

# *City of Chicopee*

## *Office of the City Clerk*

Keith W. Rattell  
City Clerk  
Jan Lee Nash  
Assistant City Clerk

City Hall – 17 Springfield Street – Chicopee, Ma 01013  
Tel: (413) 594-1466 Fax: (413) 594-1469  
[www.chicopeema.gov](http://www.chicopeema.gov)

TO: George Moreau  
President, City Council

C: City Council

FROM: Keith W. Rattell  
City Clerk

DATE: June 13, 2013

RE: City Council Minutes from the June 4, 2013 Meeting

Attached are the minutes of the roll call sheets from the June 4, 2013 City Council Meeting. Additionally, the Audio version of this meeting is on file in my office if any questions arise, or if you need to make a copy of this disc.

RECEIVED  
2013 JUN 18 PM 2:59  
CITY COUNCIL  
CHICOPEE MA

# CHICOPEE, MASSACHUSETTS

June 4, 2013

\*MEETING OPENED BY PRESIDENT MOREAU AT 7:15 P.M.

## PUBLIC INPUT

Jean Fitzgerald, 60 Daley Street, about a serious issue by the river in Willimansett the catwalk under 391-last year there was a death there. The City & the State are pointing fingers at each other. It should be accessed by the workers and not the kids. The kids are climbing up on the catwalk. Please take care of this before another child is injured.

Melvin Brown, 56 Roy Street, speak on article 25-if medical doctor does not prescribe marijuana he is against it. Last June 3 orders were rescinded there has been no replacement. The auditor can use people since no one can give information.

Robert Allen, 212 Summit Avenue, Water meters, without the new water meters we will be saving 5% the cost of the new meters is 7.5 million dollars-it doesn't make sense to purchase the meters at 7.5 million vs 5%.

KEITH W. RATTELL  
CITY CLERK











The briefing for the City Council Meeting to be held on Tuesday, June 4, 2013 will be held at 6:30 pm in the Council Chambers.

Agenda for the City Council Meeting on Tuesday, June 4, 2013 at 7:15 pm in the Council Chambers is as follows:

#### Public Input

- MO-1 Mayors appropriation of Two hundred forty thousand and 00/100 dollars (\$240,000.00) to the following named account: City Hall Maintenance Special Account for Replacement of HVAC System at the Public Safety Complex said amount is to be taken from available funds in the undesignated fund balance "Free Cash" Account.
- MO-2 Mayors appropriation of Two hundred forty thousand and 00/100 dollars (240,000.00) to the following named account: Police Special Account for Purchase of Cruisers said amount is to be taken from available funds in the undesignated fund balance "Free Cash" Account.
- MO-3 Mayors appropriation of Three thousand six hundred forty five and 00/100 dollars (\$3,645.00) to the following named account: Human Resources Special Account for Safety and Risk Management Committee said amount is to be taken from available funds in the undesignated fund balance "Free Cash" Account.
- MO-4 Mayors appropriation of One thousand one hundred and 00/100 dollars (\$1,100.00) to the following named account: Human Resources Special Account for Medical Exams for Employees said amount is to be taken from available funds in the Human Resources Special Account for Omnibus Testing Program.
- MO-5 Mayors appropriation of Three thousand five hundred and 00/100 dollars (\$3,500.00) to the following named account: Building Department Salary Account for Overtime said amount is to be taken from available funds in the Building Department Salary Account for P.T. Clerk.
- MO-6 Mayors appropriation of One thousand five hundred and 00/100 dollars (\$1,500.00) to the following named account: Auditing Salary Account for Overtime said amount is to be taken from available funds in the undesignated fund balance "Free Cash" Account.
- MO-7 Board of Registrar of Voters Revolving Fund-Passport Services
- MO-8 Board of Assessors Revolving Fund-Photocopy Costs
- MO-9 Recreation Department Summer Day Camp Revolving
- MO-10 Library Revolving Fund-Photocopy Costs
- MO-11 Library Revolving for Damages or Lost Items
- MO-12 Library Book Sale Revolving

MO-13 Golf Revolving Fund-Pro Shop Inventory

MO-14 Golf Revolving Fund-Driving Range

MO-15 Golf Course Revolving Fund-Advertising Costs

MO-16 School Department Vocational-Technical Carpentry Revolving Fund

MO-17 Mayoral Appointment

To the City Council

You are hereby notified that I have this day appointed, James Reilly, 45 Savory Drive, Chicopee, as member of the Zoning Board of Appeals, Member #4 to serve in such office for the term of 5 years expiring on the 1<sup>st</sup> day of April, 2015. To which appointment I ask the confirmation of your honorable Council.

\*Reappointment

MO-18 Mayoral Appointment

To the City Council

You are hereby notified that I have this day appointed, William Johnson, 77 Beauchamp Terrace, Chicopee, as member of the Zoning Board of Appeals, Member #5 to serve in such office for the term of 5 years expiring on the 1<sup>st</sup> day of April, 2014. To which appointment I ask the confirmation of your honorable Council.

\*Reappointment

With term correction

MO-19 Mayoral Appointment

To the City Council

You are hereby notified that I have this day appointed, Jacqueline DuBois, 49 Monroe Street, Chicopee, as member of the Board of Registrars of Voters, Member #4 to serve in such office for the term of 4 years expiring on the 1<sup>st</sup> day of April, 2017. To which appointment I ask the confirmation of your honorable Council.

\*Re-appointment

MO-20 Mayoral Appointment

To the City Council

You are hereby notified that I have this day appointed, Ronald Czelusniak, 22Brooks Avenue, Chicopee, as member of the Chicopee Planning Board, Member #7 to serve in

such office for the term expiring on the 1<sup>st</sup> day of April, 2017. To which appointment I ask the confirmation of your honorable Council.

**\*Reappointment**

- 21 A favorable License Committee Report for an application for a Gas Storage License for 24,000 gallons of underground gasoline storage located at 1869 Memorial Drive, Chicopee, MA 01020. Applicant: Ansh Arya, Inc. 36 Yarmouth Drive, Agawam, MA 01001
- 22 A favorable License Committee Report with restrictions for an application for a Service Station License for Ansh Arya, Inc located at 1869 Memorial Drive, Chicopee, MA 01020. Applicant: Ansh Arya, Inc. 36 Yarmouth Drive, Agawam, MA 01001
- 23 A favorable License Committee Report with restrictions for an application for a Class II License for ABM Auto Inc., located at 1090 Chicopee Street, Chicopee, MA 01013. Applicant: Mark MacDonald, 1090 Chicopee Street, Chicopee, MA 01013.
- 24 A favorable License Committee Report with restrictions for an application for a Hawkers & Peddlers License to sell ice cream (soft serve ice cream truck). Applicant: Jose O. Morales, 76 Hampden Street, Chicopee, MA 01013
- 25 A favorable Zoning Committee Report **Chapter 275-70 Medical Marijuana Facilities**
  - A. Purposes
    - (1) To provide for the establishment of Medical Marijuana Facilities in appropriate places and under strict conditions in accordance with the passage of The Acts of 2012, Chapter 369 entitled "An Act for the Humanitarian Use of Marijuana.
    - (2) To minimize the adverse impacts of Medical Marijuana Facilities on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.
    - (3) To regulate the siting, design, placement, safety, monitoring, modification, and removal of Medical Marijuana Facilities.
  - B. Applicability
    - (1) The cultivation [unless it meets the requirements for an agricultural exemption under Chapter 40A Section 3], production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of Marijuana for Medical Use is prohibited unless permitted as a Medical Marijuana Facility under this Section.
    - (2) No Medical Marijuana Facility shall be established except in compliance with the provisions of this Section.

- (3) Nothing in this Ordinance shall be construed to supersede federal and state laws governing the sale and distribution of narcotic drugs.
- (4) If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable.

C. Definitions

- (1) *Medical Marijuana Facility* – A facility for the cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of Marijuana for Medical Use, located inside a structure or building.
- (2) *Marijuana for Medical Use* – Marijuana that is designated and restricted for use by, and for the benefit of, Qualifying Patients in the treatment of Debilitating Medical Conditions as set forth in The Acts of 2012, Chapter 369 entitled “An Act for the Humanitarian Use of Marijuana.
- (3) *Marijuana* – The same substance defined as “marihuana” under Chapter 94C of the Massachusetts General Laws.

D. Eligible Locations for Medical Marijuana Facilities.

- (1) Medical Marijuana Facilities, other than agricultural operations meeting exemption standards under Chapter 40A Section 3, may be allowed by Special Permit of the Chicopee City Council in the Industrial Zoning District provided the facility otherwise meets the requirements of this Section.

E. General Requirements and Conditions for all Medical Marijuana Facilities.

- (1) All non-exempt Medical Marijuana Facilities shall be contained within a building or structure.
- (2) No Medical Marijuana Facility shall have a gross floor area of less than 2,500 square feet or in excess of 20,000 square feet.
- (3) A Medical Marijuana Facility may not be located in buildings that contain any medical doctor’s offices or the offices of any other professional practitioner authorized to prescribe the use of medical marijuana.
- (4) The hours of operation of Medical Marijuana Facilities shall be set by the Special Permit Granting Authority, but in no event shall said Facilities be open and/or operating between the hours of 8:00 PM and 8:00 AM.
- (5) No Medical Marijuana Facility shall be located within 300 feet of a residential zoning district.
- (6) No Medical Marijuana Facility shall be located within 1000 feet of any of the

following structures or uses:

- (a) any school attended by children under the age of 18;
- (b) any licensed child care facility;
- (c) any drug or alcohol rehabilitation facility;
- (d) any correctional facility, half-way house, or similar facility;
- (e) any other Medical Marijuana Facility.

(7) No Medical Marijuana Facility shall be located within 500 feet of a pre-existing church, school, park, playground, play field, youth center or other location where groups of minors regularly congregate.

(8) No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a Medical Marijuana Facility.

(9) No Medical Marijuana Facility shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a van or truck.

(10) Signage for the Medical Marijuana Facility shall include the following language: "Registration card issued by the MA Department of Public Health required." The required text shall be a minimum of two inches in height.

(11) Medical Marijuana Facilities shall provide the Chicopee Police Department and Building Commissioner with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the establishment.

F. Special Permit Requirements

(1) A Medical Marijuana Facility may only be allowed by special permit from the Chicopee City Council in accordance with G.L. c. 40A, §9, subject to the following statements, regulations, requirements, conditions and limitations.

(2) A special permit for a Medical Marijuana Facility shall be limited to one or more of the following uses that shall be prescribed by the Special Permit Granting Authority:

- (a) cultivation of Marijuana for Medical Use (horticulture) [special permit not required for sites meeting agricultural exemption standards found in Chapter 40A Section 3];
- (b) processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products;
- (c) retail sale or distribution of Marijuana for Medical Use to Qualifying Patients;

(d) wholesale sale of Marijuana for Medical Use to other Medical Marijuana Facilities located in Chicopee or in another municipality in Massachusetts or elsewhere.

(3) In addition to the application requirements set forth in Sections E and F of this Ordinance, a special permit application for a Medical Marijuana Facility shall include the following:

(a) the name and address of each owner of the facility;

(b) copies of all required licenses and permits issued to the applicant by the Commonwealth of Massachusetts and any of its agencies for the Facility;

(c) evidence of the Applicant's right to use the site or structure such as a deed, or lease;

(d) if the Applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or other similarly-situated individuals and entities and their addresses. If any of the above are entities rather than persons, the Applicant must disclose the identity of the owners of such entities until the disclosure contains the names of individuals;

(e) a certified list of all parties in interest entitled to notice of the hearing for the special permit application, taken from the most recent tax list of the City of Chicopee and certified by the Office of the Assessor;

(f) Proposed security measures for the Medical Marijuana Facility, including lighting, fencing, gates and alarms, etc., to ensure the safety of persons and to protect the premises from theft.

(4) Mandatory Findings. The Special Permit Authority shall not issue a special permit for a Medical Marijuana Facility unless it finds that:

(a) the Facility is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, §11;

(b) the Facility is fully permitted by all applicable agencies within the Commonwealth of Massachusetts and is in compliance with all applicable state laws and regulations; and

(c) the applicant has satisfied all of the conditions and requirements of Sections E and F herein;

(d) the applicant has satisfied all of the special permit requirements as outlined in Chapter 275 of the Ordinances of the City of Chicopee

(5) Annual Reporting. Each Medical Marijuana Facility permitted under this Ordinance shall as a condition of its special permit file an annual report to and appear before the Special Permit Granting Authority no later than January 31st,

providing a copy of all current applicable state licenses for the Facility and/or its owners.

(6) A special permit granted under this Section shall have a term limited to the duration of the applicant's ownership of the premises as a Medical Marijuana Facility. A special permit granted under this Section shall run with the applicant only and may be transferred only with the approval of the Special Permit Granting Authority in the form of an amendment to the special permit along with all information required in this Section.

(7) Any violation of this Section shall be grounds for revocation of a special permit issued under this Section.

G. Waiver

(1) The City Council, when granting a special permit under this Section, may waive setback requirements as outlined in Section E above, provided the applicant submits its request in writing and can demonstrate the proposed site will not have an adverse effect upon the surrounding neighborhood. The City Council reserves the authority to require the applicant to produce necessary documentation to support its position. Further, a waiver of setback requirements shall require both the affirmative vote of three-fourths of all of the members of the City Council and shall require a separate vote apart from the main vote on the proposed site.

H. Abandonment or Discontinuance of Use

(1) A special permit granted under this Section shall lapse if not exercised within one year of issuance.

(2) A Medical Marijuana Facility shall be required to remove all material, plants equipment and other paraphernalia:

- (a) prior to surrendering its state issued licenses or permits; and
- (b) within six months of ceasing operations.

26

A favorable Zoning Committee Report for a Zone Change to amend Flood Plain Overlay District (Chicopee City Code Chapter 275-64) boundaries\* on the following numbered zoning maps for purpose of displaying changes to flood hazard zones designated as A or AE on the Hampden County Flood Insurance Maps for Chicopee issued by the Federal Emergency Management Agency (FEMA) effective date July 16, 2013. Abbey Memorial Brook Map 066; Northern bank of the Chicopee River Maps 099, 100, 183, 184, 189, 200, 201, 204, 229 Eastern bank of the Connecticut River Maps 012, 013, 019, 026, 035, 046, 060, 095, 581, 604, 605, 626, 686. List of property ownership with addresses and Assessor Parcel Ids of affected property is attached.

\*Amendments to an overlay district do not affect underlying zoning.

Petitioner: City of Chicopee-By Councilor John Vieau, Ward 3

- 27 A favorable Zoning Committee Report BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended be and hereby is further amended as follows:

Delete in its entirety **Chicopee City Code Chapter 275-64 "Flood Plain Overlay District"**

And insert in place thereof **Chicopee City Code Chapter 275-64 "Flood Plain Overlay District."**

#### **§ 275-64. Floodplain Overlay District.**

A. Purpose. The purpose of the Floodplain District is to promote sound management and appropriate use of land subject to periodic flooding; to protect the public health and safety of persons and property against the hazards of flooding; and to ensure the City's compliance with the rules and regulations of the Federal Insurance Administration so as to assure the City's continued eligibility for participation in the National Flood Insurance Program. All development projects, including public and private utilities and facilities, drainage, and infrastructure, must be designed to minimize and reduce exposure to flood damage.

#### **B. Floodplain District Boundaries, Base Flood Elevation and Floodway Data**

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the City of Chicopee designated as Zone A or AE on the Hampden County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Hampden County FIRM that are wholly or partially within the City of Chicopee are panel numbers 25013C0192E, 25013C0194E, 25013C0203E, 25013C0204E, 25013C0208E, 25013C0209E, 25013C0211E, 25013C0212E, 25013C0213E, 25013C0214E, 25013C0216E, 25013C0217E, 25013C0218E, and 25013C0401E dated July 16, 2013. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Hampden County Flood Insurance Study (FIS) report dated July 16, 2013. The FIRM and FIS report are incorporated herein by reference and are on file with the Department of Planning and Development.

#### **(2) Base Flood Elevation and Floodway Data**

(a) In Zones A and AE along watercourses that have a designated regulatory floodway, encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(b) In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, Local or other floodway data shall be used to prohibit encroachments in flood ways which would result in any increase in flood levels within the communities during the occurrence of the base flood discharge.

(c) Base Flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

### C. Regulations: Existing, Uses.

#### (1) Existing Regulations

(a) The Floodplain Overlay District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General laws and with (i)-(iv) as follows. Any variance for the provisions and requirements of the below referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

(i) Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;

(ii) Wetlands Protection Regulations, Department of Environmental Protection (DEP), 310 CMR 10:00;

(iii) Inland Wetlands Regulations, Department of Environmental Protection (DEP), 310 CMR 13:00;

(iv) Minimum Requirements for Subsurface Disposal of Sanitary Sewage, Department of Environmental Protection (DEP) 310 CMR 15, Title 5.

(3) Use Regulations: the following uses shall be permitted within the Floodplain District:

(a) Conservation of soil, water, plants and wildlife, including wildlife management shelters.

(b) Outdoor recreation, including but not limited to play areas, nature study, boating, fishing and hunting where otherwise legally permitted.

(c) Foot, bicycle or horse paths and bridges, provided that such uses do not affect the natural flow pattern of any watercourse.

(d) Agriculture of all types.

(e) Forestry, landscaping, lawns and fences.

(f) Uses allowed in the underlying district, except mobile homes and mobile home parks and subject to the conditions in Subsections D through G.

D. Building permits. In the Floodplain District, a building permit may be granted for the construction or substantial improvement of any use or structure, subject to the following conditions:

(1) All new construction, substantial improvement or other development, including fill, is prohibited in the floodway. Boat marinas and other accessory uses to water recreation may be allowed, provided that such construction must not raise the base flood level nor impede the flow of the one-hundred-year flood.

(2) Any permitted structures and any portable structures, vehicles or vessels which are permitted shall be fully anchored against both flotation and currents.

(3) When base flood data has not been provided in accordance with Subsection B, the Building Commissioner shall obtain, review and reasonably utilize any base flood elevation data available from federal, state and other sources as criteria for meeting the standards of this section.

E. No development shall take place in any flood hazard district until all necessary local, state and federal permits have been obtained and evidence of such permits has been submitted to the Building Commissioner.

F. Utilities.

(1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.

(2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the system into floodwaters.

(3) On-site waste disposal systems shall be located to avoid impairment or contamination from them during the flooding.

G. Site plan approval. The purpose of this review is to determine the viability of projects proposed in flood hazard districts. Viable projects are then subject to all applicable federal, state and local approvals and permits including but not exclusive of Planning Board Subdivision Regulations and **Chicopee City Code** Chapter 275-6 Site Plan Review regulations.

(1) Seven copies of a site plan at a scale of one inch equals 40 feet shall be submitted to the Department of Planning and Development. The site plan shall show the following:

(a) The location, boundaries and dimensions of each lot.

(b) Two-foot contours of the existing and proposed land structure.

(c) The base flood elevation.

(d) The location of existing and proposed structures, watercourses, drainage easements, means of access, leaching fields, drainage and sewage disposal facilities and other facilities.

(2) The Department of Planning and Development shall forward a copy of the site plan to the City Engineer, Highway Department, Water Department, Department of Planning and Development, Electric Light Department and Conservation Commission for review. The Building Commissioner shall not take final action on such plan until he has received a report thereon from said Departments and Commissioners or until said Departments and Commissioners have allowed 15 days to elapse after receipt of such plan without submission of a report thereon.

(3) Records of the actual elevation, in relation to mean sea level, of the lowest floor and/or level of floodproofing, as well as certification of floodproofing, shall be maintained by the Building Commissioner, to be available for public inspection.

(4) The City Engineer shall provide bench marks, as needed, when requested by the Building Commissioner.

H. Alteration of watercourses. Adjacent communities, the Pioneer Valley Planning Commission and appropriate state agencies including the Massachusetts Department of Conservation and Recreation and Federal Emergency Management Agency (FEMA), Region 1 shall be notified by the Planning Director or Development Manager prior to any alteration or relocation of a watercourse, and evidence of such notification shall be submitted to the Federal Insurance Administration. Such alteration or relocation shall not diminish the flood-carrying capacity of said watercourse.

- 28 A favorable Zoning Committee Report An application for a Special Permit under section 275-58C (4) for the purpose of Bar & Restaurant – Consumption of Alcohol in a Business Zone , at 621-625 Center Street, Applied for by Kelly's Inc.
- 29 A favorable Zoning Committee Report An application for a Special Permit under Section 275-56C (3) of the Municipal Zoning Ordinance for the purpose of obtaining a Wine & Malt Beverage Only retail Liquor License, at 159 Grove Street, Applied for by Cana Restaurant, Inc./Ock Ja Kim
- 30 A favorable Zoning Committee Report An application for a Special Permit under Section 275-50C 2 (b) for the purpose of New digital gas price sign on same location and existing pole, at 1869 Memorial Drive, Applied for by Ansh Arya, Inc.
- 31 A favorable Zoning Committee Report with a Motion to grant the request "leave to withdraw" An Application for a Zone Change from Residential A to Business A for 42,840 square feet of property located at 523 James Street for the purpose of constructing a commercial light retail use building and associated improvements. Applied for by Duban Development/Jason Mathis.

- 32 A Rules Committee Report: Ordered That Rule #15 of the Standing Committees of the Rules and Orders for the City Council be amended to include a committee on Resort Casinos and Gaming. This committee will conform to the Gaming Act of the Commonwealth of Massachusetts and all city ordinances of the City of Chicopee either as a host community or a surrounding community neighbor. The Committee on Resort Casinos and Gaming will consist of seven (7) members.
- 33 A Finance Committee Report Water Meter Modernization Program Loan Authorization. Ordered that Eight million one hundred sixty one thousand and 00/100 dollars (\$8,161,000.00) is appropriated for the purpose of financing the water meter replacement and installation of advanced meter infrastructure (AMI) system-wide in the City of Chicopee.
- 34 A Finance Committee Report SRF Bond Authorization for James Street Drainage, Lower Ingham and Bray Street Slope Stabilization, Empire & Clarendon Street Sewer Separation, Hearthstone Terrace Sewer Separation. Ordered that Three million two hundred ten thousand and 00/100 dollars (\$3,210,000.00) is appropriated for the purpose of financing the sewer projects, storm drain and slope stabilization improvements.
- 35 A Finance Committee Report SRF Bond Authorization for the Integrated Municipal Stormwater and Wastewater Resource Management Plan. Ordered that One million and 00/100 dollars (\$1,000,000.00) is appropriated for the purpose of financing the integrated plan to provide an opportunity to explore alternative means to satisfy the CSP Abatement outlined in its consent decree and to assist in prioritizing resources to comply with multiple clean water act requirements.
- 36 A Finance Committee Report Ordered that the sum of Three hundred sixty thousand two hundred and 00/100 dollars (\$360,200.00) be and hereby appropriated to the following named account: Waste Water Special Account for Syphon Cleaning from available funds in the Sewer Surplus Account.
- 37 A Finance Committee Report Ordered that Eight hundred fifty thousand and 00/100 dollars (\$850,000.00) is appropriated to pay costs of purchasing trash totters for the use of the Department of Public Works, including the payment of all costs incidental and related thereto; that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$850,000.00 under and pursuant to Chapter 44, Section 7(9) of the General Laws or pursuant to any other enabling authority, and that the Mayor is authorized to take any other action necessary or convenient to carry out this project.
- 38 Ordered that the DPW look at Boyleston Street for repairs of temporary patch that is sinking.
- Demers
- 39 An application for a NEW Special Permit under section 275-50 A (I)(G)(1) for the purpose of place a non excessory 4 by 8 sign at an 8 foot height with waiver from 500' residential zone set back. Applied for by Chicopee DJ Properties, LLC, Ludger Ave, Map 337 Parcel 84.

40

An application for a NEW Auto Repair License applied for by: Sullivan Tire, 60 Haynes Circle.

ATTEST:

A handwritten signature in black ink, appearing to read "K. W. Rattell", written in a cursive style.

Keith W. Rattell, City Clerk

7/ NO. \_\_\_\_\_

MO-1



CITY OF CHICOPEE  
MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:39

JUNE 4, 2013

ORDERED THAT THE SUM OF TWO HUNDRED FORTY THOUSAND AND 00/100 DOLLARS  
(\$240,000.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED  
ACCOUNT:

CITY HALL MAINTENANCE SPECIAL ACCOUNT FOR REPLACEMENT OF HVAC  
SYSTEM AT THE PUBLIC SAFETY COMPLEX

SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE UNDESIGNATED FUND  
BALANCE "FREE CASH" ACCOUNT.

Recommended by \_\_\_\_\_ Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Brunetti to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval \_\_\_\_\_

JUN 07 2013

Date

Approved \_\_\_\_\_

6/10/13

Mayor

Returned to City Clerk \_\_\_\_\_

6/10/13

Date

Attest \_\_\_\_\_

City Clerk

MO-2



**CITY OF CHICOPEE  
MASSACHUSETTS**

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

**JUNE 4, 2013**

**ORDERED THAT THE SUM OF TWO HUNDRED FORTY THOUSAND AND 00/100 DOLLARS (\$240,000.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:**

**POLICE SPECIAL ACCOUNT FOR PURCHASE OF CRUISERS  
(ACCT # 12100004-621004)**

**SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE UNDESIGNATED FUND BALANCE "FREE CASH" ACCOUNT.**

Recommended by \_\_\_\_\_ Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Vieau to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
 Date

Approved 6/10/13 \_\_\_\_\_  
 \_\_\_\_\_ Mayor

Returned to City Clerk 6/10/13 \_\_\_\_\_  
 Date Attest [Signature] \_\_\_\_\_  
 City Clerk

No. \_\_\_\_\_

MO-3



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

JUNE 4, 2013

**ORDERED THAT THE SUM OF THREE THOUSAND SIX HUNDRED FORTY FIVE AND 00/100 DOLLARS (\$3,645.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:**



**HUMAN RESOURCES SPECIAL ACCOUNT FOR SAFETY AND RISK MANAGEMENT COMMITTEE (ACCT # 11520004-699010)**

**SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE UNDESIGNATED FUND BALANCE "FREE CASH" ACCOUNT.**

Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor McLellan to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013 Date  
Approved 6/10/13  Mayor  
Returned to City Clerk 6/10/13 Date Attest  City Clerk

NO. \_\_\_\_\_

MO-4



**CITY OF CHICOPEE  
MASSACHUSETTS**

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

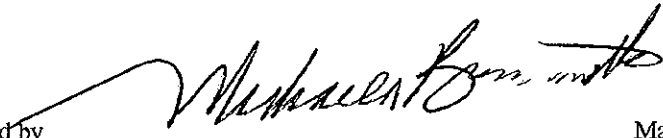
2013 MAY 30 P 2:40

**JUNE 4, 2013**

**ORDERED THAT THE SUM OF ONE THOUSAND ONE HUNDRED AND 00/100 DOLLARS (\$1,100.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:**

**HUMAN RESOURCES SPECIAL ACCOUNT FOR MEDICAL EXAMS FOR EMPLOYEES  
(ACCT # 11520004-530306)**


**SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE HUMAN RESOURCES SPECIAL ACCOUNT FOR OMNIBUS TESTING PROGRAM (ACCT # 11520004-615001).**


Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Zygarowski to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved 6/10/13  Mayor

Returned to City Clerk 6/10/13 Attest  City Clerk  
Date

NO. \_\_\_\_\_

MO-5



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

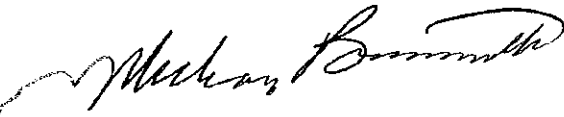
2013 MAY 30 P 2:40

JUNE 4, 2013

**ORDERED THAT THE SUM OF THREE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$3,500.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:**

**BUILDING DEPARTMENT SALARY ACCOUNT FOR OVERTIME**

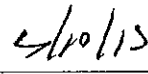

**SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE BUILDING DEPARTMENT SALARY ACCOUNT FOR P.T. CLERK (ACCT # 12410001-515100).**


Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Tillotson to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013 Date

Approved   Mayor

Returned to City Clerk 6/10/13 Date Attest  City Clerk

No. \_\_\_\_\_

MO-6



**CITY OF CHICOPEE  
MASSACHUSETTS**

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

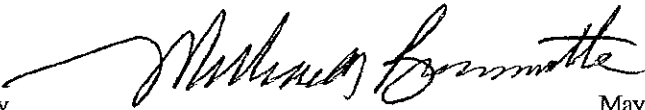
2013 MAY 30 P 2:40

**JUNE 4, 2013**

**ORDERED THAT THE SUM OF ONE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$1,500.00) BE AND HEREBY IS APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:**

**AUDITING SALARY ACCOUNT FOR OVERTIME  
(ACCT # 11350001-514350)**

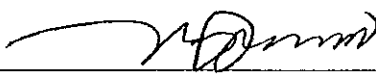
**SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE UNDESIGNATED FUND BALANCE "FREE CASH" ACCOUNT.**

Recommended by  Mayor

Introduced by Councilor \_\_\_\_\_

City Council Action: 6/4/2013: Motion made by Councilor Demers to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved 6/10/13  Mayor

Returned to City Clerk 6/10/13 Attest  City Clerk  
Date

NO. \_\_\_\_\_

MO-7



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

JUNE 4, 2013

## BOARD OF REGISTRAR OF VOTERS REVOLVING FUND – PASSPORT SERVICES

Recommended by *Richard Bonner* Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Roy to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved *6/10/13* *Richard Bonner* Mayor

Returned to City Clerk *6/10/13* Attest *[Signature]* City Clerk  
Date

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A REGISTRARS REVOLVING FUND FOR THE PURCHASE OF MATERIALS AND RELATED COSTS ASSOCIATED WITH COPYING AND MAILING PASSPORT DOCUMENTS.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – REGISTRARS PASSPORT SERVICES**

**PURPOSE – REPLACEMENT COSTS OF MATERIALS, SUPPLIES AND RELATED COSTS TO PROVIDE THE PUBLIC WITH PASSPORT SERVICES.**

**RECEIPTS – A \$25.00 PROCESSING FEE AND A \$3.00 FEE FOR PASSPORT PHOTOS WILL BE RECEIVED FOR EACH APPLICATION AND SHALL BE CREDITED TO THE REVOLVING FUND. RECEIPTS SHALL BE UTILIZED FOR THE COSTS ASSOCIATED WITH THE COPYING AND MAILING OF PASSPORT DOCUMENTS.**

**EXPENDITURES – THE BOARD OF REGISTRARS IS HEREBY AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-8



**CITY OF CHICOPEE  
MASSACHUSETTS**

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

**JUNE 4, 2013**

**BOARD OF ASSESSORS REVOLVING FUND – PHOTOCOPY COSTS**

Recommended by *Michael B. Bennett* Mayor

Introduced by Councilor \_\_\_\_\_

City Council Action: 6/4/2013: Motion made by Councilor Swider to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved 6/10/13 *[Signature]* Mayor

Returned to City Clerk 6/10/13 Attest *[Signature]* City Clerk  
Date

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING AN ASSESSORS PHOTOCOPY REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – ASESSORS PHOTOCOPY FUND**

**PURPOSE – REPLACEMENT COSTS OF MATERIALS, SUPPLIES AND RELATED COSTS TO PROVIDE THE PUBLIC WITH COPIES OF MAPS, PLOTS PLANS, AND OTHER INFORMATION CONCERNING PROPERTY.**

**RECEIPTS – FEES SUFFICIENT TO PAY FOR COSTS OF MATERIALS, SUPPLIES, AND RELATED CHARGES WHICH SHALL BE CREDITED TO THE "BOARD OF ASSESSOR'S PHOTCOPY REVOLVING FUND".**

**EXPENDITURES – THE BOARD OF ASSESSORS IS HEREBY AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MD-9



# CITY OF CHICOPEE

MASSACHUSETTS CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

JUNE 4, 2013

## RECREATION DEPARTMENT SUMMER DAY CAMP REVOLVING

Recommended by \_\_\_\_\_ Mayor

Introduced by Councilor \_\_\_\_\_

City Council Action: 6/4/2013: Motion made by Councilor Krampits to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval \_\_\_\_\_ JUN 07 2013  
Date

Approved 6/10/13 \_\_\_\_\_ Mayor

Returned to City Clerk 6/10/13 \_\_\_\_\_ Attest \_\_\_\_\_ City Clerk  
Date

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A RECREATION DEPARTMENT SUMMER DAY CAMP REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – SUMMER DAY CAMP**

**PURPOSE – TO PROVIDE CHILDREN WITH A RECREATIONAL AND LEARNING EXPERIENCE INCLUDING SPORTS, CREATIVE ARTS & CRAFTS, MUSIC & DRAMA, NATURE ACTIVITIES, SWIM LESSONS, AND OTHER RELATED EVENTS.**

**RECEIPTS – FEES SUFFICIENT TO OPERATE THE PROGRAM SHALL BE CHARGED IN ACCORDANCE WITH A SCHEDULE PROVIDED BY THE PARKS & RECREATION DEPARTMENT, AND SHALL BE CREDITED TO THE "CHICOPEE PARKS SUMMER DAY CAMP REVOLVING FUND".**

**EXPENDITURES – THE SUPERINTENDENT OF PARKS OR ASSISTANT SUPERINTENDENT SHALL BE AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FROM THE PROGRAM DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-10



# CITY OF CHICOPEE

MASSACHUSETTS CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:40

JUNE 4, 2013

## LIBRARY REVOLVING FUND – PHOTOCOPY COSTS

Recommended by \_\_\_\_\_ Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Laflamme to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval \_\_\_\_\_ JUN 07 2013  
Date

Approved 6/10/13 \_\_\_\_\_ Mayor

Returned to City Clerk 6/10/13 \_\_\_\_\_ City Clerk  
Date Attest

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A LIBRARY PHOTOCOPY COST REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – LIBRARY PHOTOCOPY REVOLVING FUND.**

**PURPOSE – REPLACEMENT COSTS OF MATERIALS, SUPPLIES AND RELATED COSTS TO PROVIDE THE PUBLIC WITH COPIES.**

**RECEIPTS – FEES SUFFICIENT TO PAY FOR COSTS OF MATERIALS, SUPPLIES, AND RELATED CHARGES WHICH SHALL BE CREDITED TO THE "LIBRARY PHOTOCOPY REVOLVING FUND".**

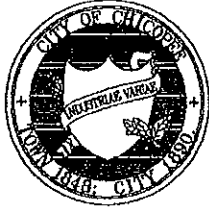
**EXPENDITURES –THE LIBRARY IS HEREBY AUTHORIZED TO EXPEND DIRECTLY FROM THIS REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-11



CITY OF CHICOPEE  
MASSACHUSETTS CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41


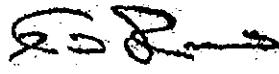
JUNE 4, 2013

**LIBRARY REVOLVING FOR DAMAGED OR LOST ITEMS**

Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Grotteau to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013 Date  
Approved 6/10/13  Mayor  
Returned to City Clerk 6/10/13 Date Attest  City Clerk

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A LIBRARY DAMAGE OR LOST ITEMS FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – DAMAGED OR LOST ITEMS FUND**

**PURPOSE – REPLACEMENT OF BOOKS, RECORDS, TAPES, AND ANY OTHER PUBLIC LIBRARY ITEMS AVAILABLE FOR THE PUBLIC USE. IT SHALL ALSO BE USED TO PURCHASE NEW MATERIALS TO HELP KEEP THE COLLECTION CURRENT AND PROVIDE ADDITIONAL COPIES OF THE MOST "IN DEMAND" TITLES. IT SHALL ALSO BE USED TO COVER POSTAGE COSTS INCURRED WHEN MAILING OVERDUE NOTICES TO PATRONS.**

**RECEIPTS – FEES SUFFICIENT TO PAY FOR THE REPLACEMENT OF SUCH ITEMS SHALL BE CHARGED TO THE INDIVIDUAL RESPONSIBLE FOR SAID LOSS, AND SHALL BE CREDITED TO THE "CHICOPEE PUBLIC LIBRARY DAMAGED OR LOST ITEMS REVOLVING FUND". ALL LIBRARY FINED SHALL ALSO BE INCLUDED IN THE FUND.**

**EXPENDITURES – THE BOARD OF LIBRARY TRUSTEES SHALL BE AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FROM THE PROGRAM DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-12



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41

JUNE 4, 2013

## LIBRARY BOOK SALE REVOLVING

Recommended by \_\_\_\_\_

Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Brunetti to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval \_\_\_\_\_  
Date JUN 07 2013

Approved 6/10/13 \_\_\_\_\_  
Date \_\_\_\_\_ Mayor

Returned to City Clerk 6/10/13 \_\_\_\_\_  
Date \_\_\_\_\_ Attest [Signature] \_\_\_\_\_  
City Clerk

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A LIBRARY BOOK SALE REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – LIBRARY BOOK SALE REVOLVING FUND.**

**PURPOSE – TO RECEIVE INCOME FROM THE SALE OF DE-ACCESSIONED BOOKS AND MATERIALS.**

**RECEIPTS – PROCEEDS RECEIVED SHALL BE UTILIZED FOR NEW BOOKS, MATERIALS, PROGRAMMING AND PROGRAMMING SUPPLIES.**

**EXPENDITURES – THE BOARD OF TRUSTEES OF THE LIBRARY HAS THE AUTHORITY FOR EXPENDING SAID DEPARTMENTAL RECEIPTS.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FROM THE PROGRAM DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

MO-13

NO. \_\_\_\_\_




CITY OF CHICOPEE  
MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41

JUNE 4, 2013


GOLF REVOLVING FUND - PRO SHOP INVENTORY

Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Vieau to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved 6/10/13  Mayor

Returned to City Clerk 6/10/13 Attest  City Clerk  
Date

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A GOLF PRO SHOP INVENTORY REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – GOLF PRO SHOP INVENTORY**

**PURPOSE – REPLACEMENT OF INVENTORY**

**RECEIPTS – REVENUES SUFFICIENT TO COVER REPLACEMENT COSTS OF INVENTORY SOLD**

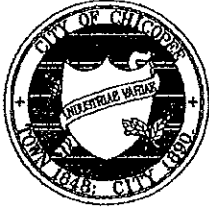
**EXPENDITURES – THE GOLF COMMISSION IS HEREBY AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-14



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41

JUNE 4, 2013

## GOLF REVOLVING FUND - DRIVING RANGE

Recommended by \_\_\_\_\_ Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor McLellan to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval \_\_\_\_\_ JUN 07 2013  
Date

Approved 6/12/13 \_\_\_\_\_ Mayor

Returned to City Clerk 6/10/13 \_\_\_\_\_ Attest City Clerk  
Date

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A GOLF DRIVING RANGE REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – GOLF DRIVING RANGE**

**PURPOSE – TO RECEIVE INCOME FROM THE SALE OF TOKENS FOR A BUCKET OF GOLF BALLS IN ORDER TO COVER REPLACEMENT COSTS FOR SUPPLIES, EQUIPMENT, AND OTHER RELATED COSTS ASSOCIATED WITH DRIVING RANGE OPERATIONS.**

**RECEIPTS – A \$5.00 FEE PER TOKEN WILL BE CHARGED IN ORDER TO PURCHASE A BUCKET OF GOLF BALLS FOR THE DRIVING RANGE.**

**EXPENDITURES –THE GOLF COMMISSION SHALL BE AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS PAID INTO THE DRIVING RANGE REVOLVING FUND MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

M0-15



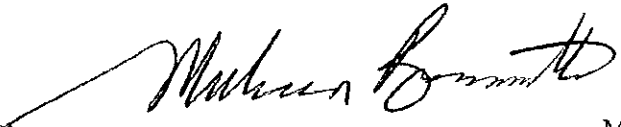
CITY OF CHICOPEE  
MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41

JUNE 4, 2013

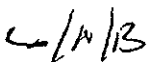
GOLF COURSE REVOLVING FUND - ADVERTISING COSTS


Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Zygarowski to receive and pass. Motion passed through all stages by a roll call of 11 yes and 1 out of chair, Councilor Vieau out of chair. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013  
Date

Approved 

 Mayor

Returned to City Clerk 6/10/13  
Date

Attest  City Clerk

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A GOLF ADVERTISING REVOLVING ACCOUNT.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE, AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – GOLF ADVERTISING**

**PURPOSE – COSTS RELATED TO THE ADVERTISING OF THE CHICOPEE MUNICIPAL GOLF COURSE THROUGH VARIOUS MEDIA. INCLUDING TELEVISION, RADIO, AND NEWSPAPER ADVERTISING AND VARIOUS AD PREPARATION COSTS.**

**RECEIPTS – A FEE SCHEDULE OF \$750 FOR A THREE YEAR AD AND \$300 FOR A ONE YEAR AD IS ESTABLISHED. FEES SUFFICIENT TO PAY FOR RELATED ADVERTISING COSTS SHALL BE CREDITED TO THE "GOLF DEPARTMENT ADVERTISING REVOLVING FUND".**

**EXPENDITURES – THE CHICOPEE GOLF COMMISSION IS HEREBY AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE - ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**

NO. \_\_\_\_\_

MO-16



CITY OF CHICOPEE  
MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:41

JUNE 4, 2013

SCHOOL DEPARTMENT VOCATIONAL – TECHNICAL CARPENTRY REVOLVING FUND

Recommended by  Mayor

Introduced by Councilor

City Council Action: 6/4/2013: Motion made by Councilor Tillotson to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

Presented to the Mayor for approval JUN 07 2013 Date  
Approved  Mayor  
Returned to City Clerk 6/10/13 Date Attest  City Clerk

**BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CHICOPEE, THAT CHAPTER 44, SECTION 53E ½, ENTITLED, "REVOLVING FUNDS" BE AND HEREBY IS ACCEPTED FOR THE PURPOSE OF ESTABLISHING A SCHOOL DEPARTMENT VOCATIONAL – TECHNICAL CARPENTRY REVOLVING FUND.**

**SAID AUTHORIZATION SHALL BE FOR THE FISCAL YEAR 2014, IN ACCORDANCE WITH THE PROVISIONS OF SAID ENACTMENT AND FURTHER THAT THE PROGRAMS, PURPOSE AND FUNDING ARE IDENTIFIED AS FOLLOWS:**

**PROGRAM – VOCATIONAL SCHOOL TECHNICAL CARPENTRY PROGRAM.**

**PURPOSE – TO RECEIVE INCOME FROM THE CONSTRUCTION AND SALE OF BUILDING PROJECTS CONDUCTED BY THE VOCATIONAL – TECHNICAL CARPENTRY PROGRAM OF THE CITY SCHOOLS.**

**RECEIPTS – FROM THE SALE OF SAID BUILDING PROJECTS, MONIES SUFFICIENT TO CONTINUE THE CARPENTRY PROGRAM AND EXPENSES INCURRED IN BUILDING PROJECTS ARE RECOMMENDED BY THE SUPERINTENDENT OF SCHOOLS, AND SHALL BE CREDITED TO THE "CHICOPEE VOCATIONAL SCHOOL – TECHNICAL CARPENTRY REVOLVING FUND".**

**EXPENDITURES –THE SUPERINTENDENT OF SCHOOLS, OR THE ASSISTANT SUPERINTENDENT SHALL BE AUTHORIZED TO EXPEND DIRECTLY FROM THE REVOLVING FUND.**

**LIMIT ON EXPENDITURE – ALL FUNDS RECEIVED MAY BE EXPENDED FOR THE PURPOSE OF THIS ORDINANCE DURING THE YEAR OF OPERATION.**

**ALL PROVISIONS OF CHAPTER 44, SECTION 53E ½ SHALL BE APPLICABLE TO THIS ORDINANCE.**



1110-11

FILE COPY

# City of Chicopee, Massachusetts

Michael D. Bissonnette  
Mayor

## OFFICE OF THE MAYOR

May 20, 2013

### TO THE CITY COUNCIL

CITY CLERK'S OFFICE  
CITY OF CHICOPEE  
2013 MAY 30 P 2:41

You are hereby notified that I have this day appointed, James Reilly, 45 Savory Drive, Chicopee, as member of the Zoning Board of Appeals, Member #4, to serve in such office for the term of 5 years expiring on the 1<sup>st</sup> day of April 2015. To which appointment I ask the confirmation of your honorable Council.

*\*Reappointment*

\_\_\_\_\_  
Mayor Michael D. Bissonnette

I hereby accept the above office, subject to the Statutes of the Commonwealth of Massachusetts and the Charter and Ordinances of the City of Chicopee. I acknowledge that I have received a copy of the Massachusetts Open Meeting laws and agree to abide by said regulations.

\_\_\_\_\_  
James Reilly

Date: \_\_\_\_\_

-----  
Chicopee City Council Disposition: 6/4/2013: Motion made by Councilor Tillotson to receive and approve. Motion passed. Councilor Zaskey absent.



# FILE COPY City of Chicopee, Massachusetts

Michael D. Bissonnette  
Mayor

## OFFICE OF THE MAYOR

May 20, 2013

### TO THE CITY COUNCIL

You are hereby notified that I have this day appointed, William Johnson, 77 Beauchamp Terrace, Chicopee, as member of the Zoning Board of Appeals, Member #5, to serve in such office for the term of 5 years expiring on the 1<sup>st</sup> day of April 2014. To which appointment I ask the confirmation of your honorable Council.

CITY CLERK'S OFFICE  
CITY OF CHICOPEE  
2013 MAY 30 P 2:41

*\*Reappointment  
With term correction*

Mayor Michael D. Bissonnette

I hereby accept the above office, subject to the Statutes of the Commonwealth of Massachusetts and the Charter and Ordinances of the City of Chicopee. I acknowledge that I have received a copy of the Massachusetts Open Meeting laws and agree to abide by said regulations.

\_\_\_\_\_  
William Johnson

Date: \_\_\_\_\_

-----  
Chicopee City Council Disposition: 6/4/2013: Motion made by Councilor Tillotson received & confirmed. Motion passed. Councilor Zaskey absent.



1110-17

FILE COPY

# City of Chicopee, Massachusetts

Michael D. Bissonnette  
Mayor

## OFFICE OF THE MAYOR

May 20, 2013

### TO THE CITY COUNCIL

You are hereby notified that I have this day appointed, Jacqueline DeBois, 49 Monroe Street, Chicopee, as member of the Board of Registrars of Voters, Member #4 to serve in such office for the term of 4 years expiring on the 1<sup>st</sup> day of April 2017. To which appointment I ask the confirmation of your honorable Council.

2013 MAY 30 P 2:14  
CITY CLERK'S OFFICE  
CITY OF CHICOPEE

\*Re-appointment

\_\_\_\_\_  
Mayor Michael D. Bissonnette

I hereby accept the above office, subject to the Statutes of the Commonwealth of Massachusetts and the Charter and Ordinances of the City of Chicopee. I acknowledge that I have received a copy of the Massachusetts Open Meeting laws and agree to abide by said regulations.

\_\_\_\_\_  
Jacqueline DeBois

Date: \_\_\_\_\_

-----  
Chicopee City Council Disposition: 6/4/2013: Motion made by Councilor Tillotson received & confirmed. Motion passed. Councilor Zaskey absent.



1110-aw  
**FILE COPY**

# City of Chicopee, Massachusetts

Michael D. Bissonnette  
Mayor

## OFFICE OF THE MAYOR

May 17, 2013

### TO THE CITY COUNCIL

You are hereby notified that I have this day appointed, Ronald Czelusniak, 22 Brooks Avenue, Chicopee, as member of the Chicopee Planning Board, Member #7 to serve in such office for the term expiring on the 1<sup>st</sup> day of April, 2017. To which appointment I ask the confirmation of your honorable Council.

2013 MAY 30 P 2:4  
CITY CLERK'S OFFICE  
CITY OF CHICOPEE

*\*Reappointment*

\_\_\_\_\_  
Mayor Michael D. Bissonnette

I hereby accept the above office, subject to the Statutes of the Commonwealth of Massachusetts and the Charter and Ordinances of the City of Chicopee. I acknowledge that I have received a copy of the Massachusetts Open Meeting laws and agree to abide by said regulations.

\_\_\_\_\_  
Ronald Czelusniak

Date: \_\_\_\_\_

-----  
Chicopee City Council Disposition: 6/4/2013: Motion made by Councilor Tillotson received & confirmed. Motion passed. Councilor Zaskey absent.



CITY OF CHICOPEE <sup>d1</sup> FILE COPY  
MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

License

Committee

2013 MAY 29 2:49  
5/7/13

Application for a Gas Storage License for 24,000 gallons of underground gasoline storage located at 1869 Memorial Drive, Chicopee, MA 01020

Applicant Ansh Arya, Inc.  
36 Yarmouth Drive  
Agawam, MA 01001

The Committee reports as follows:

5-29-13

Favorable

Unfavorable

*[Handwritten signatures under Favorable:]*  
Don Brunetti  
Frank Lapina  
Robert J. Zorovich  
Ansh Arya

6/4/2013: Motion made by Councilor Brunetti received and the license granted. Motion passed. Councilor Zaskey absent.



dd

# CITY OF CHICOPEE FILE COPY MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

2013 MAY 30 P 2:49  
5/7/13

Referred to                      License                      Committee

Application for a Service Station License for Ansh Arya, Inc., located at 1869 Memorial Drive, Chicopee, MA 01020

Applicant     Ansh Arya, Inc.  
                  36 Yarmouth Drive  
                  Agawam, MA 01001

1) CLEAR VIEW OF GAS PUMPS  
FROM INSIDE OF STORE

2) BOILARDS PLACED IN FRONT  
OF STORE FOR PUBLIC SAFETY  
PLACED BY 8/1/13

The Committee reports as follows:

5-29-13

Favorable

Unfavorable

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

*[Handwritten signature]*

6/4/2013: Motion made by Councilor Brunetti received and the license granted with restrictions. Motion passed. Councilor Zaskey absent.



# CITY OF CHICOPEE <sup>23</sup> FILE COPY MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

License

Committee

5/7/13 MAY 30 P 2:49

Application for a Class II License for ABM Auto Inc., located at 1090 Chicopee Street, Chicopee, MA 01013.

Applicant Mark MacDonald  
1090 Chicopee Street  
Chicopee, MA 01013

### Conditions

- Good housekeeping
- No outside storage
- No junk cars
- No outside repairs
- Total Number of vehicles 22

Inside 4 outside 18

Employee 0 Customer 2

ACROSS ST. PARKING

### Hours of Operation:

Mon. 8-6pm Sat. 9AM-1PM  
 Tue. | Sun. CLOSED  
 Wed. |  
 Thur. |  
 Fri. 8-6pm

The Committee reports as follows:

5-29-13

Favorable

Unfavorable

*[Handwritten signatures]*  
 Paul Brunetti  
 Frank Lefebvre  
 Robert Brunetti  
 David Brunetti

6/4/2013: Motion made by Councilor Brunetti received and the license granted with restrictions. Motion passed. Councilor Zaskey absent.



# CITY OF CHICOPEE FILE COPY <sup>24</sup> MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

License

Committee

5/7/2013

2013 MAY 30 P 2 49

Application for a Hawkers & Peddlers License to sell ice cream (soft serve ice cream truck).

Applicant

Jose O. Morales  
76 Hampden Street  
Chicopee, MA 01013

## RESTRICTIONS

STANDING IDLE FOR  
NO MORE THAN 1 HOUR  
IN PARKS ON THE CITY  
MUST MOVE OUT ONE  
HOUR.

2) LICENSEE MUST COMPLY  
WITH HEALTH DEPT.  
RULES

The Committee reports as follows:

5-29-13

Favorable

Unfavorable

*[Handwritten signatures under Favorable:]*  
Tom Quenneville  
Fred Pragnitz  
Frank Lefevre  
Robert J. Gagnon  
Anna Brunetti

6/4/2013: Motion made by Councilor Brunetti received and the license granted with restrictions. Motion passed. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

Zoning

Committee

4/2/2013 7:03 MAY 30 P 2:49

BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended be and hereby is further amended as follows:

## Chapter 275-70 Medical Marijuana Facilities

### A. Purposes

- (1) To provide for the establishment of Medical Marijuana Facilities in appropriate places and under strict conditions in accordance with the passage of The Acts of 2012, Chapter 369 entitled "An Act for the Humanitarian Use of Marijuana.
- (2) To minimize the adverse impacts of Medical Marijuana Facilities on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.
- (3) To regulate the siting, design, placement, safety, monitoring, modification, and removal of Medical Marijuana Facilities.

5/28/13

The Committee reports as follows:

Favorable

Unfavorable

*[Handwritten signatures]*  
 Ed Kennit  
 Frank Laflamme  
 James K. [unclear]

6/4/2013: Motion made by Councilor Vieau to receive and refer to the Ordinance Committee. Motion passed, referred. Councilor Zaskey absent.

hours of 8:00 PM and 8:00 AM.

(5) No Medical Marijuana Facility shall be located within 300 feet of a residential zoning district.

(6) No Medical Marijuana Facility shall be located within 1000 feet of any of the following structures or uses:

- (a) any school attended by children under the age of 18;
- (b) any licensed child care facility;
- (c) any drug or alcohol rehabilitation facility;
- (d) any correctional facility, half-way house, or similar facility;
- (e) any other Medical Marijuana Facility.

(7) No Medical Marijuana Facility shall be located within 500 feet of a pre-existing church, school, park, playground, play field, youth center or other location where groups of minors regularly congregate.

(8) No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a Medical Marijuana Facility.

(9) No Medical Marijuana Facility shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a van or truck.

(10) Signage for the Medical Marijuana Facility shall include the following language: "Registration card issued by the MA Department of Public Health required." The required text shall be a minimum of two inches in height.

(11) Medical Marijuana Facilities shall provide the Chicopee Police Department and Building Commissioner with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the establishment.

F. Special Permit Requirements

(1) A Medical Marijuana Facility may only be allowed by special permit from the Chicopee City Council in accordance with G.L. c. 40A, §9, subject to the following statements, regulations, requirements, conditions and limitations.

(2) A special permit for a Medical Marijuana Facility shall be limited to one or more of the following uses that shall be prescribed by the Special Permit Granting Authority:

- (a) cultivation of Marijuana for Medical Use (horticulture) [special permit not required for sites meeting agricultural exemption standards found in Chapter 40A Section 3];
- (b) processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products;
- (c) retail sale or distribution of Marijuana for Medical Use to Qualifying Patients;
- (d) wholesale sale of Marijuana for Medical Use to other Medical Marijuana Facilities

B. Applicability

- (1) The cultivation [unless it meets the requirements for an agricultural exemption under Chapter 40A Section 3], production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of Marijuana for Medical Use is prohibited unless permitted as a Medical Marijuana Facility under this Section.
- (2) No Medical Marijuana Facility shall be established except in compliance with the provisions of this Section.
- (3) Nothing in this Ordinance shall be construed to supersede federal and state laws governing the sale and distribution of narcotic drugs.
- (4) If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable.

C. Definitions

- (1) *Medical Marijuana Facility* – A facility for the cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of Marijuana for Medical Use, located inside a structure or building.
- (2) *Marijuana for Medical Use* – Marijuana that is designated and restricted for use by, and for the benefit of, Qualifying Patients in the treatment of Debilitating Medical Conditions as set forth in The Acts of 2012, Chapter 369 entitled “An Act for the Humanitarian Use of Marijuana.
- (3) *Marijuana* – The same substance defined as “marihuana” under Chapter 94C of the Massachusetts General Laws.

D. Eligible Locations for Medical Marijuana Facilities.

- (1) Medical Marijuana Facilities, other than agricultural operations meeting exemption standards under Chapter 40A Section 3, may be allowed by Special Permit of the Chicopee City Council in the Industrial Zoning District provided the facility otherwise meets the requirements of this Section.

E. General Requirements and Conditions for all Medical Marijuana Facilities.

- (1) All non-exempt Medical Marijuana Facilities shall be contained within a building or structure.
- (2) No Medical Marijuana Facility shall have a gross floor area of less than 2,500 square feet or in excess of 20,000 square feet.
- (3) A Medical Marijuana Facility may not be located in buildings that contain any medical doctor's offices or the offices of any other professional practitioner authorized to prescribe the use of medical marijuana.
- (4) The hours of operation of Medical Marijuana Facilities shall be set by the Special Permit Granting Authority, but in no event shall said Facilities be open and/or operating between the

located in Chicopee or in another municipality in Massachusetts or elsewhere.

(3) In addition to the application requirements set forth in Sections E and F of this Ordinance, a special permit application for a Medical Marijuana Facility shall include the following:

- (a) the name and address of each owner of the facility;
- (b) copies of all required licenses and permits issued to the applicant by the Commonwealth of Massachusetts and any of its agencies for the Facility;
- (c) evidence of the Applicant's right to use the site or structure such as a deed, or lease;
- (d) if the Applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or other similarly-situated individuals and entities and their addresses. If any of the above are entities rather than persons, the Applicant must disclose the identity of the owners of such entities until the disclosure contains the names of individuals;
- (e) a certified list of all parties in interest entitled to notice of the hearing for the special permit application, taken from the most recent tax list of the City of Chicopee and certified by the Office of the Assessor;
- (f) Proposed security measures for the Medical Marijuana Facility, including lighting, fencing, gates and alarms, etc., to ensure the safety of persons and to protect the premises from theft.

(4) Mandatory Findings. The Special Permit Authority shall not issue a special permit for a Medical Marijuana Facility unless it finds that:

- (a) the Facility is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, §11;
- (b) the Facility is fully permitted by all applicable agencies within the Commonwealth of Massachusetts and is in compliance with all applicable state laws and regulations; and
- (c) the applicant has satisfied all of the conditions and requirements of Sections E and F herein;
- (d) the applicant has satisfied all of the special permit requirements as outlined in Chapter 275 of the Ordinances of the City of Chicopee

(5) Annual Reporting. Each Medical Marijuana Facility permitted under this Ordinance shall as a condition of its special permit file an annual report to and appear before the Special Permit Granting Authority no later than January 31st, providing a copy of all current applicable state licenses for the Facility and/or its owners.

(6) A special permit granted under this Section shall have a term limited to the duration of the applicant's ownership of the premises as a Medical Marijuana Facility. A special permit granted under this Section shall run with the applicant only and may be transferred only with the approval of the Special Permit Granting Authority in the form of an amendment to the special permit along with all information required in this Section.

(7) Any violation of this Section shall be grounds for revocation of a special permit issued under this Section.

G. Waiver

- (1) The City Council, when granting a special permit under this Section, may waive setback requirements as outlined in Section E above, provided the applicant submits its request in writing and can demonstrate the proposed site will not have an adverse effect upon the surrounding neighborhood. The City Council reserves the authority to require the applicant to produce necessary documentation to support its position. Further, a waiver of setback requirements shall require both the affirmative vote of three-fourths of all of the members of the City Council and shall require a separate vote apart from the main vote on the proposed site.

H. Abandonment or Discontinuance of Use

- (1) A special permit granted under this Section shall lapse if not exercised within one year of issuance.
- (2) A Medical Marijuana Facility shall be required to remove all material, plants equipment and other paraphernalia:
  - (a) prior to surrendering its state issued licenses or permits; and
  - (b) within six months of ceasing operations.



26

# CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

Zoning

Committee

4/2/2013 30 P 2:49

Application for a Zone Change to amend Flood Plain Overlay District (Chicopee City Code Chapter 275-64) boundaries\* on the following numbered zoning maps for purpose of displaying changes to floor hazard zones designated as A or AE on the Hampden County Flood Insurance Maps for Chicopee issued by the Federal Emergency Management Agency (FEMA) effective date July 16, 2013. Abbey Memorial Brook Map 066; Northern bank on the Chicopee River Maps 099, 100, 183, 184, 189, 200, 201, 204, 229; Eastern bank on the Connecticut River Maps 012, 013, 019, 026, 035, 046, 060, 095, 581, 604, 605, 626, 686. List of property ownership with addresses and Assessor Parcel IDs of affected property is attached.

\*Amendments to an overlay district do not affect underlying zoning.

Applicant     Councilor John Vieau, Ward 3  
                  City of Chicopee  
                  274 Front Street  
                  Chicopee, MA 01013

*Motion to Approve!*

5-28-13

The Committee reports as follows:

Favorable

Unfavorable

*[Handwritten signatures: John Vieau, Fred Krumpal, Frank L...*

6/4/2013: Motion made by Councilor Vieau to receive and refer to the Ordinance Committee. Motion passed, referred. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

27

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

Zoning

Committee

4/2/2013

2013 MAY 30 P 2:49

BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended be and hereby is further amended as follows:

Delete in its entirety **Chicopee City Code Chapter 275-64 "Flood Plain Overlay District"**  
And insert in place thereof **Chicopee City Code Chapter 275-64 "Flood Plain Overlay District."**

### § 275-64. Floodplain Overlay District.

- A. Purpose. The purpose of the Floodplain District is to promote sound management and appropriate use of land subject to periodic flooding; to protect the public health and safety of persons and property against the hazards of flooding; and to ensure the City's compliance with the rules and regulations of the Federal Insurance Administration so as to assure the City's continued eligibility for participation in the National Flood Insurance Program. All development projects, including public and private utilities and facilities, drainage, and infrastructure, must be designed to minimize and reduce exposure to flood damage.

*motion to approve!*

(Vieau)

The Committee reports as follows:

Favorable

Unfavorable

5-28-13

6/4/2013: Motion made by Councilor Vieau to receive and refer to the Ordinance Committee. Motion passed, referred. Councilor Zaskey absent.

*[Handwritten signatures]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

## B. Floodplain District Boundaries, Base Flood Elevation and Floodway Data

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the City of Chicopee designated as Zone A or AE on the Hampden County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Hampden County FIRM that are wholly or partially within the City of Chicopee are panel numbers 25013C0192E, 25013C0194E, 25013C0203E, 25013C0204E, 25013C0208E, 25013C0209E, 25013C0211E, 25013C0212E, 25013C0213E, 25013C0214E, 25013C0216E, 25013C0217E, 25013C0218E, and 25013C0401E dated July 16, 2013. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Hampden County Flood Insurance Study (FIS) report dated July 16, 2013. The FIRM and FIS report are incorporated herein by reference and are on file with the Department of Planning and Development.

### (2) Base Flood Elevation and Floodway Data

(a) In Zones A and AE along watercourses that have a designated regulatory floodway, encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

(b) In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, Local or other floodway data shall be used to prohibit encroachments in flood ways which would result in any increase in flood levels within the communities during the occurrence of the base flood discharge.

(c) Base Flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

## C. Regulations: Existing, Uses.

### (1) Existing Regulations

(a) The Floodplain Overlay District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General laws and with (i)-(iv) as follows. Any variance for the provisions and requirements of the below referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

(i) Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;

(ii) Wetlands Protection Regulations, Department of Environmental Protection (DEP), 310 CMR 10:00;

(iii) Inland Wetlands Regulations, Department of Environmental Protection (DEP), 310 CMR 13:00;

(iv) Minimum Requirements for Subsurface Disposal of Sanitary Sewage, Department of Environmental Protection (DEP) 310 CMR 15, Title 5.

### (3) Use Regulations: the following uses shall be permitted within the Floodplain District:

(a) Conservation of soil, water, plants and wildlife, including wildlife management shelters.

(b) Outdoor recreation, including but not limited to play areas, nature study, boating, fishing and hunting where otherwise legally permitted.

(c) Foot, bicycle or horse paths and bridges, provided that such uses do not affect the natural flow pattern of any watercourse.

(d) Agriculture of all types.

(e) Forestry, landscaping, lawns and fences.

(f) Uses allowed in the underlying district, except mobile homes and mobile home parks and subject to the conditions in Subsections D through G.

D. Building permits. In the Floodplain District, a building permit may be granted for the construction or substantial improvement of any use or structure, subject to the following conditions:

(1) All new construction, substantial improvement or other development, including fill, is prohibited in the floodway. Boat marinas and other accessory uses to water recreation may be allowed, provided that such construction must not raise the base flood level nor impede the flow of the one-hundred-year flood.

(2) Any permitted structures and any portable structures, vehicles or vessels which are permitted shall be fully anchored against both flotation and currents.

(3) When base flood data has not been provided in accordance with Subsection B, the Building Commissioner shall obtain, review and reasonably utilize any base flood elevation data available from federal, state and other sources as criteria for meeting the standards of this section.

E. No development shall take place in any flood hazard district until all necessary local, state and federal permits have been obtained and evidence of such permits has been submitted to the Building Commissioner.

F. Utilities.

(1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system.

(2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the system into floodwaters.

(3) On-site waste disposal systems shall be located to avoid impairment or contamination from them during the flooding.

G. Site plan approval. The purpose of this review is to determine the viability of projects proposed in flood hazard districts. Viable projects are then subject to all applicable federal, state and local approvals and permits including but not exclusive of Planning Board Subdivision Regulations and *Chicopee City Code* Chapter 275-6 Site Plan Review regulations.

(1) Seven copies of a site plan at a scale of one inch equals 40 feet shall be submitted to the Department of Planning and Development. The site plan shall show the following:

(a) The location, boundaries and dimensions of each lot.

(b) Two-foot contours of the existing and proposed land structure.

(c) The base flood elevation.

(d) The location of existing and proposed structures, watercourses, drainage easements, means of access, leaching fields, drainage and sewage disposal facilities and other facilities.

(2) The Department of Planning and Development shall forward a copy of the site plan to the City Engineer, Highway Department, Water Department, Department of Planning and Development, Electric Light Department and Conservation Commission for review. The Building Commissioner shall not take final action on such plan until he has received a report thereon from said Departments and Commissioners or until said Departments and Commissioners have allowed 15 days to elapse after receipt of such plan without submission of a report thereon.

(3) Records of the actual elevation, in relation to mean sea level, of the lowest floor and/or level of floodproofing, as well as certification of floodproofing, shall be maintained by the Building Commissioner, to be available for public inspection.

(4) The City Engineer shall provide bench marks, as needed, when requested by the Building Commissioner.

H. Alteration of watercourses. Adjacent communities, the Pioneer Valley Planning Commission and appropriate state agencies including the Massachusetts Department of Conservation and Recreation and Federal Emergency Management Agency (FEMA), Region 1 shall be notified by the Planning Director or Development Manager prior to any alteration or relocation of a watercourse, and evidence of such notification shall be submitted to the Federal Insurance Administration. Such alteration or relocation shall not diminish the flood-carrying capacity of said watercourse.



28

# CITY OF CHICOPEE FILE COPY

## MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

**Zoning**

Committee

5/7/13

2013 MAY 30 P 2:49

Application for a Special Permit under section 275-58C(4) of the Municipal Zoning Ordinance for the purpose of: Bar and Restaurant – Consumption of Alcohol in a Business Zone. Located at 621 – 625 Center Street, Chicopee, MA 01013

Applicant: Kelly's Inc., 621 Center Street, Chicopee, MA 01013

**PLEASE CHECK OFF**

- PERMIT TO RUN WITH THE LAND
- PERMIT TO RUN WITH THE APPLICANT

*motion to approved*

*5-28-13*

The Committee reports as follows:

Favorable

Unfavorable

*J. J. Li*  
*[Signature]*  
*Special Permit*  
*Daniel Bennett*  
*Frank Laflamme*  
*James R. [Signature]*

6/4/2013: Motion made by Councilor Vieau to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.



# CITY OF CHICOPEE <sup>29</sup> FILE COPY MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

**Zoning**

Committee

5/7/13

2013 MAY 30 P 2:49

Application for a Special Permit under section 275-56C(3) of the Municipal Zoning Ordinance for the purpose of: Obtaining a wine and malt beverages only retail liquor license. Located at 159 Grove Street, Chicopee, MA 01020

Applicant: Cana Restaurant, Inc./Ock Ja Kim, 159 Grove Street, Chicopee, MA 01020

**PLEASE CHECK OFF**

- PERMIT TO RUN WITH THE LAND
- PERMIT TO RUN WITH THE APPLICANT

*motion to approve*

*5/28/13*

The Committee reports as follows:

Favorable

Unfavorable

*[Handwritten signature]*

6/4/2013: Motion made by Councilor Vieau to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

*Zed Krump*  
*Dino G. Bruneth*  
*Frank L. Hamme*  
*James R. [unclear]*



# CITY OF CHICOPEE <sup>30</sup> FILE COPY MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

Zoning

Committee

5/7/13

2013 MAY 30 P 2:49

Application for a Special Permit under section 275-50C2(b) of the Municipal Zoning Ordinance for the purpose of: New digital gas price sign on same location and existing pole. Located at 1869 Memorial Drive, Chicopee, MA 01020

Applicant: Ansh Arya, Inc., 1869 Memorial Drive, Chicopee, MA 01020

PLEASE CHECK OFF

- PERMIT TO RUN WITH THE LAND
- PERMIT TO RUN WITH THE APPLICANT

Restrictions

1) not to interfere w/  
Traffic signals.

2) No Flashing signs  
No scrolling

*Motion to Approve*

The Committee reports as follows:

5/28/13

Favorable

Unfavorable

*of 2*  
*Ansh Arya*

6/4/2013: Motion made by Councilor Vieau to received and granted with restrictions. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

*Fred Krampit*  
*Paul Brunette*  
*Frank Lefante*  
*Janet Mal*



# CITY OF CHICOPEE FILE COPY <sup>31</sup> MASSACHUSETTS

CITY CLERK'S OFFICE  
CITY OF CHICOPEE

Referred to

Zoning

Committee

4/2/2013

MAY 30 P 2:49

Application for a Zone Change from Res A to Bus A for 42,840 sq. ft. of property located at 523 James Street for the purpose of constructing a commercial light retail use building and associated improvements.

Applicant Durban Development  
Jason Mathis  
3735 Beam Road  
Charlotte, NC 28217

*Motion to grant the request  
"leave to withdraw"*

*5/28/13*

The Committee reports as follows:

Favorable

*[Handwritten signatures: James W. ... Frank L. ... Daniel ...]*

Unfavorable

6/4/2013: Motion made by Councilor Vieau to receive and leave to withdraw granted. Motion made by Councilor Roy Leave to Withdraw. Motion defeated by a unanimous roll call vote. Motion made by Councilor Vieau-motion application for a zone change be denied. Motion passed through all stages by a unanimous roll call vote, denied. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

32

Referred to

Rules

Committee

5/21/13

ORDERED THAT Rule #15 of the Standing Committees of the Rules and Orders for the City Council be amended to include a committee on Resort Casinos and Gaming. This committee will conform to the Gaming Act of the Commonwealth of Massachusetts and all city ordinances of the City of Chicopee either as a host community of a surrounding community neighbor. The Committee on Resort Casinos and Gaming will consist of seven (7) members.

The Committee reports as follows:

6/3/2013

Favorable

Unfavorable

*George R. Moore*  
*Janet K. Tillotson*  
*Paul Krampitz*  
*[Signature]*

6/4/2013: Motion made by Councilor Tillotson to receive and Rule approved and added to standing committees. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

33

Referred to Finance

Committee

5/21/13

## WATER METER MODERNIZATION PROGRAM LOAN AUTHORIZATION

ORDERED THAT EIGHT MILLION ONE HUNDRED SIXTY ONE THOUSAND AND 00/100 DOLLARS (\$8,161,000.00) IS APPROPRIATED FOR THE PURPOSE OF FINANCING THE WATER METER REPLACEMENT AND INSTALLATION OF ADVANCED METER INFRASTRUCTURE (AMI) SYSTEM-WIDE IN THE CITY OF CHICOPEE. (APPROXIMATELY 16,000 WATER CUSTOMERS AT VARIOUS LOCATIONS THROUGHOUT THE CITY WILL HAVE AMI IMPLEMENTATION TO ALLOW FOR QUICK AND ACCURATE MEASURING OF WATER USAGE AT THE POINT OF SERVICE TO THE CUSTOMER, INCLUDING WITHOUT LIMITATION ALL COSTS INCIDENTAL OR RELATED THERETO AND THAT TO MEET THIS APPROPRIATION THE TREASURER WITH THE APPROVAL OF THE MAOR IS AUTHORIZED TO BORROW \$8,161,000.00 AND TO ISSUE BONDS OR NOTES THEREFORE UNDER CHAPTER 44 OF THE GENERAL LAWS AND/OR CHAPTER 29C OF THE GENERAL LAWS, AS AMENDED OR ANY OTHER ENABLING AUTHORITY; THAT SUCH BONDS OR NOTES SHALL BE GENERAL OBLIGATIONS OF THE CITY UNLESS THE TREASURER WITH THE APPROVAL OF THE MAYOR DETERMINES THAT THEY SHOULD BE ISSUED AS LIMITED OBLIGATIONS AND MAY BE SECURED BY LOCAL SYSTEM REVENUES AS DEFINED IN SECTION 1 OF SAID CHAPTER 29C, AND THAT THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW ALL OR A PORTION OF SUCH AMOUNT FROM THE MASSACHUSETTS WATER POLLUTION ABATEMENT TRUST ESTABLISHED PURSUANT TO SAID CHAPTER 29C, AND IN CONNECTION THEREWITH TO ENTER INTO FINANCING AGREEMENT(S) AND/OR SECURITY AGREEMENT(S) WITH THE TRUST AND OTHERWISE TO CONTRACT WITH THE TRUST AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION WITH RESPECT TO SUCH LOAN(S) AND FOR ANY FEDERAL OR STATE AID AVAILABLE FOR THE PROJECT OR FOR THE FINANCING THEREOF; THAT THE MAYOR IS AUTHORIZED TO ENTER INTO PROJECT REGULATORY AGREEMENT(S) WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, TO EXPEND ALL FUNDS AVAILABLE FOR THE PROJECT AND TO TAKE ANY OTHER ACTION NECESSARY OR CONVENIENT TO CARRY OUT THE PROJECT.

The Committee reports as follows:

6/3/2013

Favorable

Unfavorable

*George R. Trovora*  
*Frank Laflamme*  
*Paul H.*

*David Keampit*  
*Carol Brunetti*

6/4/2013: Motion made by Councilor Brunetti to receive and pass. Motion defeated by a unanimous roll call vote. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

34

Referred to

Finance

Committee

5/21/13

## SRF BOND AUTHORIZATION FOR JAMES STREET DRAINAGE, LOWER INGHAM AND BRAY STREET SLOPE STABILIZATION, EMPIRE & CLARENDON STREET SEWER SEPARATION, HEARTHSTONE TERRACE SEWER SEPARATION

ORDERED THAT THREE MILLION TWO HUNDRED TEN THOUSAND AND 00/100 DOLLARS (\$3,210,000.00) IS APPROPRIATED FOR THE PURPOSE OF FINANCING THE SEWER PROJECTS, STORM DRAIN AND SLOPE STABILIZATION IMPROVEMENTS AS FOLLOWS; BRAY STREET SEWER SEPARATION AND SLOPE STABILIZATION, EMPIRE AND CLARENDON STREETS SEWER SEPARATION, JAMES AND OLD JAMES STREET DRAIN AND SLOPE STABILIZATION, LOWER INGHAM STREET DRAIN AND SLOPE STABILIZATION, INCLUDING WITHOUT LIMITATION ALL COSTS INCIDENTAL OR RELATED THERETO AND THAT TO MEET THIS APPROPRIATION THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW \$3,210,000.00 AND TO ISSUE BONDS OR NOTES THEREFORE UNDER CHAPTER 44 OF THE GENERAL LAWS AND/OR CHAPTER 29C OF THE GENERAL LAWS, AS AMENDED OR ANY OTHER ENABLING AUTHORITY; THAT SUCH BONDS OR NOTES SHALL BE GENERAL OBLIGATIONS OF THE CITY UNLESS THE TREASURER WITH THE APPROVAL OF THE MAYOR DETERMINES THAT THEY SHOULD BE ISSUED AS LIMITED OBLIGATIONS AND MAY BE SECURED BY LOCAL SYSTEM REVENUES AS DEFINED IN SECTION 1 OF SAID CHAPTER 29C, AND THAT THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW ALL OR A PORTION OF SUCH AMOUNT FROM THE MASSACHUSETTS WATER POLLUTION ABATEMENT TRUST ESTABLISHED PURSUANT TO SAID CHAPTER 29C, AND IN CONNECTION THEREWITH TO ENTER INTO FINANCING AGREEMENT(S) AND/OR SECURITY AGREEMENT(S) WITH THE TRUST AND OTHERWISE TO CONTRACT WITH THE TRUST AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION WITH RESPECT TO SUCH LOAN(S) AND FOR ANY FEDERAL OR STATE AID AVAILABLE FOR THE PROJECT OR FOR THE FINANCING THEREOF; THAT THE MAYOR IS AUTHORIZED TO ENTER INTO PROJECT REGULATORY AGREEMENT(S) WITH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, TO EXPEND ALL FUNDS AVAILABLE FOR THE PROJECT AND TO TAKE ANY OTHER ACTION NECESSARY OR CONVENIENT TO CARRY OUT THIS PROJECT.

*Approved with the recommendation that the Treasurer and Mayor secure the best possible rates.*

The Committee reports as follows:

6/3/2013

Favorable

Unfavorable

*George R. Moreau  
Daniel Brunetti  
Fred Krampits  
James K. [unclear]  
Frank Laflamme  
Smith [unclear]*

6/4/2013: Motion made by Councilor Brunetti to receive and approve with the recommendation that the Treasurer and Mayor secure the best possible rates. Motion passed through all stages by a roll call vote of 11 yes 1 out of chair. Councilors Moreau, Croteau, Laflamme, Tillotson, Brunetti, Swider, Vieau, Krampits, McLellan, Demers, and Roy voting yes. Councilor Zygarowski out of chair. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

35

Referred to

Finance

Committee

5/21/13

## SRF BOND AUTHORIZATION FOR THE INTEGRATED MUNICIPAL STORMWATER AND WASTEWATER RESOURCE MANAGEMENT PLAN.

ORDERED THAT ONE MILLION AND 00/100 DOLLARS (\$1,000,000.00) IS APPROPRIATED FOR THE PURPOSE OF FINANCING THE INTERGRATED PLAN TO PROVIDE AN OPPORTUNITY TO EXPLORE ALTERNATIVE MEANS TO SATISFY THE CSO ABATEMENT OUTLINED IN ITS CONSENT DECREE AND TO ASSIST IN PROIORITIZING RESOURCES TO COMPLY WITH MULTIPLE CLEAN WATER ACT REQUIREMENTS, THE PLAN WILL SERVE AS A BASIS FOR THE PLANNING FOR FUTURE CSO ABATEMENT AND INFRASTRUCTURE WORK, INCLUDING WITHOUT LIMITATION ALL COSTS INCIDENTAL OR RELATED THERETO AND THAT TO MEET THIS APPROPRIATION THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW \$1,000,000.00 AND TO ISSUE BONDS OR NOTES THEREFORE UNDER CHAPTER 44 OF THE GENERAL LAWS AND/OR CHAPTER 29C OF THE GENERAL LAWS, AS AMENDED OR ANY OTHER ENABLING AUTHORITY; THAT SUCH BONDS OR NOTES SHALL BE GENERAL OBLIGATIONS OF THE CITY UNLESS THE TREASURER WITH THE APPROVAL OF THE MAYOR DETERMINES THAT THEY SHOULD BE ISSUED AS LIMITED OBLIGATIONS AND MAY BE SECURED BY LOCAL SYSTEM REVENUES AS DEFINED IN SECTION 1 OF SAID CHAPTER 29C, AND THAT THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW ALL OR A PORTION OF SUCH AMOUNT FROM THE MASSACHUSETTS WATER POLLUTION ABATEMENT TRUST ESTABLISHED PURSUANT TO SAID CHAPTER 29C, AND IN CONNECTION THEREWITH TO ENTER INTO FINANCING AGREEMENT(S) AND/OR SECURITY AGREEMENT(S) WITH THE TRUST AND OTHERWISE TO CONTRACT WITH THE TRUST AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION WITH RESPECT TO SUCH LOAN(S) AND FOR ANY FEDERAL OR STATED AID AVAILABLE FOR THE PROJECT OR FOR THE FINANCING THEREOF; THAT THE MAYOR IS AUTHORIZED TO ENTER INTO PROJECT REGULATORY AGREEMENTS(S) WITH THE DEPARTMENT OF ENVIRNMENTAL PROTECTION, TO EXPEND ALL FUNDS AVAILABLE FOR THE PROJECT AND TO TAKE ANY OTHER ACTION NECESSARY TO CARRY OUT THE PROJECT.

*Approved with the recommendation that the Treasurer and Mayor secure the best possible rates.*

6/3/2013

The Committee reports as follows:

Favorable

Unfavorable

*George R. Crovea  
Daniel Brunetti  
Fred Krampits  
James H. [unclear]  
Ajak Laflamme  
Luth S [unclear]*

6/4/2013: Motion made by Councilor Brunetti to receive and approve with the recommendation that the Treasurer and Mayor secure the best possible rates. Motion passed through all stages by a unanimous roll call vote. Councilors Moreau, Croteau, Laflamme, Tillotson, Zygarowski, Brunetti, Swider, Vieau, Krampits, McLellan, Demers and Roy voting yes. Councilor Zaskey absent.



# CITY OF CHICOPEE MASSACHUSETTS

36

Referred to

Finance

Committee

5/7/13

ORDERED THAT THE SUM OF THREE HUNDRED SIXTY THOUSAND TWO HUNDRED AND 00/100 DOLLARS (\$360,200.00) BE AND HEREBY APPROPRIATED TO THE FOLLOWING NAMED ACCOUNT:

WASTEWATER SPECIAL ACCOUNT FOR SYPHON CLEANING  
(ACCT #60004414-644027)

SAID AMOUNT IS TO BE TAKEN FROM AVAILABLE FUNDS IN THE SEWER SURPLUS ACCOUNT.

The Committee reports as follows:

6/3/2013

Favorable

Unfavorable

6/4/2013: Motion made by Councilor Brunetti to receive and pass. Motion passed through all stages by a unanimous roll call vote. Councilor Zaskey absent.

*George R. Moore*  
*Denise Brunetti*  
*David Krampitz*  
*James R. White*  
*Frank Laflamme*  
*Smith & H*



# CITY OF CHICOPEE MASSACHUSETTS

37

Referred to

Finance

Committee

3/21/2013

CITY CLERK'S OFFICE  
CITY OF CHICOPEE  
2013 MAY 30 TRASH 50

ORDERED THAT \$850,000.00 IS APPROPRIATED TO PAY COSTS OF PURCHASING TRASH TROTTERS FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS, INCLUDING THE PAYMENT OF ALL COSTS INCIDENTAL AND RELATED THERETO; THAT TO MEET THIS APPROPRIATION THE TREASURER WITH THE APPROVAL OF THE MAYOR IS AUTHORIZED TO BORROW \$850,000.00 UNDER AND PURSUANT TO CHAPTER 44, SECTION 7 (9) OF THE GENERAL LAWS OR PURSUANT TO ANY OTHER ENABLING AUTHORITY, AND THAT THE MAYOR IS AUTHORIZED TO TAKE ANY OTHER ACTION NECESSARY OR CONVENIENCE TO CARRY OUT THIS PROJECT.

The Committee reports as follows:

Favorable

4/3/2013  
*[Signature]*

Unfavorable

6/4/2013: Motion made by Councilor Brunetti to refer back to the Finance Committee. Motion passed, referred. Councilor Zaskey absent.



CITY OF CHICOPEE  
MASSACHUSETTS

38

^^

June 4, 2013

CITY CLERK'S OFFICE  
CITY OF CHICOPEE  
2013 MAY 30 P 2:50

ORDERED THAT the DPW look at Boyleston Street for repairs of temporary patch that is sinking.

Introduced by: Donald Demers (Ward 8)

City Council Action: 6/4/2013: Motion made by Councilor Demers to receive and refer to the DPW for implementation. Motion passed. Councilor Zaskey absent.

Presented to the Mayor for Approval.....  
Date

Approved.....  
Date ..... Mayor

Returned to City Clerk.....  
Date ..... Attest..... City Clerk



CITY OF CHICOPEE MASSACHUSETTS

CITY CLERK'S OFFICE CITY OF CHICOPEE

PAID 39 5-28

FEES NON-REFUNDABLE Please print or type 2013 MAY 28 AM 9:38

TO THE CITY COUNCIL

2013 MAY 28 A 9 24

CITY COUNCIL CHICOPEE MA

The undersigned respectfully petition your honorable body for a SPECIAL PERMIT

Section 275- 50A(1)(c)(3) of the Municipal Zoning Ordinance FOR THE PURPOSE OF

Place a non accessory 4 by 8 sign at an 8 foot height WITH WAIVER FROM 500' RESIDENTIAL ZONE SETBACK

LOCATION OF PROPERTY: Judger ave off 337 and 84 ZONING BA

PROPERTY OWNER: Chicopee DJ Properties, LLC

ADDRESS 203 Gratlan St #47 Chicopee MA 01013

CONTACT NAME Manager James Beignette

CONTACT PHONE 413-388-7588

NAME OF APPLICANT (IF DIFFERENT FROM OWNER)

ADDRESS

PHONE

NAME OF ENGINEER/SURVEYOR/SIGN CO. (IF APPLICABLE)

ADDRESS

PHONE

Existing Use of Land or Structures: Vacant

CITY CLERK'S OFFICE CITY OF CHICOPEE 2013 MAY 30 P 2:50

Proposed Use of Land and/or Structures: Place sign for Real Estate advertisement for my personal use.

Reason for Application for Special Permit: Required by ordinance because the sign is considered a bill board

DEED INFORMATION: BOOK: 19390 PAGE: 145 DATED: 8-10-2012

PLEASE NOTE: IF PROPERTY OWNER IS NOT THE APPLICANT THE OWNER INFORMATION AND SIGNATURE IS **REQUIRED**.

Chicopee **DJ** Properties, LLC

APPLICANT (PLEASE PRINT)

OWNER (PLEASE PRINT)

SIGNATURE OF APPLICANT

*James Demers*  
SIGNATURE OF OWNER

413-388-7588

Attach 7 copies of the plot plan, additional required documentation, and supporting material as per Section 275-C (2) of the Municipal Zoning Ordinance.

THIS APPLICATION HAS BEEN REVIEWED AND IS ADEQUATE FOR SUBMISSION.

*Rita Brown*  
Planning Director

*James Demers*  
Building Commissioner

CITY COUNCIL ACTION & DATE: 6/4/2013: Motion made by Councilor Demers to receive and refer to the Zoning Committee, Motion passed, referred. Councilor Zaskey absent.

\$36 DM pd

40

FEE \$36.00

~~NEW OR RENEWAL~~  
CITY OF CHICOPEE

APPLICATION FOR A LICENSE FOR AUTO BODY REPAIR/AUTO BODY SHOP TO DO BODY WORK ON MOTOR VEHICLES OR PARTS THEREOF:

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a *AUTO REPAIR LICENSE* to repair and to do body work on motor vehicles or parts thereof, in accordance with the provisions of Chapter 188, Section 16 of the revised ordinances of the CITY OF CHICOPEE.

Name of the business? *SULLIVAN TIRE COMMERCIAL TRUCK REPAIR*  
Business Address: *60 HAWES CIRCLE, CHICOPEE, MA*  
Is an individual, co-partnership, an association or corporation: *CORPORATION*  
If Individual state Name: *—*  
If a co-partnership state name: *—*

CITY CLERK'S OFFICE  
CITY OF CHICOPEE  
2013 MAY 28 P 12:01

If an association or corporation state name: *SULLIVAN TIRE CO. INC.*  
Are you engaged principally in the business of repair & bodywork on motor vehicles?  
*TRUCK TIRES & TRUCK REPAIR*

Give a complete description of all the premises to be used for the purpose of carrying on all repair and do body work on motor vehicles: *FIVE BAY TRUCK REPAIR - PRIMARY PURPOSE TIRES.*

**RESTRICTIONS:**

Are you a recognized agent of a motor vehicles manufacturer? *NO*  
If so state name of manufacturer: *—*

Have you ever applied for a license to do repair and auto bodywork on motor vehicles? *CT. Sites*  
If so, in what city Did you receive a license? Year  
Has any license issued to you in Massachusetts or any other state to do repair and auto body work on motor vehicles ever been suspended or revoked? *NO*

Sign your full name *[Signature]*  
Residence *Pembroke, MA 20 PRATT FARM LANE.*  
Business Telephone Number *781-982-1150* Home Telephone Number *617-564-8791*

**EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.**

APPLICANT WILL NOT FILL THE FOLLOWING BLANKS.  
DATE OF APPROVAL/DENIAL \_\_\_\_\_  
LICENSE \_\_\_\_\_ FEE \_\_\_\_\_ SIGNED \_\_\_\_\_

6/4/2013: Motion made by Councilor Brunetti to receive and refer to the License Committee. Motion passed, referred. Councilor Zaskey absent.