



**CITY OF MARLBOROUGH
OFFICE OF CITY CLERK
Lisa M. Thomas
140 Main St.
Marlborough, MA 01752
(508) 460-3775 FAX (508) 460-3723**

OCTOBER 30, 2017

Regular meeting of the City Council held on Monday, October 30, 2017 at 8:00 PM in City Council Chambers, City Hall. City Councilors Present: Clancy, Oram, Ossing, Robey, Delano, Doucette, Elder, Tunnera, Irish and Landers. Absent: Juairé. Meeting adjourned at 9:12 PM.

Suspension of the Rules requested – granted to allow the Mayor to speak pertinent to the early morning flash flood warning alerts.

ORDERED: That the Minutes of the City Council meeting OCTOBER 16, 2017, **FILE**; adopted.

ORDERED: That the Public Hearing on the Proposed Amendment to Zoning Ordinance, Designating and Authorizing Certain Councilors to Sign Special Permit Extension Agreements, Order No. 17-1007030, all were heard who wish to be heard, hearing recessed at 8:10 PM.

Councilors Present: Delano, Doucette, Elder, Tunnera, Irish, Clancy, Landers, Oram, Ossing & Robey.

Absent: Juairé.

ORDERED:

Eminent Domain Order of Taking

WHEREAS, the City Council of the City of Marlborough has determined that the public welfare, safety, and common convenience require that legal interests in certain land located on and off Howe Street and on and off Valley Street, as more particularly described herein, be taken for the purpose of a pedestrian connection to provide neighborhood access to the Cpl. Christos Pappas Playground on John Street and its recreational amenities, and for other municipal purposes but expressly excluding the purposes of Article 97 of the Constitution of the Commonwealth of Massachusetts, and that the taking by eminent domain is reasonable and necessary to carry out the aforementioned purpose; and,

WHEREAS, in order to promote the public welfare, safety, common convenience, and necessity, it is necessary to take by Eminent Domain the fee simple interests in the land for the purposes and duration described herein; and,

WHEREAS, all preliminary requirements of Massachusetts General Laws Chapter 79 having been complied with;

NOW, THEREFORE, IT IS HEREBY ORDERED that the City Council of the City of Marlborough, acting in accordance with the power and authority conferred by the City Charter, Division 1, Section 30, Massachusetts General Laws, Chapter 79 and every power and authority thereto enabling, and in the exercise of the power and authority conferred by said laws, does hereby take by Eminent Domain the fee simple interest in the following described land, including all trees and other vegetation thereon, but not the structures and other objects located thereon, if any, for which structures and objects the owner(s) thereof shall be given a reasonable time after date of this order to remove.

DESCRIPTION OF LAND TAKEN

1. Being an approximately 24,829.2 S.F. parcel located on and off Howe Street, Marlborough, MA and shown as Map 82, and Parcel 125A on the Assessors' Map of the City of Marlborough:

OWNER: Heirs of Stetson
Address Unknown

2. Being an approximately 16,988.4 S.F. parcel located on and off Valley Street, Marlborough, MA and shown as Map 82, and Parcel 125B on the Assessors' Map of the City of Marlborough.

OWNER: Heirs of Mary Howe
Address Unknown

The ownership of said parcels and each of them are supposed to be as stated herein, but said fee interest and each of them are hereby taken whether the ownership is as stated herein or otherwise. We determine that the damages, set forth in the Table of Awards below, have been sustained by the owners of said parcels upon which said fee simple interests, so taken, are located.

TABLE OF AWARDS

The City Council hereby makes the following awards for damages for the owner or owners of record:

<u>OWNERS</u>	<u>MARLBOROUGH ASSESSORS' MAP/PARCEL</u>	<u>AWARD</u>
Heirs of Stetson Address Unknown	82/125A	\$3,400
Heirs of Mary Howe Address Unknown	82/125B	\$2,300

Refer to **LEGISLATIVE & LEGAL AFFAIRS COMMITTEE**; adopted.

ORDERED: That the City Council of the City of Marlborough, by two-thirds vote pursuant to Mass. Gen. Laws c. 40, § 15A, having by Order No. 17-_____ exercised its authority to take general corporate property by eminent domain those certain parcels of land at Assessors' Map 82, Parcel 125A and Assessors' Map 82, Parcel 125B, both of which parcels are located on or off Howe Street and on or off Valley Street, for the purposes of a pedestrian connection to provide neighborhood access to the Cpl. Cristos Pappas Playground located on John Street, hereby transfers to the Department of Public Works of the City of Marlborough the care, custody, management, and control of said parcels for said purposes, refer to **LEGISLATIVE & LEGAL AFFAIRS COMMITTEE**; adopted.

ORDERED: That pursuant to § 5 of Chapter 40A of the General Laws, by a two-thirds vote, the City Council of the City of Marlborough hereby approves the transfer request in the amount of \$5,700.00 which moves funds from Stabilization-Open Space to Open Space Acquisition for payment of the compensation awards relating to the taking by eminent domain of Assessors Map 82, Parcel 125A and Assessors Map 82, Parcel 125B, being land located on and off of Howe Street and on and off of Valley Street, for the purposes of a pedestrian connection to the Cpl. Christos Pappas Playground on John Street, as follows:

CITY OF MARLBOROUGH BUDGET TRANSFERS --											
DEPT:		Mayor				FISCAL YEAR:		2018			
Available Balance		FROM ACCOUNT:				TO ACCOUNT:		Available Balance			
Amount	Org Code	Object	Account Description:			Amount	Org Code	Object	Account Description:		
\$1,028,071.76	\$5,700.00	83600	32918	Stabilization-Open Space			\$5,700.00	19300006	58170	Open Space Acquisition	\$0.00
Reason:						For compensation relating to the taking by eminent domain					
Reason:											
Reason:											
Reason:											
Reason:											
\$5,700.00	Total				\$5,700.00	Total					
Department Head signature:						_____					
Auditor signature:						_____					
Comptroller signature:						_____					

Refer to **LEGISLATIVE & LEGAL AFFAIRS COMMITTEE**; adopted.

ORDERED: That the Communication from Councilor Ossing re: Municipal Aggregation-Six Month Fixed Price Contract with Verde Energy USA, November 2017 through April 2018, X17-1006881 & X06-1001337A, **FILE**; adopted.

ORDERED: That the City Clerk be and is hereby authorized and directed to warn and notify the voters of each of the seven (7) Wards and fourteen (14) Precincts of the City of Marlborough, duly qualified to vote in the Municipal Election, to assemble in their respective polling places, as designated by the City Council as follows:

WARD ONE: Precinct 1 and 2	Francis J. Kane School, 520 Farm Road
WARD TWO: Precinct 1 and 2	Francis J. Kane School, 520 Farm Road
WARD THREE: Precinct 1	Senior Center, 40 New Street
WARD THREE: Precinct 2	Raymond J. Richer School, 80 Foley Road
WARD FOUR: Precinct 1 and 2	Senior Center, 40 New Street
WARD FIVE: Precinct 1 and 2	Senior Center, 40 New Street
WARD SIX: Precinct 1 and 2	1LT Charles W. Whitcomb School, 25 Union Street
WARD SEVEN: Precinct 1 and 2	Hildreth School, 85 Sawin Street

On Tuesday, November 7, 2017 then and there, for the purpose of casting their votes in the Municipal Election for the candidates to the following offices:

MAYOR
COUNCILORS -AT- LARGE
WARD COUNCILORS
SCHOOL COMMITTEE MEMBERS

It is further ordered that the polling places legally designated by the City Council be opened at 7:00 o'clock in the forenoon and be closed at 8:00 o'clock in the evening. The City Clerk be and hereby is authorized to cause notice to be given by publication of this Order in a local newspaper and by posting a copy of the same in a conspicuous place in the office of the City Clerk and in each Ward and Precinct of the City.

Edward J. Clancy
 City Council President

FILE; adopted.

ORDERED: That the Communication from Assistant City Solicitor, Cynthia Panagore Griffin re: Order of Taking by Eminent Domain of Easement at 493 Boston Post Road West & 505 Boston Post Road West, in proper legal form, Order No. 17-1007050, **FILE & MOVE TO REPORTS OF COMMITTEE**; adopted.

ORDERED: That the Communication from the Planning Board re: Negative Recommendation of Proposed Zoning Amendment, Section 650-5 entitled "Definitions; word usage" and adding Section 650-37 "Temporary Moratorium on Recreational Marijuana Establishments and Retailers", Order No. 17-1006949B refer to **LEGISLATIVE & LEGAL AFFAIRS COMMITTEE**; adopted.

ORDERED: That the Applicant, IC Federal Credit Union, 160 Apex Drive, request for two signs, pursuant to Section 650-35H, **APPROVED**; adopted.

Councilor Delano recused.

ORDERED: That the Applicant, BB Kidz, 11-169 Apex Drive, request for flat wall signage pursuant to Section 650-35H, **APPROVED**; adopted.

ORDERED: That the Applicant, Zoots, 160 Apex Drive, request for flat wall signage pursuant to Section 650-35H, **APPROVED**; adopted.

ORDERED: That the Applicant, Primrose Car Wash, 22 Apex Drive, request for flat wall signage pursuant to Section 650-35H, **APPROVED**; adopted.

ORDERED: That the Applicant, T-Mobile, 180 Boston Post Road West (90 Apex Drive), request for two signs flat wall signage pursuant to Section 650-35H, **APPROVED**; adopted.

ORDERED: That there being no objection thereto set **MONDAY, DECEMBER 18, 2017** as **DATE FOR PUBLIC HEARING** On the Application for Sign Special Permit, Mobil, 656 Boston Post Road East, in which the four manual price panels will be removed and replaced with two LED price panels for regular and diesel prices, refer to **URBAN AFFAIRS COMMITTEE, ADVERTISE**; adopted.

ORDERED: That there being no objection thereto set **MONDAY, DECEMBER 18, 2017** as **DATE FOR PUBLIC HEARING** On the Application for Sign Special Permit, Halfway Café, 820 Boston Post Road East, for proposed new 90" x 96" x 15" double sided U.L. listed LED internally illuminated sign w/ 31" x 66" electronic message board, refer to **URBAN AFFAIRS COMMITTEE, ADVERTISE**; adopted.

ORDERED: That the Communication from MA State Lottery Commission re: Marlboro Wine & Spirit, 44 Boston Post Road West, Keno to Go product, **FILE**; adopted.

ORDERED: That the Minutes, Council on Aging, May 9, 2017, June 13, 2017 & September 12, 2017, **FILE**; adopted.

ORDERED: That the Minutes, Planning Board, September 25, 2017, **FILE**; adopted.

ORDERED: That the Minutes, Ad-Hoc Municipal Aggregation Committee, April 3, 2017, September 20, 2017 & October 18, 2017, **FILE**; adopted.

ORDERED: That the Minutes, Traffic Commission, August 29, 2017 & September 26, 2017, **FILE**; adopted.

ORDERED: That the following CLAIMS, refer to the **LEGAL DEPARTMENT**; adopted.

- a. Wen-Yu Hsiao, 5239 Timberview Way, pothole or other road defect.
- b. John Narahara, 208 Kelleher Street, pothole or other road defect.

Reports of Committees:

Councilor Delano reported the following out of the Urban Affairs Committee:

Meeting Name: City Council Urban Affairs Committee

Date: October 17, 2017

Location: City Council Chamber, 2nd Floor, City Hall, 140 Main Street

Convened: 5:36 PM – Adjourned: 6:15 PM

Present: Chairman Delano; Urban Affairs Committee Members Councilors Juaira, Tunnera and Landers; and Councilors Clancy, Doucette, Oram (arrived 5:42 PM), and Ossing; **Attorney Aldo Cipriano; James Macdonald** (Architect, Maple Avenue Design); Bruce Saluk (Engineer, Bruce Saluk & Associates, Inc.); Cynthia Gleason (Manager/President, CJG Enterprises, Inc.)

Absent: Councilor Elder

Order No. 16-1006735: Application for Special Permit from Atty. Cipriano on behalf of Tiger Cat Properties LLC to construct a multifamily dwelling at 487 Lincoln Street (former Cozy Cafe site). The Urban Affairs Committee met with Attorney Aldo Cipriano, Project Engineer Bruce Saluk and Project Architect James Macdonald for a discussion of a proposed multi-dwelling special permit for the construction of nine residential garden style apartments at 487 Lincoln Street. The nine units will be a mixture of two pre-existing bedroom units, three studio units in the renovated portion of the existing structure and four one-bedroom units in the proposed addition at the site. The applicant appeared before the Urban Affairs Committee several times and the current proposal and plans was a result of feedback previously received from the committee. They reviewed the conditions, 8.A. – 8.X. of the proposed special permit, titled “Special Permit Tiger Cat Properties, LLC c/o CJG Enterprises, Inc.” and dated October 12, 2017. The committee agreed to delete condition 8.R. which required the owner/applicant to voluntarily contribute the amount of \$2,000.00 to the French Hill area for any common improvement of that historic area. All other conditions reviewed by the committee remained as presented to them.

Motion made by Councilor Landers, seconded by Chair, to delete condition 8.R. The motion carried 3-1 (Delano opposed, Elder absent).

Motion made by Councilor Tunnera, seconded by Chair, to approve as amended. The motion carried 3-1 (Delano opposed, Elder absent).

Motion made and seconded to adjourn. The motion carried 4-0 (Elder absent). The meeting adjourned at 6:15 PM.

Reports of Committee Cont'd:

Councilor Robey reported the following out of the Legislative & Legal Affairs Committee:

City Council Legislative and Legal Affairs Committee
Tuesday, October 24, 2017, 6:00 PM– In Council Chambers
Minutes and Report

Present: Chairman Katie Robey, Councilor Delano, Councilor Juaire, & Councilors Clancy, Doucette, Landers, and Ossing. Also attending were Cynthia Panagore Griffin, Assistant City Solicitor, City of Marlborough and Thomas DiPersio, City Engineer.

Order No. 17 1007050-Order of Taking by Eminent Domain of Easement at 493 Boston Post Road West & 505 Boston Post Road West for Rt. 20 roadway improvements.

Mr. DiPersio explained that National Grid is now requiring easements for aerial purposes necessitating the city's eminent domain taking for these properties when poles were relocated on Boundary St. The award for damages will be paid from the funding for the road construction. He also indicated the project is underway and time sensitive.

It was moved and seconded to approve Order #17-1007050, the Eminent Domain Order of Taking for the properties at 493 and 505 Boston Post Road West. The motion carried 3-0.

The committee agreed to ask for a Suspension of Rules for this to be voted on at the October 30^h meeting.

It was moved and seconded to adjourn; motion carried 3-0. The meeting adjourned at 6:05 PM.

Suspension of the Rules requested – granted

ORDERED: Communication from the Planning Board re: Proposed Zoning Amendment, Order No. 16/17-1006443 re: Expansion & Modification of HRMUOD, **MOVE TO ITEM 31**; adopted.

Suspension of the Rules requested – granted

ORDERED:

Eminent Domain Order of Taking

WHEREAS, the City Council of the City of Marlborough has determined that the public welfare, safety, and common convenience require that legal interests in a certain portion of land located at 493 and 505 Boston Post Road West (Rte. 20), as more particularly described herein, be taken for the purpose of the reconstruction, construction, and maintenance of improvements to Boston Post Road West (Rte. 20), and for other municipal purposes, and that the taking by eminent domain is reasonable and necessary to carry out the aforementioned purposes; and,

WHEREAS, in order to promote the public welfare, safety, common convenience, and necessity, it is necessary to take by Eminent Domain the easement interests in the land for the purposes and duration described herein; and,

WHEREAS, all preliminary requirements of Massachusetts General Laws Chapter 79 having been complied with;

NOW, THEREFORE, IT IS HEREBY ORDERED that the City Council of the City of Marlborough, acting in accordance with the power and authority conferred by the City Charter, Division 1, Section 30, Massachusetts General Laws, Chapter 79 and every power and authority thereto enabling, and in the exercise of the power and authority conferred by said laws, does hereby take by Eminent Domain the permanent easement interest in the following described land, including all trees and other vegetation thereon.

DESCRIPTION OF LAND TAKEN

Street address: 493 Boston Post Road West and 505 Boston Post Road West (Rte. 20), Marlborough, MA 01752

Permanent easement for purposes of roadway reconstruction, construction, and maintenance of improvements, including but not limited to aerial wire purposes: Being an approximately 1,946 S.F. portion of the properties located at 493 Boston Post Road West and 505 Boston Post Road West (Rte. 20), Marlborough, MA 01752, known and numbered respectively as Map 88, Parcel 3 and Map 88, Parcel 3A on the Assessors’ Map of the City of Marlborough and shown as Parcel E-01 on a plan attached herewith as Exhibit “A” entitled “Plan of Land in Marlborough, Massachusetts; Prepared For: City of Marlborough; Prepared By: VHB, Inc.; Scale: 1 inch = 20 Feet; Date: August 30, 2017.”

OWNER: Dino Karalis, Trustee
 Sparte II Realty Trust
 34 Magnolia Street
 Framingham, MA 01701

The ownership of said parcels is supposed to be as stated herein, but said easement is hereby taken whether the ownership is as stated herein or otherwise. We determine that the damages, set forth in the Table of Award below, has been sustained by the owner of said parcel upon which said easement, so taken, is located.

TABLE OF AWARD

The City Council hereby makes the following award for damages for the owner of record:

<u>OWNER</u>	<u>MARLBOROUGH ASSESSORS’ MAP/PARCEL</u>	<u>AREA OF TAKING OF EASEMENT</u>	<u>AWARD</u>
Dino Karalis, Trustee Sparte II Realty Trust 34 Magnolia Street Framingham, MA 01701	88/3 and 88/3A	1,946 S.F. ±	\$12,649

APPROVED; adopted.

ORDERED:

Resolution
Citgo Fuel Oil Spill
121 Bolton Street, Marlborough, Massachusetts
House Bill 428
House Bill 429
House Bill 2921

WHEREAS, the Citgo fuel oil spill event is over five years old; and,

WHEREAS, the fuel oil spill has impacted the quality of life of Marlborough residents; and,

WHEREAS, the fuel oil spill has impacted the environment of the residents adjacent to the spill and the City of Marlborough; and,

WHEREAS, the fuel oil spill has impacted the assessed value of the land adjacent to the spill. This impacts the residents' ability to sell their property as well as the City of Marlborough's ability to collect property taxes at the full assessed value; and,

WHEREAS, the Massachusetts Legislature has before it the following bills filed by State Representative Danielle Gregoire to provide relief to abutters damaged by a fuel oil spill, the City of Marlborough and citizenry of the Commonwealth faced with similar disasters.

- **House Bill 428 – An Act Relative to Underground Storage Tanks**
- **House Bill 429 – An Act Relative to Underground Storage Tank Remediation**
- **House Bill 2921 – An Act Creating a Special Commission to Study the Equity of Chapter 21J and 21O**

NOW, THEREFORE BE IT RESOLVED that the Marlborough City Council joins Honorable Representative Danielle Gregoire in her efforts before the Joint Committees on Environment, Natural Resources and Agriculture and respectfully requests favorable consideration of House Bills 428, 429 and 2921.

APPROVED AND SUBMIT RESOLUTION TO REPRESENTATIVE DANIELLE GREGOIRE; adopted.

ORDERED:

Resolution
Citgo Oil Spill
121 Bolton Street
House Bill 534
An Act Relative to Homeowners Insurance

WHEREAS, the Citgo fuel oil spill event is over five years old; and,

WHEREAS, the fuel oil spill has impacted the quality of life of Marlborough residents; and,

WHEREAS, the fuel oil spill has impacted the environment of the residents adjacent to the spill and the City of Marlborough; and,

WHEREAS, the fuel oil spill has impacted the assessed value of the land adjacent to the spill. This impacts the residents' ability to sell their property as well as the City of Marlborough's ability to collect property taxes at the full assessed value; and,

WHEREAS, the Massachusetts Legislature has before it the following bill filed by State Representative Danielle Gregoire to provide a product for homeowners in the Commonwealth to protect themselves from similar catastrophic events in the future.

• **House Bill 534 – An Act Relative to Homeowners Insurance**

NOW, THEREFORE BE IT RESOLVED that the Marlborough City Council joins Honorable Representative Danielle Gregoire in her efforts before the Joint Committee on Financial Services for the passage of House Bill 534.

APPROVED; adopted.

ORDERED: That the City send out an RFP inviting proposals for one or more of the top three uses of the Walker Building as recommended by **SMMA's January 16, 2017 Redevelopment Study**: hotel, mixed-use, and residential (market-rate units), which RFP the Councilors may review prior to its being sent out; provided that the RFP will specify that the proposed use may involve either a sale or a long-term lease, and provided further that the RFP will include a restriction that no changes are to be proposed to the Walker Building's façade and/or grounds, **APPROVED**; adopted.

ORDERED: That the Application for Livery License, Katsunori Tanaka, d/b/a Global Limousine & Tour Services, LLC, 17 Eager Court, **APPROVED**; adopted.

ORDERED: That the Petition of National Grid to relocate three solely owned electrical poles 54, 55, & 56-1 on Maple Street (Rt. 85) with the condition that the utility companies are to expedite the transfer of overhead wires from old to new poles, to minimize any double pole situations left along the street, **APPROVED**; adopted.

ORDERED: That the Petition of National Grid to install one solely owned electrical pole on Framingham Road, **APPROVED**; adopted.

ORDERED: That the Petition of National Grid to relocate one solely owned pole to be made jointly owned poles 37-84 and relocate seventeen jointly owned poles on Maple Street (Rt. 85). with the condition that the utility companies are to expedite the transfer of overhead wires from old to new poles, to minimize any double pole situations left along the street, **APPROVED**; adopted.

ORDERED: That the Petition of National Grid to relocate two poles and associated facilities on Maple Street/Framingham Road. with the condition that the utility companies are to expedite the transfer of overhead wires from old to new poles, to minimize any double pole situations left along the street, **APPROVED**; adopted.

ORDERED: That the Application for Renewal of Junk Dealer's License, ecoATM, LLC, 601 Donald Lynch Boulevard, **APPROVED**; adopted.

ORDERED: That the Communication from Assistant City Solicitor, Cynthia Panagore Griffin, re: Expansion of the Hospitality and Recreation Mixed Use Overlay District (HRMUOD), in proper legal form, **MOVE TO ITEM 31**; adopted.

MOTION made by Councilor Robey to further amend the Apex Zoning Overlay to add to the overlay, the parcels occupied by Wendy's and Bank of America, expressly excluding drive through facilities located on Map 78, Parcel 14A which facilities are existing and shall not require a Special Permit under this Section; excluding so-called Dry-Cleaning drop stores where no dry cleaning is performed on premise which shall be permitted in the HRMUOD as of right – **DOES NOT CARRY**.

ORDERED: Be it ordained by the City Council of the City of Marlborough that the Code of the City of Marlborough, as most recently amended, be further amended as follows.

1. In Section 650-35 A.(2.), by deleting “43.6 acres” and replacing with “45.2 acres”.
2. By Amending Exhibit A of Section 650-35 to include the following additional parcels:

Assessors Map 78, Parcel 14A

Assessors Map 78, Parcel 23

3. In Section 650-35 E.(1).(i.), adding the following language to the end of the Section:

“, except that nothing in this Section shall be deemed to prohibit or limit the existing drive-through facility on Assessors Map 78, Parcel 23, nor to prohibit or limit the existing dedicated driveway with a curb cut onto a public way located on Assessors Map 78, Parcel 23, the same being preexisting conditions which shall continue to be allowed notwithstanding anything contained in the HRMUOD to the contrary, however said existing drive-through facility and existing dedicated driveway with a curb cut onto a public way shall remain subject to Section 650-12.”

4. In Section 650-35 E.(1.)(j.), adding the following language to the end of the Section:

“, except that nothing in this Section shall be deemed to prohibit or limit the existing drive-through facility on Assessors Map 78, Parcel 14A, nor to prohibit or limit the existing dedicated driveway with a curb cut onto a public way located on Assessor Map 78, Parcel 14A, the same being preexisting conditions which shall continue to be allowed, notwithstanding anything contained in the HRMUOD to the contrary, however said existing drive-through facility and existing dedicated driveway with a curb cut onto a public way shall remain subject to Section 650-12.”
5. In Section 650-35 E.(2.)(a.), adding the following language to the end of the Section:

“, expressly excluding drive-through facilities located on Assessors Map 78, Parcel 23, which facilities are existing and shall not require a Special Permit under this Section, however, said existing drive-through facilities shall remain subject to Section 650-12.
6. In Section 650-35 E.(2.)(b.), adding the following language to the end of the Section:

“, expressly excluding drive-through facilities located on Assessors Map 78, Parcel 14A, which facilities are existing and shall not require a Special Permit under this Section, however said existing drive-through facilities shall remain subject to Section 650-12.”
7. In Section 650-35 E.(2.)(d.), adding the following language to the end of the Section:

“, excluding so-called Dry Cleaning drop stores where no dry cleaning is performed on premise, which shall be permitted in the HRMUOD as of right.”
8. In Section 650-35 H., insert a new paragraph 9 as follows:

“Lawful signage which exists on the date of approval of this amendment to Section 650-35 H. at or on Assessor’s Map 78, Parcel 14A and Assessors Map 78, Parcel 23 shall continue to be allowed, notwithstanding anything contained in the HRMUOD to the contrary, however any changes or alterations to said existing signage, whether on or outside of the buildings located on said parcels, including any freestanding signs, shall be in conformity with Section 650-35 H. and subject to approval of the City Council.”

First Reading, suspended; Second Reading, adopted; Passage to Enroll, adopted; Passage to Ordain; adopted. There was objection to passage in one evening by Councilor Oram.

Councilor Oram requested that this Item be TABLED UNTIL THE NEXT MEETING.

ORDERED: There being no further business, the regular meeting of the City Council is herewith adjourned at 9:12 PM.