



AGENDA PACKET

**REGULAR MEETING OF THE CITY COUNCIL
MONDAY, NOVEMBER 27, 2023 7:00 PM**

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



AGENDA

REGULAR MEETING OF THE CITY COUNCIL MONDAY, NOVEMBER 27, 2023 7:00 PM

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

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

APPROVAL OF MINUTES OF THE PREVIOUS MEETING

Minutes of the Regular City Council Meeting of 09/25/2023

Minutes of the Special City Council Meeting of 10/10/2023

Minutes of the Regular City Council Meeting of 10/10/2023

Minutes of the Regular City Council Meeting of 10/23/2023

Minutes of the Regular City Council Meeting of 11/13/2023

COMMUNICATIONS FROM HIS HONOR THE MAYOR

1. C0330-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from National Grid in the amount of \$40,000.00 to hire a part-time bi-lingual outreach representative for utility support and energy efficiency programming

2. C0331-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the US Department of Energy, Building Technologies Office in the amount of \$270,000.00 to provide technical assistance to support the transformation of existing U.S. buildings into more energy-efficient and clean energy-ready homes, commercial spaces, and communities.

3. C0332-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a donation from the Mystic River Watershed Association in the amount of \$32,000.00 to purchase trees to help cool urban heat islands throughout the City of Everett and assist with habitat restoration.

4. C0333-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend funds from the Massachusetts Executive Office of Energy & Environmental Affairs, Department of Environmental Protection in the amount of \$69,742.00 to acquire five electric vehicle charging stations under the Massachusetts Electric Vehicle Incentive Program Public Access Charging Program.

5. C0334-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Executive Office of Elder Affairs for the Council on Aging in the amount of \$110,894.00 to provide services, resources, and support to our older adults

6. C0335-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a donation to the Office of Human Services from Gray Bar of Wilmington, McKinnon's gift cards totaling \$625.00 as well as 25 bags of Thanksgiving Dinner fixing with an estimated value of \$300.00 for Holiday Assistance Program.

7. C0336-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a donation to the Office of Human Services from the Eagle Bank of McKinnon's gift cards totaling \$1,000.00 for Holiday Assistance Program.

8. C0344-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting the confirmation of the re-appointment of Ronald Keohan to the Board of Assessors for a term of three (3) years, expiring November 30, 2026

9. C0348-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting the confirmation of the re-appointment of Mark Correia to the Library Board of Trustees for a term of two (2) years expiring November 30, 2025.

10. C0349-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting the confirmation of the re-appointment of Patricia Ells to the Historical Commission for a term of three (3) years expiring November 30, 2026.

11. C0350-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a donation to the City of Everett from Encore Boston Harbor of 166 Fraser Fir Decorated Kissing Balls valued at \$8,592 to decorate the city

12. C0351-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend donations totaling \$120.00 from City of Everett employees during the month of October for the Fire Victims Fund

13. C0352-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting confirmation of the re-appointment of Marley Cadet to the Youth Commission for a term of three (3) years expiring November 30, 2026

14. C0354-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting confirmation of the re-appointment of Carl Colson to the Conservation Commission for a term of three (3) years expiring November 30, 2026.

15. C0355-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting confirmation of the re-appointment of Shayne Rangel to the Planning Board, for a term of three (3) years, expiring November 30, 2026

16. C0356-23 Appointment/s/ Councilor Michael K. Marchese, as President

An order requesting confirmation of the re-appointment of Matilde Graciano to the Youth Commission for a term of three (3) years expiring November 30, 2026

PETITIONS AND LICENSES

17. C0338-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a lodging house license for The Marlboro at 51 Chelsea Street

18. C0339-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting a new open air parking license Quick Auto Center Corp. at 39 Lynde Street

19. C0340-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting a new mechanical/auto body repair license for Toro Mechanic at 39 Garden Street

20. C0341-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for White's Auto Sales at 79 Vine Street

21. C0342-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for K-C Auto Sales at 312 Main Street

22. C0343-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Best Cars Auto Sales at 3 Everett Ave

23. C0357-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a first class motor vehicle dealer's license for Boston Freightliner at 2 Rivergreen Drive

24. C0358-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a second class motor vehicle dealer's license for Vigor Diesel Injection Service at 2 Rivergreen Drive

25. C0359-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a second class motor vehicle dealer's license for Affordable Auto Mechanic Inc at 76 Vine Street

COMMITTEE REPORTS

26. C0262-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance Appendix A, Section 30, to allow kennels, pet day care, veterinary and pet grooming establishments in the Lower Broadway Residential/Multi Family Sub District

27. C0267-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance by deleting Appendix A, Section 34, Short-Term Rentals

28. C0268-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An Ordinance Amending C0365-19 - REGULATION SHORT-TERM RENTAL LICENSES

29. C0279-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending Section 33 "Commercial Triangle" of the City of Everett Zoning Ordinance

UNFINISHED BUSINESS

30. C0254-23 Resolution/s/ Councilor Vivian Nguyen

That the administration consider funding a study for the Transportation Planning Division to examine the public transportation needs of community members who are not adequately addressed by current services.

31. C0273-23 Resolution/s/ Councilor Jimmy Le

That the city implement city wide speed bumps

32. C0284-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance correcting the usage of the Loud and Unnecessary Noise ordinance in the Driveway Construction ordinance

33. C0286-23 Resolution/s/ Councilor Stephanie Martins, Councilor Vivian Nguyen

That the licensing commission provide an update on scheduling a public hearing on

the Alcohol Nip Ban Ordinance

34. C0295-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting consideration of a beautification program for small businesses

35. C0313-23 Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid seeking permission to install approximately 400 feet of 8-inch, plastic gas main on Boston Street between Revere Beach Parkway and Vale Street

NEW BUSINESS

36. C0345-23 Resolution/s/ Councilor Darren M. Costa

Request that the Traffic and Parking Departments consider expanding overnight parking enforcement

37. C0346-23 Resolution/s/ Councilor Darren M. Costa

Request that the Traffic Commission consider making Clarence Street a one way passage between Woodlawn Street and Dartmouth Street

38. C0347-23 Resolution/s/ Councilor Darren M. Costa

Request that the Planning Department provide an inventory of trees that require trimming

39. C0353-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting that the DPW and Engineering pave Grover, Estes, Miller and Meadowview Streets, including the sidewalks.

40. C0362-23 Resolution/s/ Councilor Stephanie Martins, Councilor Vivian Nguyen

That the Traffic Commission/ MBTA consider moving the bus stop on Main st in front of Pollo Royal to the next block to free up parking spaces for local businesses.

41. C0363-23 Resolution/s/ Councilor Vivian Nguyen

That Engineering consider painting designated parking spots on Linden Street

ADJOURMENT

www.cityofeverett.com

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

Respectfully submitted:

Michael J. Mangan

Legislative Aide



MEETING MINUTES

REGULAR MEETING OF THE CITY COUNCIL MONDAY, SEPTEMBER 25, 2023 7:00 PM

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

ROLL CALL

Members Present

Irene Cardillo, Darren Costa, Richard Dell Isola, Jr., John Hanlon, Alfred Lattanzi, Stephanie Martins, Wayne Matewsky, Vivian Nguyen, Stephanie Smith, Michael Marchese

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

Residents who spoke were: Peggy Serino, Margaret Cornelio, David Fortin, Sandy Juliano, Paula Sterite and Joetta Yutkins.

COMMUNICATIONS FROM HIS HONOR THE MAYOR

1. **C0262-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance Appendix A, Section 30, to allow kennels, pet day care, veterinary and pet grooming establishments in the Lower Broadway Residential/Multi Family Sub District

Referred to Planning board

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	John Hanlon
RESULT:	Passed [0 TO 0]
AYES:	

NAYS:	Item Number {{item.number}}
AWAY:	

2. **C0264-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to raise and appropriate \$130,000 to the Health Department professional services account for secondary nursing support from Cataldo Ambulance to assist the shortage of nurses in the elementary schools.

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	Cardillo

3. **C0267-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance by deleting Appendix A, Section 34, Short-Term Rentals

Referred to the Planning board

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	John Hanlon
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

4. **C0268-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An Ordinance Amending C0365-19 - REGULATION SHORT-TERM RENTAL LICENSES

Referred to the Legislative Affairs committee

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	

UNFINISHED BUSINESS

5. C0204-23 Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid requesting permission to install 1-4" underground duct beginning from existing Pole # 2548 on Devens Street, at a point approximately 300 feet southwest of the centerline of the intersection of Devens Street and Church Street, and continuing approximately 10 feet +/- in a southeast direction through the sidewalk to customer's property at 16 Devens Street.

MOTION:	Postpone
MOVER:	John Hanlon
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

6. C0246-23 Resolution/s/ Councilor Richard J. Dell Isola, Jr.

That the Planning Department provide a list of current projects including ten or more residential units that are in the process of being built or are in the approval process to be built

The item was referred to the Planning Department for a list to be sent to the Council with how many affordable units will be at each new development.

MOTION:	Refer
MOVER:	Richard Dell Isola, Jr.
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

7. C0248-23 Resolution/s/ Councilor Michael K. Marchese, Councilor Darren M. Costa, Councilor V. Stephanie Smith

A resolution requesting that the Administration provide a written update on the status of the Florence Street and Central Avenue Parks Capital Improvement Projects for the next regular meeting of the City Council.

The Council requested that the Administration provide a written response so they can review any details planned for these parks

MOTION:	Refer	Item Number {{item.number}}
MOVER:	Darren Costa	
SECONDER:	Stephanie Smith	
RESULT:	Passed [0 TO 0]	
AYES:		
NAYS:		
AWAY:		

8. C0249-23 Resolution/s/ Councilor Michael K. Marchese

A resolution requesting that the city’s Chief Financial Officer supply the City Council at their next regular meeting with the total amount that the city has collected in linkage fees to date.

This item was sent to the CFO to provide the Council on writing what the distribution schedule is for the linkage fee funds.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

9. C0254-23 Resolution/s/ Councilor Vivian Nguyen

That the administration consider funding a study for the Transportation Planning Division to examine the public transportation needs of community members who are not adequately addressed by current services.

The item was referred to the Administration to request a study for the transportation planning department.

MOTION:	Refer
MOVER:	Vivian Nguyen
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

10. C0255-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to transfer and appropriate the amount of \$150,000.00 from ARPA funds to engage an Owner Project Manager (OPM) for the proposed

The Administration appeared and discussed the proposal to fund an Owners Project manager for the project. It was stated that the OPM would give the city an idea of what was feasible at each school location and would report back their findings. Councilors Marchese, Smith and Martins didn't agree with spending the money since parents were not in favor of this proposal and they wanted more outreach done so parents and other stakeholders could be apprised of what these modulares actually look like. The Council voted 6 yeas to 4 nays in favor of appointing an OPM.

MOTION:	Favorable Action
MOVER:	Alfred Lattanzi
SECONDER:	John Hanlon
RESULT:	Passed [6 TO 4]
AYES:	Cardillo, Dell Isola, Jr., Hanlon, Lattanzi, Matewsky, Nguyen
NAYS:	Costa, Martins, Smith, Marchese
AWAY:	

11. C0258-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting that the Mayor's Administration and Engineering appear to discuss the flooding issues in the River Front Overlay District and how the proposed Site Plan for the area would effect flooding on Air Force Road and abutting roads

The item was referred to the Engineering Department to provide a written response to the Council outlining any information they have and any plans to mitigate the situation.

MOTION:	Refer
MOVER:	Darren Costa
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

12. C0260-23 Resolution/s/ Councilors: Michael K. Marchese, Stephanie Smith

A resolution requesting that consideration be given to dedicating the intersection of Kinsman and Andrew Streets in honor of veteran John Rainone

Referred back to sponsor as this item had already appeared on the agenda at a previous meeting.

MOTION:	Refer Back to Sponsor(s)
MOVER:	Stephanie Smith

SECONDER: Wayne Matewsky	Item Number {{item.number}}
RESULT: Passed [0 TO 0]	
AYES:	
NAYS:	
AWAY:	

NEW BUSINESS

13. C0261-23 Resolution/s/ Councilor Darren M. Costa

That a representative of the Mayor's Office appear at the next meeting to give the status of speed tables, speed, humps, and other capital investments, funded to help alleviate speeding

Referred to the Transportation and Engineering Departments to work alongside Councilor Costa to see what can be done to curb speeding on city streets.

MOTION: Refer
MOVER: Darren Costa
SECONDER: Alfred Lattanzi
RESULT: Passed [0 TO 0]
AYES:
NAYS:
AWAY:

14. C0263-23 Resolution/s/ Councilor Stephanie Martins

That the city engineer provide information on current plans to replace lead pipes

MOTION: Refer
MOVER: Stephanie Martins
SECONDER: Stephanie Smith
RESULT: Passed [0 TO 0]
AYES:
NAYS:
AWAY:

Referred to the committee on Government Operations.

15. C0265-23 Resolution/s/ Councilor Michael K. Marchese

That the city provide an update on the status of the Davis Group in regards to the Exxon Mobil site in South Everett

MOTION: Postpone
MOVER: Stephanie Smith

SECONDER: Stephanie Martins
RESULT: Passed [0 TO 0] Item Number {{item.number}}
AYES:
NAYS:
AWAY:

16. C0266-23 Resolution/s/ Councilor Michael K. Marchese

That the city declare the month of October, Italian Heritage Month

MOTION: Favorable Action
MOVER: Stephanie Smith
SECONDER: John Hanlon
RESULT: Passed [0 TO 0]
AYES:
NAYS:
AWAY:

MAINTENANCE REQUESTS

A. Councilor Jimmy Le

That a traffic mirror be placed at the corner of Hancock Street and Bradford Street
All 4 items under Maintenance requests were taken collectively and referred to the
Traffic Commission and Police Traffic Department

B. Councilor Jimmy Le

That a speed bump be placed on Bradford Street

C. Councilor Jimmy Le

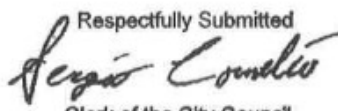
That a mobile speed radar unit be placed on Ferry Street, at the corner of Coolidge
Street

D. Councilor Jimmy Le

That a mobile speed radar unit be placed on Bennett Street

ADJOURNMENT

Meeting adjourned at 9:25 PM

Respectfully Submitted

Clerk of the City Council



MEETING MINUTES

SPECIAL MEETING OF THE CITY COUNCIL TUESDAY, OCTOBER 10, 2023 6:00 PM

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

ROLL CALL

Members Present

Darren Costa, Richard Dell Isola, Jr., John Hanlon, Alfred Lattanzi, Stephanie Martins, Vivian Nguyen, Michael Marchese

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

COMMUNICATIONS FROM HIS HONOR THE MAYOR

1. **C0274-23** Resolution/s/ Councilor Michael K. Marchese as President

That the ANSER Consulting Group present an update on the use of the ARPA funds in Everett

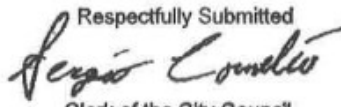
An ANSER representative appeared to answer questions from Councilors. ANSER also gave a presentation which was attached with the agenda packet. This item was referred to the Government Operations Committee.

MOTION:	Refer
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

ADJOURNMENT

Adjourned at 6:55 PM

Item Number {{item.number}}

Respectfully Submitted

Clerk of the City Council



MEETING MINUTES

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, OCTOBER 10, 2023 7:00 PM**

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

ROLL CALL

Members Present

Darren Costa, Richard Dell Isola, Jr., John Hanlon, Alfred Lattanzi, Stephanie Martins, Wayne Matewsky, Vivian Nguyen, Stephanie Smith, Michael Marchese

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

The residents who spoke were: Jessica Gold Boots, Wendy Poste, Steven Iannacco, Sandy Juliano, Paula Sterite, Bonnie and Jame LeMay.

APPROVAL OF MINUTES OF THE PREVIOUS MEETING

Minutes of the Regular City Council Meeting of 09/11/23

MOTION:	Accept Meeting Minutes
MOVER:	Stephanie Martins
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

COMMUNICATIONS FROM HIS HONOR THE MAYOR

- C0269-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Commonwealth of

Massachusetts Executive Office of Public Safety and Security-State 911 Department in the amount of \$206,970, to provide enhanced 911 services. Item Number {{item.number}}

MOTION:	Favorable Action
MOVER:	Alfred Lattanzi
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

2. C0270-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept the donations of promotional services for Fiesta del Rio from Rumba 97.7, valued at \$10,000.00 and from El Mundo, valued at \$5,000.00

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Alfred Lattanzi
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

3. C0271-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend donations totaling \$4,625.00 for the 2023 Fiesta del Rio event from:

Corazon Taqueria	\$275.00	Marao's Burgers INC	\$200.00
Rincon Macorisano	\$200.00	Ruano Drywall INC	\$100.00
Reys Market	\$100.00	James Grossman, Jr (RISE)	\$1,000.00
Fuentes Kitchen LLC	\$200.00	ANC	\$100.00
Park-9 Dog Bar LLC	\$350.00	United States Postal Service	\$100.00
The Brahim Group LLC	\$300.00	William Addison	\$100.00
Taqueria & Pupueria LA Cueva LLC	\$200.00	Prieto Design Company	\$100.00
Cuban Food Services Company	\$200.00	National Literacy Campaign	\$150.00
Taqueria Y pupuseria Montecristo Inc	\$225.00	Towland Law LLC	\$200.00
LA Oaxaquena TWO LLC	\$225.00	JC Auto Body LLC	\$100.00
Burritos Pizza & Grill COPR	\$200.00		

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Alfred Lattanzi
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese

4. C0276-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Massachusetts Department of Environmental Protection in the amount of \$9,000 under the Recycling Dividends Program of the Sustainable Materials Recovery Program

MOTION:	Favorable Action
MOVER:	Alfred Lattanzi
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

5. C0277-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Bureau of Justice Assistance in the amount of \$36,773.87 for the Everett Police Department to purchase body armor.

MOTION:	Favorable Action
MOVER:	Alfred Lattanzi
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

6. C0278-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend two grants from the Massachusetts Gaming Commission to the Everett Police Department, respectively in the amounts of \$104,100 and \$18,700 for the purpose of offsetting necessary and reasonable costs related to the construction and operation of a gaming establishment, including overtime and security measures.

MOTION:	Favorable Action
MOVER:	Alfred Lattanzi
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

7. C0279-23 Ordinance/s/ Councilor Michael K. Marchese, as President

This order was referred to the Planning Board in accordance with statute.

COMMITTEE REPORTS

8. C0256-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to transfer and appropriate the amount of \$1,663,800.00 from the Capital Improvement Stabilization account to fund eleven (11) capital improvement projects and purchases as attached

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 1]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith
NAYS:	Marchese
AWAY:	

9. C0257-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to appropriate by borrowing the amount of \$9,834,000 to fund thirteen (13) capital improvement projects as attached

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 1]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Martins, Matewsky, Nguyen, Smith
NAYS:	Marchese
AWAY:	

UNFINISHED BUSINESS

10. C0204-23 Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid requesting permission to install 1-4" underground duct beginning from existing Pole # 2548 on Devens Street, at a point approximately 300 feet southwest of the centerline of the intersection of Devens Street and Church Street, and continuing approximately 10 feet +/- in a southeast direction through the sidewalk to customer's property at 16 Devens Street.

MOTION:	Postpone
MOVER:	John Hanlon
SECONDER:	Stephanie Smith

RESULT:	Passed [0 TO 0]	Item Number {{item.number}}
AYES:		
NAYS:		
AWAY:		

11. C0265-23 Resolution/s/ Councilor Michael K. Marchese

That the city provide an update on the status of the Davis Group in regards to the Exxon Mobil site in South Everett

MOTION:	Refer Back to Sponsor(s)
MOVER:	Stephanie Smith
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

Councilor Marchese asked the Administration if the Davis Group was not interested in the EXXON property any longer. Chief of Staff Deveney did not have particular information on this as it was a private dealing but she was aware that EXXON was still looking to sell the property and that there were parties looking into purchasing the property by the rotary. The item was referred back to sponsor after Ms. Deveney gave the information requested.

NEW BUSINESS

12. C0272-23 Resolution/s/ Councilor Jimmy Le

That the city add a couple of street lights on Lynn St near the park (Grover and Estes), at the request of residents in that area

The item was amended to change the word “install” and insert in its place “replace”. The item was referred as amended to the DPW for action.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	John Hanlon
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

13. C0273-23 Resolution/s/ Councilor Jimmy Le

That the city implement city wide speed bumps

MOTION:	Postpone	Item Number {{{item.number}}}
MOVER:	Stephanie Smith	
SECONDER:	John Hanlon	
RESULT:	Passed [0 TO 0]	
AYES:		
NAYS:		
AWAY:		

14. C0275-23 Resolution/s/ Councilor Wayne A. Matewsky

That the Disability Commission/Traffic Commission send out letters to residents that have applied and have been approved to have handicap parking signs in front of their property, to see if the handicap accomodation that they were granted is still currently needed at this time

Councilor Matewsky asked htat the Traffic Commission and Disability Commission look at their lsts of handicap spots across the city and see which ones are no longer need or in use and have them removed to free up needed parking spots.

MOTION:	Refer
MOVER:	Wayne Matewsky
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

15. C0280-23 Resolution/s/ Councilor Stephanie V. Smith

That the elections department provide additional training to clerks for voter check in prior to the election

The item was referred to the Election Commission to take action.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

16. C0281-23 Resolution/s/ Councilor Stephanie Martins

That the administration consider reviving the Municipal Scholarship Fund Program as per Section 7- 181 through 190 of the revised ordinances including appointing the

board of trustees and that the CFO provide information on whether donations being made through the tax bills have been deposited into the fund and its current balance if any

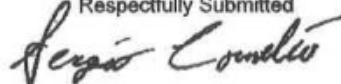
Item Number (item number)

The item was referred to the CFO to provide a written update to the sponsor on the amount in the scholarship fund currently.

MOTION:	Refer
MOVER:	Stephanie Martins
SECONDER:	Wayne Matewsky
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

ADJOURNMENT

Meeting adjourned at 8:15 PM

Respectfully Submitted

Clerk of the City Council



MEETING MINUTES

REGULAR MEETING OF THE CITY COUNCIL MONDAY, OCTOBER 23, 2023 7:00 PM

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

ROLL CALL

Members Present

Irene Cardillo, Darren Costa, Richard Dell Isola, Jr., Alfred Lattanzi, Jimmy Le, Stephanie Martins, Wayne Matewsky, Vivian Nguyen, Stephanie Smith, Michael Marchese

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

Residents who spoke were: Peggy Serino, David Fortin, Carol Pollostrone, Paula Sterite, Sandy Juliano, Steve Iannacco, Bonnie and James LeMay.

COMMUNICATIONS FROM HIS HONOR THE MAYOR

1. **C0289-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Massachusetts Executive Office of Public Safety and Security's Office of Grants and Research - FY24 Municipal Road Safety Grant in the amount of \$59,688.00 for use by the Everett Police Department to support traditional enforcement activities by providing flexibility in addressing local traffic safety issues, allowing funding beyond enforcement to include equipment options, and developing novel traffic-safety programs.

MOTION:	Favorable Action
MOVER:	Wayne Matewsky
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Cardillo, Costa, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese

NAYS:		Item Number {{item.number}}
AWAY:	Dell Isola, Jr.	

2. C0290-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the United States Forest Service in the amount of \$750,000. These funds will be used to engage volunteers and community members to help restore natural functions to degraded wetlands in the Gateway Park area.

MOTION:	Favorable Action
MOVER:	Wayne Matewsky
SECONDER:	Stephanie Smith
RESULT:	Passed [9 TO 0]
AYES:	Cardillo, Costa, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	Dell Isola, Jr.

PETITIONS AND LICENSES

3. C0292-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Everett Auto Gallery at 1993 Revere Beach Pkwy

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Wayne Matewsky
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

4. C0293-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Casino Auto Sales at 163 Ferry St

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Wayne Matewsky
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

5. C0294-23 Petition/s/ Councilor Michael K. Marchese, as President

MOTION: Favorable Action
MOVER: Stephanie Martins
SECONDER: Wayne Matewsky
RESULT: **Passed [0 TO 0]**
AYES:
NAYS:
AWAY:

COMMITTEE REPORTS

6. C0243-23 Resolution/s/ Councilor Stephanie Martins

That the City Engineer and/or Water Department appear before the Council to discuss the current draning system and potential improvements on Garland Street where the basements have historically flooded.

MOTION: Accept Committee Report
MOVER: Stephanie Martins
SECONDER: Stephanie Smith
RESULT: **Passed [0 TO 0]**
AYES:
NAYS:
AWAY:

7. C0250-23 Resolution/s/ Councilor Stephanie Martins

That an update be provided on the status of the Alpine Park renovation project and timeline for the repaving of Hamilton and Hoyt Streets, and Silver Road

MOTION: Accept Committee Report
MOVER: Stephanie Martins
SECONDER: Stephanie Smith
RESULT: **Passed [0 TO 0]**
AYES:
NAYS:
AWAY:

8. C0263-23 Resolution/s/ Councilor Stephanie Martins

That the city engineer provide information on current plans to replace lead pipes

MOTION: Accept Committee Report
MOVER: Stephanie Martins
SECONDER: Stephanie Smith
RESULT: **Passed [0 TO 0]**

AYES:	Item Number {{{item.number}}}
NAYS:	
AWAY:	

UNFINISHED BUSINESS

9. C0273-23 Resolution/s/ Councilor Jimmy Le

That the city implement city wide speed bumps

MOTION:	Postpone
MOVER:	Jimmy Le
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

Councilor Le showed some diagrams he drew and explained that he was looking for the City Engineer to appear at the next meeting.

10. C0247-23 Resolution/s/ Councilor Richard J. Dell Isola, Jr., Councilor Darren M. Costa

That the City Engineer (Erik Swanson) appear at the next Committee on Government Operations, Public Safety & Public Safety meeting to discuss concerns on the Ferry Street Project.

The Council discharged the committee and referred the item back to sponsor.

MOTION:	Refer Back to Sponsor(s)
MOVER:	Richard Dell Isola, Jr.
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

NEW BUSINESS

11. C0282-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting authorization to call for the 2023 Municipal General Election

MOTION:	Favorable Action
MOVER:	Stephanie Martins

SECONDER:	Stephanie Smith	Item Number {{item.number}}
RESULT:	Passed [9 TO 0]	
AYES:	Cardillo, Costa, Dell Isola, Jr., Lattanzi, Le, Martins, Matewsky, Smith, Marchese	
NAYS:		
AWAY:	Nguyen	

12. C0283-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval of the designation of the polling places and a call for the fitting of said polling places for the 2023 Municipal General Election

MOTION:	Favorable Action	
MOVER:	Stephanie Martins	
SECONDER:	Stephanie Smith	
RESULT:	Passed [8 TO 0]	
AYES:	Cardillo, Dell Isola, Jr., Lattanzi, Le, Martins, Matewsky, Nguyen, Marchese	
NAYS:		
AWAY:	Costa, Smith	

13. C0284-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance correcting the usage of the Loud and Unnecessary Noise ordinance in the Driveway Construction ordinance

The item was referred to the Committee on Legislative Affairs

MOTION:	Refer	
MOVER:	Stephanie Smith	
SECONDER:	Alfred Lattanzi	
RESULT:	Passed [0 TO 0]	
AYES:		
NAYS:		
AWAY:		

14. C0285-23 Resolution/s/ Councilor Stephanie Martins

A resolution declaring October Breast Cancer Awareness Month

MOTION:	Favorable Action	
MOVER:	Stephanie Martins	
SECONDER:	Stephanie Smith	
RESULT:	Passed [0 TO 0]	
AYES:		
NAYS:		
AWAY:		

15. **C0286-23** Resolution/s/ Councilor Stephanie Martins, Councilor Vivian Nguyen Item Number: {{item number}}

That the licensing commission provide an update on scheduling a public hearing on the Alcohol Nip Ban Ordinance

MOTION:	Postpone
MOVER:	Stephanie Martins
SECONDER:	Vivian Nguyen
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

16. **C0287-23** Resolution/s/ Councilor Stephanie Martins

That the CFO and City Engineer provide an update on the funds previously approved for a raised crosswalk on Chestnut Street

MOTION:	Refer
MOVER:	Stephanie Martins
SECONDER:	Wayne Matewsky
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

The item was referred to the Engineer and Traffic Commission to provide a written update to the sponsor.

17. **C0288-23** Resolution/s/ Councilor Stephanie Martins

That the Administration/Schools consider organizing a community information forum regarding the capacity of our schools and current discussions

The item was referred to the City and School Administrations and School Committee to schedule the forum.

MOTION:	Refer
MOVER:	Stephanie Martins
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

18. **C0291-23** Resolution/s/ Councilor Michael K. Marchese Item Number {{item.number}}

A resolution requesting that the city & state adopt motor vehicle rules regarding non registered motor vehicles such as scooters and bikes, in the interest of public safety.

The item was referred to Senator Didomenico and Everett Police to look into and come up with a solution.

MOTION:	Refer
MOVER:	Michael Marchese
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

19. **C0295-23** Resolution/s/ Councilor Darren M. Costa

A resolution requesting consideration of a beautification program for small businesses

The item was referred to the Administration and the Planning Department to look into the possibility and feasibility of this proposal.

MOTION:	Refer
MOVER:	Darren Costa
SECONDER:	Alfred Lattanzi
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

20. **C0296-23** Resolution/s/ Councilor Darren M. Costa

A resolution requesting that the City request funding from the state to fund a grant program to manage damage done to homes, including subsidizing home power washing

The item was referred to the Administration and the Planning Department to look into the possibility and feasibility of this proposal.

MOTION:	Refer
MOVER:	Darren Costa
SECONDER:	Alfred Lattanzi
RESULT:	Passed [0 TO 0]

AYES:	Item Number {{item.number}}
NAYS:	
AWAY:	

21. C0297-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting that the City Assessor create a program to market residential exemption benefits and audit the current list of homes with the exemption

The item was referred to the Ways and Means Committee.

MOTION:	Refer
MOVER:	Darren Costa
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

22. C0298-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting that the city report the number of extra conduits installed to facilitate city wide public wifi

Referred to the Administration for a written response to the Sponsor.

MOTION:	Refer
MOVER:	Darren Costa
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

23. C0299-23 Resolution/s/ Councilor Vivian Nguyen

That the Traffic Commission consider adding a sign on Maple Ave that restricts street entrance between certain hours, with exceptions for residents

MOTION:	Refer
MOVER:	Vivian Nguyen
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

Referred to the Traffic Commission to take action. Item Number {{item.number}}

24. C0300-23 Resolution/s/ Councilor Stephanie Martins

That the administration facilitate the inclusion of the Animal Control officer on animal related matters including the new policy of keeping found dogs at an improvised kennel at the police station.

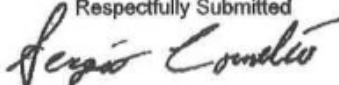
Referred to the Police Chief and Administration to take action.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Vivian Nguyen
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

ADJOURNMENT

The meeting Adjourned at 9:00 PM

MOTION:	Adjourn
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

Respectfully Submitted

Clerk of the City Council



MEETING MINUTES

REGULAR MEETING OF THE CITY COUNCIL MONDAY, NOVEMBER 13, 2023 7:00 PM

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

ROLL CALL

Members Present

Darren Costa, Richard Dell Isola, Jr., John Hanlon, Alfred Lattanzi, Jimmy Le, Stephanie Martins, Wayne Matewsky, Vivian Nguyen, Stephanie Smith, Michael Marchese

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS

1. **C0262-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance Appendix A, Section 30, to allow kennels, pet day care, veterinary and pet grooming establishments in the Lower Broadway Residential/Multi Family Sub District

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

Referred to the Legislative Affairs Committee.

2. **C0267-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending the Zoning Ordinance by deleting Appendix A, Section 34, Short-Term Rentals

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

3. **C0279-23** Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance amending Section 33 “Commercial Triangle” of the City of Everett Zoning Ordinance

Referred to the Legislative Affairs Committee.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

4. **C0305-23** Petition/s/ Councilor Michael K. Marchese, as President

A petition from National Grid seeking permission to relocate pole #844 by removing the existing pole and installing 1 new JO pole and anchoring it near 24 Silver Road

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

Public Hearing Held, No one spoke in favor or against the petition. Jose Louis from National Grid explained to the Council what the work would be and why it was being requested.

5. **C0311-23** Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid seeking permission to open the street in front of 339 Main Street (Main / Locust Streets) to install (2) – 4” conduits located on the sidewalk for a new electric service to be located at 345 Main Street

Item Number {item number}

Public Hearing Held, No one spoke in favor or against the petition. Jose Louis from National Grid explained to the Council what the work would be and why it was being requested.

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

6. C0312-23 Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid seeking permission to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the public way or ways hereinafter named: Devens Street

Public Hearing Held, Samantha Lambert spoke in favor and no one spoke against the petition. Jose Louis from National Grid explained to the Council what the work would be and why it was being requested.

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

7. C0313-23 Public Hearing/s/ Councilor Michael K. Marchese, as President

A petition from National Grid seeking permission to install approximately 400 feet of 8-inch, plastic gas main on Boston Street between Revere Beach Parkway and Vale Street

Public Hearing Held, No one spoke in favor or against the petition. Diane Cuddy from National Grid Gas Company appeared before the Council and explained the need for the work. Councilor Hanlon spoke to the issues on Broadway with the Gas companies lack of response to work their sub contractor did and wanted the sub-contractor to appear at the next meeting with Ms. Cuddy before he would approve any further work

to be done by the Gas company on city streets. The Council Postponed the item until the next meeting to have Ms. Cuddy and the sub-contractor appear before the Council.

Item Number {item.number}}

MOTION:	Postpone
MOVER:	John Hanlon
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

PUBLIC PARTICIPATION

Residents who spoke were: Peggy Serino, Paula Sterite, Steve Iannacco, Sandy Juliano, Thalia Patino, Maria Bussell, Bonnie and James LeMay.

COMMUNICATIONS FROM HIS HONOR THE MAYOR

8. C0301-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend donations totaling \$250.00 from City of Everett employees during the month of September for the Fire Victims Fund.

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Alfred Lattanzi
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

9. C0303-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend a grant from the Massachusetts Department of State Police to the Everett Police Department in the amount of \$5,000 to support the expense of one OUI Checkpoint

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Vivian Nguyen
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese

NAYS:	Item Number {{item.number}}
AWAY:	

10. C0304-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend funds from the Massachusetts Department of Revenue, Division of Local Services in the amount of \$93,944.90 representing receipt of 2022 Transportation Network Company Per-ride Assessment Distribution. These funds are calculated based on the number of Transportation Network Company (TNC) rides (e.g. Uber and Lyft) that originated within Everett boundaries in 2022

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Vivian Nguyen
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

11. C0306-23 Order/s/ Councilor Michael K. Marchese, as President

An order confirming the re-appointment of Holly Garcia to the Youth Commission for a term of two (2) years expiring November 30, 2025

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [9 TO 1]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Marchese
NAYS:	Smith
AWAY:	

12. C0307-23 Order/s/ Councilor Michael K. Marchese, as President

An order confirming the re-appointment of Martha Lynn Chason-Sokol to the Everett Cultural Council for a term of three (3) years expiring November 30, 2026

MOTION:	Favorable Action
MOVER:	John Hanlon
SECONDER:	Stephanie Martins
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

13. **C0308-23** Order/s/ Councilor Michael K. Marchese, as President, Item Number {{item.number}}

An order requesting approval to accept and expend funds from the Massachusetts Executive Office of Public Safety and Security, State 911 Department in the amount of \$12,928.16 for funding 911 training courses.

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Vivian Nguyen
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

14. **C0309-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend funds from the Massachusetts Executive Office of Public Safety and Security, State 911 Department in the amount of \$21,500.00 for reimbursement to the city for services rendered by Cataldo Ambulance Service for emergency medical dispatch assistance.

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Vivian Nguyen
RESULT:	Passed [10 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Nguyen, Smith, Marchese
NAYS:	
AWAY:	

15. **C0315-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend funds from the New England Foundation for the Arts in the amount of \$15,000.00 for staff training and education, as well as implementation of public art within the city

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Hanlon, Lattanzi, Le, Martins, Matewsky, Smith, Marchese
NAYS:	
AWAY:	Dell Isola, Jr., Nguyen

16. **C0316-23** Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to accept and expend funds from the Massachusetts Gaming Commission in the amount of \$248,000.00 to be used for planning and

design of a shared path connecting the Encore Harbor Walk to the Alford Street Bridge. Item Number {{item.number}}

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Alfred Lattanzi
RESULT:	Passed [9 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Matewsky, Smith, Marchese
NAYS:	
AWAY:	Nguyen

17. C0317-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to appropriate \$150,000 from the Capital Improvement Stabilization account for the Webster School roof improvement project, which was requested by the school department

The item was referred to the Committee on Ways and Means.

MOTION:	Refer
MOVER:	Stephanie Smith
SECONDER:	Darren Costa
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

18. C0318-23 Resolution/s/ Councilor Michael K. Marchese, as President

A resolution requesting the approval of a measure proclaiming the City of Everett as a Purple Heart City.

The Proclamation was read by Clerk Cornelio and passed unanimously by the Council.

MOTION:	Favorable Action
MOVER:	Stephanie Martins
SECONDER:	Alfred Lattanzi
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

19. C0325-23 Order/s/ Councilor Michael K. Marchese, as President

An order requesting approval to appropriate American Rescue Plan Act (ARPA) funds per the attached spending plan as presented to the City Council on October 10th, 2023.

Item Number {item number}

The item was referred to the Committee on Ways and Means with an invite to the CFO and the Chair of the Everett Youth Initiative Council.

PETITIONS AND LICENSES

20. C0319-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Circle Auto Body at 26 Thorndike St

Items 20-25 were taken collectively. All paperwork was in order and the Council passed all renewals unanimously.

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

21. C0320-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Carlider USA LLC at 353 Third St

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

22. C0321-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Boston Motor Sports LLC at 47 Mystic St

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]

AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	Item Number {{item.number}}
AWAY:	Matewsky, Nguyen

23. C0322-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Ferry St Service & Auto Sales at 464 Ferry St

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

24. C0323-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class one motor dealer vehicle license for Parkway Cycle at 1865 Revere Beach Pkwy

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

25. C0324-23 Petition/s/ Councilor Michael K. Marchese, as President

A petition requesting the renewal of a class two motor vehicle dealer license for Malden Auto of Everett at 49 Robin St

MOTION:	Favorable Action
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

COMMITTEE REPORTS

26. C0284-23 Ordinance/s/ Councilor Michael K. Marchese, as President

An ordinance correcting the usage of the Loud and Unnecessary Noise ordinance in

MOTION:	Enroll
MOVER:	Stephanie Smith
SECONDER:	Stephanie Martins
RESULT:	Passed [8 TO 0]
AYES:	Costa, Dell Isola, Jr., Hanlon, Lattanzi, Le, Martins, Smith, Marchese
NAYS:	
AWAY:	Matewsky, Nguyen

UNFINISHED BUSINESS

27. C0259-23 Resolution/s/ Councilor Darren M. Costa

A resolution requesting documentation related to the US Attorney’s Title VII Inquiry and Request for Information of the City of Everett.

MOTION:	Refer Back to Sponsor(s)
MOVER:	Darren Costa
SECONDER:	Stephanie Smith
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

28. C0273-23 Resolution/s/ Councilor Jimmy Le

That the city implement city wide speed bumps

MOTION:	Postpone
MOVER:	Jimmy Le
SECONDER:	Wayne Matewsky
RESULT:	Passed [0 TO 0]
AYES:	
NAYS:	
AWAY:	

29. C0286-23 Resolution/s/ Councilor Stephanie Martins, Councilor Vivian Nguyen

That the licensing commission provide an update on scheduling a public hearing on the Alcohol Nip Ban Ordinance

The item was referred to Assistant City Solicitor Slattery to provide information the the Council prior to the next Council meeting.

MOTION:	Refer
MOVER:	Stephanie Martins

SECONDER: Alfred Lattanzi	Item Number {{item.number}}
RESULT: Failed [0 TO 0]	
AYES:	
NAYS:	
AWAY:	

NEW BUSINESS

30. C0314-23 Resolution/s/ Councilor Wayne A. Matewsky

That Inspectional Services monitor the end of Paris Street for illegal dumping and encampment at the request of residents

MOTION: Refer
MOVER: Wayne Matewsky
SECONDER: Stephanie Martins
RESULT: Passed [0 TO 0]
AYES:
NAYS:
AWAY:

The item was referred to ISD and the Fire Department and Railroad owners to look into the issues and have the area cleaned up.

31. C0326-23 Resolution/s/ Councilor Stephanie Martins

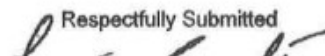
That the Traffic Commission confirm the status of Derne St as resident only parking.

MOTION: Refer
MOVER: Stephanie Martins
SECONDER: John Hanlon
RESULT: Passed [0 TO 0]
AYES:
NAYS:
AWAY:

The item was referred to teh Traffic Commission to provide a written response to the Council in 2 weeks.

ADJOURNMENT

The Meeting Adjourned at 8:40 PM

Respectfully Submitted




C0330-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a grant from National Grid in the amount of \$40,000.00 to hire a part-time bi-lingual outreach representative for utility support and energy efficiency programming

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 14, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a grant from National Grid in the amount of \$40,000.00 to hire a part-time bi-lingual outreach representative for utility support and energy efficiency programing. This position will work to foster community engagement, energy efficiency program enrollment, and an increased knowledge base about Mass Save programs.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



November 14, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a grant from National Grid in the amount of \$40,000.00 to hire a part-time bi-lingual outreach representative for utility support and energy efficiency programing. This position will work to foster community engagement, energy efficiency program enrollment, and an increased knowledge base about Mass Save programs.



C0331-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a grant from the US Department of Energy, Building Technologies Office in the amount of \$270,000 to provide technical assistance to support the transformation of existing U.S. buildings into more energy-efficient and clean energy-ready homes, commercial spaces, and communities.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 14, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a grant from the US Department of Energy, Building Technologies Office in the amount of \$270,000 to provide technical assistance to support the transformation of existing U.S. buildings into more energy-efficient and clean energy-ready homes, commercial spaces, and communities. Upgrading existing buildings to efficiently run on clean energy will help address climate change. Building upgrades may include transitioning to efficient electric equipment, including heat pumps and heat pump water heaters, and improving building efficiency through measures such as insulation and air sealing. Together, efforts will help reduce carbon emissions and energy costs while improving indoor air quality and occupant comfort.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



November 14, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a grant from the US Department of Energy, Building Technologies Office in the amount of \$270,000 to provide technical assistance to support the transformation of existing U.S. buildings into more energy-efficient and clean energy-ready homes, commercial spaces, and communities. Upgrading existing buildings to efficiently run on clean energy will help address climate change. Building upgrades may include transitioning to efficient electric equipment, including heat pumps and heat pump water heaters, and improving building efficiency through measures such as insulation and air sealing. Together, efforts will help reduce carbon emissions and energy costs while improving indoor air quality and occupant comfort.



C0332-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a donation from the Mystic River Watershed Association in the amount of \$32,000.00 to purchase trees to help cool urban heat islands throughout the City of Everett and assist with habitat restoration.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 14, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a donation from the Mystic River Watershed Association in the amount of \$32,000.00 to purchase trees to help cool urban heat islands throughout the City of Everett and assist with habitat restoration.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



November 14, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend funds from the Mystic River Watershed Association in the amount of \$32,000.00 to purchase trees to help cool urban heat islands throughout the City of Everett and assist with habitat restoration.



C0333-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend funds from the Massachusetts Executive Office of Energy & Environmental Affairs, Department of Environmental Protection in the amount of \$69,742.00 to acquire five electric vehicle charging stations under the Massachusetts Electric Vehicle Incentive Program Public Access Charging Program.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 14, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend funds from the Massachusetts Executive Office of Energy & Environmental Affairs, Department of Environmental Protection in the amount of \$69,742.00 to acquire five electric vehicle charging stations under the Massachusetts Electric Vehicle Incentive Program Public Access Charging Program.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



November 14, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend funds from Massachusetts Executive Office of Energy & Environmental Affairs, Department of Environmental Protection in the amount of \$69,742.00 to acquire five electric vehicle charging stations under the Massachusetts Electric Vehicle Incentive Program Public Access Charging Program.



C0334-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a grant from the Executive Office of Elder Affairs for the Council on Aging in the amount of \$110,894 to provide services, resources, and support to our older adults

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 14, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a grant from the Executive Office of Elder Affairs for the Council on Aging in the amount of \$110,894 to provide services, resources, and support to our older adults.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



November 14, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a grant from the Executive Office of
Elder Affairs for the Council on Aging in the amount of
\$110,894 to provide services, resources, and support to our
older adults.



C0335-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a donation to the Office of Human Services from Gray Bar of Wilmington, McKinnon's gift cards totaling \$625.00 as well as 25 bags of Thanksgiving Dinner fixing with an estimated value of \$300.00 for Holiday Assistance Program.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 15, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a donation to the Office of Human Services from Gray Bar of Wilmington, McKinnon's gift cards totaling \$625.00 as well as 25 bags of Thanksgiving Dinner fixing with an estimated value of \$300.00 for Holiday Assistance Program.

Thank you for your favorable consideration.

Respectfully submitted,

Carlo DeMaria
Mayor



November 15, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a donation to the Office of Human Services from Gray Bar of Wilmington, McKinnon's gift cards totaling \$625.00 as well as 25 bags of Thanksgiving Dinner fixing with an estimated value of \$300.00 for Holiday Assistance Program.



C0336-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a donation to the Office of Human Services from the Eagle Bank of McKinnon's gift cards totaling \$1,000.00 for Holiday Assistance Program.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 15, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a donation to the Office of Human Services from the Eagle Bank of McKinnon's gift cards totaling \$1,000.00 for Holiday Assistance Program.

Thank you for your favorable consideration.

Respectfully submitted,

Carlo DeMaria
Mayor



November 15, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a donation to the Office of Human
Services from the Eagle Bank of McKinnon's gift cards totaling
\$1,000.00 for Holiday Assistance Program.



C0344-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

bbb

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Appointment of Board of Assessors Member

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section C (II) of the City of Everett Administrative Code, I hereby appoint, subject to confirmation by the City Council, Ronald Keohan to the Board of Assessors for a term of three (3) years, expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of Ronald Keohan to the Board of Assessors for a term of three (3) years, expiring November 23, 2026.



C0348-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Mark Correia to the Library Board of Trustees for a term of two (2) years expiring November 30, 2025.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section I (II)(a)(b) of the City of Everett Administrative Code, I hereby re-appoint, subject to confirmation by the City Council, Mark Correia to the Library Board of Trustees for a term of two (2) years expiring November 30, 2025.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of Mark Correia to the Library Board of Trustees for a term of two (2) years, expiring November 30, 2025.



C0349-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Patricia Ells to the Historical Commission for a term of three (3) years expiring November 30, 2026.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Re-appointment of Historical Commission

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section H (II)(a)(b) of the City of Everett Administrative Code, I hereby re-appoint, subject to confirmation by the City Council, Patricia Ells to the Historical Commission for a term of three (3) years expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of
Patricia Ells to the Historical Commission for a term of three
(3) years, expiring November 30, 2026.



C0350-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend a donation to the City of Everett from Encore Boston Harbor of 166 Fraser Fir Decorated Kissing Balls valued at \$8,592 to decorate the city

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend a donation to the City of Everett from Encore Boston Harbor of 166 Fraser Fir Decorated Kissing Balls valued at \$8,592 to decorate the city.

Thank you for your favorable consideration.

Respectfully submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend a donation to the City of Everett from
Encore Boston Harbor of 166 Fraser Fir Decorated Kissing Balls
valued at \$8,592 to decorate the city.



C0351-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order requesting approval to accept and expend donations totaling \$120.00 from City of Everett employees during the month of October for the Fire Victims Fund

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

Honorable City Council
484 Broadway
Everett, MA 02149

Dear Honorable Members:

I hereby submit for your consideration an order to accept and expend donations totaling \$120.00 from City of Everett employees during the month of October for the Fire Victims Fund. Employees are given the opportunity to wear jeans on Thursdays by making a \$5.00 to the Fire Victims Fund. These funds are collected weekly.

I recommend your favorable passage of this order.

Respectfully submitted,

Carlo DeMaria
Mayor



October 23, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

to accept and expend donations totaling \$250.00 from City of Everett employees during the months of July and August, 2023 for the Fire Victims Fund. Employees are given the opportunity to wear jeans on Thursday by making a \$5.00 donation to the Fire Victims Fund. These funds are collected weekly



C0352-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Marley Cadet to the Youth Commission for a term of three (3) years expiring November 30, 2026

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Appointment of Youth Commission Member

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section M (II)(a)(b) of the City of Everett Administrative Code, I hereby appoint, subject to confirmation by the City Council, Marley Cadet to the Youth Commission for a term of three (3) years expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of Marley
Cadet to the Youth Commission for a term of
three (3) years expiring November 30, 2026.



C0354-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Carl Colson to the Conservation Commission for a term of three (3) years expiring November 30, 2026.

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR
484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 20, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Appointment of Conservation Commission Member

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section E (II)(a) of the City of Everett Administrative Code, I hereby re-appoint, subject to confirmation by the City Council, Carl Colson to the Conservation Commission for a term of three (3) years expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 20, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of Carl Colson to the Conservation Commission for a term of three (3) years expiring November 30, 2026.



C0355-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Shayne Rangel to the planning board, for a term of three (3) years , expiring November 30, 2026

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 21, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Appointment of Planning Board Member

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section K (II) of the City of Everett Administrative Code, I hereby appoint, subject to confirmation by the City Council, Shayne Rangel to the Planning Board for a term of three (3) years, expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 21, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of
Shayne Rangel to the Planning Board for a term of three (3)
years, expiring November 30, 2026.



C0356-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

An order confirming the re-appointment of Matilde Graciano to the Youth Commission for a term of three (3) years expiring November 30, 2026

Background and Explanation:

Attachments:



CARLO DeMARIA
MAYOR

CITY OF EVERETT - OFFICE OF THE MAYOR

484 Broadway Everett, Massachusetts 02149

☎ 617-394-2270

✉ mayorcarlo.demaria@ci.everett.ma.us

November 21, 2023

The Honorable City Council
Everett City Hall
484 Broadway
Everett, MA 02149

Re: Appointment of Youth Commission Member

Dear Honorable Members:

Please be advised that in accordance with Section 3-3 of the City Charter and, Section M (II)(a)(b) of the City of Everett Administrative Code, I hereby appoint, subject to confirmation by the City Council, Matilde Graciano to the Youth Commission for a term of three (3) years expiring November 30, 2026.

Thank you for your favorable consideration in this matter.

Respectfully Submitted,

Carlo DeMaria
Mayor



November 21, 2023
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Michael Marchese, as President

Bill Number:
Bill Type: Order

Be it
Ordered: BY City Council OF THE CITY OF EVERETT, as
follows:

I hereby submit for your approval the re-appointment of
Matilde Graciano to the Youth Commission for a term of
three (3) years expiring November 30, 2026.



C0338-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting the renewal of a lodging house license for The Marlboro at 51 Chelsea Street

Background and Explanation:

Attachments:



C0339-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting a new open air parking license Quick Auto Center Corp. at 39 Lynde Street

Background and Explanation:

Attachments:



C0340-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting a new mechanical/auto body repair license for Toro Mechanic at 39 Garden Street

Background and Explanation:

Attachments:



C0341-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting a class two motor vehicle dealer license for White's Auto Sales at 79 Vine Street

Background and Explanation:

Attachments:



C0342-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting a class two motor vehicle dealer license renewal for K-C Auto Sales at 312 Main Street

Background and Explanation:

Attachments:



C0343-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

A petition requesting a class two motor vehicle dealer license renewal for Best Cars Auto Sales at 3 Everett Ave

Background and Explanation:

Attachments:



C0357-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 27, 2023

Agenda Item:

A petition requesting the renewal of a first class motor vehicle dealer's license for Boston Freightliner at 2 Rivergreen Drive

Background and Explanation:

Attachments:



C0358-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

A petition requesting the renewal of a second class motor vehicle dealer's license for Vigor Diesel Injection Service at 2 Rivergreen Drive

Background and Explanation:

Attachments:



C0359-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: November 27, 2023

Agenda Item:

A petition requesting the renewal of a second class motor vehicle dealer's license for Affordable Auto Mechanic Inc at 76 Vine Street

Background and Explanation:

Attachments:



C0262-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: September 25, 2023

Agenda Item:

An ordinance amending the Zoning Ordinance Appendix A, Section 30, to allow kennels, pet day care, veterinary and pet grooming establishments in the Lower Broadway Residential/Multi Family Sub District

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: MM/DD/YYYY
DATE OF PROPOSED ORDAINMENT: MM/DD/YYYY



CITY COUNCIL..... No. C0262-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

AN ORDINANCE AMENDING SECTION 30 “LOWER BROADWAY ECONOMIC DEVELOPMENT DISTRICT” OF THE CITY OF EVERETT ZONING ORDINANCE

Councilor /s/ Michael K. Marchese, as President

Whereas: This ordinance is to amend Section 30, Appendix A, “Lower Broadway Economic Development District (LBEDD)”, of the Everett Zoning Ordinance; and

Whereas: Section 12 of the City of Everett Zoning Ordinance enables the City Council to “...amend, supplement, or change these [Zoning] regulations or districts as provided by statute”; and

Whereas: By amending the Table of Use Regulations, the City of Everett can better align future development of the Lower Broadway Economic Development District (LBEDD) with the City’s vision of highest and best uses.

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

Be it Ordained by the City Council of the City of Everett, Massachusetts that Section 30 of the Revised Zoning Ordinance (Appendix A) of the City of Everett is hereby amended as follows:

Amend Appendix A: “Table of Use Regulations” in the following manner:

Use: Kennel, pet day care establishment.

Amend by deleting “- “(not permitted) and inserting “Y” to signify use permitted in LB-RMF.

Use: Veterinary or pet grooming establishment.

Amend by deleting “- “(not permitted) and inserting “Y” to signify use permitted in LB-RMF.

These amendments would make no changes to the permissive uses in any other Lower Broadway subdistricts.

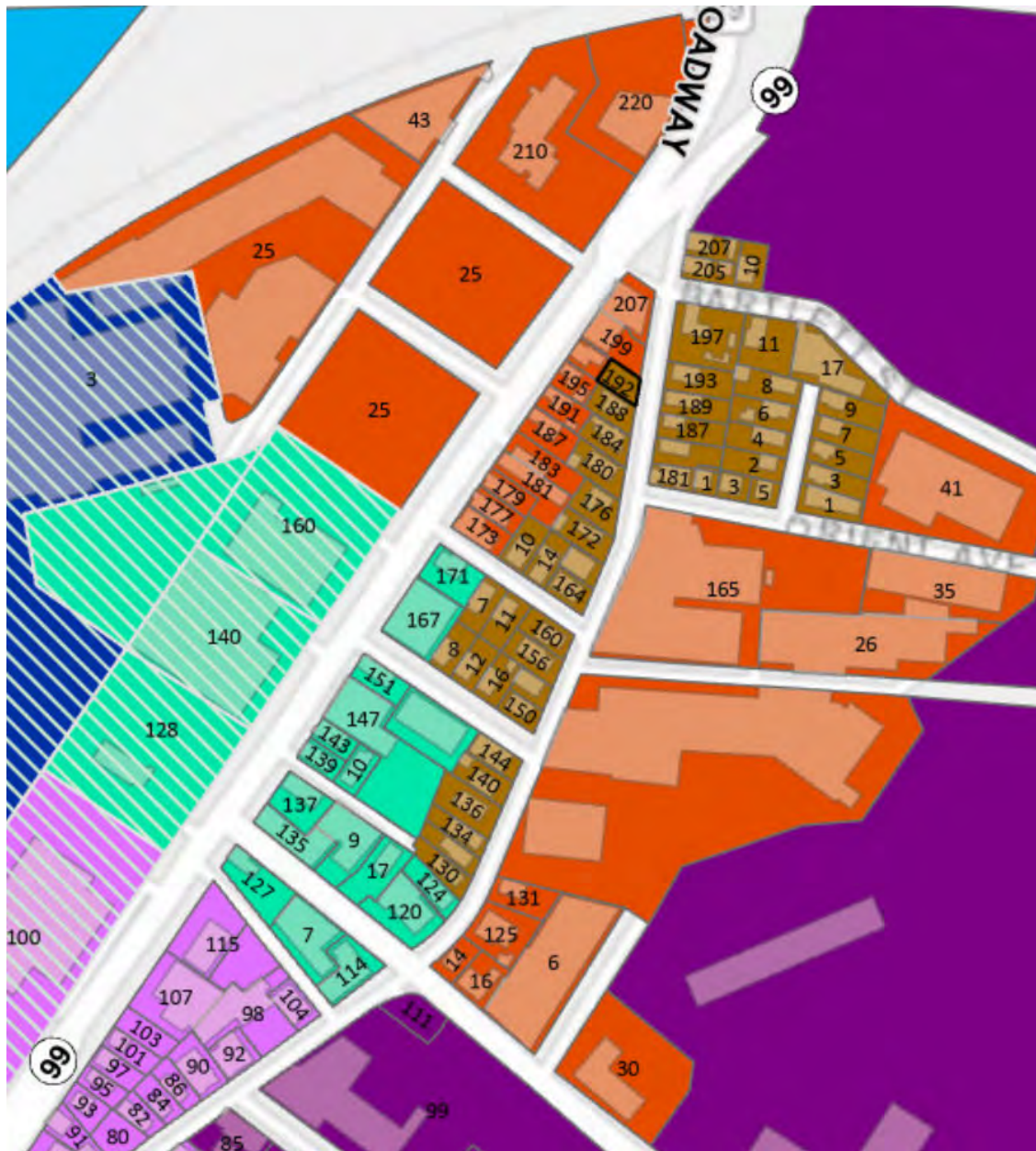
This ordinance shall take effect upon passage by the City Council and subsequent approval by His Honor the Mayor.



A true copy attest

Sergio Cornelio

Sergio Cornelio, City Clerk



-  Apartment District
-  Buisness District
-  Dwelling District
-  Commercial Triangle Economic Development District
-  Industrial District
-  Industrial Limited
-  LB-Commercial
-  LB-Employment
-  LB-Mixed Use
-  LB-Residential Muti Family
-  LB-Waterfront Mixed-Use
-  LB- Residential Detached
-  River Front District

City of Everett
PLANNING BOARD
484 BROADWAY
EVERETT, MA 02149

Frederick Cafasso- *Chairman*



**LEGAL NOTICE
EVERETT PLANNING BOARD
PUBLIC HEARING NOTICE**

**Public Hearing on a Proposed Zoning Amendment
Section 30 – “Lower Broadway Economic Development District” – of the City of Everett
Zoning Ordinance**

The Everett Planning Board will conduct a public hearing on **Monday, October 2, 2023 at 6:00PM** in the Speaker George Keverian Room (Room 37, Everett City Hall) to consider a proposed Amendment to Section 30 of the City of Everett Zoning Ordinance. This proposed amendment is as follows:

To amend Appendix A: “Table of Use Regulations,” in the following manner:

Use: Kennel, pet day care establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

Use: Veterinary or pet grooming establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

All persons interested in or wishing to be heard on the proposals may attend and participate in person. This proposed amendment, along with all other projects to be discussed at the meeting, can be found on the posted Agenda at the following link: <http://www.cityofeverett.com/AgendaCenter>. Questions and comments can be directed in advance of the public hearing to Matt Lattanzi of the Department of Planning & Development at Matt.Lattanzi@ci.everett.ma.us or 617-394-2230.

Frederick Cafasso, Chairman

Advertisement dates: Weeks of Friday, September 15, 2023 & Friday, September 22, 2023.

City of Everett

PLANNING BOARD
484 BROADWAY
EVERETT, MA 02149



PLANNING BOARD MEMBERSHIP

Frederick Cafasso – *Chairman*
Leo Pizzano, Jr. – *Member*
Michael O'Connor – *Member*
Shayane Rangel – *Member*
Phil Mastrocola – *Member*
James Tarr – *Alternate*
Michael Hart – *Alternate*

PLANNING DEPARTMENT STAFF

Matthew Lattanzi, Esq. – Planning Director
Jay Monty – Transportation Director
Eric Molinari – Transportation Planner
Tom Philbin – Conservation Planner
Katherine Jenkins-Sullivan – Sustainability Planner
Jeannie Vitukevich – Administrative Assistant
Main Office Line: 617-394-2334

October 26, 2023

Michael Mangan
Office of the City Council
484 Broadway, Room 38
Everett, MA 02149

RE: Favorable Recommendation of the Planning Board to City Council

Mr. Mangan,

Below, please find two (2) separate pieces which have been voted upon favorably by the Planning Board, referred now to the Everett City Council for introduction at the Council’s November 13, 2023 City Council Regular Meeting.

(1) Section 32 (“Inclusionary Zoning”) of the City of Everett Zoning Ordinance

During the October 2, 2023 meeting of the City of Everett Planning Board, a motion was made and seconded for Favorable Recommendation to amend Section 30, Appendix A in the following manner:

Use: Kennel, pet day care establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

Use: Veterinary or pet grooming establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

All members were in favor to refer the matter to the City Council with *Favorable Recommendation* (5-0 vote).

(2) Section 34 (“Short Term Rental”) of the City of Everett Zoning Ordinance

During the October 2, 2023 meeting of the City of Everett Planning Board, a motion was made and seconded for Favorable Recommendation to amend Section 34 in the following manner:

To strike the entirety of the language codified in Section 34, Short Term Rentals.

All members were in favor to refer the matter to the City Council with *Favorable Recommendation* (5-0 vote).

Respectfully submitted,



Matt Lattanzi, Esq.
Director, Planning & Development

cc: Sergio Cornelio, City Clerk
Colleen Mejia, Esq., City Solicitor
Erin Deveney, Esq., Chief of Staff

#2-C0262-23

Legislative Affairs & Election Committee
November 20, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 20, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance amending the Zoning Ordinances Appendix A, Section 30, to allow Kennels, pet day care, veterinary and pet grooming establishments in the lower Broadway Residential/Multi Family Sub District.

Director of Planning, Matt Lattanzi; and City Clerk Sergio Cornelio were also present.

The Committee was informed that the Planning Board had approved the zoning change. Councilor Smith expressed concern that the zoning area referenced in the proposal needed to be fixed. Mr. Lattanzi explained that the City was currently undergoing a zoning recodification and that this issue would be addressed. He mentioned that approximately 14 parcels would have needed to be rezoned and moving forward with the change now would create far less unattended consequences. Councilor Costa inquired if a business had requested the zoning change and Mr. Lattanzi indicated that it was one of the reasons for the change. Councilor Costa asked if this particular business planned to occupy a whole building for this purpose and Mr. Lattanzi responded that he believed that to be the intent referencing the Batch Yard residential complex that would be nearby that had a lot of dog owners. Councilor Costa expressed concern that a large pet day care operation would result in more vehicles from surrounding communities bringing their pets to this day care impacting traffic in the City. Councilor Costa suggested setting a limit on square footage and Mr. Lattanzi suggested that the City Council may want to limit the amount of licenses issued. Mr. Cornelio explained that in order to limit licensing an Ordinance would need to be created. Councilor Smith recommended that the Ordinance be amended by deleting the reference to "Y" and replace with "SP". The Committee voted favorable on the amendment.

The Committee voted: to report back to the City Council with no recommendation.

Respectfully Submitted,

John W. Burley
Clerk of Committees



C0267-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: September 25, 2023

Agenda Item:

An Ordinance Amending Section 12 of the Zoning Ordinances by Deleting subsection 34, Short-Term Rentals

Background and Explanation:

Attachments:

City of Everett

PLANNING BOARD
484 BROADWAY
EVERETT, MA 02149

PLANNING BOARD MEMBERSHIP

Frederick Cafasso – *Chairman*
Leo Pizzano, Jr. – *Member*
Michael O'Connor – *Member*
Shayane Rangel – *Member*
Phil Mastrocola – *Member*
James Tarr – *Alternate*
Michael Hart – *Alternate*



PLANNING DEPARTMENT STAFF

Matthew Lattanzi, Esq. – Planning Director
Jay Monty – Transportation Director
Eric Molinari – Transportation Planner
Tom Philbin – Conservation Planner
Katherine Jenkins-Sullivan – Sustainability Planner
Jeannie Vitukevich – Administrative Assistant
Main Office Line: 617-394-2334

October 26, 2023

Michael Mangan
Office of the City Council
484 Broadway, Room 38
Everett, MA 02149

RE: Favorable Recommendation of the Planning Board to City Council

Mr. Mangan,

Below, please find two (2) separate pieces which have been voted upon favorably by the Planning Board, referred now to the Everett City Council for introduction at the Council’s November 13, 2023 City Council Regular Meeting.

(1) Section 32 (“Inclusionary Zoning”) of the City of Everett Zoning Ordinance

During the October 2, 2023 meeting of the City of Everett Planning Board, a motion was made and seconded for Favorable Recommendation to amend Section 30, Appendix A in the following manner:

Use: Kennel, pet day care establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

Use: Veterinary or pet grooming establishment. Amending by deleting “-“ (not permitted) and insert “Y” to signify use permitted in LB-RMF. This amendment would make no changes to the permissive uses in any other Lower Broadway subdistrict.

All members were in favor to refer the matter to the City Council with *Favorable Recommendation* (5-0 vote).

(2) Section 34 (“Short Term Rental”) of the City of Everett Zoning Ordinance

During the October 2, 2023 meeting of the City of Everett Planning Board, a motion was made and seconded for Favorable Recommendation to amend Section 34 in the following manner:

To strike the entirety of the language codified in Section 34, Short Term Rentals.

All members were in favor to refer the matter to the City Council with *Favorable Recommendation* (5-0 vote).

Respectfully submitted,



Matt Lattanzi, Esq.
Director, Planning & Development

cc: Sergio Cornelio, City Clerk
Colleen Mejia, Esq., City Solicitor
Erin Deveney, Esq., Chief of Staff

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..... No. C0267-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

An Ordinance Amending Section 12 of the Zoning Ordinances by Deleting subsection 34, Short-Term Rentals

Councilor /s/ Michael K. Marchese, as President

Whereas: Enacting ordinance C0365-19, which replaced the original short-term rental ordinance (enacting ordinance C0049-19), is cumbersome in its intended execution, and in its relation to C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals); and

Whereas: The current short-term rental ordinance cannot be practically applied in its original spirit of the ordinance; and

Whereas: The current short-term rental ordinance is somewhat confusing regarding qualifications of a property intended for short-term rental registration: and

Whereas: C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals); and

Whereas: C0365-19 shall be replaced in its entirety by this amendment; and

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 Revised Ordinances of the City of Everett be amended as follows:

Delete subsection 34 its entirety:

Any ordinance in conflict with the foregoing amendments is hereby repealed.

A true copy attest



Sergio Cornelio

Sergio Cornelio, City Clerk

#3-C0267-23

Legislative Affairs & Election Committee
November 20, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 20, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance amending the Zoning Ordinances by deleting Appendix A, Section 34, Short-Term Rentals

Director of Planning, Matt Lattanzi; was also present.

The Committee was informed that the Planning Board had approved the zoning change.

The Committee voted: to report back to the City Council with a recommendation of Favorable action.

Respectfully Submitted,

John W. Burley
Clerk of Committees



C0268-23

To: Mayor and City Council

From: Councilor Michael K. Marchese

Date: September 25, 2023

Agenda Item:

An ordinance amending C0365-19 - REGULATION SHORT-TERM RENTAL LICENSES

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..... No. C0268-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

AN ORDINANCE AMENDING C0365-19 - REGULATION SHORT-TERM RENTAL LICENSES

Councilor /s/ Michael K. Marchese, as President

Whereas: Enacting ordinance C0365-19, which replaced the original short-term rental ordinance (enacting ordinance C0049-19), is cumbersome in its intended execution, and in its relation to C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals); and

Whereas: The current short-term rental ordinance cannot be practically applied in its original spirit of the ordinance; and

Whereas: The current short-term rental ordinance is somewhat confusing regarding qualifications of a property intended for short-term rental registration: and

Whereas: C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals) shall be stricken upon separate cover; and

Whereas: C0365-19 shall be replaced in its entirety by this amendment; and

Whereas: State law allows the licensing of these short-term rentals; and

Whereas: By licensing these types of short-term rental will allow the community to safely regulate, allowing for compliance with municipal codes and ordinances.

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 Revised Ordinances of the City of Everett be amended as follows:

Article 14 of the Revised Ordinances of the City of Everett is hereby amended:

DIVISION 2. SHORT-TERM RENTAL LICENSES

Section 14-1011 Purpose

The purpose of this Amended Division 2 is to provide a process through which certain dwelling units may be registered with the City of Everett for use as Short-Term Rental units under the stipulations laid out within this ordinance.

Section 14-1012 Definitions

The following words, terms, and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Booking agent. Any person or entity that facilitates reservations or collects payment for a short-term rental on behalf of or for an operator.

Building Commissioner. Building Commissioner/Director of the inspectional services department or a designee.

Home share unit. An entire residential unit offered as a short-term rental that is the operator's primary residence.

ISD. City of Everett's Inspectional Services Department.

Limited share unit. A residential unit that is the operator's primary residence, a portion of which is offered as a short-term rental while the operator is present. Occupancy shall be limited to three bedrooms including the bedroom of the operator in a limited share unit.

Non-owner occupied unit. An entire residential unit where the operator or owner does not live in either the unit or the building and it is not the operator's primary residence.

Operator. A natural person who is either the owner or the lawful tenant of the residential unit that they seek to offer as a short-term rental. Only one owner or one tenant may be registered as an operator for a residential unit, and it shall be unlawful for any other person, even if that person is an owner or a lawful tenant and meets the qualifications of primary resident, to offer a residential unit for short-term residential rental.

Owner-adjacent unit. An entire residential unit offered as a short-term rental that is not the owner's primary residence but that is located within the same dwelling or is otherwise within the same property as the primary residence of, and is owned by, said owner.

"Primary residence. The residential unit in which the operator resides for at least six months out of a 12-month period. Primary residence is demonstrated by showing that as of the date of registration of the residential unit, the operator has resided in the residential unit for six of the past 12 months, as demonstrated by at least two of the following: utility bill, voter registration, motor vehicle registration, deed, lease, driver's license, other state-issued identification, or proof of residential exemption.

Residential unit. A residential unit is a dwelling unit as defined in the zoning ordinance but excludes the following: a congregate living complex; elderly housing; a group residence; a homeless shelter; temporary dwelling structure; and transitional housing.

Short-term rental(s). The use of a residential unit for residential occupancy by a person or persons for a period of fewer than 31 consecutive calendar days for a fee. A short-term rental may or may not be facilitated through a booking agent.

Section 14-1013 Ineligible residential units in the City.

No residential unit shall be offered as a short-term rental except in compliance with the provisions of this section and any regulations that may be promulgated by the Building Commissioner to carry out the provisions of this section.

- (a) The following residential units are not eligible to be offered as short-term rentals:
- (1) Residential units where the operator or owner does not live in either the unit, the building, or within the property and it is not the operator's primary residence, unless the property has employed a local and readily available professional property manager, or it qualifies under the exception for existing non-owner occupied unit, provided in section **14-1014** below.
 - (2) Residential units that are located within properties designated as a "problem property" pursuant to Chapter **13A** of the Ordinances.
 - (3) Residential units that are the subject of three or more findings of violations of this section within a six month period, or three or more violations of any municipal ordinance or state law or code relating to excessive noise, improper disposal of trash, disorderly conduct, or other similar conduct within a six month period. Units found ineligible pursuant to this subsection shall remain ineligible for a 12 month period immediately following the third violation.
 - (4) Residential units located within a property subject to any outstanding building, sanitary, zoning, or fire code violations, orders of abatement, stop work orders, unpaid taxes, water/sewer or tax liens, or other existing judgments or penalties imposed by the city so long as the matter remains unresolved. If a violation or other order is issued after the residential unit has been registered, the residential unit's registration shall be suspended until the violation has been cured or otherwise resolved.

Section 14-1013.A Residential units not subject to certain provisions of chapter.

- (a) **Currently Licensed Lodging Houses** – A Residential Unit offered as a Short-Term Rental that is located in a dwelling holding a current and valid Certificate of Occupancy as a lodging house from ISD and a lodging house license from the Everett City Clerk as of the effective date of this Section 14-1011 shall be subject to the registration requirements contained herein.
- (b) **Existing Inn-Holders** – A Residential Unit offered as a Short-Term Rental that holds a valid inn-holder license from the City Clerk and holds a current and valid Certificate of Occupancy as an inn-holder pursuant to 780 CMR 111 from ISD as of the effective date of this Section 14-1011 shall be subject to the registration requirements contained herein.

Section 14-1014 Requirements for short-term rentals.

An operator may only offer a short-term rental subject to the following provisions:

- (a) **Registration Requirements** – An Operator must follow the registration requirements and registration process pursuant to Section 14-1015.

To cover the expenses associated with monitoring compliance with the requirements of the ordinance, the director of inspectional services shall be authorized to set an annual registration fee per short-term rental unit, in addition to any fee that may be charged for certificate of fitness inspection(s), not to exceed the pro-rata cost to the city for monitoring and enforcement of this section.

- (b) *Short-term rental of a home share unit.* An operator may use their entire home share unit as a short-term rental without a limitation as to the number of days per year. Individual rooms within home share units may not be offered as separate short-term Rentals.
- (c) *Short-term rental of a limited share unit.* An operator may use their limited share unit as a short-term rental without limitation as to the number of days per year.
- (d) *Short-term rental of a non-owner occupied unit.* An operator may use their non-owner occupied unit as a short-term rental subject to discretion of the Building Commissioner upon application to the Building Commissioner identifying an acceptable local and readily available professional property manager. If the Operator's Residential Unit is part of a Condo Association or Building Association, said Operator needs written approval of their Condo Association or Building Association.

Rentals of non-owner occupied units must be for the entire unit; individual rooms within non-owner occupied units may not be offered as separate short-term rentals.

- (e) **Permission of Owner** – An Operator must certify at the time of registration that he or she has the following permissions to offer his or her Residential Unit as a Short-Term Rental:

- (1) Operator has the express permission of the owner of the Residential Unit offered as a Short-Term Rental. This required permission can be evidenced through the owner's signature appearing on the application. Note, the owner's signature is only required for the original application and is not necessary for a Short-Term Rental license renewal; AND
- (2) That offering the Residential Unit as a Short-Term Rental complies with applicable condominium documents, bylaws, rental agreements, or other governing documents.

- (f) *Local contact.* When registering, an operator must provide their name and contact information, and, in the event the operator is not present during the short-term rental, the name and contact information of an individual who is able to respond in person to any issues or emergencies that arise during the short-term rental within two hours of being notified. Contact information must include a telephone number that is active 24 hours per day to tenants, short-term rental occupants, and public safety agencies. This phone number shall be included in the registration of the short-term rental unit at the time of registration.
- (g) ***Posted Safety Measures*** – An Operator shall conspicuously post for the tenants of their Short-Term Rental a sheet detailing the various means of egress in case of an emergency, any fire extinguisher locations, location of fire exits and pull fire alarms if applicable, any parking requirements and/or limitations, and regulations pertaining to trash and recycling, such as pickup days and the locations of their bin(s).
- (h) ***Compliance and Interaction with Other Laws*** – Operators shall comply with all applicable federal, state, and local laws and codes, including but not limited to the Fair Housing Act, G.L. c. 151B and local equivalents and regulations related thereto, and all other regulations applicable to residential dwellings.
- (i) *Retention of records.* The operator shall retain and make available to ISD and/or the Health, Police and Fire Departments, upon written request, records to demonstrate compliance with this section, including, but not limited to: records demonstrating number of months that operator has resided or will reside in the residential unit and records showing that operator is the owner or valid leaseholder of the residential unit offered as a short-term rental. The operator shall retain such records for a period of three years from the date the residential unit is last registered for a certificate of fitness inspection.
- (j) ***Notifications***
- (1) The Operator shall include the registration number issued by the Building Commissioner on any listing offering the Residential Unit as a Short-Term Rental.
 - (2) The Booking Agent shall permit an Operator to include the registration number issued by the Building Commissioner on any listing offering the Residential Unit as a Short-Term Rental.
 - (3). The Operator, upon listing a short-term rental with a booking agent, or modifying an existing listing shall file with the city an exact duplicate of the listing, including property address. Listings must specify the quantity of off-street parking, if any, and whether or not the address is located in a resident-parking zone, including the October

resident-parking zone. The city shall maintain a list of the address and unit type of all short-term rentals on file with the city that are currently being offered.

- (4). The operator must have on file with the city the name and contact information for the operator if local or, if not local, the name and telephone number of an individual who can respond in person to any issues or emergencies at the property within two hours of being notified.
- (5) Any listing made by the operator with any booking agent or on any website shall prominently display proof of current registration and receipt of a certificate of fitness within the prior 12 months.

Section 14-1015 *Short-Term Rental Registration Process; Certifications; Liability Insurance; Fees*

- (a) ***Registration Process*** – An Operator who wishes to offer his or her Residential Unit as a Short-Term Rental shall complete an application and submit it to the Building Commissioner, online or in a paper form, to be listed on the Short-Term Rental Registry. A registration shall be valid for a one-year term, from January 1 through December 31 of each year or for such alternative twelve-month period as the Building Commissioner shall determine. An Operator shall provide information to be listed on the Registry, including: Operator name, address of Residential Unit, Operator's relationship to the unit, and other information as required by the Building Commissioner. The Operator shall also certify that he or she and the Residential Unit comply with the requirements of this section. An Operator who successfully registers his or her Residential Unit as a Short-Term Rental shall be issued a registration number.

When required by the Building Commissioner or his designee, all registration information shall be furnished immediately.

- (b) ***Liability Insurance*** – An Operator who wishes to offer his or her Residential Unit as a Short-Term Rental must carry liability insurance in accordance with M.G.L. c.175 § 4F.

- (1) Other registration requirements
(C0022-20)

All applications for short-term rental registrations, initial or renewal, shall be accompanied by the following additional materials:

- a. Certificate of Good Standing

A form or other method used to record the current local tax status of a property on which a short-term rental license is proposed to be/is currently

being exercised.

b. REAP Attestation

A form from the Massachusetts Department of Revenue on which an applicant for a short-term rental license declares, when true, they have filed all state tax returns and paid all state taxes required by law.

c. ISD Approval

A form or other method used to record:

1. The zoning district of the property address on which a short-term rental license is proposed to be or is currently being exercised; and
2. The results of a current building inspection performed by a city inspectional services inspector of a proposed or existing short-term rental unit.

d. Fire Approval

A form or other method used to record the results of a current fire safety code inspection performed by the city's fire prevention bureau of a proposed or existing short-term rental unit.

(d) ***Fees*** – Units shall be annually recorded in the Short-Term Rental Registry pursuant to the following:

- (1) All fees shall be in accordance with Section 14-1015 of this Chapter.

(e) Fees and taxes

(C0022-20)

(1) Initial registration fee

- a. There shall be a registration fee associated with the Building Commissioner's consideration of an application for the initial registration of an operator and their short-term rental unit(s).
- b. The amount of such fee shall be determined by the Building Commissioner.
- c. Such fee shall be paid by the applicant prior to their application being considered by the Building Commissioner.
- d. Such fee shall not be refundable if the Building Commissioner denies said application.

(2) Annual registration fee

- a. There shall be an annual registration fee for listing a short-term rental unit on the city's short-term rental registry, due annually on April 1 each year.

- b. The amount of such fee shall be determined by the Building Commissioner.
 - c. Such fee shall be paid by the operator before a current registration number for a short-term rental unit shall be issued.
- (3) Inspection fee
- a. The Building Commissioner may assess an inspection fee to help cover the cost of the inspections required as a part of the annual registration process for short-terms rentals.
 - b. The amount of such fee, if any, shall be determined by the Building Commissioner.
 - c. Any such fee shall be paid by the operator before a current registration number for a short-term rental unit shall be issued.
- (4) Rental taxes and fees
- The following taxes and fees shall be imposed on the total amount of the rent assessed for any room or rooms in a short-term rental unit located within the city:
- a. A tax of six percent (6%), pursuant to M.G.L. c.64G § 3A; and
 - b. A community impact fee of three percent (3%), pursuant to M.G.L. c.64G § 3D.
- (5) Parking Passes – NO parking passes will be allowed for short term renters. Parking must be supplied by the Owner, and notification of this policy must be made in writing to each renter.
- (f) (1) ***Re-registration upon Unit Sale/Transfer*** – A registration shall be tied to both the Residential Unit and the Operator and will not automatically transfer upon the sale of the unit. New Operators are responsible for ensuring that they re-register with the Building Commissioner to obtain a new registration number if they wish to continue to list the Residential Unit on the Short-Term Rental Registry.
 - (g) (1) ***Amending Registration upon Change in Primary Residence*** – If an Operator offering a registered Residential Unit ceases to be a Primary Resident of the unit, the Operator shall immediately notify the Building Commissioner to remove the unit from the Short-Term Rental Registry.
 - (h) (i) ***Bulk Registration by Booking Agent*** – Nothing herein shall prohibit a Booking Agent from entering into an agreement with the City to provide registration services for Short-Term Rental Operators.

Any short-term rental units to which the Commonwealth extends any excise or surcharge, and the city extends a local option of such, shall comply with the provisions of said statutes. However, where allowable operators may use a booking agent and the booking agent may enter into an agreement with the city for the collection and remittance of such tax. If the operator does not use a booking agent to do so, the operator is solely responsible for collecting and remitting the applicable tax.

Section 14-1017 Complaint Process; Violations

Complaints shall be made to the police, fire, health and/or inspectional services department and investigation shall commence within 30 days. Violations may, at the enforcement official's discretion, result in a warning or an ordinance ticket and the maximum appropriate fine. Three or more such tickets within a six month period will result in the unit no longer being eligible to that operator for use as a short-term rental for a period of six months following the most recent violation.

Violations may include any failure to abide by this ordinance including, but not limited to, offering an ineligible unit, failure to furnish copy of booking agent listing or include required parking information in such listing, failure to furnish a community information card to guests or furnishing one without the required minimum information, or failure to remit any required excise tax or surcharge as required by law. Unpaid taxes or surcharges shall also be liened against the property.

Right to Hearing – All rights for hearings shall be in accordance with § 13A-49 of the Revised Ordinance of the City of Everett

A person upon whom notice of violation has been served may request a hearing from the Hearing Officer by filing a written petition requesting a hearing on the matter with the Hearing Officer within twenty-one (21) days after the notice of violation was served. Upon receipt of a petition for hearing, the Hearing Officer shall notify the complainant of the place, date and time of the hearing.

Section 14-1018 Penalties

- (a) ***Offering a Unit as a Short-Term Rental without first Obtaining a License*** – Any person who offers a unit as a Short-Term Rental, or any Booking Agent who accepts a fee for booking a unit as a Short-Term Rental, without first receiving a license from the Building Commissioner shall be fined up to three hundred dollars (\$300) per violation per day, in accordance with Section 1-8 of these Revised Ordinances. Each day's failure to comply with a notice of violation or any other order shall constitute a separate violation. Building Commissioner or a designee may also seek an injunction

from a court of competent jurisdiction prohibiting the offering of the unit as a Short-Term Rental.

- (c) ***Failure to Comply with Notice of Violation*** – Any person who fails to comply with any notice of violation or other order issued pursuant to this section by the Building Commissioner or a designee for a violation of any provision of this section shall be fined one hundred dollars (\$100) per violation per day. Each day’s failure to comply with a notice of violation or any other order shall constitute a separate violation

Section 14-1019 Enforcement

- (a) ***Enforcement by City*** – The provisions of this section may be enforced in accordance with the noncriminal disposition process of M.G.L. c. 40, s. 21D, and, if applicable, by seeking to restrain a violation by injunction. The provisions of this section may also be enforced according to M.G.L. Chapter 40U as accepted by the City of Everett.
- (b) ***Enforcement by Booking Agent*** – Upon demand by the City of Everett, the Booking Agent shall remove a listing from its platform for violation of this Ordinance.

Section 14-1020 Regulations

The City of Everett may promulgate regulations, policies, restrictions, guidelines, etc. to carry out the provisions of this section.

Section 14-1021 Severability

This Ordinance, as amended from time to time, shall be fully enforced by the City of Everett. All provisions are to be presumed to be lawful. If this Ordinance shall be declared unconstitutional or unlawful, only so much of the provision as is necessary to ensure compliance shall be stricken and the balance of the Ordinance shall remain intact and fully enforceable.

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

A true copy attest



A handwritten signature in black ink, reading "Sergio Cornelio". The signature is written in a cursive style with a prominent initial 'S'.

Sergio Cornelio, City Clerk

#2-C0268-23

Legislative Affairs & Election Committee
November 13, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 13, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance amending C0365-19 – REGULATION SHORT-TERM RENTAL LICENSES.

David Flood, City Council Legislative Research Specialist; was also present. Communication received from City Attorney Keith Slattery, that he would be unable to attend due to a prior commitment.

Mr. Flood explained that the current short-term rental ordinance cannot be applied in its original adoption since it is somewhat confusing regarding qualifications of a property for intended for short-term rental. He informed the Committee that the existing Zoning Ordinance creating requirements for short-term rentals would appear on the City Council agenda with the recommendation from the Planning Board to delete in its entirety. He explained further that the Inspectional Services Division would now oversee all Short-term rentals through licensing and would oversee the collection of fees and inspections as required annually. Councilor Costa inquired how many short-term licenses were issued by the City and Mr. Flood responded that none were issued. Councilor Smith recommended that the matter be granted further time and that Attorney Slattery, Attorney Lattanzi and the Building Inspector appear at the next meeting so that she could discuss the questions she sent to them on the subject matter.

The Committee voted: To grant further time.

Respectfully Submitted,

John W. Burley
Clerk of Committees

#1-C0268-23

Legislative Affairs & Election Committee
November 20, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 20, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance amending C0365-19 – REGULATION SHORT-TERM RENTAL LICENSES.

Director of Planning, Matt Lattanzi; was also present.

David Flood, City Council Legislative Research Specialist; provided the Committee with a revised Short Term Rental Licensing Ordinance that showed the changes he made in addition to highlighting sections that he would like to have the Committee address. Councilor Smith noted that if Section 34 of the Zoning related to Short Term Rentals was to be deleted then she wanted the language in 34-C-5 that reads “No new construction for the sole purpose of short-term rentals shall be allowed” to be added to the Ordinance either under Sections 12-1013 or 12-1014. Councilor Smith questioned if the reference to Building Commissioner was correct and Mr. Lattanzi confirmed that the ISD Director is also referred to as the Building Commissioner. Councilor Smith recommended changing the word “October” mentioned under 12-1014 be changed to “Lower Broadway”. Councilor Costa inquired to how many Short Term Rental Licenses were issued in the City and Mr. Lattanzi explained that when the City first looked at the issue back in 2018 they hired a company to search the website to determine the number of Short Term Rentals being advertised in the City of Everett and the company found over 100 being advertised. He explained further that it was difficult to investigate since the ads were vague showing only interior pictures. He stated originally the license would have had to be obtained from the Licensing Commission in which a public hearing would be held and he noted that he had attended two such meetings and did not believe a license was granted on either occasion. Councilor Smith recommended that the fee for a Short Term rental license should be recorded on file in the City Clerks office. Councilor Smith recommended that the Committee accept Mr. Flood’s changes and that the following amendments be included for adoption:

- A new Section 12-1013 b (5) – “No new construction for the sole purpose of short-term rentals shall be allowed with a 20 percent maximum of condos or rental units allowed to be used as short term rentals in large scale residential building which will be allowed on a first come first serve basis in each building”
- Add the following wording at the end of Section 12-1014 (a)(2) “and the fee shall be recorded on file in the City Clerks office”
- Change the word “October” in Section 12-1014 (3)a – to “Lower Broadway”
- A new Section 12-1014 (6) – “No Parking passes will be allowed for short term renters. Parking must be supplied by the Owner and notification of this policy must be made in writing to each renter”
- Change the wording in Section 12-1015 (a)(2) – so that it now reads “April 1st to March 31st of each year”
- Delete the wording under Section 12-1015 (d)

The Committee voted: to report back to the City Council with a recommendation of Favorable action with the proposed changes and amendments.

Respectfully Submitted,

John W. Burley
Clerk of Committees

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..... No. C0268-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

AN ORDINANCE AMENDING C0365-19 - REGULATION SHORT-TERM RENTAL LICENSES

Councilor /s/ Michael K. Marchese, as President

Whereas: Enacting ordinance C0365-19, which replaced the original short-term rental ordinance (enacting ordinance C0049-19), is cumbersome in its intended execution, and in its relation to C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals); and

Whereas: The current short-term rental ordinance cannot be practically applied in its original spirit of the ordnance; and

Whereas: The current short-term rental ordinance is somewhat confusing regarding qualifications of a property intended for short-term rental registration: and

Whereas: C0371-19 (Zoning Ordinances creating a new subsection 34, Short-Term Rentals) shall be stricken upon separate cover; and

Whereas: C0365-19 shall be replaced in its entirety by this amendment; and

Whereas: State law allows the licensing of these short-term rentals; and

Whereas: By licensing these types of short-term rental will allow the community to safely regulate, allowing for compliance with municipal codes and ordinances.

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 Revised Ordinances of the City of Everett be amended as follows:

Chapter 12, Article XIV, Division 2 of the Revised Ordinances of the City of Everett is hereby amended by replacing the existing version of the division in its entirety with the following new version of the division:

DIVISION 2. SHORT-TERM RENTAL LICENSES

(C0365-19, C0268-23)

Section 12-1011 Purpose

The purpose of this division is to provide a process through which certain dwelling units may be registered with the city for use as short-term rental units under the stipulations laid out within this division.

Section 12-1012 Definitions

The following words, terms, and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) “Booking agent” – Any person or entity that facilitates reservations or collects payment for a short-term rental on behalf of or for an operator.
- (b) “Building commissioner” – Building commissioner/director of the inspectional services department or a designee.
- (c) “Home share unit” – An entire residential unit offered as a short-term rental that is the operator's primary residence.
- (d) “ISD” – The city’s inspectional services department.
- (e) “Limited share unit” – A residential unit that is the operator's primary residence, a portion of which is offered as a short-term rental while the operator is present. Occupancy shall be limited to three (3) bedrooms including the bedroom of the operator in a limited share unit.
- (f) “Non-owner-occupied unit” – An entire residential unit where the operator or owner does not live in either the unit or the building and it is not the operator's primary residence.
- (g) “Operator” – A natural person who is either the owner or the lawful tenant of the residential unit that they seek to offer as a short-term rental. Only one (1) owner or one (1) tenant may be registered as an operator for a residential unit, and it shall be unlawful for any other person, even if that person is an owner or a lawful tenant and meets the qualifications of primary resident, to offer a residential unit for short-term residential rental.
- (h) “Owner-adjacent unit” – An entire residential unit offered as a short-term rental that is not the owner's primary residence but that is located within the same dwelling or is otherwise within the same property as the primary residence of, and is owned by, said owner.
- (i) “Primary residence” – The residential unit in which the operator resides for at least six (6) months out of a twelve (12) month period. Primary residence is demonstrated by showing that as of the date of registration of the residential unit, the operator has resided in the residential unit for six (6) of the past twelve (12) months, as demonstrated by at least two (2) of the following: utility bill, voter registration, motor vehicle registration, deed, lease, driver's license, other state-issued identification, or proof of residential exemption.
- (j) “Residential unit” – A residential unit is a dwelling unit as defined in the zoning ordinance but excludes the following: a congregate living complex; elderly housing; a group residence; a homeless shelter; temporary dwelling structure; and transitional

housing.

- (k) “Short-term rental(s)” – The use of a residential unit for residential occupancy by a person or persons for a period fewer than thirty-one (31) consecutive calendar days for a fee. A short-term rental may or may not be facilitated through a booking agent.

Section 12-1013 Ineligible residential units in the city

- (a) No residential unit shall be offered as a short-term rental except in compliance with the provisions of this division and any regulations that may be promulgated by the building commissioner to carry out the provisions of this division.
- (b) The following residential units are not eligible to be offered as short-term rentals:
- (1) Residential units where the operator or owner does not live in either the unit, the building, or within the property and it is not the operator's primary residence, unless the property has employed a local and readily available professional property manager, or it qualifies under the exception for existing non-owner-occupied unit, provided in Section 12-1014 below.
 - (2) Residential units that are located within properties designated as a "problem property" pursuant to Chapter 13A of these Revised Ordinances.
 - (3) Residential units that are the subject of three (3) or more findings of violations of this section within a six (6) month period, or three (3) or more violations of any municipal ordinance or state law or code relating to excessive noise, improper disposal of trash, disorderly conduct, or other similar conduct within a six (6) month period. Units found ineligible pursuant to this subsection shall remain ineligible for a twelve (12) month period immediately following the third violation.
 - (4) Residential units located within a property subject to any outstanding building, sanitary, zoning, or fire code violations, orders of abatement, stop work orders, unpaid taxes, water/sewer or tax liens, or other existing judgments or penalties imposed by the city so long as the matter remains unresolved. If a violation or other order is issued after the residential unit has been registered, the residential unit's registration shall be suspended until the violation has been cured or otherwise resolved.
 - (5) No new construction for the sole purpose of short-term rentals shall be allowed, with a twenty percent (20%) maximum of condos or rental units allowed to be used as short-term rentals in large scale residential building which will be allowed on a first come first serve basis in each building.

Section 12-1013.A Residential units not subject to certain provisions of this division

- (a) Currently licensed lodging houses

A residential unit offered as a short-term rental that is located in a dwelling holding a current and valid Certificate of Occupancy as a lodging house from ISD and a lodging house license from the city clerk as of the effective date of Section 12-1011 shall be subject to the registration requirements contained herein.

(b) Existing inn-holders

A residential unit offered as a short-term rental that holds a valid inn-holder license from the city clerk and holds a current and valid Certificate of Occupancy as an inn-holder pursuant to 780 CMR 111 from ISD as of the effective date of Section 12-1011 shall be subject to the registration requirements contained herein.

Section 12-1014 Requirements for short-term rentals

An operator may only offer a short-term rental subject to the following provisions:

(a) Registration requirements

- (1) An operator must follow the registration requirements and registration process pursuant to Section 12-1015.
- (2) To cover the expenses associated with monitoring compliance with the requirements of this division, the building commissioner shall be authorized to set an annual registration fee per short-term rental unit, in addition to any fee that may be charged for certificate of fitness inspection(s), not to exceed the pro-rata cost to the city for monitoring and enforcement of this division.

(b) Short-term rental of a home share unit

- (1) An operator may use their entire home share unit as a short-term rental without a limitation as to the number of days per year.
- (2) Individual rooms within home share units may not be offered as separate short-term rentals.

(c) Short-term rental of a limited share unit

An operator may use their limited share unit as a short-term rental without limitation as to the number of days per year.

(d) Short-term rental of a non-owner occupied unit

- (1) An operator may use their non-owner-occupied unit as a short-term rental subject to discretion of the building commissioner upon application to the building commissioner identifying an acceptable local and readily available professional property manager.
- (2) If the operator's residential unit is part of a condo association or building association, said operator needs written approval of their condo association or building association.
- (3) Rentals of non-owner-occupied units must be for the entire unit; individual rooms within non-owner-occupied units may not be offered as separate short-term rentals.

(e) Permission of owner

An operator must certify at the time of registration that he or she has the following permissions to offer his or her residential unit as a short-term rental:

- (1) The operator has the express permission of the owner of the residential unit offered as a short-term rental. This required permission can be evidenced through the owner's signature appearing on the application. The owner's signature is only required for the original application and is not necessary for a short-term rental license renewal; and
 - (2) That offering the residential unit as a short-term rental complies with applicable condominium documents, bylaws, rental agreements, or other governing documents.
- (f) Local contact
- (1) When registering, an operator must provide their name and contact information, and, in the event the operator is not present during the short-term rental, the name and contact information of an individual who is able to respond in person to any issues or emergencies that arise during the short-term rental within two (2) hours of being notified.
 - (2) Contact information must include a telephone number that is active twenty-four (24) hours per day to tenants, short-term rental occupants, and public safety agencies. This phone number shall be included in the registration of the short-term rental unit at the time of registration.
- (g) Posted safety measures
- An operator shall conspicuously post for the tenants of their short-term rental a sheet detailing the various means of egress in case of an emergency, any fire extinguisher locations, location of fire exits and pull fire alarms if applicable, any parking requirements and/or limitations, and regulations pertaining to trash and recycling, such as pickup days and the locations of their bin(s).
- (h) Compliance and interaction with other laws
- Operators shall comply with all applicable federal, state, and local laws and codes, including but not limited to the Fair Housing Act, G.L. c. 151B and local equivalents and regulations related thereto, and all other regulations applicable to residential dwellings.
- (i) Retention of records
- (1) The operator shall retain and make available to ISD and/or the health, police and fire departments, upon written request, records to demonstrate compliance with this section, including, but not limited to: records demonstrating number of months that operator has resided or will reside in the residential unit and records showing that operator is the owner or valid leaseholder of the residential unit offered as a short-term rental.
 - (2) The operator shall retain such records for a period of three (3) years from the date the residential unit is last registered for a certificate of fitness inspection.
- (j) Notifications
- (1) The operator shall include the registration number issued by the building commissioner on any listing offering the residential unit as a short-term

rental.

- (2) The booking agent shall permit an operator to include the registration number issued by the building commissioner on any listing offering the residential unit as a short-term rental.
- (3) The operator, upon listing a short-term rental with a booking agent, or modifying an existing listing shall file with the city an exact duplicate of the listing, including property address.
 - a. Listings must specify the quantity of off-street parking, if any, and whether or not the address is located in a resident-parking zone, including the Lower Broadway resident-parking zone.
 - b. The city shall maintain a list of the address and unit type of all short-term rentals on file with the city that are currently being offered.
- (4) In accordance with Section 12-1014(f), the operator must have local contact information of file with the city.
- (5) Any listing made by the operator with any booking agent or on any website shall prominently display proof of current registration and receipt of a certificate of fitness within the prior twelve (12) months.
- (6) Parking Passes
No parking passes will be allowed for short term renters. Parking must be supplied by the owner, and notification of this policy must be made in writing to each renter.

Section 12-1015 Short-term rental registration process; certifications; liability insurance; fees

- (a) Registration process
 - (1) An operator who wishes to offer his or her residential unit as a short-term rental shall complete an application and submit it to the building commissioner, online or in a paper form, to be listed on the short-term rental registry.
 - (2) A registration shall be valid for a one (1) year term, from April 1 through March 31 of the following year or for such alternative twelve (12) month period as the building commissioner shall determine.
 - (3) An operator shall provide information to be listed on the registry, including operator name, address of residential unit, operator's relationship to the unit, and other information as required by the building commissioner.
 - (4) The operator shall also certify that he or she and the residential unit comply with the requirements of this division.
 - (5) An operator who successfully registers his or her residential unit as a short-term rental shall be issued a registration number.

(6) When required by the building commissioner, all registration information shall be furnished immediately.

(b) Liability insurance

An operator who wishes to offer his or her residential unit as a short-term rental must carry liability insurance in accordance with M.G.L. c.175 § 4F.

(c) Other registration requirements

(C0022-20)

All applications for short-term rental registrations, initial or renewal, shall be accompanied by the following additional materials:

(1) Certificate of Good Standing

A form or other method used to record the current local tax status of a property on which a short-term rental license is proposed to be/is currently being exercised.

(2) REAP Attestation

A form from the Massachusetts Department of Revenue on which an applicant for a short-term rental license declares, when true, they have filed all state tax returns and paid all state taxes required by law.

(3) ISD approval

- a. A form or other method used to record;
- b. The zoning district of the property address on which a short-term rental license is proposed to be or is currently being exercised; and
- c. The results of a current building inspection performed by a city inspectional services inspector of a proposed or existing short-term rental unit.

(4) Fire approval

A form or other method used to record the results of a current fire safety code inspection performed by the city's fire prevention bureau of a proposed or existing short-term rental unit.

(d) Fees and taxes

(C0022-20)

(1) Initial registration fee

- a. There shall be a registration fee associated with the building commissioner's consideration of an application for the initial registration of an operator and their short-term rental unit(s).
- b. The amount of such fee shall be determined by the building commissioner.
- c. Such fee shall be paid by the applicant prior to their application being considered by the building commissioner.
- d. Such fee shall not be refundable if the building commissioner denies said

application.

(2) Annual registration fee

- a. There shall be an annual registration fee for listing a short-term rental unit on the city's short-term rental registry, due annually on April 1 each year.
- b. The amount of such fee shall be determined by the building commissioner.
- c. Such fee shall be paid by the operator before a current registration number for a short-term rental unit shall be issued.

(3) Inspection fee

- a. The building commissioner may assess an inspection fee to help cover the cost of the inspections required as a part of the annual registration process for short-terms rentals.
- b. The amount of such fee, if any, shall be determined by the building commissioner.
- c. Any such fee shall be paid by the operator before a current registration number for a short-term rental unit shall be issued.

(4) Rental taxes and fees

The following taxes and fees shall be imposed on the total amount of the rent assessed for any room or rooms in a short-term rental unit located within the city:

- a. A tax of six percent (6%), pursuant to M.G.L. c.64G § 3A; and
- b. A community impact fee of three percent (3%), pursuant to M.G.L. c.64G § 3D.

(e) Re-registration upon unit sale/transfer

- (1) A registration shall be tied to both the residential unit and the operator and will not automatically transfer upon the sale of the unit.
- (2) New operators are responsible for ensuring that they re-register with the building commissioner to obtain a new registration number if they wish to continue to list the residential unit on the short-term rental registry.

(f) Amending registration upon change in primary residence

If an operator offering a registered residential unit ceases to be a primary resident of the unit, the operator shall immediately notify the building commissioner to remove the unit from the short-term rental registry.

(g) Bulk registration by booking agent

Nothing herein shall prohibit a booking agent from entering into an agreement with the city to provide registration services for short-term rental operators.

Section 12-1016 Room occupancy excise

- (a) Any short-term rental units to which the Commonwealth extends any excise or surcharge, and the city extends a local option of such, shall comply with the provisions of said statutes.
- (b) However, where allowable operators may use a booking agent and the booking agent may enter into an agreement with the city for the collection and remittance of such tax.
- (c) If the operator does not use a booking agent to do so, the operator is solely responsible for collecting and remitting the applicable tax.

Section 12-1017 Complaint process; violations

(a) Complaint process

Complaints shall be made to the police, fire, health and/or inspectional services department and investigation shall commence within thirty (30) days.

(b) Violations

- (1) Violations may, at the enforcement official's discretion, result in a warning or an ordinance ticket and the maximum appropriate fine.
- (2) Three or more such tickets within a six (6) month period will result in the unit no longer being eligible to that operator for use as a short-term rental for a period of six (6) months following the most recent violation.
- (3) Violations may include any failure to abide by this division including, but not limited to:
 - a. Offering an ineligible unit;
 - b. Failure to furnish copy of booking agent listing or include required parking information in such listing;
 - c. Failure to furnish a community information card to guests or furnishing one without the required minimum information; or
 - d. Failure to remit any required excise tax or surcharge as required by law.
- (4) Unpaid taxes or surcharges shall also be liened against the property.

(c) Right to Hearing

- (1) All rights for hearings shall be in accordance with § 13A-49 of these Revised Ordinances.
- (2) A person upon whom notice of violation has been served may request a hearing from the hearing officer by filing a written petition requesting a hearing on the matter with the hearing officer within twenty-one (21) days after the notice of violation was served.
- (3) Upon receipt of a petition for hearing, the hearing officer shall notify the complainant of the place, date and time of the hearing.

Section 12-1018 Penalties

- (a) Offering a unit as a short-term rental without first obtaining a license

- (1) Any person who offers a unit as a short-term rental, or any booking agent who accepts a fee for booking a unit as a short-term rental, without first receiving a license from the building commissioner shall be fined up to three hundred dollars (\$300.00) per violation per day, in accordance with Section 1-8 of these Revised Ordinances.
 - (2) Each day's failure to comply with a notice of violation or any other order shall constitute a separate violation.
 - (3) Building commissioner may also seek an injunction from a court of competent jurisdiction prohibiting the offering of the unit as a short-term rental.
- (b) Failure to comply with notice of violation
- (1) Any person who fails to comply with any notice of violation or other order issued pursuant to this division by the building commissioner for a violation of any provision of this section shall be fined one hundred dollars (\$100.00) per violation per day.
 - (2) Each day's failure to comply with a notice of violation or any other order shall constitute a separate violation.

Section 12-1019 Enforcement

- (a) Enforcement by city
- (1) The provisions of this section may be enforced in accordance with the noncriminal disposition process of M.G.L. c. 40, s. 21D, and, if applicable, by seeking to restrain a violation by injunction.
 - (2) The provisions of this section may also be enforced according to M.G.L. Chapter 40U as accepted by the city.
- (b) Enforcement by booking agent
- Upon demand by the city, the booking agent shall remove a listing from its platform for violation of this division.

Section 12-1020 Regulations

The city may promulgate regulations, policies, restrictions, guidelines, etc. to carry out the provisions of this division.

Section 12-1021 Severability

This division, as amended from time to time, shall be fully enforced by the city. All provisions are to be presumed to be lawful. If this division shall be declared unconstitutional or unlawful, only so much of the provision as is necessary to ensure compliance shall be stricken and the balance of the division shall remain intact and fully enforceable.

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



C0279-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 13, 2023

Agenda Item:

An ordinance amending Section 33 "Commercial Triangle" of the City of Everett Zoning Ordinance

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..... No. C0279-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

AN ORDINANCE AMENDING SECTION 33 “COMMERCIAL TRIANGLE ECONOMIC DEVELOPMENT DISTRICT” of the City of Everett Zoning Ordinances

Councilor /s/ Michael K. Marchese, as President

Whereas: This ordinance is to amend Section 33, “Commercial Triangle Economic Development District”, of the Everett Zoning Ordinance;

Whereas: Section 12 of the City of Everett Zoning Ordinance enables the City Council to “...amend, supplement, or change these [Zoning] regulations or districts as provided by statute”; and

Whereas: M.G.L. c.40A, §3A requires that the City of Everett, as a Rapid Transit Community, allow for multi-family housing production as a by-right use in an applicable zoning district as a means to be compliant with State law.

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

Be it Ordained by the City Council of the City of Everett, Massachusetts that Section 33 of the Revised Zoning ordinance is hereby amended as follows:

Section 33, Subsection E (“Use Regulations”)

To amend Section 33(E)(1), “Uses Allowed by Right”, to add a new subsection 33(E)(1)(f) – “Multifamily residential developments; provided that the maximum building height is 3-stories, or thirty-five (35) feet.”

To amend Section 33(E)(2), “Uses allowed by special permit from the planning board”, to delete the existing 33(E)(2)(a) – “Multifamily residential developments; provided, that the minimum density of such a development shall be fifty (50) units per acre, which density requirement shall be prorated based upon the size of the development parcel.” In making this change, all

subsequent existing subsections shall be re-sequenced [33(E)(2)(b) shall be re-sequenced to 33(E)(2)(a); 33(E)(2)(c) shall be re-sequenced to 33(E)(2)(b), etc.].

To amend Section 33(F) “Dimensional Requirements”, (5) “Height” by adding the following **bolded** language to the existing language:

“Height. **Multifamily (non-mixed-use) residential developments shall be limited to a maximum height of thirty-five (35) feet.** All **other** buildings shall be limited to a maximum of eighty-five (85) feet. Other structures on the roof shall not count towards the height unless the area of such structures exceeds thirty-three percent (33%) of the area of the roof or any enclosed structure or mechanical equipment exceeds twelve (12) feet in height. The height of any building may be increased to a maximum of one hundred (100) feet upon the grant of a special permit.”

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

A true copy attest:



A handwritten signature in cursive script that reads 'Sergio Cornelio'.

Sergio Cornelio, City Clerk

#4-C0279-23

Legislative Affairs & Election Committee
November 20, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 20, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance amending Section 33 "Commercial Triangle" of the City of Everett Zoning Ordinance.

Director of Planning, Matt Lattanzi; was also present.

The Committee was informed that the Planning Board had approved the zoning change.

The Committee voted: to report back to the City Council with a recommendation of Favorable action.

Respectfully Submitted,

John W. Burley
Clerk of Committees



C0254-23

To: Mayor and City Council

From: Councilor Vivian Nguyen

Date: September 11, 2023

Agenda Item:

That the administration consider funding a study for the Transportation Planning Division to examine the public transportation needs of community members who are not adequately addressed by current services.

Background and Explanation:

Attachments:



C0273-23

To: Mayor and City Council

From: Councilor Jimmy Le

Date: October 10, 2023

Agenda Item:

That the city implement city wide speed bumps

Background and Explanation:

Attachments:





C0284-23

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

Agenda Item:

An ordinance correcting the usage of the Loud and Unnecessary Noise ordinance in the Driveway Construction ordinance

Background and Explanation:

Attachments:

Current Driveway Noise Restrictions

Section 17-115 ***Specific conditions***

- (a) No construction activity, unless approved by the department of public works or his/her authorized department of public works representative, shall be performed at times not allowed under City of Everett Public Peace and Safety Ordinances, unless otherwise noted on the driveway permit. (Note: Section 13A – 62(g), subsection 14 (6) entitled “Construction Work” states no loud or unusual noise between the hours of 9:00 PM and 7:00 AM are permitted unless first authorized in writing.)

Current City of Everett Noise Ordinances

13A-62(g)(14)b.6.

6/ Construction Work in Residential Districts

The erection, excavation, demolition, alteration or repair of any building in a residential zoning district attended by loud or unusual noise shall not be allowed on Sundays or between the hours of 7:00 PM and 7:00 AM on other days of the week.

(C0216-20, C0047-21)

13A-62(g)(14)b.7.

7. Construction Work in Non-Residential Districts

Regulations regarding the erection, excavation, demolition, alteration or repair of any building in a non-residential zoning district attended by loud or unusual noise are located in Section 12-2002 (b)(6) of these Revised Ordinances.

(C0036-20, C0047-21)

12-2002 (b)(6)

(6) The erection, excavation, demolition, alteration or repair of any building attended by loud or unusual noise including, but not limited to, the operation of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, backhoe, caterpillar, or other similar equipment, shall not take place between the hours of 9:00 PM and 7:00 AM unless first authorized in writing as follows:

(C0047-21)

- a. In the event of an emergency that impacts public safety, by the police chief;
- b. In all non-emergency cases where the overnight work requested shall not exceed three (3) consecutive evenings, by the police chief; or
- c. In all non-emergency cases where the overnight work requested shall exceed three (3) consecutive evenings, or if said requests for overnight work, on the same project/property site, shall exceed four (4) separate requests in the same calendar year, by approval of the city council or its designee.

(C0419-16)

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: 11/13/2023

DATE OF PROPOSED ORDAINMENT: 11/27/2023



CITY COUNCIL..... No. C0284-23

IN THE YEAR TWO THOUSAND AND TWENTY-THREE

AN ORDINANCE CORRECTING THE USAGE OF THE LOUD AND UNNECESSARY NOISS ORDINANCE IN THE DRIVEWAY CONSTRUCTION ORDINANCE

Councilor /s/ Michael K. Marchese, as President

Whereas: Portions of a previous version the Loud and Unusual Construction Noise Ordinance are repeated in the Driveway Construction Ordinance; and

Whereas: Some of those repeated portions have been since modified in such Noise Ordinance; and

Whereas: The Driveway Construction Ordinance needs to be modified to take out any incorrect information. The Driveway Construction Ordinance can still reference such Noise Ordinance. but it should not repeat any information contained in it.

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

Be it Ordained by the City Council of the City of Everett, Massachusetts that Section 17-115 of the Revised Ordinances of the City of Everett is hereby amended as follows:

Section 17-115(a) shall be amended by deleting the current text of the subsection in its entirety and replacing it with the following text:

All driveway construction activity shall be performed in conformance with the Public Peace and Safety Ordinance – Loud and Unnecessary Noises: Construction Work in Residential Districts (Section 13A -62(g)(14)b.6.) and Construction Work in Non-Residential Districts (Section 13A -62(g)(14)b.7.)

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

#1-C0284-23

Legislative Affairs & Election Committee
November 13, 2023

The Committee on Legislative Affairs & Elections met on Monday, November 13, 2023 at 6:00pm 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, Stephanie Smith and Darren Costa.

The Committee considered an Ordinance offered by Councilor Michael Marchese, as President: An Ordinance correcting the usage of the Loud and Unnecessary Noise ordinance in the Driveway Construction Ordinance.

David Flood, City Council Legislative Research Specialist; was also present.

Mr. Flood explained that the company working on the codification of the Ordinances noticed a discrepancy and recommended that it be amended to take out any incorrect information. He noted that the intent was so that the Driveway Construction Ordinance can still reference such Noise Ordinance but should not repeat any information contained in it. Mr. Flood also explained that all references of 9pm to 7am would be amended to 7pm to 7am.

The Committee voted: To report back to the City Council with a recommendation of Favorable action.

Respectfully Submitted,

John W. Burley
Clerk of Committees



C0286-23

To: Mayor and City Council
From: Councilor Stephanie Martins, Councilor Vivian Nguyen
Date: October 23, 2023

Agenda Item:

That the licensing commission provide an update on scheduling a public hearing on the Alcohol Nip Ban Ordinance

Background and Explanation:

Attachments:



C0295-23

To: Mayor and City Council
From: Councilor Darren M. Costa
Date: October 23, 2023

Agenda Item:

Resolution to consider a beautification program for small businesses

Background and Explanation:

Small businesses were impacted by the quarantine period, which have delayed or eliminated the potential for aesthetic improvements. Minority and women owned businesses need assistance. Signage and facade improvements could significantly add value to both small businesses and residents. A more visually pleasing neighborhood leads to an increase in patronage to our many small businesses. This program promotes City wide standard improvements and a uniform presence

Attachments:



C0313-23

To: Mayor and City Council
From: Councilor Michael K. Marchese
Date: November 13, 2023

Agenda Item:

A petition from National Grid seeking permission to install approximately 400 feet of 8-inch, plastic gas main on Boston Street between Revere Beach Parkway and Vale Street

Background and Explanation:

Attachments:



C0345-23

To: Mayor and City Council

From: Councilor Darren M. Costa

Date: November 27, 2023

Agenda Item:

. Request that the Traffic and Parking department consider expanding overnight parking enforcement

Background and Explanation:

Overnight parking is one of the largest complaints from residents. It's a growing problem that has negative effects to the community. An over night parking officer would break even in the City's budget with an appropriate revenue plan. We direly need resources focused on problem areas, like the borders of Malden, Chelsea and Revere

Attachments:



C0346-23

To: Mayor and City Council

From: Councilor Darren M. Costa

Date: November 27, 2023

Agenda Item:

Request that the Traffic Commission consider making Clarence Street a one way passage between Woodlawn St and Dartmouth St

Background and Explanation:

Attachments:



C0347-23

To: Mayor and City Council
From: Councilor Darren M. Costa
Date: November 27, 2023

Agenda Item:

Request that the Planning Department provide an inventory of trees that require trimming

Background and Explanation:

Attachments:



C0353-23

To: Mayor and City Council
From: Councilor Darren M. Costa
Date: November 27, 2023

Agenda Item:

A resolution requesting that the DPW and Engineering pave the Grover, Estes, Miller and Meadowview Streets, including the sidewalks.

Background and Explanation:

Attachments:



C0362-23

To: Mayor and City Council

From: Councilor Stephanie Martins, Councilor Vivian Nguyen

Date: November 27, 2023

Agenda Item:

That the Traffic Commission/ MBTA consider moving the bus stop on Main st in front of Pollo Royal to the next block to free up parking spaces for local businesses.

Background and Explanation:

Attachments:









C0363-23

To: Mayor and City Council

From: Councilor Vivian Nguyen

Date: November 27, 2023

Agenda Item:

That Engineering consider painting designated parking spots on Linden Street

Background and Explanation:

Attachments: