



# PEABODY CITY COUNCIL

**REGULAR MEETING OF THE PEABODY CITY COUNCIL  
TO BE HELD ON  
THURSDAY EVENING, NOVEMBER 6, 2014, AT 7:30 P.M.,  
IN THE FRANK L. WIGGIN AUDITORIUM, CITY HALL,  
24 LOWELL STREET, PEABODY, MA**

## Ward Councillors

Barry P. Osborne, Ward 1  
Peter M. McGinn, Ward 2  
James Moutsoulas, Ward 3  
Robert E. Driscoll, 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

\*\* Committee of the Whole/Executive Session @ 6:30 p.m.

**1. MEETING OPENS WITH A MOMENT OF SILENT PRAYER**

**2. FLAG SALUTE**

\*\* **Presentation of Draft Recreation and Open Space Plan to the City Council by the Mayor Edward A. Bettencourt, Jr.; Karen Sawyer, Director of Community Development; Jennifer Davis, Director, Park, Recreation and Forestry Dept.; and Brendan Callahan, City Planner**

**3. APPROVAL OF THE RECORD**

Regular meeting minutes from October 9, 2014

**4. HEARINGS**

- a) Junk Dealer License – Scott Stornaielo c/o The Vault Lifestyle Boutique, Consignment and Restoration, 88 Main Street (**WITHDRAW WITHOUT PREJUDICE**)
- b) Petition – Axis Engineering Group on behalf of Lighttower Fiber Networks, re: Placement of single aerial fiber optic cable on Foster Street and Lynn St
- c) Brian Santora c/o Vibes Dance Center, 4 First Avenue, Unit 105 re: Dance education studio
- d) Special Permit – Perfect Hit Vapors, 649 Lowell Street re: Retail sales of electronic cigarettes and accessories
- e) Zoning Map Amendment – 272 Lynn Street, Map 124, parcel 81 from R-1A to BN (**WITHDRAWN WITHOUT PREJUDICE**)
- f) Special Permit (Continued) –Outdoor Ad Concepts, 41 Newbury Street re: Construct static billboard sign (**CONTINUE TO 11/20/14**)
- g) Lamar Outdoor Advertising, 17 Farm Avenue re: Construct digital billboard sign

**5. REPORTS OF COMMITTEES**

Finance Committee – Councillor Gravel  
Committee of the Whole – Councillor Driscoll

**6. MOTIONS, ORDERS AND RESOLUTIONS**



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## 7. COMMUNICATIONS FROM HIS HONOR THE MAYOR

- a) Transfer of funds; From Operating Budget reserve fund to Feasibility Study-McCarthy School - \$150,000.00
- b) Various re-appointments under date of October 30, 2014
- c) Appointments under date of October 31, 2014
- d) Amended home rule petition – Investment Funds

## 8. COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

- a) Attorney John R. Keilty, 40 Lowell Street re: Request to continue special permit, 41 Newbury Street, to November 20, 2014
- b) Mary Martin, City Collector re: Motion P 697-14; unpaid taxes in arrears for 58 Pulaski Street
- c) Paul Kolodziej, Building Commissioner re: 17 & 21 Dexter Street
- d) Patricia Davis Schaffer, Director of Finance re: General fund/status of appropriation reports as of June 30<sup>th</sup> and October 3<sup>rd</sup>, 2014
- e) Bell Atlantic Mobile d/b/a Verizon Wireless re: Notice of Complaint filed with the Land Court
- f) Brooksby Village, Inc., 100 Brooksby Village Drive re: Site plan
- g) Off Road Properties, LLC, 247 Newbury Street re: Site plan
- h) Paul D. Stedman, Acting District Highway Director re: Speed zoning study for Murray Street, Felton Street and Mount Vernon Street
- i) Harriett and Eileen Finnegan for 272 Lynn Street re: Request to withdraw without prejudice the require to amend the zoning map
- j) Community Development Department re: Draft Recreation and Open Space Plan – Request for comments
- k) Lucia DelNegro. Conservation Commission re: Council motion with regards to a vote on conservation land; Lynnfield Street
- l) Joseph A. Mastrocola, Superintendent of Schools re: School Redistricting Committee
- m) Attorney Michael Smerczynski, City Solicitor re: Legal opinion; residential housing across from 2 Mt. Pleasant Drive
- n) Attorney Michael Smerczynski, City Solicitor re: PK Motors, Inc., 195 Washington Street

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## 9. PRESENTATION OF PETITIONS/MEMORIALS/REMONSTRANCE'S

- a) Utility Contractor License – RCAD, Inc., 200 Main Street, Pawtucket, R.I.
- b) Taxi/Limousine Driver Licenses  
Paul Doucette, Jr. – License 122      Christopher Fernald – License 123  
Kenneth Muise, Sr. – License 124      Ryan Mello – License 125  
Robert Lavoie, Jr. – License 126
- c) Taxi Cab License Transfer  
North Shore Taxi, Inc. – Licenses 12 & 30  
Tri City Services, Inc. – License 3
- d) Use of the Wiggin Auditorium  
Peabody High School Vocal Music, 485 Lowell Street re:  
January 12<sup>th</sup> and 14<sup>th</sup>, 2015

## 10. UNFINISHED BUSINESS FROM THE PRECEDING MEETING

- a) Ready for Council Adoption – An Ordinance Amending Chapter 19, Article IV; Section 19-94 Parking Prohibited of the Code of the City of Peabody Wallis Street, Easterly side, from PMLP pole 17 to the corner of Tremont Street
- b) Ready for Council Adoption – An Ordinance Amending Section 19-81 Parking Prohibited – Handicap Zone of the Code of the City of Peabody 20 Fulton Street