



PEABODY CITY COUNCIL

**REGULAR MEETING OF THE PEABODY CITY COUNCIL
TO BE HELD ON
THURSDAY EVENING, JANUARY 14, 2016, AT 7:30 P.M.,
IN THE FRANK L. WIGGIN AUDITORIUM, CITY HALL,
24 LOWELL STREET, PEABODY, MA**

Ward Councillors

Jon G. Turco, Ward 1
Peter M. McGinn, Ward 2
James Moutsoulas, Ward 3
Edward R. Charest, Ward 4
Joel D. Saslaw, Ward 5
Barry C. Sinewitz, Ward 6

Councillors at Large

Michael V. Garabedian
Thomas L. Gould
David C. Gravel
Anne M. Manning-Martin
Thomas P. Walsh

Clerk of Council

Timothy E. Spanos

City Council

Stenographer

Allyson Danforth, RPR

City Hall
24 Lowell Street

978-538-5900
FAX (978) 538-5985



1. MEETING OPENS WITH A MOMENT OF SILENT PRAYER

2. FLAG SALUTE

3. APPROVAL OF THE RECORD

Organization of City Government – January 4, 2016

4. HEARINGS

- a) Junk Dealers License – The Jeweler’s Workbench, 210 Andover Street
- b) Entertainment License – Top’s Churrascaria, Inc. d/b/a Oliveira’s Steak House, 72-74 Walnut Street re: Amend current license to allow for live entertainment
- c) Entertainment License – Peabody Tipico Corporation, 80 Walnut Street re: Non-Live Entertainment and Live Entertainment
- d) Special Permit – NHR Realty, LLC, 22 Stevens Street (R) re: Addition to second floor of pre-existing, non-conforming commercial structure and allow for use of a catering business

5. REPORTS OF COMMITTEES

No Committee Reports

6. MOTIONS, ORDERS AND RESOLUTIONS

7. COMMUNICATIONS FROM HIS HONOR THE MAYOR

- a) Transfer of funds from CPC Act Unreserved Fund Balance to CPC Open Space - \$9,263.20
- b) Transfer of funds from Unreserved Fund Balance to School Security - \$86,000.00
- c) Various re-appointments
- d) Order of Taking – 2 Washington Street
- e) Appointment of Peter Bakula, 278 Newbury Street to the Rent Control Board (Alternate Member)



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8. COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

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- a) Attorney John R. Keilty, 40 Lowell Street re: NHR Realty, LLC, 22 Stevens Street (R) (SEE ITEM 4-D)
- b) Roy Simoes, Peabody Municipal Light Plant re: Comment regarding request to purchase city owned land by Group 1 Automotive
- c) Centennial Parade Committee re: Banner request
- d) Attorney Michael Smerczynski, City Solicitor re: Legal opinion, 6 Mandalay Drive/paper street issues
- e) Attorney Michael Smerczynski, City Solicitor re: Legal opinion, Willowdale Avenue rezoning
- f) Attorney Michael Smerczynski, City Solicitor re: Legal opinion, Willowdale Avenue – request to purchase city owned land
- g) Timothy E. Spanos, City Clerk re: Revised, draft Special Permit application and Rules and Regulations of the Special Permit Granting Authority
- h) Timothy E. Spanos, City Clerk re: Special State Primary warrant; February 2, 2016
- i) Armando Giannasca d/b/a All Pro Detailing, 241 Newbury Street, Unit 3 (Hearing necessary)
- j) Helen Janielis, 75 Walnut Street re: Opposed to Entertainment License applications from Oliveira's Steak House and Peabody Tipico
- k) Albert Talarico, Building Commissioner re: Special Permit transfer 18-1990; Yani, Inc. d/b/a Gardner Park Variety, 44 Margin Street
- l) Michael Dodge, Peabody Mobile Home Park, 252 Newbury Street re: Taxi cab complaint; Tri City Services, Inc.
- m) Joseph Foti, Director, Public Services Department re: Completed Council motions
- n) Mass Development, 99 High Street, Boston, MA re: Partners Healthcare System, Inc.
- o) Peabody School Committee re: Status of polling place in schools
- p) Attorney Michael Smerczynski, City Solicitor re: Civil Action 2014-1905B; Michael Weiss – Stipulation of Dismissal
- q) Karen Sawyer, Director, Community Development Department re: Opposed to Entertainment License; Peabody Tipico Corporation, 80 Walnut Street

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9. PRESENTATION OF PETITIONS/MEMORIALS/REMONSTRANCE'S

a) Use of Wiggin Auditorium

Peabody Democratic City Committee – January 21, 2016
Peabody High School --January 19th and 20th, 2016
City of Peabody/Peabody Cultural Collaborative – March 11, 2016

b) Entertainment License (Transfers)

Adelphia Seafood d/b/a Seawitch Restaurant, 203 Newbury Street
Family Entertainment Group, LLC d/b/a bonkers, 535 Lowell Street
(Hearing necessary)

c) Taxi/Limousine Driver License

Jacqueline Bradley – License 84
Linzie Colby – License 85
Walter E. Jodrie – License 86
Davon Young – License 87

d) Taxi Cab License Transfer

Tri City Services, Inc., 55R Walnut Street – License 10
Sunshine Car Service, LLC, 153 Newbury Street – License 39

e) Entertainment License (Renewal for 2016)

Ancient Order of Hibernians, 58 Lowell Street
Boston Marriott Peabody, 8a Centennial Drive
D & R Roadhouse Pub, 55 Pulaski Street
Gallo Nero Pizzeria & Bistro, 89 Main Street
Italian American Citizens Club, 7 Blaney Avenue
The Peabody Coffee House, Inc., 59 Walnut Street
Portuguese American War Vets Post, Inc., 103 Tremont Street
Stonewood Tavern, 139 Lynnfield Street
Su Chang's, 373 Lowell Street

f) Class 2 Motor Vehicle License (Renewal for 2016)

Adpro Motorsports, Inc., 15 Spring Street Rear
American Auto Export, 484 Lowell Street
Elite Motor Cars, 93 Lynn Street
Four Star Service, Inc., 134R Newbury Street
Legacy Auto Sales, Inc., 92 Foster Street
Mallia's Towing, Inc., 161 Washington Street
North Shore Automotive, 100 Birney Street
North Shore Auto Sales, 134 Newbury Street, Suite A
Peabody Auto Clinic, Inc., 3R Birney Street
USA Speedy, 108 Newbury Street
Tri City Services, Inc., 55R Walnut Street
Walnut Street Auto Sales Corp., 55-57 Walnut Street

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g) Class 3 Motor Vehicle License (Renewal for 2016)

Gurrisi Brothers Auto & Truck Sales & Salvage, 0 Corwin Street
Braz Auto Center, Inc., 9B Rear Caller Street

h) General Licenses (Renewal for 2016)

Innholder License - Boston Marriott Peabody, 8A Centennial Drive

Limousine License – Road House Limousine, 55 Pulaski Street

Tri City Services, Inc., 55R Walnut Street

North Shore Taxi, Inc., 27 Walnut Street, Unit C

Lodging House License – John Skouras Realty Trust, 59 Walnut Street

Outdoor Dining License – Azorean Brotherhood of the Divine

Holy Ghost, Inc., 20 Howley Street

Taxi Cab License – Tri City Services, Inc., 55R Walnut Street

North Shore Taxi, Inc., 27 Walnut Street, Unit C

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