

ORDINANCE COMMITTEE MINUTES

MAY 9, 2017

The Standing Committee on Ordinances and Rules was called to order at 6:00 p.m. by Councilor Cruise with Councilors Eaniri, Farwell, Monahan and Studenski present.

The Committee first considered the following:

1. Ordinance: An Ordinance amending Chapter 2 of the Revised Ordinances, Section 11-211 is hereby amended by adding a limit on the number of licenses for motor vehicle repair.

Councilor Farwell spoke on the matter.

Councilor Farwell moved to amend the Ordinance as follows:

The limitation as to the number of licenses set forth herein shall not apply to the holder of a Class 1 License as described in M.G.L. ch. 140, sec. 58(b). The limitation as to the number of licenses set forth herein shall not apply to the holder of a Garage License, so-called, issued under the provisions of M.G.L. ch. 148, sec. 13 so long as such licensee applies for a motor vehicle repair license within one hundred twenty (120) days of the effective date of this Ordinance.

Councilor Monahan seconded the motion and the motion carried.

Councilor Eaniri moved to recommend the ordinance favorably as amended. The motion was seconded by Councilor Monahan and the motion carried.

The Committee next considered the following:

2. Ordinance: An Ordinance Amending Chapter II, Article IV of the Revised Ordinances of the City of Brockton. Be it ordained by the City Council of the City of Brockton as follows: Article IV, Section 2-249 is hereby amended by inserting section 2-249A relative to information to be provided by the City Auditor.

Councilor Farwell moved to postpone the matter until a committee meeting in July. Councilor Monahan seconded the motion and the motion carried.

The Committee next considered the following:

3. Ordinance: An Ordinance Amending Chapter II of the Revised Ordinances of the City of Brockton. Be it ordained by the City Council of the City of Brockton as follows: Chapter 20. Streets and sidewalks, and the “Complete streets Ordinance” as ordained by vote of the City Council on October 11, 2016, is hereby amended.

Councilor Monahan moved to postpone the ordinance to the next committee meeting. Councilor Farwell seconded the motion and the motion carried.

The Committee next considered the following:

4. Ordinance: An Ordinance Amending Chapter 8 of the Revised Ordinances of the City of Brockton. Be it ordained by the City Council of the City of Brockton as follows: Chapter 8. GARBAGE AND TRASH is hereby amended as follows: Sec. 8-3.1- Definitions.

The following appeared and spoke on the ordinance:

Councilor Shirley Asack

Commissioner of the Department of Public Works

Patrick Hill

Patrick Sullivan

Councilor Monahan moved to amend the ordinance by adding the following at the end of the third paragraph of Sec. 8-9:

“The Commissioner shall submit a schedule of fees to the City Council for its approval prior to the implementation of such fees or any increase thereafter.”

Councilor Eaniri seconded the motion and the motion carried.

Councilor Eaniri moved to amend the ordinance by deleting the third paragraph of Section 8-3.4 in its entirety and inserting in place thereof the following:

“The City of Brockton, or its contractor, shall be responsible for the collection of yard waste on a weekly basis between May 1 and June 30 and between November 1 and December 15. Collection from July 1 through October 31 will be bi-weekly (every other week). The collection shall be made from all premises, excepting commercial, industrial and multi-family (over five (5) units) dwellings, provided that the material is properly stored for collection in containers complying with the provisions of this chapter.”

Councilor Monahan seconded the motion and the motion carried.

Councilor Farwell moved to recommend the ordinance favorably as amended.

Councilor Studenski seconded the motion and the motion carried.

Councilor Cruise left the meeting.

The Committee next considered the following:

5. An Ordinance Amending Chapter II of the Revised Ordinances of the City of Brockton. Be it ordained by the City Council of the City of Brockton as follows: Article V. Departments, Division 7. Department of Personnel is hereby amended by adding certain requirements relative to hiring and promotions.

Councilor Farwell spoke on the ordinance.

Councilor Farwell moved to amend the last sentence in Sec. 2-381A(c)(2) ordinance as follows:
-by deleting the word “relative” and inserting in place thereof the words “family member”; and
-by inserting the word “directly” between the words “above” and “supervise”.

Councilor Eaniri seconded the motion and the motion carried.

Councilor Eaniri moved to recommend the ordinance favorably as amended. Councilor Farwell seconded the motion and the motion carried.

Councilor Cruise returned to the meeting.

The Committee next considered the following:

6. An Ordinance approving the extension of existing cemetery land to be dedicated to cemetery uses located at East Street and Thatcher Street pursuant to M.G.L. 114 § 34 Be it ordained by the City Council of Brockton as follows: The land between East Street and Thatcher Street including the existing cemetery of the Poor Sisters of Jesus Crucified and The Sorrowful Mother.

Attorney James Burke appeared and spoke on the matter and explained a proposed expansion of land for cemetery purposes. The approval of the City Council is required under M.G.L. ch. 114, sec. 34.

Councilor Studenski moved to amend the Ordinance by deleting the word “Ordinance” in two places and inserting in place thereof the word “Order” and deleting the word “ordained” and inserting in place thereof the word “ordered”.

Councilor Monahan seconded the motion and the motion carried.

Councilor Studenski moved to recommend the matter favorably as amended.
Councilor Monahan seconded the motion and the motion carried.

The Committee next considered the following:

7. Resolved: The Chairman of the Zoning Board of Appeals and such other persons as he may deem appropriate, be invited to appear before a committee of the City Council to discuss the caseload of the board, the zoning ordinances, and any recommendations which will contribute to the protection of neighborhoods and business districts, as well as enhance economic development opportunities for the city

Councilor Monahan moved to table the matter.

Councilor Eaniri seconded the motion and the motion carried.

The meeting was adjourned at 7:15 p.m.