamilton Street and continuing approximately 150 feet in a northerly direction. (Public Service)
- 21-09 Sergeant Richard J. Kinney: Place “No Parking” signs on both sides of Mohawk Drive west of Lock Drive. (Legal Affairs)
- 22-09 David E. Rowlands: Install street lights from the top of Joslin Street to the intersection of Day Street. (Public Safety)

APPOINTMENT

Historical Commission – Rocco Palmieri – term to expire April 15, 2011
(to fill the unexpired term of Ann Fraturelli)

MATTERS BEFORE THE CITY COUNCIL

CITY OF LEOMINSTER-FINANCIAL REPORT

- C-23 Relative to the appropriation of \$780,293.19 to the Water Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-32 Relative to the appropriation of \$1,500.00 to the Cemetery Expense Account; same to be transferred from the Emergency Reserve Account.
- C-34 Relative to the appropriation of \$40,000.00 to the Sanitation and Drainage Expense Account; same to be transferred from the Excess and Deficiency Account. (Granted with an Emergency Preamble on October 27, 2008; another vote is required.)

PUBLIC SERVICE

- 16-09 David Rowlands: Accept Forsythia Road and Wisteria Drive as public ways.

LEGAL AFFAIRS

- 84-08 Roger Brooks: Amend Chapter 21, Section 21-22.3 entitled “Sewer User Rate Schedule” to increase the in city rate from \$1.70 per unit to \$1.95 per unit and the out of city rate from \$4.00 per unit to \$4.25 per unit effective July 1, 2008.

MATTERS BEFORE THE CITY COUNCIL, continued

LEGAL AFFAIRS, continued

- 15-09 Christine Lane for CWL Holdings LLC: Grant a Special Permit to construct a two-family dwelling at 43 Cotton Street located in a flood plain and shown on Assessor's Map 5 as Lot 13.
- 17-09 Elizabeth Kelley, agent for Walton Whitney Investors V, LLC: Grant a Special Permit for emergency repairs to an eroded section of the Nashua River dike as shown on Assessor's Map 567 as lots 12, 2C, 5, 13, and 19, located within the flood plain. (A hearing is scheduled for November 17, 2008 at 7:30 P.M.)
- 18-09 Claire Freda: Amend the Special Permit section of the Leominster Zoning Ordinance by adding that an acknowledgement be recorded at the Registry of Deeds putting potential buyers and future owners of proposed residential uses that are in or abut commercial or heavy industrial districts or any potential adverse pre-existing use in the immediate area that pre-dates the residential uses. Proof of recording shall be provided prior to the issuance of a building permit.

WAYS & MEANS

- C-33 Dean J. Mazzarella, Mayor: Request that Sandra Leach be exempt from Chapter 268A (20B) Conflict of Interest as she is currently employed by the City of Leominster and will be taking on a position at the Recreation Department.
- 19-09 George Deglaoui for Deghan Inc: Grant a second hand license to buy and sell scrap gold under the name of George Deglaoui d/b/a Deghan Inc. Hannoush Jewelers at 100 Commercial Road.

APPOINTMENT

Emergency Management – Admin Unit, Timothy O'Dell

OLD BUSINESS

President's Drinking Water Oversight Committee

1st Reading Ordinance – Relative to amending Chapter 22– Sections 22-24 by removing “Mixed Use Development Projects” and inserting in its place a new Section 22-24 creating “Industrial Mixed Use Overlay Districts” (Small and Large) and modify the Table of Uses Section 22-26 to reflect said changes. (Legal Affairs Petition 95-08)

2nd Reading Ordinance - Amend Chapter 21 of the Revised Ordinance entitled “Water and Sewers” by amending Section 21-13 (b) relative to water service and the responsibility for the installation of the service pipe, stopcock valve and other fixtures. (Legal Affairs Petition 3-09)

NEW BUSINESS

1st Reading Ordinance –Relative to amending Chapter 21, Article II of the Revised Ordinances entitled “Water Department” by adding Section 21-13.2 “Water Line and Sewer Main Line Protection Plans” which establishes standards and minimum requirements for persons or businesses that seek to offer water line and/or sewer main line protection plans to homeowners. (Legal Affairs Communication C-153)

Lynn A. Bouchard
City Clerk
November 6, 2008