



## AGENDA –NOVEMBER 1, 2010

### INVOCATION ROLL CALL RECORDS

**HEARING: NONE**

### COMMUNICATIONS FROM THE MAYOR

### APPOINTMENTS

### COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1 Com. from Building Commissioner – Responding to request regarding 8 Fruit Street, Taunton
- Pg. 2-4 Com. from Sanitary Inspector, Board of Health – Responding to request regarding 524 Hodges Street, Taunton
- Pg. 5-6 Com. from Steering Committee, Taunton Highlands Area Neighborhood Association – Regarding 272 and 274 Winthrop Street

### PETITIONS

#### Claim

Claim submitted by Gail Amaral, P.O. Box 446/963 Middleboro Ave., East Taunton seeking reimbursement for damages to her truck camper that was damaged by a tree that sticks out into the roadway near the Lake Rico parking lot on Middleboro Avenue.

### COMMITTEE REPORTS

### UNFINISHED BUSINESS

- **Executive Session** – Meet to discuss the Star Theater litigation and an update on Operation Cleanup

### ORDERS, ORDINANCES AND ENROLLED BILLS

### NEW BUSINESS

Respectfully submitted,

*Rm Blackwell*

**Rose Marie Blackwell  
City Clerk**

# CITY OF TAUNTON

MASSACHUSETTS

DEPARTMENT OF PUBLIC BUILDINGS



ROBERT P. PIROZZI  
BUILDING COMMISSIONER  
CHIEF OF INSPECTIONS

MARY JANE BENKER  
BUILDING INSPECTOR  
ZONING ENFORCEMENT OFFICER

CITY HALL  
15 SUMMER STREET  
TAUNTON, MA 02780-  
3464  
(508) 821-1015  
FAX (508) 821-1019

October 28, 2010

Honorable Mayor Charles Crowley  
Members of the Municipal Council  
Temporary City Hall  
Taunton, MA.

**RE: 8 Fruit St.**

Dear Mayor and Councilors:

I am in receipt of your request for information regarding the above referenced address. The property is a bank owned single family dwelling. On October 4, 2010 at 10 :00 P.M. the Taunton Fire Department responded to a fire within the dwelling and consequently ordered the owner to secure the property.

Vacant properties are required to be secured by City Ordinance. Further, Massachusetts State Building Code regulates board up procedures as part of the National Arson Prevention Initiative.

Sincerely,

Robert Pirozzi  
Building Commissioner

RP/ja



**City of Taunton**  
**Board of Health**  
45 School Street  
Massachusetts 02780-3212

BOARD MEMBERS  
DR. BRUCE E. BODNER  
DR. C. NASON BURDEN  
DR. JOSEPH F. NATES

HEATHER L. GALLANT, MPH, RS  
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM  
ASSISTANT EXECUTIVE DIRECTOR


October 25, 2010

RE: 524 Hodges Street

To Whom It May Concern:

In regards to 524 Hodges Street, I personally have conducted several inspections there along with the Mary Jane Benker from the building department. During these inspections, there was no one present at the residence and after talking to several neighbors, it is believed that the property is in foreclosure and the former property owners vacated the premises in June. The only violation in which I personally am able to cite is excessively long grass that could pose a potential rodent harborage. The house was secure and no animals were present. Also, there was no trash or debris and I smelled no odors coming from the property. Following my September 23 inspection, I posted an order letter (posted on September 24) addressing the long grass issue. To this date, I have not had any communication with any person or company that is associated with the property and have had no success in reaching the proper bank or bank's department. It is my understanding that Bank of America was the foreclosing bank.

Sincerely,

  
Matthew W. Tanis  
Sanitary Inspector



**City of Taunton**  
**Board of Health**  
45 School Street  
Massachusetts 02780-3212

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EXECUTIVE DIRECTOR

ADAM S. VICKSTROM  
ASSISTANT EXECUTIVE DIRECTOR

September 24, 2010

**Hand Delivered and Posted At Last and Usual Place of Abode  
On September 24, 2010 By, Matthew W. Tanis, Sanitary Inspector**

Antonio Botelho  
524 Hodges Street  
Taunton, MA 02780

**COPY**

RE: 524 Hodges Street

Dear Property Owner,

An inspection was conducted on your property located in Taunton, Massachusetts on September 23, 2010 by Health Agent, Matthew Tanis, under Chapter 111 section 122, 127A and 127B of the Massachusetts General Laws: 105 CMR 400.00: State Sanitary Code. Chapter 1: General Administrative Procedures and 105 CMR 410.00; State Sanitary Code, Chapter 2: Minimum Standards of Fitness for Human Habitation.

The following defects in or on the premises constitutes a violation of the State Sanitary Code:

1. Accumulation of rubbish and debris throughout the rear of property and high grass throughout property. Potential for rodent harborage.  
410.602 Maintenance of Areas Free from Garbage and Rubbish  
(A.) Land. The owners of any parcel of land, vacant or otherwise, shall be responsible for maintaining in a clean and sanitary condition and free from garbage, rubbish or other refuse. The owner of such parcel of land shall correct any condition caused by or on such parcel of appurtenance which affects the health or safety, and well being of the occupants of any dwelling or of the general public.  
**Order: Remove all accumulated rubbish/debris from property and dispose of properly. Remove any potential rodent harborage. You must show a good faith effort to correct item #1 within 7 days from receipt of this letter.**
2. Violation of City of Taunton Ordinance  
Chapter 8, Section 8-28 Garbage, Trash, and Refuse  
**See Attached**

**"Garbage"** – means the animal, vegetable or other organic waste resulting from the handling, preparing, cooking, consumption or cultivation of food, and

containers and cans which have contained food unless such containers and cans have been cleaned or prepared for recycling.

"Rubbish" – means combustible and noncombustible waste materials, except garbage, and includes but is not limited to such material as paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches, yard trimmings, grass clippings, tin cans, metals, mineral matter, glass, crockery, dust, and the residue from the burning of wood, coal, coke and other combustible materials.

"Refuse" - Items or material discarded or rejected as useless or worthless; trash or rubbish.

Pursuant to 105 CMR 410.830 of the State Sanitary Code, you are hereby ordered to begin necessary repairs of the identified defects. **You are required to make a good faith effort to substantially correct items #1 & #2 within 7 days from the receipt of this letter.**

Failure to respond to this order may result in the assessment of a fine of not less than \$10.00 or more than \$500.00 for each day that such refusal continues. Further action will be taken to clear or repair the property at the owner's expense and/or condemn said property.

Should you be aggrieved by this order, you have the right to request a hearing before the Board of Health. A request must be received in writing in the office of the Board of Health within seven (7) days of receipt of this order. At said hearing, you will be given an opportunity to be heard and to present witnesses and documentary evidence as to why this order should be modified or withdrawn. You may be represented by an attorney.

Any adverse party has a right to be present at the hearing. If these premise are occupied as rental housing, the occupants are entitled to the statutory remedies provided, a copy of this notice has been proved to them.

**Portuguese**

Este documento e legal e importante. Pode afectar os vossos direitos. Traduza este documento para Portugues.

**Spanish**

Este documento es legal y importante. Puede afectar sus derechos. Traduzca este documento para Espanol.

Sincerely,



Matthew W. Tanis  
Sanitary Inspector

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**Taunton City Clerk**

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**From:** "Taunton Highlands Area Neighborhood Association" <tauntonhighlands@gmail.com>  
**To:** <cityclerk@tmlp.net>  
**Sent:** Thursday, October 28, 2010 1:32 PM  
**Attach:** THANACityCouncilletter10.28.10.rtf  
**Subject:** Fwd: City Council Letter

Please include the attached letter in today's City Council package. Hard copy to follow.

Thank you,

Roberta Shafer, Steering Committee  
Taunton Highlands Area Neighborhood Association

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October 28, 2010

Mayor Charles Crowley and Members of the City of Taunton Municipal Council  
City Hall, 15 Summer Street  
Taunton, Massachusetts 02780

Dear Mayor Crowley and Taunton City Councilors,

Enough is enough. Enough time has passed. Enough opportunity has been afforded. More than enough dialogue has occurred. It is time to take action on the city ordinance violations and the illegal, environmentally damaging eyesore at 272 and 274 Winthrop Street, doing business as Planet Petroleum.

Citizens in this neighborhood and numerous city department heads have worked together in an attempt to come up with reasonable solutions. We have placed our trust in you as elected officials to deal with the ongoing identified violations. It is extremely frustrating that all of the concessions have been afforded to the violators and that the problems just continue with no improvement.

Does the citizen voice still count? We hope so. We expect that you will fulfill your responsibility to protect our city and to take the action that the people of Taunton are asking you to take.

On behalf of our members,

Taunton Highlands Area Neighborhood Association Steering Committee

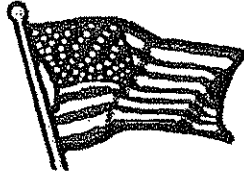
Maureen Boiros, 597 Cohannet Street

Carol Doherty, 148 Highland Street

Michaeline Saladayga, 197 Winthrop Street

Roberta Shafer, 6 Davenport Street

***The Taunton Highlands Area Neighborhood Association is dedicated to  
"protect, preserve, and improve our neighborhood"  
tauntonhighlands@gmail.com***



NOVEMBER 1, 2010

HONORABLE CHARLES CROWLEY, MAYOR  
COUNCIL PRESIDENT DEBORAH A. CARR  
AND MEMBERS OF THE MUNICIPAL COUNCIL

**PLEASE NOTE:**

THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN  
SCHEDULED FOR **MONDAY, NOVEMBER 1, 2010 AT 7:30 A.M.**  
IN **MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA**

**7:30 A.M.**

**THE COMMITTEE ON FINANCE AND SALARIES**

1. MEET TO REVIEW THE WEEKLY VOUCHERS &  
PAYROLLS FOR CITY DEPARTMENTS
2. MEET TO REVIEW REQUESTS FOR FUNDING
3. MEET TO REVIEW MATTERS IN FILE

RESPECTFULLY,

COLLEEN M. ELLIS  
CLERK OF COUNCIL COMMITTEES