



CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

Councilors:

- President Gina-Louise Sciarra, At-Large
- William H. Dwight, At-Large
- Michael J. Quinlan, Jr., Ward 1
- Karen Foster, Ward 2
- Vice-President James Nash, Ward 3
- John Thorpe, Ward 4
- Alex Jarrett, Ward 5
- Marianne L. LaBarge, Ward 6
- Rachel Maiore, Ward 7

Meeting Agenda
On-line Video Conference
Meeting Date: May 20, 2021
Meeting Time: 7 p.m.

The May 20, 2021 City Council meeting will be held by remote participation. The public can follow the council's deliberations by watching the meeting live on Comcast channel 15, live-streaming it on YouTube or joining the virtual meeting by phone or computer. For the active YouTube link, please see Northampton Open Media's website: <http://northamptonopenmedia.org/>

Live public comment will be available using telephone call-in or video conferencing technology beginning at 7 p.m.

INSTRUCTIONS FOR CALLING IN OR JOINING THE MEETING

Join the meeting: <https://bit.ly/2RgMI6Q>

For telephone call-in, call:

+253 215-8785 US

+301 715-8592 US

MEETING ID: 918 0188 6037

PARTICIPANT #: #

PASSCODE: 645679

1. Announcement that meeting is being held by remote participation and Audio/Video Recorded

This meeting is being held by remote participation and audio/video recorded.

2. Public Comment

3. Roll Call

4. Public Hearings

A. 7:05 pm **Public Hearing on 21.261 Application for License to Store Flammables and Combustibles - 140 Olander Drive**

Per M.G.L. Chapter 148, Section 13, North Commons at Village Hill, LLC has submitted an application for a License to Store Flammables and Combustibles for one (1) 4,000-gallon LP Gas underground storage tank at 140 Olander Drive, Northampton, MA.

The City Council will hold a public hearing on **Thursday, May 20, 2021 at 7:05 p.m.** and hear all persons who wish to be heard thereon.

Documents:

[21.261 Application for License to Store Flammables and Combustibles at 140 Olander Drive.pdf](#)

[Public Hearing for License for UST for 5-20-21 City Council Meeting.pdf](#)

[21.261 Memo re Decision to Use Propane for Hot Water System.pdf](#)

B. 7:30 pm **Public Hearing on 21.238 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Damon Road (Petition#23303524)**

Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on **Thursday, May 20, 2021 at 7:30 p.m.** on National Grid/Verizon New England's petition to install one jointly-owned (JO) pole on Damon Road (Petition #23303524). The City Council will hear all persons who wish to be heard thereon.

Documents:

[21.238 DPW Recommendation.pdf](#)

[21.238 National Grid-Verizon Pole Petition for Damon Road.pdf](#)

5. Updates from Council President and Committee Chairs

6. Recognitions and One-Minute Announcements by Councilors

7. Communications and Proclamations from the Mayor

A. FY2022 Budget Message

Presentation by Mayor David J. Narkewicz

The budget can be found [here](#).

8. Resolutions

A. 21.266 A Resolution in Support of Workers of the Hampshire Gazette - 2nd reading

History:

- Passed 1st reading - 5/6/2021

Documents:

[21.266 A Resolution in Support of Workers of the Hampshire Gazette.pdf](#)

B. 21.267 A Resolution in Support of the Recommendations of the Northampton Policing Review Commission - 2nd reading

History:

- Amended 2nd "Be it Further Resolved" clause to delete "by at least \$882,602" and replace with "with a meaningful investment that would assure viability"

- Amended 3rd "Be it Further Resolved" clause to delete "situated underneath the Board of Health" and replace with "housed outside of the police department" (the two amendments were approved by single motion that carried 8:0 with one abstention - Councilor Thorpe)

- motion to further amend document to incorporate the other 13 recommendations of the report was proposed but then withdrawn
- Passed 1st reading 8:0 with one abstention (Councilor Thorpe)

Documents:

[21.267 A Resolution in Support of the Recommendations of the Northampton Policing Review Commission - POST 1st rdg.pdf](#)

C. 21.272 A Resolution Urging Action on an Act to Prevent Wage Theft, Promote Employer Accountability and Enhance Public Enforcement - 1st reading

Documents:

[21.272 A Resolution Urging Action on an Act to Prevent Wage Theft, Promote Employer Accountability and Enhance Public Enforcement.pdf](#)

9. Presentations

10. Consent Agenda

A. Minutes of April 1, 2021

Documents:

[04-01-2021_City Council Minutes.pdf](#)

B. Issue License to Store Flammables and Combustibles @ 140 Olander Drive to North Commons @ Village Hill, LLC

See documents above

C. Approve 21.238 National Grid/Verizon Pole Petition for One (1) Jointly-owned (JO) Pole on Damon Road (Petition#23303524)

See documents above

D. Approve 21.239 National Grid/Verizon Pole Petition for Two (2) Jointly-owned (JO) Poles on Burts Pit Road (Petition#30025210)

See documents above.

E. 21.273 Reappointments to Various Committees - for referral to City Services Committee

Arts Council

Danielle Amodeo, 50 Union Street, Apt. #13, Northampton

Term: July 2021-June 2024

Reappointment

Freeman Stein, 27 Fairfield Avenue, Florence,

Term: July 2021-June 2024

Reappointment

Council on Aging

Cynthia Langley, 419 Fairway Village, Leeds

Term: July 2021-June 2024

Reappointment

Housing Partnership

Jennifer Dierenger, 60 North Street, Northampton

Term: July 2021- June 2024

To fill a vacancy

Urban Forestry Commission

Jen Werner, 16 Winthrop Street, Northampton

Term: July 2021-June 2024

Reappointment

Molly Hale, 96 Oak Street, Florence

Term: July 2021-June 2023

Reappointment

Documents:

[21.273 Reappointments to Various Committees.pdf](#)

11. Recess for Committee on Finance (See Separate Agenda)

12. Financial Orders (on 1st reading pending Finance review)

Rule 2.6 requires the Finance Committee to consider certain financial matters.

A. 21.271 Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction - 1st reading

Documents:

[21.271 An Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction.pdf](#)

13. Financial Orders (on 2nd reading)

A. 21.265 An Order Authorizing Acquisition and Establishment of a Municipal Light Plant - 2nd reading

History:

- Positive recommendation, Finance Committee - 5/6/2021
- Passed 1st reading - 5/6/2021

Documents:

[21.265 An Order Authorizing Acquisition and Establishment of a Municipal Light Plant.pdf](#)

14. Orders

15. Ordinances (Not yet Referred)

Rule 5.2.3 provides that no ordinance shall be voted on by the City Council until it has been considered by the Committee on Legislative Matters.

Process note: Due to not having sufficient information, Legislative Matters forwarded 21.240, 21.241, 21.242 and 21.243 to the full council on 5/10/2021 with a neutral recommendation. Since then, in consultation with the DPW Director and Council President, there has been a request to refer these ordinances back to LM for further discussion.

A. **21.240 An Ordinance Relative to Parking on Front Street - 1st reading**

History:

- referred to LM - 4/15/2021
- neutral recommendation, LM - 5/10/2021

Documents:

[21.240 An Ordinance Relative to Parking on Front Street.pdf](#)

B. **21.241 An Ordinance Relative to Parking on Grove Avenue - 1st reading**

History:

- referred to Legislative Matters (LM) - 4/15/2021
- neutral recommendation, LM - 5/10/2021

Documents:

[21.241 An Ordinance Relative to Parking on Grove Avenue.pdf](#)

C. **21.242 An Ordinance Relative to Parking on Florence Street - 1st reading**

History:

- referred to Legislative Matters (LM) - 4/15/2021
- neutral recommendation, LM - 5/10/2021

Documents:

[21.242 An Ordinance Relative to Parking on Florence Street.pdf](#)

D. **21.243 An Ordinance Relative to Parking on Main Street, Leeds - 1st reading**

History:

- Referred to Legislative Matters (LM) - 4/15/2021
- neutral recommendation, LM - 5/10/2021

Documents:

[21.243 An Ordinance Relative to Parking on Main Street, Leeds.pdf](#)

16. Ordinances

A. 21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13 - 1st reading

History:

- Referred to Community Resources, Planning Board (PB) and Legislative Matters (LM) - 4/1/2021
- Neutral recommendation, Community Resources - 4/26/2021
- Joint public hearing held with PB, positively recommended, LM - 5/10/2021
- Recommended forwarding to City Council, PB passed 6:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021

Documents:

[21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13.pdf](#)

B. 21.218 An Ordinance to Amend Zero Lot Line Section of Code - 1st reading

History:

- Referred to Community Resources, Planning Board (PB) and Legislative Matters (LM) - 4/1/2021
- Neutral recommendation, Community Resources - 4/26/2021
- Amended language submitted by Office of Planning and Sustainability (OPS) to address comments in CR - 5/6/2021
- Amendment added by solicitor Seewald to clarify language - 5/7/2021
- Joint PB/LM public hearing held - 5/10/2021
- 350-6.13 A (2) i changed : "has a reduced side setback of up to 5' from the standard setback" to "has a reduction from the standard setback of up to 5" - 5/10/2021
- Amended to accept combined changes of OPS and the city solicitor, 10:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021
- Positive recommendation, LM - 5/10/2021
- Recommend forwarding to City Council, PB, 6:0 with one abstention (Member Kohout) and one absent (Member Fowler) - 5/10/2021

Documents:

[21.218 An Ordinance to Amend Zero Lot Line Section of Code - POST LM.pdf](#)
[21.218 Proposed AJ Amendment.pdf](#)

17. Information Requests (Charter Provision 2-7) and Committee Study Requests

18. New Business

19. Adjourn

Contact: *G-L Sciarra, Council President*
glsciarra@northamptonma.gov
(413) 570-3133



FP-002A
(Rev. 1.2018)

The Commonwealth of Massachusetts
City/Town of Northampton

Application For License

Massachusetts General Law, Chapter 148

§13 New License Amended License

GIS Coordinates

LAT.

LONG.

License Number

Application is hereby made in accordance with the provisions of Chapter 148 of the General Laws of Massachusetts for a license to store flammables, combustibles or explosives on land in buildings or structures herein described.

Location of Land: 140 Olander Drive, Northampton Map 31C, Lot 082
Number, Street and Assessor's Map and Parcel ID

Attach a plot plan of the property indicating the location of property lines and all buildings or structures.

Owner of Land: North Commons at Village Hill, LLC

Address of Land Owner: c/o The Community Builders, Inc., 185 Dartmouth St., Suite 900, Boston, MA 02116

Use and Occupancy of Buildings and Structures: Affordable Rental Housing, R-2 Use

If this is an application for amendment of an existing license, indicate date of original license and any subsequent amendments

Attach a copy of the current license

Flammable and Combustible Liquids, Flammable Gases and Solids

Complete this section for the storage of flammable and combustible liquids, solids, and gases; see 527 CMR 1.00 Table 1.12.8.50; Attach additional pages if needed. All tanks and containers are considered full for the purposes of licensing and permitting.

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, cubic feet Gals	CONTAINER UST, AST, IBC, drums UST
LP Gas	I	4,000		

Total quantity of all flammable liquids to be stored: _____

Total quantity of all combustible liquids to be stored: _____

Total quantity of all flammable gases to be stored: 4,000 gals

Total quantity of all flammable solids to be stored: _____

LP-gas (Complete this section for the storage of LP-gas or propane)

Indicate the maximum quantity of LP-gas to be stored and the sizes and capacities of all storage containers. (See 527 CMR 1.00 Table 1.12.8.50)

❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: _____

List sizes and capacities of all aboveground containers used for storage: _____

❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: 4,000

List sizes and capacities of all underground containers used for storage: 2-2,000 gal UST

Total aggregate quantity of all LP-gas to be stored: 4,000 gals

Fireworks (Complete this section for the storage of fireworks)

Indicate classes of fireworks to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

❖ Maximum amount (in pounds) of Class 1.3G: _____ Type/class of magazine used for storage: _____

❖ Maximum amount (in pounds) of Class 1.4G: _____ Type/class of magazine used for storage: _____

❖ Maximum amount (in pounds) of Class 1.4: _____ Type/class of magazine used for storage: _____

Total aggregate quantity of all classes of fireworks to be stored: _____

Explosives (Complete this section for the storage of explosives)

Indicate classes of explosive to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

❖ Maximum amount (in pounds) of Class 1.1: _____ Number of magazines used for storage: _____

❖ Maximum amount (in pounds) of Class 1.2: _____ Number of magazines used for storage: _____


❖ Maximum amount (in pounds) of Class 1.3: _____ Number of magazines used for storage: _____

❖ Maximum amount (in pounds) of Class 1.4: _____ Number of magazines used for storage: _____

❖ Maximum amount (in pounds) of Class 1.5: _____ Number of magazines used for storage: _____

❖ Maximum amount (in pounds) of Class 1.6: _____ Number of magazines used for storage: _____

I, Rachana Crowley, Authorized Agent, hereby attest that I am authorized to make this application. I acknowledge that the information contained herein is accurate and complete to the best of my knowledge and belief. I acknowledge that all materials stored pursuant to any license granted hereunder must be stored or kept in accordance with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts Chapter 148, and the Massachusetts Fire Code (527 CMR 1.00). I further acknowledge that the storage of any material specified in any license granted hereunder may not exceed the maximum quantity specified by the license.

Signature  Date 4/19/2021 Name Rachana Crowley, Authorized Agent

Fire Department Use Only

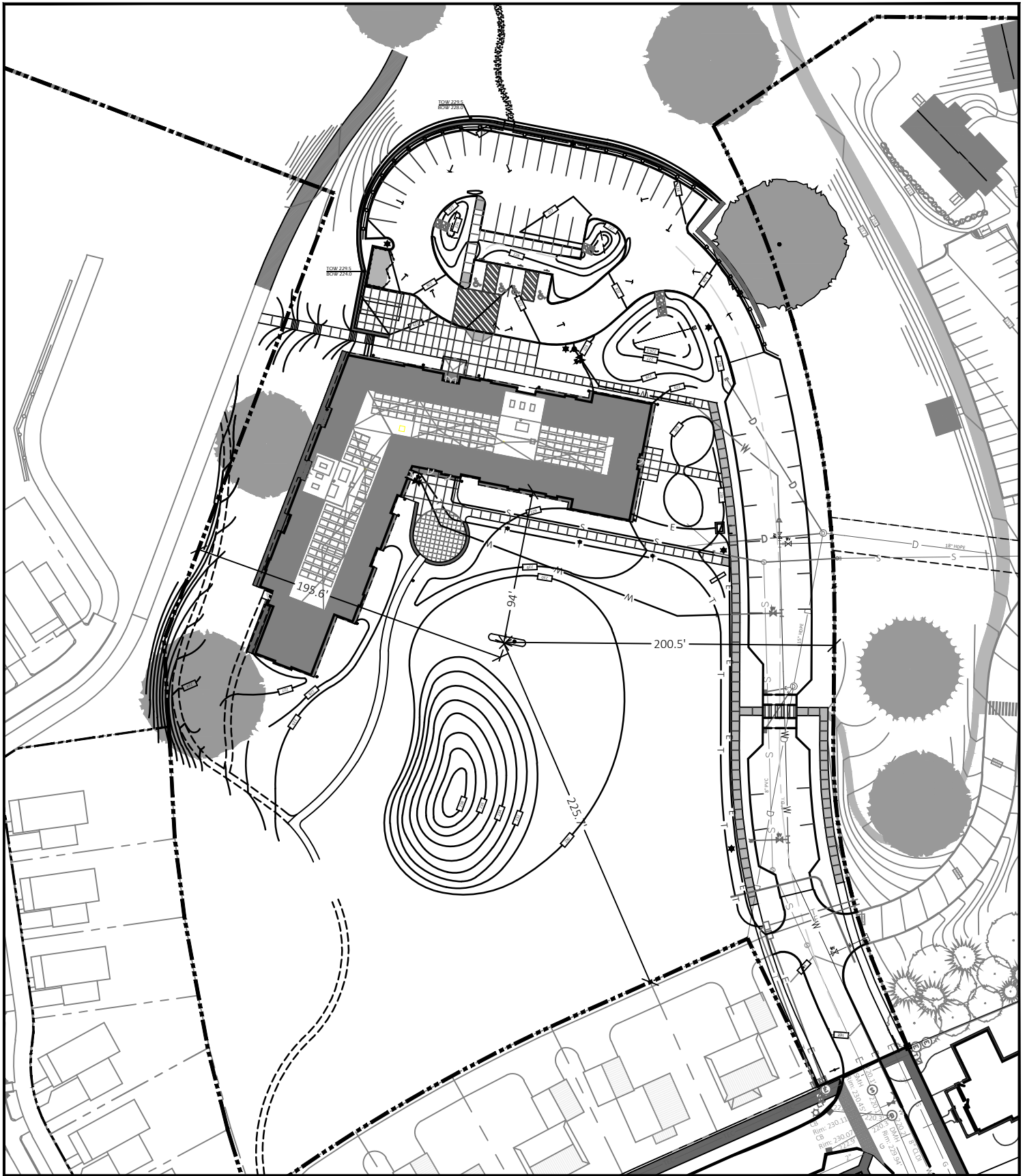
I, Jon Davine, Head of the Northampton Fire Department endorse this application with my

Approval Disapproval


Signature of Head of the Fire Department

4/26/2021
Date

Recommendations: _____



The
Berkshire
Design
Group, Inc.

4 Allen Place Northampton, Massachusetts 01060
(413) 582-7000 • FAX (413) 582-7005

LP Tank Location

North Commons
Village Hill, Northampton

SCALE: 1"=80'

DATE: 04/13/2021

COUNCILORS

AT LARGE

Gina-Louise Sciarra - President
William H. Dwight



WARD

- 1 Michael J. Quinlan, Jr.
- 2 Karen Foster
- 3 James Nash – Vice President
- 4 John Thorpe
- 5 Alex Jarrett
- 6 Marianne L. LaBarge
- 7 Rachel Maiore

CITY COUNCIL
CITY OF NORTHAMPTON
MASSACHUSETTS

**CITY OF NORTHAMPTON
CITY COUNCIL
NOTICE OF PUBLIC HEARING**

Per M.G.L. Chapter 148, Section 13, North Commons at Village Hill, LLC has submitted an application for a License for Storage of Flammables and Combustibles for one (1) 4,000-gallon LP Gas underground storage tank at 140 Olander Drive, Northampton, MA.

The City Council will hold a public hearing by video conference on **Thursday, May 20, 2021 at 7:05 p.m.** Instructions for accessing the hearing may be found on the May 20, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting.

The City Council will hear all persons who wish to be heard thereon. The City Council meeting begins **at 7 p.m.**

Attest: Laura Hill Krutzler
Clerk to the City Council

Publish date: On or before May 13, 2021

Dear Neighbor,

You are receiving this letter along with a notice of Public Hearing for the Northampton City Council. As part of our construction project, North Commons at Village Hill LLC, c/o The Community Builders, as the Owner and developer of North Commons, is required to request City Council approval for the installation of (2) 2,000-gallon underground propane storage tanks to support the domestic hot water system for the entire North Commons building. We understand the choice to go with a fossil fuel might surprise some, and we wanted to provide some context on how we came to this decision and why it was the best choice for this multifamily, affordable Passive House building.

Sustainability – The building has been designed to meet Passive House standards, which is considered the highest energy standard of building technology. This large multi-family building also features a significant amount of open space including a playground, walk paths, and flat, green lawn space for the benefit of building occupants as well as the larger Village Hill community. In addition, approximately 20 acres of undeveloped land surrounding the North Commons site to the north and west and adjacent to the Mill River will be preserved through a conservation restriction with the City of Northampton.

Passive House Considerations– In order to achieve this important energy goal, we worked with our consultants to design the best system for our project in terms of sustainability. The factors that led to this decision included:

- *Source Energy Factors:* The source energy factor was 3.16 Btu/Btu for electricity, and the source energy factor for propane was 1.1 Btu/Btu. In other words, the source energy factor for electricity is 3x higher than propane due to distribution losses in the transmission of electricity. The Passive House Institute US “PHIUS” program uses source energy as part of their program requirements, and the source energy threshold is 6,200 kWh/person/yr. Because the source energy factor for electricity is 3x higher it is more efficient to meet this threshold with propane instead of electricity. If electric-fueled domestic hot water production were utilized in this instance, the project as a whole would have exceeded the 6,200kWh/person/yr. requirement and would not have been able to meet the Passive House design requirements/standard.
- *Available equipment:* At this time, the industry does not have air to water heat pump equipment that can adequately cover 100% of the domestic hot water demand in cold climates for dense multifamily buildings such as North Commons. The capacity of this equipment drops off at lower temperatures and cannot cover the peak demands associated with domestic hot water in winter months. As a result, there is not a great option for electric-fueled domestic hot water production in dense multifamily buildings in cold climates such as New England.
- *Industry Design Paradigm:* At the time of design there was not as much of an industry focus on full electrification of all building end uses (including domestic hot water), decarbonization, and an associated cleaning of the electricity grid. In the last three years, designers have just started to really focus on this. In fact, at the time of design, electricity in the USA was ‘dirtier’ than propane according to PHIUS. CO² emission factors were 90.86 g/kBtu for propane and 199.31 g/kBtu for electricity. Today, designers are forecasting and banking on a 2050 electrical grid that will be much cleaner than today, opening up options for future buildings.

Overall, The Community Builders is excited to be bringing this highly energy efficient, sustainable, affordable housing resource to Northampton. We are looking forward to working together with our neighbors to welcome fifty-three new families to the Village Hill Campus in 2022.



CITY OF NORTHAMPTON, MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS
125 Locust Street
Northampton, MA 01060

413-587-1570
Fax 413-587-1576

Donna LaScaleia
Director

Memorandum

To: Donna LaScaleia, Director of Public Works *Approved 4-27-21 M*
From: David Veleta, City Engineer
Date: April 27, 2021
Re: Council Order 21.238 – Petition for Joint Ownership Pole Install No. 23303524 – Damon Road Reconstruction Project MassDOT No. 608236 – Damon Road

I have reviewed Department of Public Works (DPW) records and submittals including images, sketches and reconstruction plans for MassDOT Damon Road project No. 608236. This petition includes the proposed installation of one (1) joint ownership (JO) pole shared between National Grid and Verizon, referenced in City Council Order 21.238.

One (1) pole on Damon Road, numbered 9-50, is proposed. This pole is to be located at a point approximately 154 easterly of the intersection of River Run and Damon Road as shown in the application sketch and provides intermediate support for overhead wires spanning between existing poles.

The proposed pole is located within the existing roadway pavement and shall not be placed until the new, relocated curbing associated with the project is installed. The pole shall be placed with a minimum 1.5' horizontal offset between the face of the new curb and the face of the pole. A minimum 3' clearance between the back of the pole and the back of the new sidewalk is necessary to meet minimum ADA compliance. The sketch shows a proposed guy wire to the north, which must not interfere with the required ADA sidewalk clearance. The pole shall be placed with a minimum five-foot horizontal offset from the existing water service line for 104 Damon Road.

A valid trench permit approved by the DPW is required before work at this location commences.

nationalgrid

March 23, 2021

The City Council of Northampton, Massachusetts

To Whom It May Concern:

Enclosed please find a petition of NATIONAL GRID and VERIZON, covering joint NATIONAL GRID-VERIZON pole location(s)

If you have any questions regarding this permit, please contact:

Daniel Lopez-Velez 774-235-2603

Please notify National Grid's **Lisa Ayres** of the hearing date / time.

If this petition meets with your approval, please return an executed copy to each of the above-named Companies.

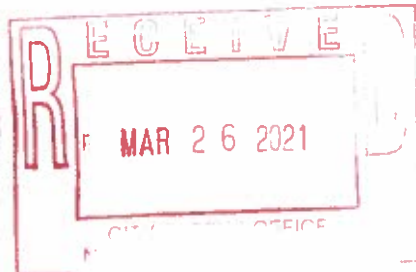
National Grid: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845
978-725-1418

Very truly yours,

Jim Kehrer/lla

Jim Kehrer
Supervisor, Distribution Design

Enclosures



Questions contact - Daniel Lopez-Velez 774-235-2603
PETITION FOR JOINT OR IDENTICAL POLE LOCATIONS

North Andover, Massachusetts

To the City Council
Of Northampton, Massachusetts

Massachusetts Electric Company d/b/a NATIONAL GRID and Verizon New England, Inc. requests permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Damon Rd. - National Grid to install (1) JO pole 9-50 on Damon Rd. beginning at a point approximately 26 feet southeast of the centerline of the intersection of River Run and Damon Rd. and continuing approximately 154 feet in an east direction.

Location approximately as shown on plan attached.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked – Damon Rd. - Northampton, Massachusetts.

23303524

Also, for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

Your petitioner agrees to reserve space for one cross-arm at a suitable point on each of said poles for the fire, police, telephone, and telegraph signal wires belonging to the municipality and used by it exclusively for municipal purposes.

Massachusetts Electric Company d/b/a
NATIONAL GRID *Jim Kehrer/lla*

BY _____
Engineering Department

VERIZON NEW ENGLAND, INC.
BY *Albert F. Bessette*
Manager / Right of Way

Dated: March 19, 2021

Damon Rd. - Pole 9-50

Questions contact – Daniel Lopez-Velez 774-235-2603

ORDER FOR JOINT OR IDENTICAL POLE LOCATIONS

To the City Council - Northampton, Massachusetts

Notice having been given and public hearing held, as provided by law,
IT IS HEREBY ORDERED:

that Massachusetts Electric Company d/b/a NATIONAL GRID and VERIZON NEW ENGLAND INC. (formerly known as NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY) be and they are hereby granted joint or identical locations for and permission to erect and maintain poles and wires to be placed thereon, together with such sustaining and protecting fixtures as said Companies may deem necessary, in the public way or ways hereinafter referred to, as requested in petition of said Companies dated the 19th day of March 2021.

All construction under this order shall be in accordance with the following conditions:

Poles shall be of sound timber, and reasonable straight, and shall be set substantially at the points indicated upon the plan marked – Damon Rd. - Northampton, Massachusetts.

23303524 Filed with this order:

There may be attached to said poles by Massachusetts Electric Company d/b/a NATIONAL GRID and Verizon New England Inc. such wires, cables, and fixtures as needed in their business and all of said wires and cables shall be placed at a height of not less than twenty (20) feet from the ground.

The following are the public ways or part of ways along which the poles above referred to may be erected, and the number of poles which may be erected thereon under this order:

Damon Rd. - National Grid to install (1) JO pole 9-50 on Damon Rd. beginning at a point approximately 26 feet southeast of the centerline of the intersection of River Run and Damon Rd. and continuing approximately 154 feet in an east direction.

Also, for permission to lay and maintain underground laterals, cables, and wires in the above or intersecting public ways for the purpose of making connections with such poles and buildings as each of said petitioners may desire for distributing purposes.

I hereby certify that the foregoing order was adopted at a meeting of the
Of the City/Town of _____, Massachusetts held on the _____ day of _____ 20 .

Massachusetts

City/Town Clerk.
20 .

Damon Rd. - Pole 9-50

Received and entered in the records of location orders of the City/Town of
Book _____ Page _____

Attest:
City/Town Clerk

I hereby certify that on _____ 20____, at _____ o'clock, M
At _____ a public hearing was held on the petition of
Massachusetts Electric Company d/b/a NATIONAL GRID and VERIZON NEW ENGLAND,
INC. for permission to erect the poles, wires, and fixtures described in the order herewith recorded,
and that we mailed at least seven days before said hearing a written notice of the time and place of
said hearing to each of the owners of real estate (as determined by the last preceding assessment
for taxation) along the ways or parts of ways upon which the Company is permitted to erect
Poles, wires, and fixtures under said order. And that thereupon said order was duly adopted.

City/Town Clerk.

.....
.....
.....
.....

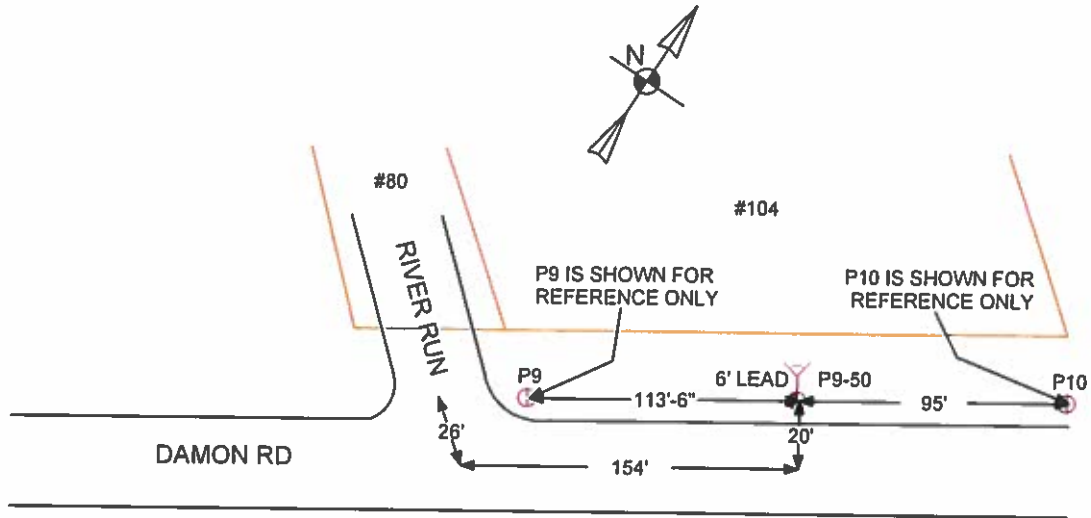
Board or Council of Town or City, Massachusetts

CERTIFICATE


I hereby certify that the foregoing is a true copy of the location order and certificate of
hearing with notice adopted by the _____ of the City of
Massachusetts, on the _____ day of 20____ and recorded with the records of location orders
of the said City, Book _____, and Page _____. This certified copy is made under the
provisions of Chapter 166 of General Laws and any additions thereto or amendments thereof.

Attest:
City/Town Clerk

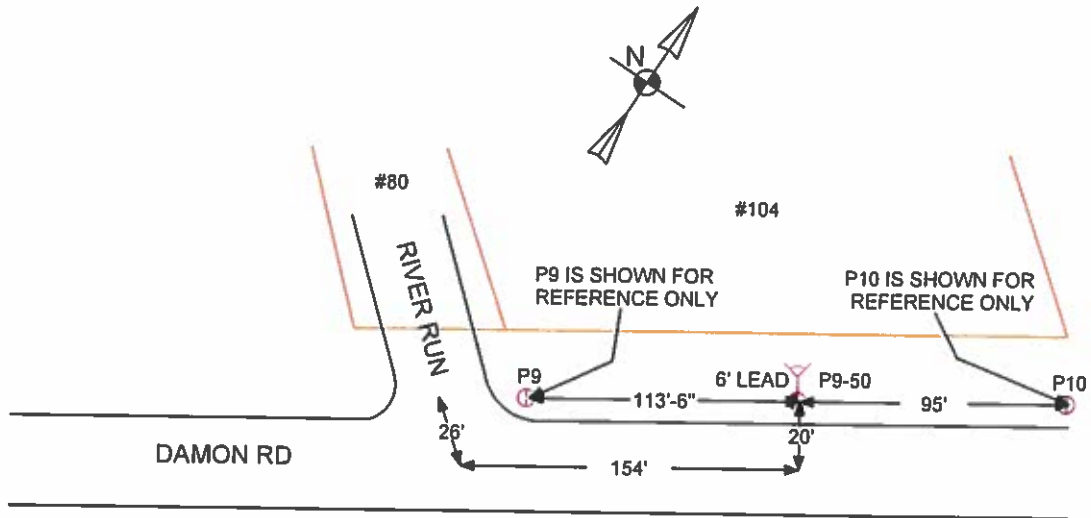
JO POLES



DANIEL LOPEZ
TRC
774-235-2603

JOINT OWNED POLE PETITION	 And Verizon New England, Inc.
● Proposed NGRID Pole Locations	Date: 3/15/2021
○ Existing NGRID Pole Locations	Plan Number: WR# 23303524
● Proposed J.O. Pole Locations	To Accompany Petition Dated: 3/15/2021
Ⓜ Existing J.O. Pole Locations	To The: City Of Northampton
● Existing Telephone Co. Pole Locations	For Proposed: JO Pole: P9-50 Location: Damon Rd
Ⓧ Existing NGRID Pole Location To Be Made J.O.	Date Of Original Grant: N/A
Ⓧ Existing Pole Locations To Be Removed	
DISTANCES ARE APPROXIMATE	

JO POLES



DANIEL LOPEZ
TRC
774-235-2603

JOINT OWNED POLE PETITION	nationalgrid And Verizon New England, Inc.
<input checked="" type="radio"/> Proposed NGRID Pole Locations	Date: 3/15/2021
<input type="radio"/> Existing NGRID Pole Locations	Plan Number: WR# 23303524
<input checked="" type="radio"/> Proposed J.O. Pole Locations	To Accompany Petition Dated: 3/15/2021
<input type="radio"/> Existing J.O. Pole Locations	To The: City Of Northampton
<input checked="" type="radio"/> Existing Telephone Co. Pole Locations	For Proposed: JO Pole: P9-50 Location: Damon Rd
<input type="radio"/> Existing NGRID Pole Location To Be Made J.O.	Date Of Original Grant: N/A
<input checked="" type="checkbox"/> Existing Pole Locations To Be Removed	
DISTANCES ARE APPROXIMATE	



City of Northampton
MASSACHUSETTS

In the City Council, May 6, 2021

Upon the Recommendation of: Councilor Karen Foster
 Councilor Marianne LaBarge
 Councilor Rachel Maiore
 Councilor Gina-Louise Sciarra

R-21.266 A RESOLUTION IN SUPPORT OF WORKERS OF THE HAMPSHIRE GAZETTE

WHEREAS: the *Daily Hampshire Gazette* has been an institution in our community for nearly 235 years; and

WHEREAS: the *Gazette* has tirelessly chronicled the triumphs, tragedies and history of the people of the Connecticut River Valley, keeping the public informed and proving itself invaluable in exposing injustice in Northampton and beyond; and

WHEREAS: local news is critical to a working democracy, ensuring communities have accurate information, uplifting marginalized voices, and providing crucial oversight over local governance; and

WHEREAS: Northampton's municipal government relies on the *Gazette* to communicate issues, events, projects and public notices to the public; and

WHEREAS: the *Gazette* is made by its workers and this Council appreciates how they have persevered through a global pandemic, despite losing over half their staff, to keep the Valley informed of vital information, and in the early stages of the pandemic making the important decision to provide coronavirus-related news to our community at no charge to readers; and

WHEREAS: the *Gazette's* unionized workers have been in contract negotiations with the *Gazette's* parent company, Newspapers of New England, for nearly two years; and

WHEREAS: the *Gazette's* workers deserve protections against the outsourcing of their work as well as a contract that provides for a fair wage with cost of living increases and remains intact no matter who owns the newspaper; and

WHEREAS: the *Gazette's* workers who were laid-off deserve the opportunity to be rehired if their positions return to the paper;

NOW, THEREFORE BE IT RESOLVED, that the Northampton City Council stands in solidarity with the workers of the *Daily Hampshire Gazette*, and asks Newspapers of New England to swiftly bargain a contract that improves the well-being of its workers, which will strengthen the newspaper and help it continue for years to come. We call on Newspapers of New England to invest in the *Gazette* and its workers, and to make a commitment to local ownership;

BE IT FURTHER RESOLVED that the Northampton City Council recognizes the importance of the *Daily Hampshire Gazette* to our region, and encourages our local community to support the *Gazette* to help maintain the financial viability of this critical source of local news;

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall send a copy of this Resolution to U.S. Senators Elizabeth Warren and Ed Markey, U.S. Representative Jim McGovern, Senator Jo Comerford, Representative Lindsay Sabadosa, Newspaper of New England President and CEO Aaron Julien, *Daily Hampshire Gazette* Publisher Shawn Palmer, Editor-in-Chief Joan Livingston and the Pioneer Valley News Guild.

In the City Council, May 6, 2021

Upon the Recommendation of: Councilor Rachel Maiore and Councilor Michael J. Quinlan, Jr

R-21.267

**A Resolution In Support of the Recommendations of the
Northampton Policing Review Commission**

WHEREAS, the Mayor and City Council of Northampton committed to “actions at the local level to combat the public health crisis of systemic racism” by creating the Northampton Policing Review Commission and charging the Commission to study these complex issues and recommend reforms to the current organizational and oversight structures, municipal funding allocations, and policies and ordinances that together can transform how the city delivers policing services while ensuring community safety equitably and justly for all, and

WHEREAS, The Northampton Policing Review Commission met that charge through dedicated work, holding three public hearings, more than 70 meetings of the full commission and sub-committees, and countless hours of research, and

WHEREAS, The Northampton Policing Review Commission’s final report underscored the importance of building a new system that reflects Northampton’s values and is designed to promote the care, health, and well-being of everyone in our community at no one’s expense.

WHEREAS, The Northampton Policing Reviewing Commission in the Reimagining Safety report states, “the Department of Community Care be established and funded in FY 2022 and fully operational in FY 2023,” and

WHEREAS, The Northampton Policing Reviewing Commission in the Reimagining Safety report states, “the Commission recommends that this department be intentionally independent from the Northampton Police Department, but open to collaboration with all City departments. Given the nature of the responsibilities we are recommending this department take on, and the recognition of racism itself as a health crisis, we advocate that the department be situated underneath the Board of Health,”

NOW, THEREFORE BE IT RESOLVED, that the Northampton City Council supports the recommendations outlined in the Final Report of the Northampton Policing Review Commission.

BE IT FURTHER RESOLVED, that the Northampton City Council commends the members of the Northampton Policing Review Commission for their effort and dedication to Northampton.

BE IT FURTHER RESOLVED, that the Northampton City Council urges the Mayor to establish a Department of Community Care in this fiscal year and fund it by at least \$882,602 with a meaningful investment that will assure viability in the FY22 Budget.

BE IT FURTHER RESOLVED, that the City Council recommends that given the nature of the responsibilities that are recommended for this department to take on, and the recognition of racism itself as a health crisis, we advocate that the department be ~~situated underneath the Board of Health~~ housed outside of the police department.

BE IT FURTHER RESOLVED, that the Administrative Assistant to the City Council shall send a copy of this Resolution to Mayor David Narkewicz, Health Director Merridith O'Leary and The Commissioners of the Northampton Policing Review Commission.

In the City Council, May 20, 2021

Upon the Recommendation of Councilor Gina-Louise Sciarra, Councilor William Dwight and Councilor Alex Jarrett

R-21.272

A RESOLUTION URGING ACTION ON AN ACT TO PREVENT WAGE THEFT, PROMOTE EMPLOYER ACCOUNTABILITY, AND ENHANCE PUBLIC ENFORCEMENT

WHEREAS, the practice known as "wage theft" harms employees, their families, and their communities; and

WHEREAS, according to the Economic Policy Institute, the amount of wage theft nationwide is estimated to be at least three times as much as all robberies, burglaries, larcenies, and motor vehicle thefts combined, yet enforcement at the federal level is less than it was in 1948 despite a workforce six times larger; and

WHEREAS, low-income, immigrant, and workers with limited English proficiency are most vulnerable to this practice; and

WHEREAS, workers, especially those in the construction and hospitality businesses, are vulnerable to and should be protected from employers, contractors, and subcontractors who engage in illegal practices such as paying in cash, failing to pay overtime, failing to make payroll deductions, not covering workers with worker's compensation or unemployment benefits, or misclassifying workers as independent contractors; and

WHEREAS, there are several practices injurious to workers and their families and the City that constitute wage theft including:

- the failure to pay a required minimum wage (MGL c. 151 § 1);
- the failure to pay overtime as required (MGL c. 151 §§ 1A, 1B);
- paying an unreasonable or oppressive wage to an employee in farming or agriculture or other occupations (MGL c. 151 §§ 2A, 7);
- the failure to pay wages timely or in full (MGL c. 149 §§ 148, 150, MGL c. 151 §§ 19, 20);
- the failure to properly classify an individual as an employee (MGL c. 149 § 148B);
- the failure of the employer to provide sick time at a minimum of one hour of earned sick time for every thirty hours worked by an employee (MGL c. 149 § 148C);
- improperly taking or requiring workers to pay any part of their tips to employers (MGL c 149 § 152A);
- a staffing agency charging prescribed fees or charging more for transportation than allowed (MGL c 140 § 159C(c) and (d));
- the failure to provide an individual with the status of employee when such status would be appropriate (MGL c 151 § 19); and

WHEREAS, in order to be protected against wage theft, employees must be fully informed about working conditions and their terms of employment, which, at the outset of employment, includes being provided with information regarding their rate of pay and whether that rate is based on hourly, shift, day week, salary, piece, or commission rate; and

WHEREAS, to be further protected against wage theft, an employee should also be informed about other employment terms, such as whether there are any allowances claimed as part of minimum wage (including meal, tip, or lodging allowances), the regular pay day, information about their employer's name, address, and phone number plus the name, address, and phone number of the employer's worker's compensation insurance carrier; and

WHEREAS, employers acting as lead contractors may employ labor contractors and labor subcontractors, all of whom must be held accountable if they engage in wage theft with any of their employees; and

WHEREAS, for the protection of workers in Massachusetts, the law must define wage theft and must provide rights and remedies for workers who have been victims of wage theft by employers; and further, that such rights and remedies should be enforceable by the Attorney General, the aggrieved individual worker, or by a whistleblower or representative organization; and

WHEREAS, employees should be protected in seeking their rights under the wages and hours laws, and should be free from employer discrimination or retaliation for asserting those rights (MGL c. 149 §148A); and

WHEREAS, in 2017 the Northampton City Council approved "An Order – Wage Compliance Certificates Required for Licenses," and Mayor David J. Narkewicz issued an "Executive Policy Order Establishing Wage Law Compliance Certification Requirements for Procurement and Contracts," and an "Executive Policy Order Establishing Wage Law Compliance Certification Requirements for Tax Increment Financing (TIF)," each of which support the City's desire to avoid doing business with vendors and/or their subcontractors who have engaged in wage theft or employment practices that violate MGL c 149 § 151, or the Fair Labor Standards Act; and

WHEREAS, H1959 / S1179, An Act To Prevent Wage Theft, Promote Employer Accountability, and Enhance Public Enforcement, which is co-sponsored by Northampton's State Senator Jo Comerford, and State Representative Lindsay Sabadosa, will codify the definition of "wage theft" within the laws of the Commonwealth, require employers to disclose terms of employment including those relating to pay, employer contact information, and worker's compensation coverage, and also provide a process for individuals, whistleblowers, the Attorney General, or the aggrieved employee to enforce violations constituting wage theft without fear of retaliation or discrimination.

NOW THEREFORE BE IT RESOLVED that the City Council of Northampton asks the State Legislature to pass with haste H1959 and S1179 to add state protection to the municipal protection for Northampton workers, and provide those protections to workers throughout the Commonwealth.

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall cause a copy of this resolution to be sent to Governor Charles Baker; Lead Sponsor on S.1179 Sal N. DiDomenico; Lead Sponsor on H.1959 Daniel M. Donahue; State Senator Jo Comerford; State Representative Lindsay Sabadosa, Chairs of the Joint Committee on Labor and Workforce Development State Senator Patricia D. Jehlen and State Representative Josh S. Cutler.



**CITY COUNCIL MEETING
CONDUCTED AS AN ON-LINE ZOOM MEETING
Northampton, MA**

Roll Call

A regular meeting of the City Council was called to order by Council President Gina-Louise Sciarra. At 7:50 p.m. on a roll call the following City Councilors were present:

At-Large Councilor Gina-Louise Sciarra	At-Large Councilor William H. Dwight
Ward 1 Councilor Michael J. Quinlan, Jr.	Ward 5 Councilor Alex Jarrett
Ward 2 Councilor Karen Foster	Ward 6 Councilor Marianne LaBarge
Ward 3 Councilor James B. Nash	Ward 7 Councilor Rachel Maiore
Ward 4 Councilor John Thorpe	

Announcement of Audio/Video Recording

Councilor Sciarra announced that the meeting was being held by remote participation and audio and video recorded.

**Public Hearings
Announcement of Public Hearing on 21.200 National Grid/Verizon Pole Petition for Warner Street (Petition#30293688)**

**Public Hearings
Announcement of Public Hearing on 21.200 National Grid/Verizon Pole Petition for Warner Street (Petition#30293688)**
Councilor Sciarra read the following announcement:
Per M.G.L. Ch. 166, Section 22, the Northampton City Council will hold a public hearing on **Thursday, April 15, 2021 at 7:05 p.m.** on National Grid/Verizon New England's petition to install one jointly-owned pole on Warner Street to service two new homes (Petition# 30293688). Instructions for accessing the hearing may be found on the April 15, 2021 City Council agenda to be posted on the city website (www.northamptonma.gov) at least 48 hours prior to the meeting. The City Council will hear all persons who wish to be heard thereon.

**I
Updates from Council President/ Committee Chairs**

Updates from Council President and Committee Chairs
Legislative Matters will have its regularly-scheduled meeting April 12th, Councilor Dwight reminded. Members will likely see a referral later in the meeting of another zoning ordinance for purposes of joint hearing with the Planning Board. Possible dates for a joint hearing are May 10th, May 13th and May 27th, so when they get to that agenda item, he will ask members for their preference, he shared.

Recognitions and One-Minute Announcements by Councilors

Recognitions and One-Minute Announcements by Councilors
Councilor Jarrett shared recent and upcoming events in Ward 5. The Children's Advocacy Center held a luminary event today throughout Hampshire County with over 2,000 lights representing each of the children who, as survivors of abuse, have come through the CAC house since 2006. The CAC website is www.cachampshire.org.

And, on April 8, 2021 at 7 o'clock, the David Ruggles Center is holding an online event entitled, "The Fight for Equality in Florence, the Northampton Association, David Ruggles and their Legacy Today." The association was a radical, abolitionist, utopian community, and participants will hear about how people can live those ideals today.

Lastly, Saturday, April 10th, on the Florence Civic Center lawn, the League of Women Voters of the Northampton area will have a grand opening of the "She Shapes History" exhibit which will run from April 3rd to early May in several locations in downtown Florence. The exhibit celebrates the suffragists and unsung heroes who fought for women's right to vote and also showcases the continuing battle against voter suppression. Its website is www.lwvnorthamptonarea.org

Councilor Nash let people know that the walking school bus to Bridge Street School will start up again at full capacity next week. It will have a full route with two 'drivers' walking the bus. He is getting the word out to the Bridge Street community that they can hop on the bus. The bus continues to look for volunteers. If anyone is interested, please contact the principal's office. No driver's license is necessary.

Councilor Dwight reminded listeners that on April 14th, Northampton residents will have a chance to weigh in on the continuing discussion of redesigning downtown. The discussion has been enthusiastically joined by many but there have been a number of sectors that have not been engaged. The forum is Wednesday, April 14th at 6 p.m., and a link for participation is on the Office of Planning and Sustainability (OPS) webpage. It is a once in a generation planning exercise. The redesign prefigures what the downtown will be for 100 years hence. MassDOT is prepared to commit a significant amount of money but planners need to generate consensus among community members of what it is they want and what Northampton should be.

Communications and Proclamations from the Mayor

Communications and Proclamations from the Mayor

The governor announced yesterday that Northampton was awarded a \$250,000 housing choice grant to create affordable housing on two former Northampton state hospital parcels, Mayor Narkewicz announced. A previous city council passed a home rule petition in 2015 amending the original state hospital disposition. Parcels on Laurel Street and Burts Pit Road were originally given to the housing authority for development. Since the housing authority was unable to complete the project by the deadline, the city petitioned the legislature to transfer the properties to the city to develop for affordable housing. It took several tries in the legislature, but the governor signed the bill into law at the end of the session and the transfer to the city has taken place. The grant will help pay for infrastructure needed to facilitate this. The Burts Pit Road parcels were awarded to Habitat for Humanity and Valley CDC is developing housing on the Laurel Street parcels. The grant will be significant in helping create about 25 units of new affordable housing stock in the city. He is grateful to the two organizations and legislators, particularly Representative Sabadosa and Senator Comerford for getting the bill over the finish line to the governor’s desk.

This morning, there was a small but very festive ceremony at the Unitarian Universalist Society next to City Hall. Their friend and neighbor, Irida Kakhtiranova, who’s been in sanctuary since April of 2017, celebrated her return to freedom. Her congregation and the Pioneer Valley Worker’s Center has been caring for her as she has tried to go through the legal process to avoid deportation back to Russia. Hundreds of volunteers have helped, including supporting her in starting a business. It was an amazing and very moving ceremony. Lucio Perez, who just came out of sanctuary in Amherst, actually attended. It was the first time they met each other in person. It was another incredible example of how the community has stood up for its values as a sanctuary city and embraced members of the community seeking a pathway to legal citizenship in the United States. She is no longer facing arrest and deportation by ICE.

Resolutions
21.207 Resolution Decriminalizing Controlled Substance Possession as well as Cultivation and Distribution of Psychedelic Plants – 2nd reading

Resolutions

21.207 A Resolution Decriminalizing Controlled Substance Possession as well as Cultivation and Distribution of Psychedelic Plants – 2nd reading

Councilor Dwight moved to approve the resolution in second reading. Councilor LaBarge seconded.

Councilor Maire said she just wanted to thank Bay Staters for Natural Medicine one more time.

The motion passed 8:0 by roll call vote with one abstention (Councilor Thorpe).

The following resolution passed two readings:



City of Northampton
MASSACHUSETTS

In the City Council, March 18, 2021

Upon the Recommendation of: Councilor William Dwight
Councilor Rachel Maiore

R-21.207 A RESOLUTION DECRIMINALIZING CONTROLLED SUBSTANCE POSSESSION AS WELL AS CULTIVATION AND DISTRIBUTION OF PSYCHEDELIC PLANTS

WHEREAS: "entheogenic plants," a term originally classified by anthropologists and ethnobotanists in 1979¹, are herein defined as the full spectrum of psychedelic plants, fungi, and natural materials containing indole amines, tryptamines, phenethylamines, including psilocybin mushrooms, ayahuasca, cacti, and iboga; and

WHEREAS: substance abuse, addiction, post-traumatic stress disorder (PTSD), Persistent Traumatic Stress Environment (PTSE), chronic depression, end-of-life anxiety, grief, cluster headaches, tendencies toward recidivism, and other ailments are plaguing our community and the use of entheogenic plants has been shown to be beneficial for treating these ailments via scientific and clinical studies² and within continuing traditional, religious, and indigenous practices that catalyze profound experiences of personal and spiritual growth; and

WHEREAS: the COVID-19 pandemic has led to a resurgence of heroin and opioid overdose deaths and severe depression in Massachusetts communities³, two ailments that entheogenic plants have been shown to have particularly strong utility in treating according to published, peer-reviewed medical research⁴; and

WHEREAS: the so-called War on Drugs has led to the unnecessary penalization, arrest, and incarceration of vulnerable people, particularly people of color and

¹ Carl A. P. Ruck; Jeremy Bigwood; Danny Staples; Jonathan Ott; R. Wasson Gordon (January–June 1979). "Entheogens". *Journal of Psychedelic Drugs*.

² [Hendricks, P.S., Johnson, M.W., Griffiths, R.R. \(2016\). Psilocybin, psychological distress, and suicidality. *Journal of Psychopharmacology*.](#)

³ [Data Brief: Opioid-Related Overdose deaths among Massachusetts Residents. June 2020.](#)

⁴ [The association of psychedelic use and opioid use disorders among illicit users in the U.S. *Journal of Psychopharmacology*.](#)

people of limited financial means, rather than prioritizing harm-reduction policies to treat drug abuse as an issue of public health; and

WHEREAS: that American cities have long possessed an inferred constitutional right to regulate commerce and public safety within their jurisdictions, a principle acknowledged by the U.S. Department of Justice Cole Memorandum that permitted states and localities to deprioritize law enforcement of cannabis charges; and

WHEREAS: organizations in Northampton such as Tapestry, ServiceNet shelter, MANNA Soup Kitchen, Hampshire HOPE, Northampton Recovery Center, Nothing But Kindness, HRH413 and others have long offered services to people struggling with substance abuse by providing resources, administering syringe exchange programs, distributing naloxone, and providing education on safer drug practices to save lives in our community, which the city council profoundly appreciates; and

WHEREAS: the City Council of Somerville (9-0) and the City Council of Cambridge (8-1) passed similar resolutions following approval of their legal departments as well as decriminalization by Oakland, Denver, Ann Arbor, Santa Cruz, Washington D.C, Oregon, and around six other countries; and

NOW, THEREFORE BE IT RESOLVED, that the City Council of Northampton hereby maintains that no City of Northampton department, agency, board, commission, officer or employee of the city, including without limitation, Northampton Police Department personnel, should use any city funds or resources to assist in the enforcement of laws imposing criminal penalties for the use and possession of entheogenic plants by individuals; and

BE IT FURTHER RESOLVED that the City Council hereby maintains that the use and possession of all controlled substances should be understood first and primarily as an issue of public health by city departments, agencies, boards, commissions, and all employees of the city; and,

BE IT FURTHER RESOLVED that the City Council hereby maintains that it should be the policy of the City of Northampton that the arrest of persons for using or possessing controlled substances shall be amongst the lowest law enforcement priority for the City of Northampton; and,

BE IT FURTHER RESOLVED that the City Council hereby maintains it should be the policy of the City of Northampton that the investigation and arrest of persons for planting, cultivating, purchasing, transporting, distributing, engaging in practices with, and/or possessing entheogenic plants listed in Classes A-E of Chapter 94C § 31

of Massachusetts law or Schedules I-V of 21 U.S.C. § 812 of the Controlled Substances Act shall be amongst the lowest law enforcement priority for the City of Northampton; and,

BE IT FURTHER RESOLVED that this resolution does not authorize or enable any of the following activities: commercial sale of entheogenic plants and fungi, possessing or distributing these materials on school grounds, driving under the influence of these materials; or public Disturbance; and,

BE IT FURTHER RESOLVED that the Northampton City Council calls upon the city’s officials work in support of decriminalizing entheogenic plants and approaching all controlled substances first and primarily through the lens of public health and restorative racial justice initiatives when representing the city in conversations with state and federal agencies as well as state and federal lawmakers; and,

BE IT FURTHER RESOLVED that the City Council calls upon the Hampshire County District Attorney to cease prosecution of persons involved in the use, possession, or distribution of entheogenic plants and the use or possession without the intent to distribute of any controlled substance; and,

BE IT FURTHER RESOLVED that the City Council expresses support for HD 3439 An Act Relative to Harm Reduction and Racial Justice, which would replace criminal penalties for controlled substance possession with the choice of a \$50 civil fine or a health and wellness screening to refer the person with economic and health services; and,

BE IT FURTHER RESOLVED that the City Council expresses support for HD 3829 An Act Establishing Task Force to Study Equitable Access to Entheogenic Plants, which will convene 21 experts in science, drug policy, economic and racial justice, and state government to recommend legislation to legalize entheogenic plants as well as expunge records and create equity initiatives for victims of the entire war on drugs. This task force requires the study to be done through the lens of racial justice, sustainability, and consideration for BIPOC, veterans, and people with disabilities; and,

BE IT FURTHER RESOLVED that the Administrative Assistant to the City Council shall send a copy of this Resolution to Representative Lindsay Sabadosa and Senator Jo Comerford, Governor Charles Baker, Attorney General Maura Healey, Hampshire District Attorney David E. Sullivan, Northampton Police Chief Jody Kasper, Secretary of Veterans’ Services Cheryl Lussier Poppe and the Board of Registration of Allied Mental Health and Human Services Professions.

Passed two readings and enrolled.

21.208 Resolution to Adopt the Capital Improvement Program for FY2022-FY2026 Submitted to City Council on February 24, 2021 – 2nd reading

21.208 A Resolution to Adopt the Capital Improvement Program for FY2022-FY2026 Submitted to City Council on February 24, 2021 – 2nd reading

Councilor Quinlan moved to approve the resolution in second reading. Councilor Dwight seconded.

Councilor Foster said she couldn’t remember what the \$6 million for the radios was for.

It is a multi-year project to upgrade the communication system across all city departments, including Fire/Rescue, Police, Dispatch, DPW and the schools, Mayor Narkewicz reminded. The city currently uses a hodge podge of different channels, equipment and towers. They have been doing a multi-year study to try to modernize the system and eliminate some of the gaps in the network, particularly in some of the schools and other buildings. (There is sometimes no cell service at JFK Middle School, he noted.) The intention was to look at a city-wide solution to allow all departments to communicate, so it is a pretty significant project. A borrowing authorization is proposed for the full amount but they will borrow the money over two years. The CIP includes a detailed project description.

The motion passed unanimously 9:0 by roll call vote.

The following resolution passed two readings:

City of Northampton
MASSACHUSETTS

In City Council, _____ March 18, 2021 _____

Upon the recommendation of Mayor David J. Narkewicz _____

21.208 A Resolution
to Adopt the Capital Improvement Program for FY2022-FY2026
Submitted to City Council on February 24, 2021

Resolved, that

The City Council hereby adopts the Capital Improvement Program for FY2022-FY2026 submitted by the Mayor on February 24, 2021, in accordance with the Charter of Northampton, Massachusetts, Article 7 Finance and Fiscal Procedures, Section 7-5: Capital Improvement Program.

Passed two readings and enrolled.

21.209 A Resolution Expressing Gratitude to Northampton Health Department, First Responders, Ancillary Staff and Volunteers for Efforts to Vaccinate Our Community – 2nd reading

Councilor Dwight moved to approve the resolution in second reading. Councilor LaBarge seconded.

The motion passed unanimously 9:0 by roll call vote.

The following resolution passed two readings:

21.209 Resolution
Expressing
Gratitude to
Northampton
Health
Department, First
Responders,
Ancillary Staff and
Volunteers for
Efforts to
Vaccinate Our
Community – 2nd
reading

In the City Council, March 18, 2021

Upon the Recommendation of Councilor Marianne LaBarge, Councilor Gina-Louise Sciarra, and Councilor Michael Quinlan

R-20.208 A Resolution Expressing Gratitude to Mayor Narkewicz, Northampton Health Director Merridith O'Leary, the Northampton Health Department, Northampton Fire Rescue, Department of Central Services, Information Technology Services and the Many Volunteers for Their Efforts to Vaccinate Our Community

WHEREAS, Northampton Health Director Merridith O'Leary and Fire Chief Jon Davine appeared before the City Council Committee on City Services on March 4, 2020 and described efforts underway by Northampton's Emergency Management Team at that time to prepare to combat the COVID-19 pandemic in Northampton, and

WHEREAS, Northampton had its first positive COVID-19 case on March 16, 2020 and since that time more than 1150 Northampton residents have contracted COVID-19, and

WHEREAS, Northampton has lost 43 people to the pandemic, including our five residents who died at the Holyoke Soldier's Home, and

WHEREAS, Mayor David J. Narkewicz and Health Director Merridith O'Leary following Commonwealth of Massachusetts guidelines, designed and advocated for a vaccination site at our Senior Center which opened and began vaccinating our community on January 11, 2021, and

WHEREAS, when vaccination clinic requirements were changed by the state in February 2021, cutting supply to many municipal clinics, Mayor Narkewicz and Health Director O'Leary quickly worked to meet the new requirements and with collaboration with the Town of Amherst, Northampton was approved as a regional vaccination clinic, ensuring that our clinic would stay in operation to provide vaccines for Northampton and other Massachusetts residents, and

WHEREAS, vaccinating our community will provide immunity and therefore save lives by preventing the further spread of COVID-19, and

WHEREAS, Health Director Merridith O'Leary, Public Health Nurse Kate Kelly, Public Health Nurse Vivian Franklin, Inspector Amy Hutchins, Inspector Jasmine Ward, COVID Compliance Agents Ben O'Connor and Kelly Constantine and 10-12 Health

Ambassadors have been working countless hours, seven days per week to operate an effective and safe vaccination clinic in Northampton, and

WHEREAS, Volunteer Coordinator and Operations Manager Loren Davine and an estimated 40 volunteers per day have worked in support of the vaccination clinic, and

WHEREAS, Fire Chief Jon Davine, Deputy EMS Chief John Garriepy, and an additional seven or so members of Northampton Fire Rescue per day have worked at the vaccination clinic, with assistance from the Easthampton Fire Department and Highland Ambulance Service, including joining the volunteer corps on days off, and

WHEREAS, Northampton’s Central Services Department led by Director David Pomerantz and with special recognition of City Maintenance Foreman Warren Jones, has been vital to the success of the clinic by opening and closing the Senior Center, and taking on many additional tasks for its operation, and

WHEREAS, the Northampton Information Technology Services Department led by Director Antonio Pagán has provided support to the Health Department at all hours of the day throughout the pandemic, and

WHEREAS, the Northampton Senior Center, led by Director Marie Westburg has been of great support and cooperation in creating an effective and safe vaccination clinic at the Senior Center, and

WHEREAS, the dedication, effort and outstanding public service of these many people is contributing to the recovery and safety of our community.

THEREFORE BE IT RESOLVED, that the Northampton City Council commends these many people for their tremendous efforts throughout the Covid-19 pandemic and in special recognition of their work to operate a safe and effective COVID-19 vaccination clinic in Northampton.

BE IT FURTHER RESOLVED, that the Administrative Assistant to the City Council will cause a copy of this resolution to be sent to the following Northampton departments: Office of the Mayor, the Health Department, Northampton Fire Rescue, Central Services, Information Technology Services, and the Senior Center with our collective gratitude.

Passed two readings and enrolled.

21.231 Resolution
Declaring a
Climate
Emergency

21.231 A Resolution Declaring a Climate Emergency – 1st reading

Councilor Sciarra read,

Councilor Dwight moved to approve the resolution in first reading. Councilor Jarrett seconded.

When the extinction rebellion group approached her with the request for a resolution to declare a climate emergency, she was enthusiastic, Councilor Foster confirmed. They talked about the timing and the context for it given how much Northampton has already done around climate. The resolution for a Green New Deal included language referring to it as a climate emergency and it felt like standing boldly to declare it a climate emergency was important to do. Earth day is coming up April 22nd. The paragraph that really stood out to her is the one calling on city government, staff, civic groups, businesses and residents to continue to commit to carbon neutrality and climate initiatives because “it’s all of us; we all have a role here.”

They did write this prior to the Massachusetts act creating a next generation road map for Massachusetts, which is fantastic and has 2050 as a goal. The city has said that with additional state and federal resources it could aim for carbon neutrality by 2030 but that, with the current landscape, they don’t have the resources to aim for 2030. She thinks it’s important to name that sooner is better, although official state policy is looking at 2050.

As a city, they have made considerable progress on this issue, but they are moving nowhere near fast enough, Councilor Jarrett asserted. He cited the Climate Resilience and Regeneration Plan, stretch code and land use regulations supporting walking, biking and public transport as

testaments to that investment in energy efficiency. They need to bring the issue to the forefront again and again. Justice and climate work together. "I don't think we can solve one without the other." City officials have made a commitment to city buildings being carbon neutral by 2050, which is fabulous. He looks forward to figuring out how to get the rest of the city there and to consider how much of the scope comes from services and products they import from far away.

He mentioned a small scrivener's error in the last paragraph (the word 'vice-chairs' missing a hyphen).

Councilor Maiore thanked her cosponsors. What they are doing with this resolution is acknowledging the need to act now and offering political commitment, which sometimes is the hardest part. It is really a call for a shift in mindset for residents, businesses and municipal bodies. She hopes it will act as a guidepost that they can carry with them in decision-making at every level. Successful climate action necessitates the engagement and collaboration of all stake holders.

Councilor Foster corrected that 20 cities and towns in Massachusetts have declared climate emergencies (as opposed to 200 as misstated).

Councilor LaBarge thanked sponsors. This is a definite emergency and they need to move very quickly on it, she agreed. The city has been working very tirelessly on helping them by making many changes within the departments - Central Services right down the line. She thanked David Pomerantz and others for working to help them. She will support this. It's in dire need.

Councilor Sciarra added her thanks to sponsors and echoed Councilor LaBarge's thanks to city departments who do work very hard to achieve these goals. She fully agrees they must reach farther and faster to reach carbon neutrality by 2030 instead of 2050 and it's really something that will take work from every group and every constituency. It pertains to all of them; there is no one for whom this issue is not important or doesn't affect their lives.

The motion passed unanimously 9:0 by roll call vote.

See minutes of April 15, 2021 for second reading.

21.233 Resolution to Revise Council Rules and Committees – 1st reading

21.233 A Resolution to Revise Council Rules and Committees – 1st reading

Councilor Sciarra read the resolution.

Councilor Dwight moved to approve the resolution in first reading. Councilor Nash seconded.

Councilor Dwight referred to the 'wheezy technology' being used to conduct the meeting and the fact that, a year ago, this congregation would be illegal under state law. That has since changed. It has presented new challenges and new opportunities that were never considered under their rules and it is appropriate for them to reconsider them.

The fact is, this type of participation will continue to be allowed and, for many, it will be their only choice. It expands opportunities for people to serve representative government where they might not otherwise have been able to. It is necessary and appropriate to try to anticipate what's coming, address what's here and realign their rules principally to advance and promote transparency in local government and promote fair and equitable access so that people may participate in a process that's fair and open but also efficient. Some of the challenges they have experienced need to be addressed as well and should be covered under their rules. He has a sneaking suspicion that he may be tagged for the committee. He looks forward to having this conversation with other councilors. The Council President may consider other folks; he heard Ezekiel Baskin expressing his hopes for more opportunity for dialogue between councilors and the public. They will also review committees to see if they are doing the best they can or if there is a need to expand or modify committees. Whatever rules are generated out of this eventually he probably is never going to have to abide by.

Councilor Nash said he agrees with everything Councilor Dwight just shared. They are in a new world and really should evaluate how they're doing their meetings; what's worked and what's not working, and take advantage of living in this time and using this technology. He thinks it has been a boon for a lot of people to be able to zoom into meetings.

Councilor Foster thanked Councilor Dwight for bringing this forward. The need for these changes has been on her mind for a while. She thinks it's clear this is the time to step back and evaluate where they are and where they're heading. Just over a year ago, she and Councilor Maiore were exploring the possibilities for allowing remote participation for public comment and now here they are. She has seen a cross-section of people participating that would not have been able to get to council chambers at 7 o'clock on a Thursday. Also, as a parent with young children, there have been times when she would not have been able to be here. She would like to participate in this committee.

Councilor Jarrett commented that this is very exciting and interesting. He definitely studied the rules in great detail as a new councilor and noticed what's out of date. He is very excited to get back in person with fellow councilors and constituents. He thinks it leads to so much more personal connection and a sense of each other that's been missing. He thinks not being in person has led to some of the division and factionalism they have had over the past year. He is also interested in continuing remote participation as an option. He is in definitely support.

He asked if a separate resolution would be needed to actually create the select committee.

The intention of the resolution is to create a select committee without specifically saying so, Councilor Dwight advised. They could add another "Now Therefore Be It Resolved" clause to make it more explicit. It is a request of the Council President to assemble such a committee.

Councilor Jarrett thanked him for the clarification and suggested making that language clear for second reading.

Councilor LaBarge said she agrees with Councilor Dwight that it is definitely a time for change. She sees the dire need of adding on new committees. She said she is very interested and expressed interest in serving on the committee.

Councilor Quinlan also thanked Councilor Dwight for bringing this forward. He makes great points about the modernization alone. He is particularly interested in discussing his thoughts about meeting times and places. Everyone has talked about increased participation through remote participation but he also thinks making meetings accessible through different times and locations would also be great.

This got her thinking about, maybe not expanding committees, but looking at the missions of current committees, Councilor Maiore volunteered. She sees ordinance review and public safety work as really being ongoing and thinks maybe there's a way to change committees so they address those in an ongoing way.

Councilor Nash said he would happily serve.

Councilor Dwight stressed that formation of the select committee doesn't disqualify other councilors from participating and sharing ideas. The recommendations will have the opportunity to be discussed and debated and amended on the floor. No one is disqualified.

"This is something that will be discussed by all of us so we will all participate in this discussion," Councilor Sciarra confirmed. She thanked Councilor Dwight for bringing this forward in this way because often how rule changes happen is a councilor goes off and drafts changes and then presents them. She is a collaborative person and so likes a collaborative process.

The rules say the resolution shall specify the composition and scope of the select committee, Councilor Jarrett noted. He asked if the resolution will be amended to actually create the select committee.

Councilor Dwight said it was his thought that, as the appointing authority, the Council President would be able to dictate the scope and composition of the group. He thought it was better to leave it open. He would ask the Council President to think about it for second reading and come up with some ideas.

Councilor Sciarra said she would be happy to have an amendment ready for second reading that includes the committee's composition.

	<p>The motion passed unanimously 9:0 by roll call vote.</p> <p><u>See minutes of April 15, 2021 for second reading.</u></p>
<p><u>Consent Agenda</u></p>	<p><u>Consent Agenda</u> Councilor Sciarra said she would like to take the items separately since there are only two and one has been changed. <u>21.232 Appointment of Charlene Nardi as Finance Director - for referral to City Services Committee</u> Councilor Dwight moved to refer the appointment of Charlene Nardi as Finance Director to the City Services Committee. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p><u>21.236 Petition for Second Hand Dealer License Renewal for Urban Exchange</u> Councilor Dwight moved to approve the Second Hand Dealer License for Urban Exchange. Councilor LaBarge seconded.</p> <p>Councilor Sciarra said she separated this out because initially a denial of the application was uploaded to the agenda. This was in error, and the application is ready to go forward, she confirmed. The motion passed unanimously 9:0 by roll call vote.</p>
<p><u>Recess for Committee on Finance Meeting</u></p>	<p>At 8:51 p.m., the City Council recessed for the Committee on Finance. The Committee on Finance adjourned at 11:13 p.m.</p> <p>The City Council took a brief recess and reconvened at 11:21 p.m.</p>
<p><u>Financial Orders (on 1st reading pending Finance)</u> <u>Package of 11 Financial Orders to Implement FY2022 - FY2026 Capital Improvement Program</u></p>	<p><u>Financial Orders (on 1st reading pending Finance review)</u> <u>Package of 11 Financial Orders to Implement FY2022 - FY2026 Capital Improvement Program (CIP)</u></p> <ul style="list-style-type: none"> A. <u>21.219 FY22 CIP - An Order to Authorize Borrowing \$6 Million for Radio System Upgrade - 1st reading</u> B. <u>21.220 FY22 CIP - An Order to Authorize Borrowing \$450,000 for Hotel Bridge - 1st reading</u> C. <u>21.221 FY22 CIP - An Order to Authorize Borrowing \$685,000 for DPW Vehicles - 1st reading</u> D. <u>21.222 FY22 CIP - An Order to Appropriate \$500,000 from Capital Stabilization to Arch Street Bridge Repairs - 1st reading</u> E. <u>21.223 FY22 CIP - An Order to Appropriate \$25,000 from Cemetery Perpetual Care for Cemetery Projects - 1st reading</u> F. <u>21.224 FY22 CIP - An Order to Appropriate \$1.8 Million Free Cash to Various Projects - 1st reading</u> G. <u>21.225 FY22 CIP - An Order to Appropriate \$150,000 from PEG Access Fund to IT Services Projects - 1st reading</u> H. <u>21.226 FY22 CIP - An Order to Appropriate \$115,000 from Parking Receipts Reserved for Parking Projects - 1st reading</u> I. <u>21.227 FY22 CIP - An Order to Appropriate \$215,000 from Sale of Land RRA Account for NPS Projects - 1st reading</u> J. <u>21.228 FY22 CIP - An Order to Appropriate \$94,575 from Sale of Land RRA Account for Florence Fields Recreation Area - 1st reading</u> K. <u>21.229 FY22 CIP - An Order to Appropriate \$424,000 from Sale of Land RRA Account for Water Line Replacement - 1st reading</u> <p><u>21.230 An Order to Reprogram Funds to AOM Fire Suppression and Leeds Elementary Parking Lot Repaving - 1st reading</u> <u>21.234 An Order to Accept DA Sullivan \$10,000 Gift to Fund Public Art Projects - 1st reading</u> <u>21.235 An Order to Appropriate Marijuana Community Impact Fee \$2.6 Million to Various Projects - 1st reading</u> <u>21.237 An Order to Appropriate Free Cash \$400,000 to Animal Control Facility - 1st</u></p>

reading

Councilor Dwight moved to approve the 11 CIP Orders (21.219 – 21.229), 21.230, 21.234, 21.235 and 21.237 as a group in first reading. Councilor Jarrett seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of April 15, 2021 for second reading.

Financial Orders
(in 2nd reading)
21.205 An Order to
Establish Water
and Sewer Rates
for FY2022 – 2nd
reading

Financial Orders (in 2nd reading)

21.205 An Order to Establish Water and Sewer Rates for FY2022 – 2nd reading

Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The order passed unanimously 9:0 by roll call vote.

The following order passed two readings:

City of Northampton
MASSACHUSETTS

In City Council, March 2, 2021

Upon recommendation of the Mayor

**21.205 AN ORDER
TO ESTABLISH WATER AND SEWER RATES FOR FY2022**

Ordered, that:

Effective July 1, 2021, the per 100 cubic foot (CCF) rates for water and sewer for Fiscal Year 2022 will remain unchanged from Fiscal Year 2021. Rates will remain as follows:

WATER

Customers with 1” meter or smaller

Tier 1 consumption: 0 – 16 CCF \$4.51 per CCF

Tier 2 consumption: >16 CCF \$6.09 per CCF

Customers with meter larger than 1”

All consumption \$5.99 per CCF

SEWER

Non-metered

\$7.86 per CCF based on 80% of metered water consumption

Metered

\$7.86 per CCF

Passed two readings and enrolled.

ORDINANCES
20.181 Ordinance
Relative to
Affordable
Housing (350-6-12)
- 1st reading

ORDINANCES

20.181 An Ordinance Relative to Affordable Housing (350-6-12) - 1st reading

Councilor Sciarra read the ordinance.

Councilor Dwight moved to approve the ordinance in first reading. Councilor LaBarge seconded

Office of Planning and Sustainability (OPS) Assistant Director Carolyn Misch presented. At the last meeting, she went through the whole framework of housing proposals the mayor has sponsored over the last several months to try to address housing needs in the city, Ms. Misch reminded. This is one of the pieces of that package to address some of the burdens mostly encountered by the nonprofit sector in the region in trying to provide subsidized affordable housing. Currently, it is necessary to go through the state eligibility process before it is even possible to come before the Zoning Board, which can take months. Under M.G.L. Chapter 40B, there is essentially a waiver process from zoning for the purpose of providing affordable

housing. The language in front of them creates a parallel process at the local level and removes some of the burden affordable housing developers face in first having to go to the state for approval before coming back to local cities and towns. The intent is to streamline the process for developers of affordable housing. The ordinance lays out very specific waiver standards that aren't already established under Ch. 40B. It is just another tool for entities like Habitat or Valley CDC to use as one path for permitting affordable housing in the city, she suggested.

Chapter 40B is a state enabling law that essentially allows a developer to come into a community and bypass a lot of the strict zoning if that community does not meet a certain threshold of affordability, Councilor Dwight explained. The fact is that Northampton meets and exceeds that threshold, which is actually the baseline of affordability. This is a community expressing itself and saying it is actually inviting affordable housing developers into the community. "We are actually enabling with some carrots and a streamlined process that you are welcome to consider developing affordable projects here," he elaborated. The two developers Ms. Misch cited have been considerably good to this community. That said, they have met with considerable resistance for some projects which typically comes from neighbors and abutters. "You'll find lots of buy in from the community agreeing wholeheartedly that we should whatever we can to promote and expand affordable housing until someone starts staking out a project in their neighborhood," he observed.

It is incumbent on us to walk the talk. If we subscribe to the notion that diversity strengthens and enhances a community than we had better be willing to promote opportunities for that to occur. It is part of a comprehensive package. Offering more attainable housing reduces pressure on existing affordable units.

There will be projects proposed under this arrangement which will meet with community resistance, he advised. But if they're going to talk about embedding climate resiliency, equity and social equity in decisions and providing opportunities for communities that have run into barriers, if they want those principles to inform everything they discuss and to be real on the ground, then this is a perfect assembly of proposals and this in particular is the one that appeals to him the most, he shared.

The state threshold for affordable housing is 10%, below which a developer can propose a 40B project which would request a waiver of any number of the local community's zoning regulations, Ms. Misch continued. If the ZBA didn't grant the permit, there would be an appeal process which bypasses the local community and goes straight to the state for review. Many communities fear dropping below that 10% because they would be potentially subject to projects completely out of scale with the community. Northampton is just over 12%, so they haven't been subject to the 'threat' of an outsized large-scale developer coming in and building these units. Because they know 10, 11 or 12% isn't enough to meet community needs, they have consistently worked with Valley CDC and Habitat on projects they might not be able to do with underlying zoning but could with waivers through the 40B process. They refer to that as a friendly 40B, and they have had a number of these projects approved.

Coming out of Community Resources there was a recommendation to clarify the language about getting these units counted on the state's inventory of affordable housing, she shared. Planners would like to amend the language of paragraph A (3) to say that, "Prior to obtaining a building permit, the applicant shall obtain a) DHCD approval as a Local Initiative Program (LIP) unit, so that all affordable units created under this section can be listed by DHCD on their Subsidized Housing Inventory **or b) show evidence of other Commonwealth funding that requires these units to be counted on the DHCD subsidized housing inventory.**

The state tracks these units so it's known across the Commonwealth what percentage a community is meeting. It is important that anytime a community creates units that will be permanently protected as affordable housing that they get counted on this state inventory.

Councilor Dwight moved an amendment under A (3) that the clause Ms. Misch listed as b be included as an amendment. Councilor Thorpe seconded.

Ms. Misch also proposed an amendment to strike the word 'wood' from the list of fossil fuels in sentence A (2) above.

Councilor Dwight agreed to accept this as a friendly amendment to this motion. The motion to amend passed unanimously 9:0 by roll call vote.

The motion to approve the ordinance as amended passed unanimously 9:0 by roll call vote.

See Minutes of April 15, 2021 for second reading.

21.189 Ordinance to Create an Incentive for Smaller Houses by Allowing Two Half-Scale Units to Count as a Single-Family for Density Purposes - 1st reading

21.189 An Ordinance to Create an Incentive for Smaller Houses by Allowing Two Half-Scale Units to Count as a Single-Family for Density Purposes - 1st reading

Councilor Sciarra read the ordinance.

Councilor Dwight moved to approve the ordinance in first reading. Councilor LaBarge seconded.

The idea of introducing an incentive for smaller units for rental or ownership units is to try to encourage filling that gap in housing, Ms. Misch presented. Over the years, planners have heard people say there aren't options for people who don't need so much space. It is a more cost-attainable, cost-effective way for people to be able to get into the housing market. The way zoning is set up based on the allowance of units per lot size, there is a built-in incentive for large units. If developers are only allowed to build four units on a property, they are going to maximize the size of the units up to the limits of the open space and setback constraints on the property. This provides a mechanism to encourage smaller units without being penalized since it basically allows two smaller units to count for one regularly-sized unit.

The 800 square feet comes from talking to a few different people and also happened to be the original size allotted when the city first adopted Accessory Dwelling Units (ADU's) 25 years ago. It doesn't change the parking requirement. Zoning requires one space per 1,000 s.f. of living area so anything over 1,000 s.f. automatically requires two parking spaces. Single-family homes require two parking spaces and here, a property owner is essentially getting two units and is still required to provide two spaces. The ordinance specifies it would be applicable in areas where they currently allow single-family, multi-family homes and the special permit threshold of more than 7 units, i.e. - Urban Residential B (URB) and Urban Residential C (URC).

It is worth noting that anyone of them has heard from a number of people in the community about the 'tiny house' movement, Councilor Dwight volunteered. This does not qualify as 'tiny house' size, but the fact is, it is the next best thing. The two items they are voting on tonight are the more affordable dimensions of the package. As a forewarning, it will generate resistance; he guarantees it. The challenge is to hear the pain being described by people who oppose these things but to realize they are also devoted to the very right and moral principles of expanding options of affordability in their community.

Councilor LaBarge echoed everything Councilor Dwight stated. She will fight for what she believes in, and she believes in affordable housing. She got a phone call today a from resident who does not want anybody moving into their city, does not want affordable housing, does not want two-families, does not want anybody moving into a neighborhood, period. This is what she deals with out there in Ward 6. Councilor Dwight has been with her in some really nasty, nasty situations. I stand strong on that, she stressed. She said she hates to see Councilor Dwight leave because he's always been there helping her, "because this is not an easy ward at all."

"You better be strong and you better fight for it, because you are going to get resistance," she agreed.

Councilor Nash thanked Aidan O'Donoghue for his wonderful tour of his personal little house. It's great, and the fact that he's so pleased with it convinces him, he shared.

Councilor Sciarra said she thinks this is great. By definition, it will be more attainable than a single-family house on a lot.

The motion passed unanimously 9:0 by roll call vote.

See minutes of April 15, 2021 for second reading.

<p><u>21.212 An Order to Set Preliminary Municipal Election Date – 2nd reading</u></p>	<p><u>21.212 An Order to Set Preliminary Municipal Election Date – 2nd reading</u> Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.</p> <p><u>The following order passed two readings:</u></p> <p style="text-align: center;">City of Northampton MASSACHUSETTS</p> <p><i>In City Council March 18, 2021</i> Upon the recommendation of City Clerk Pamela L. Powers</p> <p style="text-align: center;"><u>21.212 An Order to Set Preliminary Municipal Election Date</u></p> <p><i>Whereas</i>, the City of Northampton Charter Chapter C. Article 8 Section 8-1 requires that a preliminary election take place on the third Tuesday in September in each odd-numbered year in which candidates are to be elected; and</p> <p><i>Whereas</i>, the provisions of this section allow the city clerk , with the approval of the city council, to reschedule the preliminary election to the fourth Tuesday in September to avoid a conflict with any civil or religious holiday; and</p> <p><i>Whereas</i> the third Tuesday of September in 2021 marks the observance of Sukkot by members of the Jewish community; and</p> <p><i>Ordered that,</i> A preliminary election to nominate candidates for mayor, councilor-at-large, school committee member-at-large, city clerk, ward city councilor, ward school committee member, trustees under the will of Charles E. Forbes, elector under the Oliver Smith will, superintendents of Smith's Agricultural School shall be held on the Tuesday, September 28, 2021.</p> <hr/> <p><u>Passed two readings and enrolled.</u></p>
<p><u>Ordinances (Not Yet Referred)</u></p>	<p><u>Ordinances (Not Yet Referred)</u> <u>21.213 An Ordinance Relative to Parking on Pine Street</u> <u>21.214 An Ordinance Relative to Stop Signs on Maple Street, Mann Terrace and Pine Street</u> <u>21.215 An Ordinance Relative to Turning Restriction on Mann Terrace</u> <u>21.216 An Ordinance Relative to One-Way Street on Mann Terrace</u> Councilor LaBarge moved to refer 21.213, 21.214, 21.215 and 21.216 as a group to Legislative Matters. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.</p>
<p><u>Zoning Ordinances (Not Yet Referred)</u></p>	<p><u>Zoning Ordinances (Not Yet Referred)</u> <u>21.217 An Ordinance to Move Zero Lot Line from Section 10.14 to Section 6.13</u> <u>21.218 An Ordinance to Amend Zero Lot Line Section of Code</u> Councilor Dwight moved for both ordinances to be referred for a joint public hearing by Legislative Matters and the Planning Board. Councilor Foster seconded.</p> <p>Councilor Maire said there has been some discussion about whether these zoning ordinances should also be referred to Community Resources since there has been a lot of community discussion and concern around them.</p> <p>Councilor Nash agreed. He said he would like to see these go to Community Resources (CR) since there's been a lot of discussion of the zero lot line portion of zoning throughout the discussions with Bay State folks. He is also interested in having a discussion of the full council when meeting with the Planning Board. He personally would like to be part of discussions with the Planning Board when they are vetting zoning matters.</p> <p>Councilor Dwight said he respectfully disagrees. If the councilor is interested, he can certainly</p>

convene his committee, he acknowledged. There is a hearing open to the entire public which includes councilors, although he would caution them against participating in anything that could be considered deliberative, he pointed out. He for one does not want to be deliberating [as a full council] in the process of a subcommittee review. It is certainly the right of CR to ask for a referral and to conduct their meeting as they see fit. He has a problem with a public hearing involving a subcommittee where councilors are able to participate once the hearing is closed while the rest of the public cannot. There will be multiple opportunities for councilors to weigh in during the hearing and during the debate in the council. In the interests of maintaining a well-functioning meeting, he prefers to basically stay constrained under the guidelines he lays out as the presiding officer of Legislative Matters (LM).

It is certainly within Councilor Nash's right to ask the chair of the Planning Board if he sees it differently, he allowed.

He is not asking Legislative Matters to open up the floor to include other councilors, Councilor Nash clarified. He is asking for the full council to have the public hearing with the Planning Board around this zoning matter. For him, it is really helpful to have the discussion with Planning Board members. At a recent joint meeting, he really wanted to engage in the discussion with the Planning Board and thinks it is appropriate for the entire council to be able to participate, he explained.

Councilor Dwight said he had listed his objections and they stand.

Councilor Jarrett asked if the objection had to do with the quasi-judicial nature of the deliberation at that point.

Engaging and deliberating are two different things, Councilor Dwight noted. They could convene as a full council with the Planning Board but that's an animal of a different nature. He has discussed this with Councilor Nash in the past and believes it will come up in the context of their rules discussion. Essentially it is an adjudication, he asserted. They are adjudicating and creating a law and in that respect he thinks they should be assiduous in following the best practices and guidelines.

If the council's preference is to convene as an entire council with the Planning Board than the question of referral to a subcommittee is moot, he proposed. It wouldn't be fair to the public to have two public hearings on the same item. This is the opportunity for the public to share their thoughts. It is less the opportunity for the council to do so since they have multiple other opportunities.

Just to clarify, even if the full council were to hold the public hearing, it would still need to go to LM, Councilor Sciarra averred.

Councilor Nash said he doesn't view it as an opportunity for him to voice his ideas but rather for him to hear the thoughts of the Planning Board. He really values hearing the Planning Board's opinions and being part of that discussion. For himself, he would like to be part of that and he suspects some other councilors might like to as well.

It would honor the committee hearing process to have the joint hearing held by the full council, he maintained.

Councilor Jarrett asked if they could have an LM meeting immediately after the full council meeting. Councilor Dwight said yes.

In that case he would be willing not to have a Community Resource process, Councilor Nash said.

Councilor Foster said her understanding is that it is posted as a full council meeting.

Councilor Dwight said that was done in response to the state's recommendation that it be posted as a full council meeting to avoid the possibility of violating the Open Meeting Law (OML) by the presence of a quorum of councilors.

"I believe that subcommittees should function as subcommittees," he commented.

Members discussed at some length.

Councilor Sciarra noted that the Finance Committee convenes during the full council meeting, but Councilor Dwight said that was a holdover from the old charter.

Councilor Jarrett noted that there is a level of efficiency in combining the meetings of LM and CR since all but two councilors (Councilors LaBarge and Quinlan) are on one of the two committees. He would like to hear how the council would feel about having a joint meeting of the full council and Planning Board immediately followed by a meeting of LM.

If convened as a full council, the council president would preside, so he would defer to her, Councilor Dwight pointed out.

Councilor Dwight clarified that the motion on the floor is to refer the ordinances to the Planning Board and LM for a joint hearing of the Planning Board/LM and to refer them to CR.

Councilor Jarrett said he spoke to the Tree Warden and he would like it referred to the Urban Forestry Commission (UFC) as well.

Councilor Dwight said he was willing to bundle this with his motion.

Councilor Foster expressed her understanding that the motion on the floor would result in Councilor Dwight's preference of hosting the Planning Board/LM hearing with other councilors able to participate as members of the public but not as deliberators.

If the motion fails, he and Councilor Nash will sponsor a motion for it to go to a joint public hearing of the Planning Board and full council, Councilor Jarrett advised.

Councilor Sciarra called the motion to a vote, and it carried 6:3 with Councilor Jarrett, Councilor Foster and Councilor Nash opposed.

Members discussed possible dates for a joint hearing and decided to tentatively schedule it for May 10th.

<p><u>New Business</u></p>	<p><u>New Business</u> None.</p>
<p><u>Information (Charter Provision 2-7) & Study Requests</u></p>	<p><u>Information (Charter Provision 2-7) and Information Study Requests</u> <u>Appointment of committee to review and recommend changes to council rules.</u></p>
<p><u>Motion to Adjourn</u></p>	<p>Upon motion made by Councilor Dwight and seconded by Councilor LaBarge, the meeting was adjourned at 12:30 a.m. The motion carried unanimously 9:0 by roll call vote.</p> <p>Attest: _____ Administrative Assistant to the City Council</p>



MAYOR DAVID J. NARKEWICZ

City of Northampton

Office of the Mayor

210 Main Street Room 12

Northampton, MA 01060-3199

(413) 587-1249 Fax: (413) 587-1275

mayor@northamptonma.gov

DATE: May 20, 2021

TO: City Council

FROM: Mayor David J. Narkewicz

SUBJECT: Appointments to Boards, Committees, and Commissions

Please find the attached reappointments to City Boards, Committees, and Commissions:

Arts Council

Danielle Amodeo, 50 Union Street, Apt. #13, Northampton

Term: July 2021-June 2024

Reappointment

Freeman Stein, 27 Fairfield Avenue, Florence,

Term: July 2021-June 2024

Reappointment

Council on Aging

Cynthia Langley, 419 Fairway Village, Leeds

Term: July 2021-June 2024

Reappointment

Housing Partnership

Jennifer Dierenger, 60 North Street, Northampton

Term: July 2021- June 2024

To fill a vacancy

Urban Forestry Commission

Jen Werner, 16 Winthrop Street, Northampton

Term: July 2021-June 2024

Reappointment

Molly Hale, 96 Oak Street, Florence

Term: July 2021-June 2023

Reappointment



Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

1 message

noreply@civicplus.com <noreply@civicplus.com>
To: mayor@northamptonma.gov

Wed, May 5, 2021 at 3:40 PM

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Danielle
Last Name	Amodeo
Title, if applicable	Field not completed.
Address1	50 Union St. #13
Address2	APT 13
City	Northampton
State	MA
Zip	01060
Home Phone	3476840323
Work Phone	Field not completed.
Cell Phone	Field not completed.
Occupation & Place of Employment	Communications & Public Programs Specialist, Mead Art Museum
Email	danielle411@gmail.com
Are you a Northampton resident?	Yes
Years Lived in Northampton	4.5
Age	30 - 39

Sex	Female
Racial / Ethnic Background	White
Boards and Committees	Arts Council
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I bring 9+ years of expertise in communications, community outreach, grants, programming, and institutional equity work for arts and cultural organizations. I have also learned a lot about how the Northampton Arts Council works and how our city works from my experience on the Arts Council for the past two years, as well as my experience as Board Chair for the past year.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Arts Council
<p>Required: Please read the following, by signing below you state that you understand and agree.</p> <p><i>The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.</i></p>	
Signature	Danielle Amodeo
Date	5/5/2021

Email not displaying correctly? [View it in your browser.](#)



Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

noreply@civicplus.com <noreply@civicplus.com>

Wed, May 5, 2021 at 12:26 PM

To: mayor@northamptonma.gov

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Freeman
Last Name	Stein
Title, if applicable	<i>Field not completed.</i>
Address1	27 Fairfield Avenue
Address2	<i>Field not completed.</i>
City	Florence
State	MA
Zip	01062
Home Phone	<i>Field not completed.</i>
Work Phone	<i>Field not completed.</i>
Cell Phone	4136955579
Occupation & Place of Employment	retired
Email	wenfree27@gmail.com
Are you a Northampton resident?	Yes
Years Lived in Northampton	35+
Age	70 plus

Sex	Male
Racial / Ethnic Background	Eastern European
Boards and Committees	Arts Council
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I have served on the Arts Council for the past two years and have participated in nearly all Arts Council meetings and helped at many Council activities ranging from Public Art projects and the Biennial to Transperformance, First Night ,and the Silver Chord Bowl. In addition I have served on the Artist Reception, Grants, Equity and Diversity, and Schools Sub-committees.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	<i>Field not completed.</i>
<p>Required: Please read the following, by signing below you state that you understand and agree.</p> <p><i>The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.</i></p>	
Signature	Freeman Stein
Date	5/5/2021

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Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

1 message

noreply@civicplus.com <noreply@civicplus.com>
To: mayor@northamptonma.gov

Thu, May 13, 2021 at 12:16 PM

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Cynthia
Last Name	Langley
Title, if applicable	<i>Field not completed.</i>
Address1	419 Fairway Village
Address2	<i>Field not completed.</i>
City	Leeds
State	MA
Zip	01053
Home Phone	413-727-8153
Work Phone	<i>Field not completed.</i>
Cell Phone	202-297-2126
Occupation & Place of Employment	Retired
Email	cynthia.langley07@comcast.net
Are you a Northampton resident?	Yes
Years Lived in Northampton	30+
Age	70 plus

Sex	Female
Racial / Ethnic Background	<i>Field not completed.</i>
Boards and Committees	Council on Aging
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I was appointed to the COA three years ago and am the current Chair of the group. I bring 30 plus years of experience in developing and managing programs and services for older adults. I look forward to continuing to partner with the Sr Services Director in leading the Age Friendly work as well as supporting the work of Sr Services staff and volunteers.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	<i>Field not completed.</i>
<p>Required: Please read the following, by signing below you state that you understand and agree.</p> <p><i>The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.</i></p>	
Signature	Cynthia Langley
Date	5/13/2021

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Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

noreply@civicplus.com <noreply@civicplus.com>

Mon, May 3, 2021 at 10:53 AM

To: mayor@northamptonma.gov

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Jennifer
Last Name	Dieringer
Title, if applicable	<i>Field not completed.</i>
Address1	60 North St.
Address2	<i>Field not completed.</i>
City	Northampton
State	MA
Zip	01060
Home Phone	<i>Field not completed.</i>
Work Phone	413 686 9013
Cell Phone	413 313 4052
Occupation & Place of Employment	Lawyer/Community Legal Aid and Lecturer/UMass Amherst
Email	jendieringer@gmail.com
Are you a Northampton resident?	Yes
Years Lived in Northampton	24
Age	50 - 59

Sex	Female
Racial / Ethnic Background	caucasian
Boards and Committees	Housing Partnership
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	decades of experience at legal aid working with low income folks to secure and maintain subsidized housing and to avoid eviction
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Planning Board and Housing Partnership

Required: Please read the following, by signing below you state that you understand and agree.

The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.

Signature	Jennifer Dieringer
Date	5/3/2021

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Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

noreply@civicplus.com <noreply@civicplus.com>

Tue, May 4, 2021 at 6:27 PM

To: mayor@northamptonma.gov

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Jen
Last Name	Werner
Title, if applicable	Field not completed.
Address1	16 Winthrop St
Address2	Field not completed.
City	Northampton
State	Massachusetts
Zip	01060
Home Phone	4135758959
Work Phone	Field not completed.
Cell Phone	Field not completed.
Occupation & Place of Employment	Teacher, Career Technical Education Center (CTEC)
Email	jenwerner22@gmail.com
Are you a Northampton resident?	Yes
Years Lived in Northampton	20
Age	60 - 69

Sex	Female
Racial / Ethnic Background	Caucasian (White)
Boards and Committees	Public Shade Tree Commission
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	Professional Horticulturist, 30+ years in the "Green Industry"; Experience teaching and presenting to High Schools, Adult learners, and Community College
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Public Shade Tree Commission (currently Urban Forestry Commission)

Required: Please read the following, by signing below you state that you understand and agree.

The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.

Signature	Jennifer Werner
Date	5/4/2021

Email not displaying correctly? [View it in your browser.](#)



Online Form Submittal: Application for Appointment to Boards, Committees and Commissions

noreply@civicplus.com <noreply@civicplus.com>

Wed, May 5, 2021 at 11:34 AM

To: mayor@northamptonma.gov

Application for Appointment to Boards, Committees and Commissions

City of Northampton Application for Appointment to Boards, Committees, and Commissions

Please return the completed form to: Mayor@northamptonma.gov or David J. Narkewicz, Mayor 210 Main Street, Northampton, MA 01060

First Name	Molly
Last Name	Hale
Title, if applicable	<i>Field not completed.</i>
Address1	96 Oak Street
Address2	<i>Field not completed.</i>
City	Florence
State	MA
Zip	01062
Home Phone	4135850791
Work Phone	<i>Field not completed.</i>
Cell Phone	4133361348
Occupation & Place of Employment	self employed consultant
Email	hellomolly@comcast.net
Are you a Northampton resident?	Yes
Years Lived in Northampton	30
Age	60 - 69

Sex	<i>Field not completed.</i>
Racial / Ethnic Background	European
Boards and Committees	Public Shade Tree Commission
Please list "other" board or committee of interest	<i>Field not completed.</i>
What skills and experience will you bring to this committee assignment?	I am currently completing my first term on the Urban Forestry Commission and would like to continue. I have a background in forestry and wildlife and am familiar with tree species and issues. Specific tasks I've completed on the Commission are creating the formula for tree replacement value used for trench permitting, helping set annual goals about prioritizing tree planting locations, organizing and conducting planting site surveys for downtown Northampton and Florence, and providing input about ordinances.
Are you currently serving or have you served on any city committee?	Yes
Please list other city committees you have served on	Public Shade Tree Commission p.s. The name of this commission should be updated on this website to Urban Forestry Commission.
<p>Required: Please read the following, by signing below you state that you understand and agree.</p> <p><i>The filing of this form does not guarantee my appointment. An application is kept on file for two (2) years; after that I must file a new application. Being appointed to a committee, board, or commission means that I am considered a Municipal Employee under MGL Chapter 268A and thereby subject to Conflict of Interest Law MGL Chapter 268A, Financial Disclosure Law MGL Chapter 268B, as well as Open Meeting Law MGL Chapter 39: Section 23B. I understand that I will take the conflict of interest test after being appointed and that I also must be sworn in by the City Clerk. I will contact the appointing authority with any questions about my service. Important: Once this form is submitted it becomes a public document, if there is information you do not want open to the public please do not include it on this form.</i></p>	
Signature	Molly O. Hale
Date	5/5/2021

Email not displaying correctly? [View it in your browser.](#)

City of Northampton

MASSACHUSETTS

In City Council, May 20, 2021

Upon the recommendation of Mayor David J. Narkewicz, Planning & Sustainability, and the Conservation Commission

21.271 An Order to Authorize Conservation Commission to Acquire Massachusetts Audubon Society Conservation Restriction

WHEREAS, the *Open Space, Recreation, and Multi-Use Trail Plan: 2018-2025* recommends preservation of ecologically valuable land and filling gaps between protected lands within the Connecticut River Greenway; and

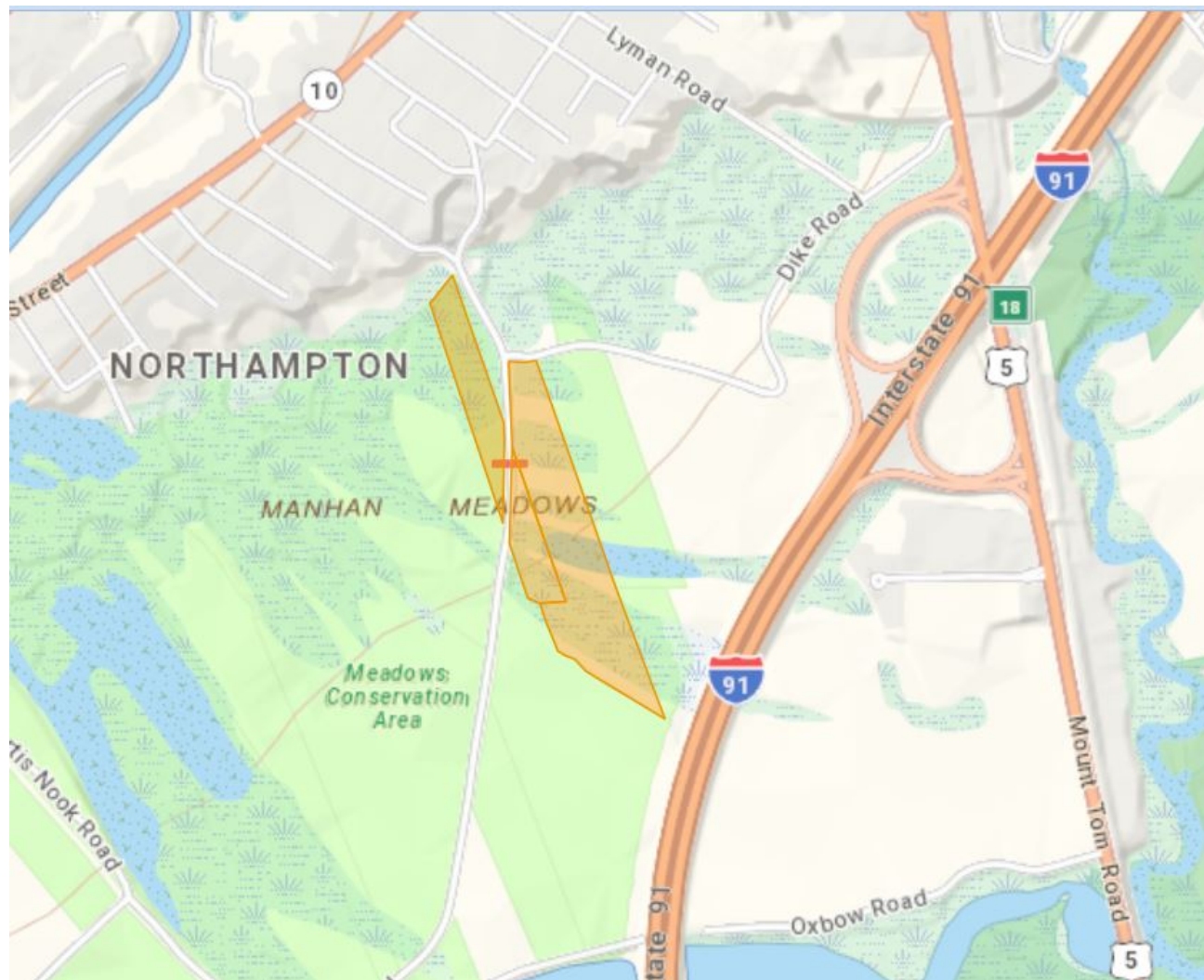
WHEREAS, the Massachusetts Audubon Society has an agreement to purchase 16.5 acres in the Meadows, adjoining land already permanently protected as part of Arcadia Wildlife Sanctuary; and

WHEREAS, in exchange for \$2,000 contribution to the purchase price, to be provided from the Community Preservation Act Conservation Fund already on-hand, the Massachusetts Audubon Society will grant the City a conservation restriction on the property; and

WHEREAS, the project will advance the City's partnership with MassAudubon to provide public access in the Meadows, create and maintain grassland bird habitat and protect ecologically valuable floodplain forest;

Ordered, that

The Conservation Commission is authorized to acquire for conservation and passive recreation purposes, as provided by MGL Chapter 40, §8C, any fee, easement or conservation restriction as defined in MGL Chapter 184, §31 or any other interest in the above land and any immediately adjoining land; that the City Council hereby accepts such conservation restrictions; that the Conservation Commission is authorized to accept conservation restrictions on any land so acquired, with such related restrictions and agreements as the City determines are agreeable.



City of Northampton

MASSACHUSETTS

In City Council, May 6, 2021

Upon the recommendation of Mayor David J. Narkewicz

**O-21.265 AN ORDER AUTHORIZING ACQUISITION AND
ESTABLISHMENT OF A MUNICIPAL LIGHT PLANT**

WHEREAS, the Mayor and City Council approved a two-phase market study and comprehensive feasibility study of municipal broadband as part of the FY2020-FY2024 Capital Improvement Program; and

WHEREAS, the City of Northampton awarded a contract for the aforementioned two-phase study to Design Nine, Inc. which has completed a market study, the overwhelmingly positive results of which dictate moving forward with the comprehensive feasibility study; and

WHEREAS, if based on the results of both studies the City of Northampton decides to implement municipal broadband, the city would be required to establish a Municipal Light Plant in accordance with M.G.L. c. 164, § 35; and

WHEREAS, establishment of a Municipal Light Plan under section 35 first requires two separate approval votes of the City Council by a two-thirds majority in two separate fiscal years; and

WHEREAS, the City Council approved the establishment of a Municipal Light Plan in fiscal year 2020 on June 18, 2020; and

WHEREAS, in the interest of not unnecessarily delaying a future potential municipal broadband project, it would be prudent to complete the second required approval vote in fiscal year 2021 ending June 30, 2021.

NOW, THEREFORE, be it ordered, the City Council authorizes in accordance with the provisions of Chapter 164 of the General Laws and in accordance with the rules, regulations and orders of the Department of Public Utilities and the Department of Telecommunications & Cable, a municipal lighting plant for all purposes allowable under the laws of the Commonwealth, and more particularly for the establishment a municipal broadband system for the City of Northampton. The Mayor is hereby authorized to execute any documents necessary to effectuate this Order.

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One

Upon the Recommendation of the Transportation and Parking Commission

**21.240
AN ORDINANCE**

**RELATIVE TO PARKING ON
FRONT STREET**

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-102 of the Code of Ordinances be amended as follows:

§ 312-102 Schedule I: Parking Prohibited All Times.

Location	Side	From	To
<u>Front Street</u>	<u>Westerly</u>	<u>Florence Street</u>	<u>Grove Avenue</u>
<u>Front Street</u>	<u>Easterly</u>	<u>Florence Street</u>	<u>Grove Avenue</u>

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One

Upon the Recommendation of the Transportation and Parking Commission

**21.241
AN ORDINANCE**

**RELATIVE TO PARKING ON
GROVE AVENUE**

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-102 of the Code of Ordinances be amended as follows:

§ 312-102 Schedule I: Parking Prohibited All Times.

Location	Side	From	To
<u>Grove Avenue</u>	<u>Westerly</u>	<u>A point 50 feet southerly of Evergreen Road</u>	<u>Dead End</u>
<u>Grove Avenue</u>	<u>Easterly</u>	<u>Evergreen Road</u>	<u>Dead End</u>

SECTION 2

That the § 312-105 of the Code of Ordinances be amended as follows:

§ 312-105 Schedule IV: Seasonal Parking Restrictions.

Location	Side	From	To	Restriction
<u>Grove Avenue</u>	<u>Easterly</u>	<u>Evergreen Road</u>	<u>Front Street</u>	<u>No parking at any time from May 1 of any year to September 30 of the same year</u>

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One

Upon the Recommendation of the Transportation and Parking Commission

**21.242
AN ORDINANCE**

**RELATIVE TO PARKING ON
FLORENCE STREET**

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-102 of the Code of Ordinances be amended as follows:

§ 312-102 Schedule I: Parking Prohibited All Times.

Location	Side	From	To
Florence Street	Westerly	Point opposite the northerly line of the sidewalk leading to the main entrance of the Leeds Grammar School <u>A point 424 feet south of Front Street</u>	Point 65 feet northerly <u>Δ point 578 feet south of Front Street</u>

**CITY OF NORTHAMPTON
MASSACHUSETTS**

In the Year Two Thousand and Twenty-One

Upon the Recommendation of the Transportation and Parking Commission

**21.243
AN ORDINANCE**

**RELATIVE TO PARKING ON
MAIN STREET (LEEDS)**

An Ordinance of the City of Northampton, Massachusetts. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

SECTION 1

That the § 312-102 of the Code of Ordinances be amended as follows:

§ 312-102 Schedule I: Parking Prohibited All Times.

Location	Side	From	To
<u>Main Street (Leeds)</u>	<u>Easterly</u>	<u>Hotel Bridge</u>	<u>Arch Street</u>
<u>Main Street (Leeds)</u>	<u>Westerly</u>	<u>Hotel Bridge</u>	<u>Arch Street</u>

SECTION 2

That the § 312-105 of the Code of Ordinances be amended as follows:

§ 312-105 Schedule IV: Seasonal Parking Restrictions.

Location	Side	From	To	Restriction
<u>Main Street (Leeds)</u>	<u>Easterly</u>	<u>A point 306 feet southerly of Mulberry Street</u>	<u>Hotel Bridge</u>	<u>No parking at any time from May 1 of any year to September 30 of the same year</u>

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.217 AN ORDINANCE TO MOVE ZERO LOT LINE FROM SECTION 10.14 TO SECTION 6.13

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to refer Zero Lot Line projects to a new subsection 6.13

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Amend Chapter 350 Attachment 7 & 8

Zero lot line single-family; see § 350-~~10.14~~6.13

Anywhere else in Chapter 350, Replace Zero Lot Line 10.14 to §6.13.

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.218 AN ORDINANCE TO AMEND ZERO LOT LINE SECTION OF CODE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to alter the requirements of Zero Lot Line projects in order to maintain more consistent setbacks within neighborhoods.

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Move subsection 10.14 to a new Subsection in Chapter 350-6 and amend as shown

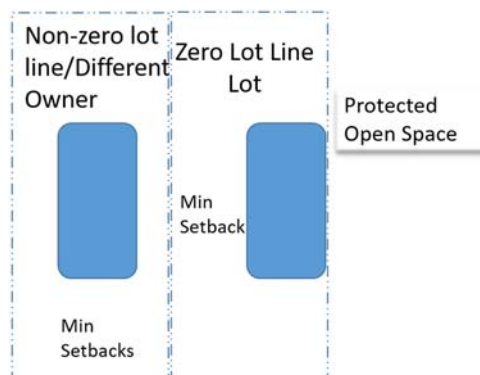
§ 350-~~10.146.13~~**Zero lot line (ZLL) developments.**

Zero lot line (ZLL) developments are developments, or portions of developments, where house lots have a ~~minimum~~ side yard setback of zero feet on one side (the "zero lot line"), while the opposite side meets the standard side yard setback of the district (the "standard setback"), if the following standards are met:

~~A. If a garage or other parking structure is built, it must be set back at least twice the normal front yard setback, or the garage/structure must cover no more than 25% of the front facade of the principal structure; and~~

~~B.A.~~ The zero lot line side of a house lot must:

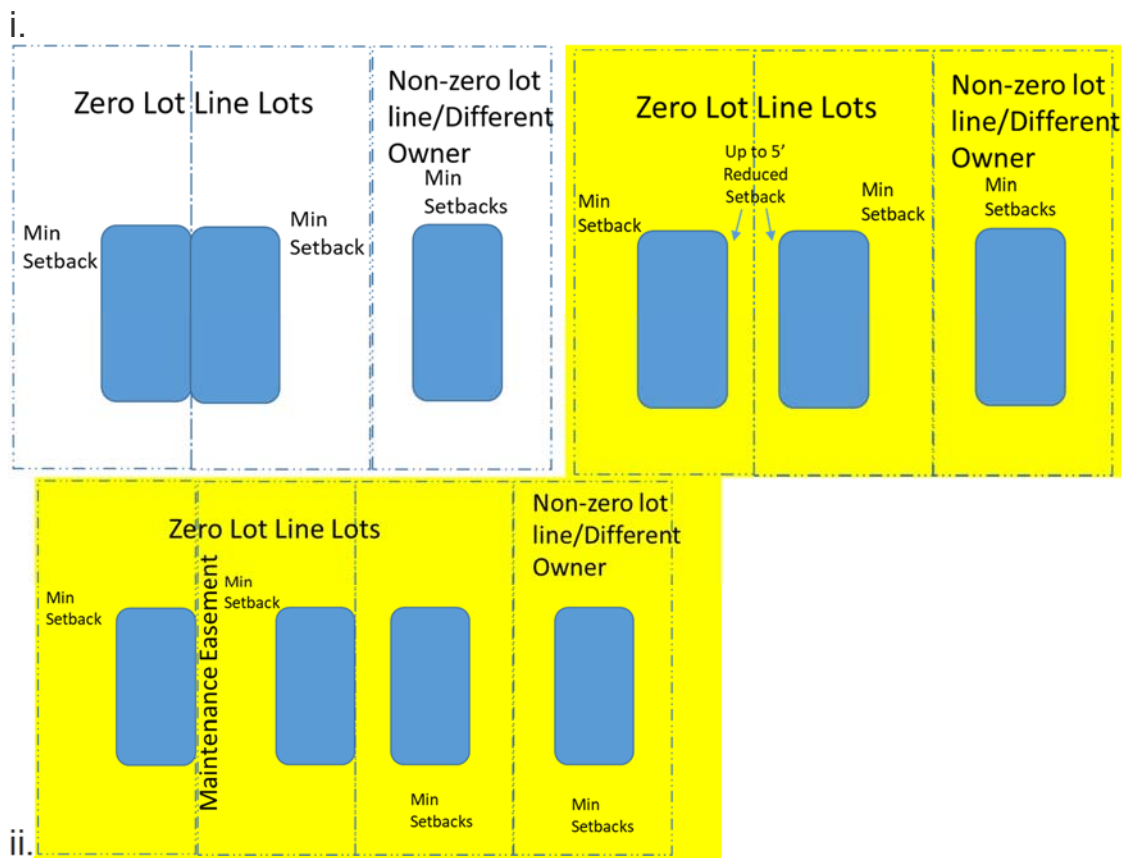
- 1) Abut permanently protected open space ~~where the owner can show a maintenance easement, as defined below, will be granted;~~ or



2) Abut the lot line of a lot which is under ~~the control of the same property owner~~ common ownership at the time the zero lot line development is proposed and

i. shares a party wall with the abutting structure on the separate parcel commonly-owned lot OR has a reduced side setback reduction from the standard setback of up to 5' from the standard setback.

i.ii. Abuts the typical standard setback area of an adjoining zero lot line lot under the same common ownership. However the last such lot in a series as described under the same ownership shall have 2x the typical standard setback for both side lots the standard.;



C-B. A five-foot maintenance easement must be granted to obtained by the owner of a house on a zero lot line by from the abutting property owner abutting the zero lot line in any development pursuant to in-A(1) or A(2)(ii) above to allow normal maintenance. Said easement may allow a roof overhang of up to two feet and may allow roof drainage to sheet flow into onto the easement area and sheet flow across the abutting property in.

addition, private covenants may be required to insure proper maintenance of the house abutting the zero lot line; and

C. There shall be a minimum of four shade trees of not less than 2.51.5 inches' caliper planted or maintained on each lot in accordance with the City's Tree List & Planting Guidelines, including two along the street frontage. (See also § 350-6.5D.)

D. Only one principal structure per lot is allowed in a zero lot line development.

E. Any detached accessory structure on the lot must meet the minimum standard setbacks for such structures.

(AJ revisions in orange; diagrams with a black line through them are proposed to be removed)

City of Northampton

MASSACHUSETTS

In the Year Two Thousand Twenty One

Upon the Recommendation of Mayor David J. Narkewicz and Planning & Sustainability

21.218 AN ORDINANCE TO AMEND ZERO LOT LINE SECTION OF CODE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to alter the requirements of Zero Lot Line projects in order to maintain more consistent setbacks within neighborhoods.

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: Move

subsection 10.14 to a new Subsection in Chapter 350-6 and amend as shown

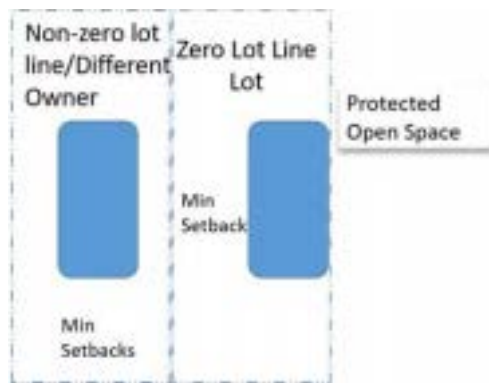
§ 350-~~10.14~~6.13 ~~ZeroReduced~~ lot line (~~ZR~~ZRLL) developments.

~~ZeroReduced~~ lot line (~~ZR~~ZRLL) developments are developments, or portions of developments, where house lots have a ~~minimum~~ side yard setback of zero ~~or more~~ feet on one side (the "~~zeroreduced~~ lot line"), while the opposite side meets the standard side yard setback of the district (the "standard setback"), if the following standards are met:

~~A. If a garage or other parking structure is built, it must be set back at least twice the normal front yard setback, or the garage/structure must cover no more than 25% of the front facade of the principal structure; and~~

~~B.A.~~ The ~~zeroreduced~~ lot line side of a house lot must:

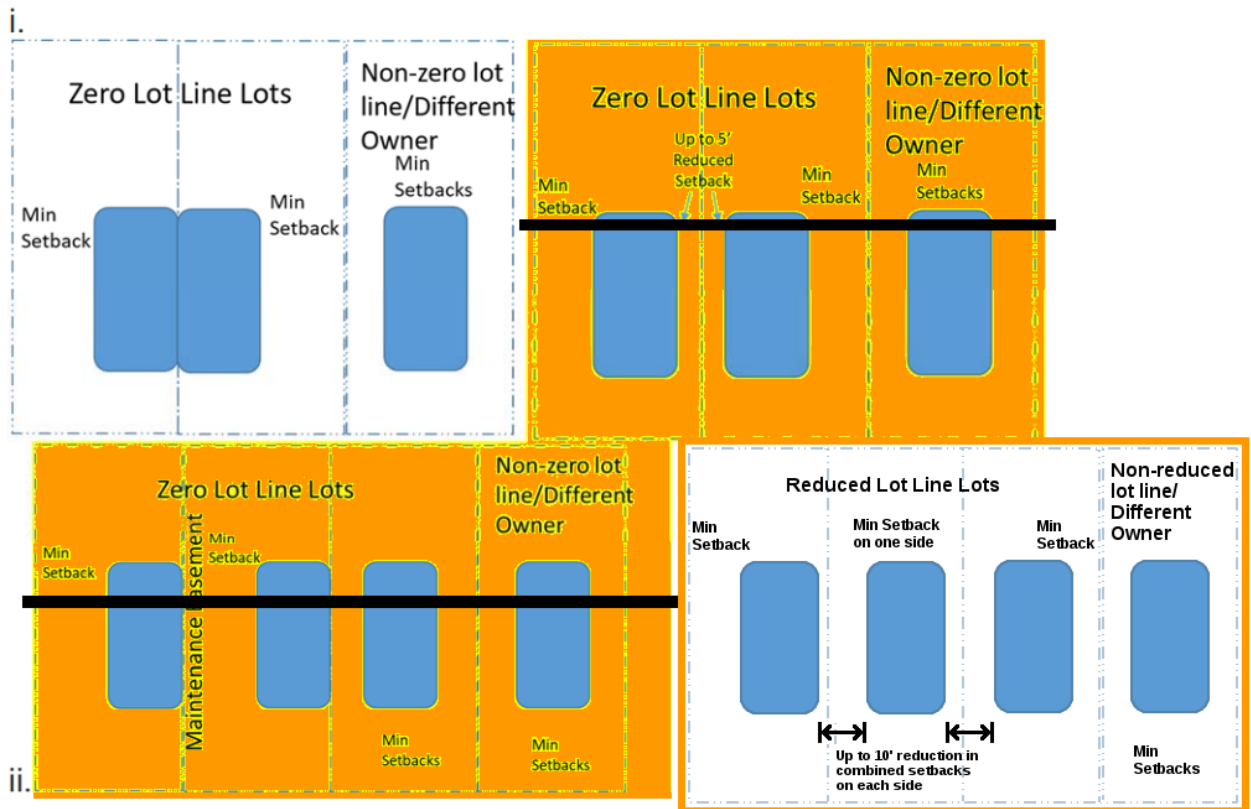
- 1) Abut permanently protected open space where the owner can show a maintenance easement, as defined below, will be granted; or



2) Abuts the lot line of a lot which is under the control of the same property owner common ownership at the time the zero/reduced lot line development is proposed and

i. shares a party wall with the abutting structure on the separate parcel commonly-owned lot OR has a reduced side setback reduction from the standard setback of up to 5' from the standard setback.

i.ii. Abuts the typical standard setback area of an adjoining zero lot line lot under the same common ownership. However the last such lot in a series as described under the same ownership shall have 2x the typical standard setback for both side lots the standard has a reduction from the standard setback such that the setback on one lot and the setback on an adjoining commonly-owned lot added together may be 10 feet less than double the standard setback.;



G-B. A five-foot maintenance easement must be granted to obtained by the owner of a house on a zero/reduced lot line by from the abutting property owner abutting the zero/reduced lot line in any development pursuant to in A(1) or A(2)(ii) above where the setback is five feet or less to allow normal maintenance. Said easement may allow a roof overhang of up to two feet

and may allow roof drainage ~~to sheet flow into~~ onto the easement area and sheet flow across the abutting property. ~~In addition, private covenants may be required to insure proper maintenance of the house abutting the zero lot line;~~ and

C. There shall be a minimum of four shade trees of not less than 2.51.5 inches' caliper planted or maintained on each lot in accordance with the City's Tree List & Planting Guidelines, including two along the street frontage. (See also § **350-6.5D.**)

D. Only one principal structure per lot is allowed in a ~~zero~~reduced lot line development.

E. Any detached accessory structure on the lot must meet the ~~minimum~~standard setbacks for such structures.