



AGENDA PACKET

**CITY COUNCIL'S COMMITTEE ON LEGISLATIVE AFFAIRS & ELECTIONS
MONDAY, FEBRUARY 27, 2023 6:00 PM**

**EVERETT CITY HALL, 484 BROADWAY, CITY COUNCIL CHAMBERS, 3RD FLOOR
EVERETT, MA 02149**

RECEIVED
CITY CLERK'S OFFICE
EVERETT, MA
2023 FEB 23 A 10:34

Posted in accordance with the
provisions of Mass. General Laws
Chapter 30A - Sections 18-25

on 2/23/23 at 10:34 A

Attest:

Asst. City Clerk



AGENDA

CITY COUNCIL'S COMMITTEE ON LEGISLATIVE AFFAIRS & ELECTIONS MONDAY, FEBRUARY 27, 2023 6:00 PM

EVERETT CITY HALL, 484 BROADWAY, CITY COUNCIL CHAMBERS, 3RD FLOOR
EVERETT, MA 02149

ROLL CALL

PLEDGE OF ALLEGIANCE

UNFINISHED BUSINESS

1. **C0029-23** Resolution/s/ Councilor Michael K. Marchese

A resolution requesting that the City Council discuss, in its Legislative Affairs & Elections Committee, the pros and cons of changing the city's Residential Parking program to seven days a week

2. **C0058-23** Ordinance/s/ Councilor Stephanie Martins

An Ordinance Amending Section 32 B 1 of the Zoning Ordinances: Inclusionary Zoning

3. **C0067-23** Ordinance/s/ Councilor Vivian Nguyen

An ordinance regulating animal breeding within the City of Everett

ADJOURNMENT

www.cityofeverett.com

(All agendas and reports can be obtained on City of Everett Website)

Respectfully submitted:

Michael J. Mangan

Legislative Aide
Everett City Council Office



C0029-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: January 23, 2023

Agenda Item:

A resolution requesting that the City Council discuss, in its Legislative Affairs & Elections Committee, the pros and cons of changing the city Residential Parking program to seven days a week

Background and Explanation:

Attachments:

#2-C0029-23

Legislative Affairs & Election Committee
February 6, 2023

The Committee on Legislative Affairs & Elections met on Monday, February 6, 2023 at 6pm in the City Council Chambers.

The meeting was recorded by ECTV and can be viewed on the City of Everett website.

Members present were Councilor Michael Marchese, presiding, Councilors John Hanlon, Darren Costa and Stephanie Smith.

The Committee considered a Resolution offered by Councilor Michael Marchese: That the City Council discuss in this committee the pros and cons of changing the City's Residential Parking program to seven days a week.

Mayor's Chief of Staff Erin Deveney was also present.

Communication received from Director of Transportation Jay Monty that he would be unable to attend due to illness.

Councilor Marchese requested that invites be sent to Traffic Commission Chairman Sgt. Joe Gaff and Parking Officer Chad Luongo.

The Committee voted, to grant further time to a March 2nd – 6pm committee meeting with a request to invite Sgt. Joe Gaff, Chad Luongo in addition to Jay Monty.

Respectfully Submitted,

John W. Burley
Clerk of Committees



C0058-23

To: Mayor and City Council
From: Councilor Stephanie Martins
Date: February 13, 2023

Agenda Item:

An Ordinance Amending Section 32 B 1 of the Zoning Ordinances: Inclusionary Zoning

Background and Explanation:

Attachments:

ENROLLED ORDINANCE

PUBLISHED PURSUANT TO CHAPTER 1 SECTION 4.5 OF THE REVISED ORDINANCES OF THE CITY OF EVERETT AND IN COMPLIANCE WITH MASSACHUSETTS GENERAL LAWS Chapter 43, Section 23.

ENROLLED:

DATE OF PROPOSED ORDAINMENT:



CITY COUNCIL C0058-23

IN THE YEAR TWO THOUSAND AND TWENTY THREE

AN ORDINANCE AMENDING SECTION 32 B (1) OF THE ZONING ORDINANCES: INCLUSIONARY ZONING

Councilor/s/ Stephanie Martins

Whereas: Changing demographics and development needs have increased the need for affordable housing production in the city; and

Whereas: The development of housing that is affordable to low and moderate income households should be encouraged; and

Whereas: The limited stock of affordable housing has accelerated displacement.

Now, therefore, by the authority granted to the City Council of the City of Everett, Massachusetts to make ordinances:

Be it Ordained by the City Council of the City of Everett, Massachusetts that the Zoning Ordinances of the City of Everett be amended as follows:

Section 32 B (1) of the Zoning Ordinances is hereby amended by striking the words “ten (10) or more dwelling units” and replacing with “six (06) or more dwelling units”. The revised subsection shall read as follows:

B. *Applicability.* In all zoning districts, the inclusionary zoning provisions of this Section shall apply to:

1. Any project or series of projects that results, in the aggregate, in a total of **six (06) or more dwelling units**, whether by new construction or by the alteration, expansion, reconstruction, or change of existing residential or nonresidential space. (C0187-18)

This ordinance shall take effect upon passage by the City Council and subsequent approval by His Honor the Mayor.



A true copy attest,

Sergio Cornelio

Sergio Cornelio, City Clerk



C0067-23

To: Mayor and City Council
From: Councilor Vivian Nguyen
Date: February 13, 2023

Agenda Item:

An ordinance regulating animal breeding within the City of Everett

Background and Explanation:

Attachments:

AN ORDINANCE REGULATING ANIMAL BREEDING WITHIN THE CITY OF EVERETT

Commented [1]: extended version

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVERETT:

SECTION 1. PURPOSE

The purpose of this ordinance is to regulate animal breeding and to protect the welfare of animals. This ordinance aims to ensure that animal breeders are knowledgeable and comply with basic animal welfare standards.

SECTION 2. DEFINITIONS.

(A) "Animals" means any live, domesticated mammal, bird, reptile, or amphibian, including but not limited to dogs, cats, birds, and other small animals.

(B) "Animals Breeder" means any person or entity who breeds or sells more than two litters of animals per year, or who maintains more than ten animals over the age of four months for breeding purposes.

Commented [2]: Another suggestion: "Animal Breeder" means any person, partnership, or corporation that breeds animals with the intention of selling or distributing them for profit.

(C) "Breeding Facility" means any premises, location, or establishment where animals are kept for breeding purposes.

SECTION 3. LICENSING REQUIREMENTS.

(A) No person or entity shall operate a breeding facility or engage in the business of breeding animals within the City of Everett without first obtaining a breeder's license from the Clerk's Office at City Hall.

(B) To obtain a breeder's license, an applicant must provide the following:

1. A fee as determined by the City Council.
2. Proof of pet insurance, covering at least \$X in liability coverage.
3. A detailed description of the breeding facility, including the location, size, and number of animals to be kept on the premises.
4. A plan for the care and maintenance of the animals, including provisions for veterinary care, feeding, housing, and sanitation.

Commented [3]: Kennel is currently 100\$

(C) Breeder's licenses shall be valid for one year and must be renewed annually. The City of Everett may deny or revoke a license if the animal breeder fails to comply with any of the license requirements or animal welfare standards.

Commented [4]: just like the kennel license from Clerk's office

SECTION 4. INSPECTION AND ENFORCEMENT.

(A) The City of Everett shall have the authority to inspect breeding facilities at any reasonable time to ensure compliance with this ordinance and all applicable laws and regulations.

(B) Any person or entity found to be in violation of this ordinance shall be subject to fines, penalties, and/or the revocation of their breeder's license. Violations include but not limited to:

- Failure to provide proper veterinary care
- Failure to provide appropriate housing, food and sanitation
- Failure to provide appropriate socialization and exercise
- Failure to maintain accurate records
- Selling or transferring animals without proper documentation
- Operating without a license
- Failure to renew license
- Failure to comply with orders from the city's animal control department

(C) Any person or entity whose license has been revoked shall be prohibited from operating a breeding facility or engaging in the business of breeding animals within the City of Everett for a period of not less than one year.

SECTION 5. RECORD KEEPING.

(A) All animal breeders shall maintain accurate records of all animals bred, sold, or transferred, including veterinary records, for a period of not less than two years.

(B) These records shall be made available for inspection upon request by the City of Everett.

SECTION 6. EXEMPTIONS.

(A) This ordinance shall not apply to rescue organizations, shelters, and other non-profit entities engaged in the rescue or adoption of animals.

SECTION 7. PENALTIES.

(A) Any animal breeder who operates without a license or violates any animal welfare standard is guilty of a misdemeanor and may be fined up to \$1,000 or imprisoned for up to six months, or both.

(B) Each day of continued violation is a separate offense.

SECTION 8. SEVERABILITY.

(A) If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion

shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 9. EFFECTIVE DATE.

(A) This ordinance shall become effective the start of the next year upon its adoption and publication.

ADOPTED AND PASSED by the City Council of the City of Everett on _____.

This ordinance shall be published and posted in accordance with state law.

AN ORDINANCE REGULATING ANIMAL BREEDING WITHIN THE CITY OF EVERETT.

WHEREAS, "Animals" means any live, domesticated mammal, bird, reptile, or amphibian, including but not limited to dogs, cats, birds, and other small animals.

WHEREAS, "Animals Breeder" means any person or entity who breeds or sells more than two litters of animals per year, or who maintains more than ten animals over the age of four months for breeding purposes.

WHEREAS, "Breeding Facility" means any premises, location, or establishment where animals are kept for breeding purposes.

WHEREAS, the breeding of animals within the City of Everett involves the responsibility of ensuring the welfare and well-being of the animals; and

WHEREAS, it is in the best interest of the public and the animals of the City of Everett to regulate and monitor the breeding of animals within city limits,

BE IT RESOLVED, that all animal breeders within the City of Everett are required to obtain a license from the Everett Animal Control.

The license shall be issued upon successful completion of an application process that includes a background check, inspection of breeding facilities located within the City of Everett, and demonstration of compliance with all applicable laws and regulations regarding the care and welfare of animals.

The license shall be renewable on an annual basis and may be subject to revocation or suspension for noncompliance with laws and regulations or for any other cause deemed sufficient by the Everett Animal Control.

This ordinance shall take effect upon passage by the City Council and subsequent approval by His Honor the Mayor.