

JUNE 22, 2015

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT ESTELE BORGES
AND MEMBERS OF THE MUNICIPAL COUNCIL

PLEASE NOTE:

**THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR
MONDAY, JUNE 22, 2015 AT 6:00 P.M. AT THE TEMPORARY CITY HALL AT
MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE
CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS**

6:00 P.M.

THE COMMITTEE ON DISABILITIES (ADA)

1. MEET TO REVIEW ADA TRANSITION REPORT.
2. MEET TO REVIEW MATTERS IN FILE
3. PUBLIC INPUT

PLEASE NOTE:

**A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS
DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH
THIS COMMITTEE MEETING**

RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES

CITY CLERK

TAUNTON, MA

2015 JUN 17 A 11:51

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CITY CLERK OFFICE



**MUNICIPAL COUNCIL AGENDA
TEMPORARY CITY HALL
141 OAK STREET, TAUNTON, MA 02780**

~
JUNE 23, 2015 – 7:00 PM

**INVOCATION
ROLL CALL
RECORDS**

HEARING: On the petition submitted by the City of Taunton, Temporary City Hall, 141 Oak St., Taunton relative to:

Proposed Changes to the City of Taunton Zoning Ordinance – Floodplains and Administrative Changes dated March 10, 2015:

- Proposed Zoning Changes to the City of Taunton Zoning Ordinance Dated March 10, 2015
- Com. from Chairman, Taunton Planning Board – Submitting a positive recommendation and departmental comments

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

- Pg. 1-6 Com. from City Solicitor – Dangerous and blighted structures at 52 Washington St.
- Pg. 7 Com. from Executive Director, Board of Health – Existing Asbestos Permitting Program Revolving Account
- Pg. 8 Com. from Executive Director, Board of Health – Existing Consulting and Engineering Services Revolving Account
- Pg. 9 Com. from Executive Director, Board of Health – Existing Flu Clinic/Nursing Supplies Revolving Account
- Pg. 10 Com. from Chairman, Taunton Planning Board – Notifying of a meeting
- Pg. 11 Com. from Chairman, Taunton Planning Board – Notifying of a meeting

TAUNTON, MA
CITY CLERK

2015 JUN 19 A 10:39

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COMMUNICATIONS FROM CITIZENS

- Pg. 12 Com. from Colleen Simmons, Director, Downtown Taunton Foundation, 8
Trescott St. Suite 1, Taunton – Requesting use of the portable stage and
a waiver of the fee
- Pg. 13-14 Com. from Donna Maher, Chief Operating Officer, Morton Hospital, 88
Washington St., Taunton – Requesting consideration for two alternate
street parking options

PETITIONS

Claims

Claim submitted by Max Chronister, 10 Kilton St., Taunton requesting reimbursement for damages to his automobile from hitting a pothole in the road on Court Street in front of the Boys and Girls Club.

Claim submitted by Brooke Richards, 75 Linden St., Taunton requesting reimbursement for damages to her automobile from work being performed on Linden Street, Taunton.

COMMITTEE REPORTS

UNFINISHED BUSINESS


ORDERS, ORDINANCES AND RESOLUTIONS

Resolution

Resolution submitted by Bristol County Savings Bank, 35 Broadway, P.O. Box 4002, Taunton, designating public depository and authorizing withdrawal of Municipal Public Moneys for the City of Taunton Signatures of Stephanie Hoye, Principal and Isabelle DeBarros, Assistant Principal, East Taunton Elementary School, 58R Stevens St., East Taunton.

NEW BUSINESS

Respectfully submitted,


Jennifer Leger
Assistant City Clerk

Proposed Changes to the City of Taunton Zoning Ordinance
Dated March 10, 2015

Note: bold and underlined text is being added and text with a line through it is being deleted

7.3.2 UNREGISTERED MOTOR VEHICLE

The unenclosed ~~enclosed~~ off-street parking of not more than one operable motor vehicle not registered under General Laws Chapter 90, shall be a permitted accessory use on all conforming or legal non-conforming residential property. For the purpose of this section, an "operable motor vehicle" shall be defined as a motor vehicle which sets on inflated tires and has a functional engine. All unregistered motor vehicles or disassembled parts, thereof, that do not meet the above criteria, are not permitted.

The off street parking of an "operable motor vehicle", or "automobile parts", not registered under Massachusetts General Laws Chapter 90 shall be prohibited on all conforming and legal non-conforming commercial and industrial lots. There are two (2) exceptions to this provision.

1. Auto body repair and/or auto repair shops which require a Special Permit of the Municipal Council. In this case, the number of unregistered "operable motor vehicles" and/or "automobile parts" shall be determined in the conditions of the Special Permit.
2. Any business or industry that requires a Class I, Class II or Class III Licenses as defined under MGL Chapter 140 section 58 . In cases where a Class I, Class II or Class III license is being renewed or granted, the number of "operable motor vehicles" and/or "automobile parts" shall be determined by the conditions of the license.

The number of unregistered "operable motor vehicles" and "automobile parts" allowed shall be related to the conditions of the site and the impacts on abutting properties. For the purpose of this section an "operable motor vehicle" shall be defined as a motor vehicle which sets on inflated tires and has a functional engine. All unregistered motor vehicles or disassembled parts thereof, that do not meet the definition of an "operable motor vehicle" shall be defined as "automobile parts

8.4 MOBILE HOMES (renumber as 11.2)

No trailer, mobile home, or like structure shall be used for living quarters anywhere in the City of Taunton, ~~except in those location licensed therefore, or as provided by M.G.L. Chapter 860, Acts of 1979, for temporary residence not to exceed 12 months. Move to Section 11~~ **as provided in section 11.2.1 and 11.2.2 below**

8.4.1 Temporary Use (renumber as 11.2.1)

Any owner or occupier of a residence which has been destroyed or damaged by fire, flood, or other natural holocaust to the extent that it is uninhabitable, may place a mobile home on the site as temporary living quarters for a period not to exceed six (6) months, renewable for six (6) additional months, while the residence is being rebuilt. Any such mobile home shall be subject to the provisions of the State Sanitary Code. ~~Move to Section 11~~

8.4.2 Permanent Use (renumber as 11.2.2)

Mobile homes are permitted only in approved mobile home parks (Suburban Residential districts by special permit from the Planning Board see 11.1)

13.8 Special Flood Hazard Districts

13.8.1 USES PERMITTED

13.8.1.1 Special flood hazard districts overlay other use districts established by this Ordinance and all uses and buildings permitted in the underlying district shall be permitted in the special flood hazard district, subject to the provisions and restrictions of this section, except that no mobile homes shall be permitted in special flood hazard districts and that any excavation, fill, grading, mining, dredging, or paving shall be subject to special permit.

13.8.1.2 The Special Flood Hazard District is herein established as a zoning overlay district. The District includes all special flood hazard areas within the City of Taunton designated as Zone A and AE, on the Bristol County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Bristol County FIRM that are wholly or partially within the City of Taunton are panel numbers ~~25005C0133F, 25005C0134F, 25005C0137F, 25005C0139F, 25005C0141F, 25005C00142F, 25005C0143F, 25005C0144F, 25005C0151F, 25005C0152F, 25005C0153F, 25005C0154F, 25005C0161F, 25005C0162F, 25005C0163F, 25005C0164F, 25005C0168F, 25005C0169F, 25005C0186F, 25005C0188F, 25005C0231F, 25005C0232F, 25005C0251F, 25005C0252F, 25005C0256F, 25005C0257F, 25005C0259F and 25005C0276F~~ dated July 7, 2009; and 25005C0133G, 25005C0162G, 25005C0163G, 25005C0164G, 25005C0168G, 25005C0169G, 25005C0186G, 25005C0188G, 25005C0251G and 25005C0252G dated July 16, 2015. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Bristol County Flood Insurance Study (FIS) reports dated July 7, 2009 and July 16, 2015. The FIRM and FIS report are incorporated herein by reference and are on file with the City of Taunton Engineering Office.

13.8.1.3 Any building or other construction within a Special Flood Hazard District shall comply with the FEMA regulations for a Special Flood Hazard District

13.8.1.4 Except as included within a building permit or definitive subdivision plan approval, no excavation, fill, grading, paving, mining, or dredging shall be permitted in special flood hazard districts, except upon issuance of a special permit therefore by the Board of Appeals under the provisions of Section 3.5 hereof and upon finding that such operations will not raise the base flood level anywhere, that flooding hazard to the existing or future buildings and structures will not increase, and that any required Federal, State, or local permits have been or will be obtained. It is the policy of the City of Taunton to require zero net displacement of the 100 year flood storage at locations within Special Flood Hazard Districts within the City.

13.8.1.5 No new construction, substantial improvement, or relocation of buildings, and no excavation, fill, grading, paving, mining or dredging shall be permitted within the area defined as floodway on Flood Boundary and Floodway Maps, except in connection with flood control, flood protection, drainage, navigational, or water resource utilization activities, subject to local, State,

and/or federal permits or approvals. No such activity shall result in any increase in the base flood level, except with approval by the Federal Emergency Management Agency, Federal Insurance Administration, or by an agency legally succeeding it in the flood protection and insurance function.

13.8.1.6 In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

13.8.1.7 In Zone AE, along watercourses that have a regulatory floodway designated on the Bristol County FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

13.8.1.8 Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

13.8.1.9 In a riverine situation, the City of Taunton Conservation Commission shall notify the following of any alteration or relocation of a watercourse:

- Adjacent Communities
- NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
- NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110

13.8.1.10 All subdivision proposals must be designed to assure that:

- a. such proposals minimize flood damage;
- b. all public utilities and facilities are located and constructed to minimize or eliminate flood damage;
- c. and adequate drainage is provided to reduce exposure to flood hazards

13.10 PROVISIONS APPLICABLE TO FLOOD PLAIN DISTRICTS

13.10.1 Permitted uses:

Flood Plain Districts overlay other use districts established by this ordinance and their provisions shall prevail over those of the underlying districts which may be in conflict.

Permitted uses are any woodland, grassland, wetland, agricultural, horticultural, floricultural, or outdoor recreational use of land or water, but no dumping of any kind and no earth materials excavation or filling or earth transfer or relocation operations except for Utility trenches, driveways, building foundations, and landscaping accessory to building, subject to the conditions stated below, including the underlying zoning requirements.

Any building must be a small non-dwelling building (whether or not heated, wired, or plumbed) entailing recurring temporary or seasonal occupancy but not sustained human occupancy, skating shelter, observatory, plumbing station or watchman's shelter. A permit shall be applied in the manner provided elsewhere in this Ordinance for regular building permits, but superscribed "Flood Plain District Building Application." Building permits may be issued in accordance with all regular zoning and Flood Plain zoning provisions, provided there be not more than one such building per lot in any Flood Plain District and provided each such small, isolated building be not taller than twenty (20) feet height, and provided its largest horizontal dimension be not more than twenty (20) feet and provided such building cover not more than two hundred fifty (250) square feet ground area.

13.10.2 NON-DWELLING BUILDINGS IN FLOOD PLAIN DISTRICT

Non-dwellings are subject to a special permit from the Board of Appeals may deem pertinent with respect to flooding and the flood plain district requirements, including:

- a. Geographic location of proposed building and security of driveway and walkway access to it during flooding;
- b. Foundation elevations of proposed building and security of foundations during flooding, including assurance that the foundations would not be undermined and that the proposed building would not be floated off, swept away nor battered off during flooding;
- c. Disposal of sewage from the proposed building and containment of sewage during flooding;
- d. Safety of water, sewage, gas, electric and fuel utilities from breaking, leaking, short-circuiting, grounding, igniting, electrocution, or other dangers during flooding;
- e. A determination by the Board of Appeals with respect to soil structure and the general character of development in the neighborhood, and with respect to flooding and health and welfare factors;
- f. Each building erected in a Flood Plain District, shall be on a lot of not less than the width and area required by the underlying zoning;
- g. On each lot in a Flood Plain District, an open yard space not less than thirty-five (35) feet deep, shall be provided all along each property line of such lot, except that where a property line is in a river, stream, pond, or swamp, every part of any building shall be not less than fifty (50) feet from the shore of such waterbody, or from mean high tide line on tidal shores.
- h. Buildings permitted in Flood Plain Districts shall not exceed one and one-half (1 1/2) stories nor twenty (20) feet in height but this limitation shall not apply to cranes, derricks, chimneys, skylights, ventilators, cupolas, weathervanes, flagpoles or lookout or diving platforms associated with such buildings;
- i. Buildings, shall not cover more than five (5%) percent of the gross area of any lot in any Flood Plain District.

Notice of application for special permits shall be given to the Zoning Enforcement Office, and the Conservation Commission.

13.10.4 Flood Plain Districts Described (The descriptions following are grouped mainly by river valleys in Taunton, followed by general or miscellaneous sites. Elevations referenced are based on the North American Vertical Datum of 1988 (NAVD88)):

13.10.4.10 Taunton River Valley

13.10.4.11 All that land along or sloping toward the Taunton River that is at or below an elevation of ~~sixteen~~ thirteen to eighteen (~~16~~ 13-18) feet above mean sea level, U.S.G.S. NAVD 88, upstream of the confluence of the Taunton and Three Mile Rivers.

13.10.4.20 Three Mile River Valley

13.10.4.21 All that land along or sloping toward that portion of the Three Mile River between South Street and the confluence of the Taunton River and Three Mile River that is at or below an elevation of ~~sixteen~~ thirteen to fourteen (~~16~~ 13-14) feet above mean sea level, U.S.G.S. NAVD 88.

13.10.4.22 All that land along or sloping toward that portion of the Three Mile River between South Street and the Mt. Hope Finishing Company Dam (just west of Joseph E. Warner Boulevard) that is at or below an elevation of ~~twenty~~ fourteen to twenty-two (~~20~~ 14-22) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.23 All that land along or sloping toward that portion of the Three Mile River between Mt. Hope Finishing Company dam (just west of Joseph E. Warner Boulevard) and a point on the river five hundred (500) feet southerly of Winthrop Street centerline that is at or below an elevation of ~~thirty~~ twenty-two to thirty (~~30~~ 22-30) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.24 All that land along or sloping toward that portion of the Three Mile River between a point on the river five hundred (500) feet southerly of Winthrop Street centerline and Winthrop Street that is at or below an elevation of ~~thirty-five~~ thirty to thirty-nine (~~35~~ 30-39) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.25 All that land along or sloping toward that portion of the Three Mile River between Winthrop Street and Tremont Street that is at or below an elevation of ~~forty~~ thirty-nine to forty-five (~~40~~ 39-45) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.26 All that land along or sloping toward that portion of the Three Mile River between Tremont Street and Harvey Street that is at or below an elevation of ~~Fifty~~ forty-nine (~~50~~ 49) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.27 All that land along or sloping toward that portion of the Three Mile River between Harvey Street and the Taunton/Norton Municipal boundary that is at or below an elevation of ~~sixty~~ fifty-nine (~~60~~ 59) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.28 All that land along or sloping toward that portion of Fall Brook in the neighborhood of Glebe Street and of North Walker Street between Glebe Street and Fisher Street that is at or below an elevation of ~~Fifty~~ forty-nine (~~50~~ 49) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.30 Mill River Valley

13.10.4.31 All that land along or sloping toward that portion of the Mill River between the Taunton River and Winthrop Street that is at or below an elevation of ~~sixteen~~ thirteen to eighteen (~~16~~ 13-18) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.32 All that land along or sloping toward that portion of the Mill River between Winthrop Street and Washington Street that is at or below an elevation of ~~twenty~~ nineteen to twenty-three (~~20~~ 19-23) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.33 All that land along or sloping toward that portion of the Mill River between Washington Street centerline near its intersection with Park and Court Streets, and a line parallel to and five hundred (500) feet generally northerly upstream from said Washington Street centerline, that is at or below an elevation of ~~twenty-five~~ twenty-five to twenty-six (~~25~~ 25-26) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.34 All that land along or sloping toward that portion of the Mill River between said line five hundred (500) feet northerly upstream from Washington Street centerline and Exeter street centerline extended southwesterly into the river, that is at or below an elevation of ~~thirty~~ twenty-six to thirty-one (~~30~~ 26-31) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.35 All that land along or sloping toward that portion of the Mill River between Exeter Street centerline extended southwesterly into the river and (Jefferson Street) Albro Avenue centerline extended southwesterly into the river, that is at or below an elevation of ~~thirty-five~~ thirty-one to thirty-four (~~35~~ 31-34) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.36 All that land along or sloping toward that portion of the Mill River between (Jefferson Street) Albro Avenue centerline extended southwesterly into the river and West Britannia Street that is at or below an elevation of ~~forty~~ thirty-four to forty-four (~~40~~ 34-44) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.37 All that land along or sloping toward that portion of the Mill River between West Britannia Street and the Whittenton Mill dam that is at or below an elevation of ~~fifty~~ forty-eight to fifty-three (~~50~~ 48-53) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.38 All that land along or sloping toward that portion of the Mill River between Whittenton Mill Dam and Bay Street that is at or below an elevation of ~~sixty~~ fifty-three to sixty-one (~~60~~ 53-61) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.39 All that land along or sloping toward the Mill River or Sabattia Lake, or Snake River between Bay Street and Scaddings Street that is at or below an elevation of sixty-five (65) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.40 Cobb Brook Valley

13.10.4.41 All that land along or sloping toward that portion of Cobb Brook between Somerset Avenue and Couch Street that is at or below an elevation of ~~twenty~~ thirteen to twenty-five (~~20~~ 13-25) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.42 All that land along or sloping toward that portion of Cobb Brook between Couch Street and Winthrop Street that is at or below an elevation of ~~twenty-five~~ twenty-five to thirty (~~25~~ 25-30) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.43 All that land along or sloping toward that portion of Cobb Brook between Winthrop Street and Kilmer Avenue that is at or below an elevation of ~~thirty~~ thirty-three (30-33) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.44 All that land along or sloping toward that portion of Cobb Brook between Kilmer Avenue and Clifford Street that is at or below an elevation of ~~thirty-five~~ thirty-three to thirty-seven (35 33-37) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.45 All that land along or sloping toward that portion of Cobb Brook between Clifford Street and Shores Street that is at or below an elevation of ~~forty~~ thirty-seven to thirty-eight (40 37-38) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.46 All that land along or sloping toward that portion of Cobb Brook between Shores Street and Tremont Street that is at or below an elevation of ~~forty-five~~ forty-one to forty-nine (45 41-49) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.47 All that land along or sloping toward that portion of Cobb Brook between Tremont Street and a point six hundred fifty (650) feet northerly of Tremont Street centerline that is at or below an elevation of ~~fifty~~ forty-nine (50 49) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.48 All that land along or sloping toward that portion of Cobb Brook north of a point six hundred fifty (650) feet northerly of Tremont Street centerline that is at or below an elevation of ~~fifty-five~~ fifty-four (55 54) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.50 Cobb Brook, South Branch

All that land along or sloping toward that portion of Cobb Brook, South Branch, south of a line parallel to and one hundred (100) feet southerly of a portion of Highland Street centerline that is at or below an elevation of ~~fifty-five~~ fifty-four (55 54) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.60 Snake River

All that land along or sloping toward that portion of Snake River easterly and northerly of Scaddings Street to Field Street and northerly of Field Street to the municipal boundaries with Raynham, Norton, and Easton that is at or below an elevation of ~~seventy~~ sixty-nine (70 69) feet above mean sea level, U.S.G.S. NAVD88.

13.10.4.70 Pine Swamp Brook

13.10.4.71 All that land along Pine Swamp Brook or Prospect Hill Pond at or below an elevation of ~~sixty-five~~ sixty-four (65 64) feet above mean sea level, U.S.G.S. NAVD88, both sides of Broadway near the Taunton-Raynham municipal boundary.

13.10.4.80 Miscellaneous

13.10.4.81 All that land along or sloping toward detention basins or retention basins or other areas designed to impound runoff to minimize downstream flooding which is at or below the design elevation computed for the 100 year return interval storm at that location. Those design elevations are on file in the offices of the City Engineer or the Taunton Conservation Commission.

HEARING



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

May 8, 2015

Honorable Mayor Thomas Hoye and
Members of the Municipal Council
City Hall, 15 Summer Street
Taunton, MA 02780

C/O Rosemarie Blackwell, City Clerk

**RE: PROPOSED CHANGES TO THE ZONING ORDINANCE – FLOODPLAIN
& ADMINISTRATIVE CHANGES- DATED MARCH 10, 2015**

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised that on May 7, 2015 the Taunton Planning Board held their public hearing on the proposed Zoning Changes to the Zoning Ordinance relative to Flood Plains and Administrative Changes (dated March 10, 2015 - copy attached).

The Taunton Planning voted unanimously to send a POSITIVE recommendation to the Municipal Council for these proposed changes.

Very truly yours,

A handwritten signature in cursive script that reads 'Robert P. Campbell (c)'. The signature is written in dark ink and is positioned above the printed name.

Robert P. Campbell, Chairman
TAUNTON PLANNING BOARD

RPC/djp

HEARING

(ec'n
4-14-15



City of Taunton, Massachusetts

CONSERVATION
COMMISSION

15 Summer Street
Annex Building
Taunton, Massachusetts 02780

Phone 508-821-1095 Fax 508-821-1665

Conservation Commissioners

Steven Turner, Chair
Neil Kelly, Vice Chair
Debbie Botellio
Renwick Chapman, PE
Ernest Enos
Luis Freitas
Marla Isaac

April 13, 2015, 2015

Robert Campbell, Chair
Members of Taunton Planning Board
15 Summer Street
Taunton, MA 02780

RE: Proposed Changes to Zoning Ordinance – Floodplains & administrative changes

Dear Mr. Campbell and Members of the Taunton Planning Board,

The Taunton Conservation Commission favorably supports the proposed Zoning Ordinance changes as they pertain to floodplains in order to remain part of the Federal Flood Insurance Program.

Sincerely,

Steven Turner
Chair, Taunton Conservation Commission



City of Taunton

Board of Health

45 School Street
Massachusetts 02780-3212

HEARING

BOARD MEMBERS
DR. BRUCE E. BODNER
DR. THADDEUS A. FIGLOCK
DR. JOSEPH F. NATES

HEATHER L. GALLANT, MPH, RS, CHO
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM
ASSISTANT EXECUTIVE DIRECTOR

rec'd
4-28-15

April 27, 2015

TO: Planning Board

FROM: Adam S. Vickstrom
Assistant Executive Director
Board of Health

RE: Proposed Changes to Zoning Ordinance – Flood Plain & Administrative
Changes

The Board of Health has reviewed the following

**Proposed Changes to Zoning Ordinance – Flood Plain & Administrative
Changes**

The Board of Health has no comments.



City of Taunton

LAW DEPARTMENT

141 Oak Street
Taunton, Massachusetts 02780
Phone (508) 821-1036 Facsimile (508) 821-1397



Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

June 18, 2015

Honorable Mayor Thomas C. Hoye, Jr.
Members of the Taunton Municipal Council
141 Oak Street
Taunton MA 02780

RE: Dangerous and Blighted Structures at 52 Washington Street

Dear Mayor Hoye and Members of the Municipal Council:

I wrote to you concerning this matter on April 30, 2015. Please see attached.

Shortly thereafter, a state-wide invitation for bids to perform the demolition work was conducted. Bids were opened on June 18, 2015 at 10:00 a.m. Four bids were received. See attached documentation.

The low bidder is J.R. Vinagro Corporation of Johnston, RI in the amount of \$54,170.41. I consulted with the Building Superintendent who informs me that he is familiar with the work of this vendor from other city projects and that he is satisfied that this vendor is qualified and capable of performing the work.

I also consulted with the Budget Director as to funding, and he apprised me to request a transfer from the Reserve Account from FY 2015 funds. Therefore, I respectfully request that the Municipal Council immediately approve the transfer of \$54,170.41 from the Reserve Account to the Law Department – Professional and Technical Account (01-151-5200-5304) so as to enable the Building Commissioner to expeditiously proceed with removing the dangerous and blighted structures.

Very truly yours,


Jason D. Buffington, Esq.
City Solicitor



City of Taunton
LAW DEPARTMENT

141 Oak Street
Taunton, Massachusetts 02780
Phone (508) 821-1036 Facsimile (508) 821-1397



Thomas C. Hoye, Jr.
MAYOR

Jason D. Buffington
CITY SOLICITOR

Daniel F. de Abreu
ASST. CITY SOLICITOR

April 30, 2015

Honorable Mayor Thomas C. Hoye, Jr.
Members of the Taunton Municipal Council
141 Oak Street
Taunton MA 02780

RE: Dangerous and Blighted Structures at 52 Washington Street

Dear Mayor Hoye and Members of the Municipal Council:

I believe that you have received a copy of a letter from Building Commissioner Robert Pirozzi to the record owner of the above-described premises. Please know that the Law Department has been working closely with Mr. Pirozzi and his staff concerning this blighted and dangerous property.

Working cooperatively with all code enforcement agencies in the City, we believe that we have been somewhat successful in addressing major problem properties. The property at 52 Washington Street in on a major street near downtown Taunton and has been the subject of code enforcement efforts since 2007.

After recently obtaining a warrant from the Taunton District Court, Mr. Pirozzi again inspected the property, deemed the structures thereon dangerous within the meaning of G.L. c. 143, § 6, and ordered corrective action. No such action having been taken, a G.L. c. 143, § 8 Survey Board¹ was convened, and, after obtaining a second warrant from the Taunton District Court, conducted its survey. The report of the Survey Board also declared the structures dangerous and concurred with judgment of the local inspector that the structures should be removed and demolished to protect the safety of the public.

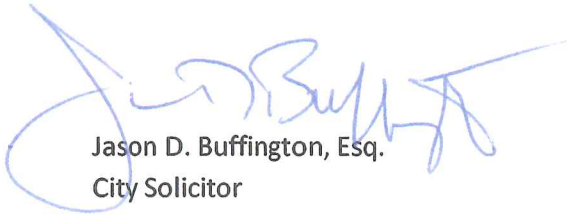
¹ In cities, a survey board is comprised of the City Engineer, the head of the Fire Department, and one disinterested person appointed by the local inspector. See G.L. c. 143, § 8. In this case, the survey board consisted of City Engineer Mark Slusarz, Fire Chief Timothy Bradshaw, and Carl S. Malloch, Jr., a disinterested person with over twenty-five years' experience in the field of construction.

The report of the survey board has been served in-hand upon the record owner, who has continued to refuse and neglect the lawful orders of the Building Commissioner. Under G.L. c. 143, § 9, the local inspector, who is Mr. Pirozzi, is now in position to cause the structures thereon to be razed and the lot to be levelled to uniform grade by proper sanitary fill.

Therefore, in the near future there will very likely be a request made for a transfer of funding necessary to pay the costs of demolition. It is anticipated that competitive bids will be sought for all necessary work. Under the law, the costs and charges incurred shall constitute a debt due the city upon completion of the work and the rendering of an account therefor, and shall be enforced in an action of contract. See G.L. c. 143, § 9 and G.L. c. 139, §3A.

If you should have any questions concerning this matter, please do not hesitate to contact the Law Department. Thank you, as always, for allowing us to be of service to you and the citizens of Taunton.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Jason D. Buffington". The signature is stylized and written over the typed name and title.

Jason D. Buffington, Esq.
City Solicitor

cc: Mr. Robert Pirozzi, Building Commissioner

CITY OF TAUNTON

MASSACHUSETTS

DEPARTMENT OF PUBLIC BUILDINGS



ROBERT P. PIROZZI
BUILDING COMMISSIONER
CHIEF OF INSPECTIONS

MARY JANE BENKER
BUILDING INSPECTOR
ZONING ENFORCEMENT OFFICER

PAUL WHITE
BUILDING INSPECTOR
ZONING ENFORCEMENT OFFICER

4
CITY HALL
15 SUMMER STREET
TAUNTON, MA 02780-3464
(508) 821-1015
FAX (508) 821-1019

April 22, 2015

VIA HAND DELIVERY BY PROCESS SERVER

Mr. Michael W. O'Donnell, a/k/a
M.W. O'Donnell, Trustee of Park Street Realty
52 Washington Street
Taunton, Ma. 02780

Re: 52 Washington Street

Dear Mr. O'Donnell:

Pursuant to Massachusetts General Law, Chapter 143, Section 8 a survey board has been contacted to provide a report on the above referenced building.

Enclosed is a copy of the REPORT OF G.L. Ch. 143, sec. 8 SURVEY BOARD which concurs with our original assessment of the building. Therefore, be advised, permits must be pulled **forthwith** for the work necessary to demolish or make the building safe.

Failure, neglect or refusal to do so shall cause this office to proceed with corrective action in accordance with the provisions of MGL Chapter 143, Section 9.

Respectfully,

Robert Pirozzi
Building Commissioner

- Cc: Mayor Thomas C. Hoye
- Municipal Council
- Chief Timothy Bradshaw
- Jason Buffington, City Solicitor
- File

5.

CITY OF TAUNTON
MASSACHUSETTS

RECEIVED
CITY CLERK'S OFFICE

DEPARTMENT OF PUBLIC BUILDINGS

2015 MAY 19 1P 3:35

WAYNE E. WALKDEN
SUPERINTENDENT OF BUILDINGS



TAUNTON, MA
TEMPORARY CITY HALL
141 OAK STREET
TAUNTON, MA 02780
(508) 821-1015

INVITATION FOR BIDS

APPLICABLE PROCUREMENT LAW: MGL c.149

The City of Taunton will accept sealed Bids plainly marked and addressed as follows:

**BID FOR DEMOLITION, DEBRIS
REMOVAL & SITE CLEANUP – 52 WASHINGTON STREET**

CITY OF TAUNTON - BUILDING DEPARTMENT
141 OAK STREET
TAUNTON, MA 02780

Sealed bids will be received until 10AM on THURSDAY, June 18, 2015 and publicly opened soon thereafter on that date at the Temporary Government Office Building, BUILDING DEPARTMENT OFFICE, 141 Oak Street, Taunton, Massachusetts. Electronic copies of the Bid Documents may be obtained at the office of the Superintendent of Buildings, Room 2, 141 Oak Street, Taunton, Massachusetts or preferably by email to: jadamczyk@taunton-ma.gov.

Inquiries concerning this procurement, prior to bid opening, shall be made to Wayne E. Walkden, Superintendent of Buildings (508.821.1015) or by email to: wwalkden@taunton-ma.gov. With regard to such inquiries, no oral statements of any person whosoever shall in any manner or degree, modify or otherwise affect the terms of this contract.

The contract will be awarded to the responsive and responsible bidder offering the lowest price for the services specified in the IFB. The Building Commissioner and/or Superintendent of Buildings reserve the right to reject any or all bids tendered in the best interest of the City of Taunton.

WAYNE E. WALKDEN
SUPERINTENDENT OF BUILDINGS
FOR ROBERT PIROZZI
BUILDING COMMISSIONER
CITY OF TAUNTON

BID FOR DEMOLITION, DEBRIS REMOVAL & SITE CLEANUP - 52 WASHINGTON STREET
 JUNE 18, 2015 @ 10 A.M.

Name	Address	Bid Price	Bid Deposit
Ramco Surety Stokes Inc.	MA 02379 685 N. Main St, West Bridgewater	\$ 79,900 ⁰⁰	✓
J.R. Vinagra Corporation	208 Plainfield Pike Johnston, R.I. 02919	\$ 54,170 ⁴¹	✓
A. Vozzella + Sons Inc.	120 Clinton St. Brockton, MA 10 West Road	\$ 87,450 ⁰⁰	✓
Jay-Mor Enterprises	Hudson, MA 03051	\$ 114,700 ⁰⁰	✓



City of Taunton

Board of Health

45 School Street
Massachusetts 02780-3212

BOARD MEMBERS
DR. BRUCE E. BODNER
DR. THADDEUS A. FIGLOCK
DR. JOSEPH F. NATES

HEATHER L. GALLANT, MPH, RS, CHO
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM
ASSISTANT EXECUTIVE DIRECTOR

June 12, 2015

Mayor Hoye and Municipal Council
City Hall
141 Oak Street
Taunton, MA 02780

Re: Existing Asbestos Permitting Program Revolving Account

Dear Honorable Mayor Hoye and Members of Municipal Council,

The Board of Health is sending this communication to request the re-approval of the existing asbestos revolving account for the Board of Health for FY16. The parameters are set for this account to be used to maintain and pay for Board of Health environmental and inspectional program needs so that we may keep up with the additional equipment and training necessary for the program. The Board of Health expects spending not to exceed the amount of \$10,000.00

Thank you for your assistance on this matter.

Respectfully,

Heather L. Gallant, MPH, RS, CHO
Executive Director

c.c. Clerk of Committees



City of Taunton

Board of Health

45 School Street
Massachusetts 02780-3212

BOARD MEMBERS
DR. BRUCE E. BODNER
DR. THADDEUS A. FIGLOCK
DR. JOSEPH F. NATES

8.

HEATHER L. GALLANT, MPH, RS, CHO
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM
ASSISTANT EXECUTIVE DIRECTOR

June 12, 2015

Mayor Hoye and Municipal Council
City Hall
141 Oak Street
Taunton, MA 02780

Re: Existing Consulting and Engineering Services Revolving Account

Dear Honorable Mayor Hoye and Members of Municipal Council,

The Board of Health is sending this communication to request the re-approval of the existing septic & professional consulting revolving account for the Board of Health for FY16. The parameters are set for this account to be used for professional public health consulting and engineering services to meet Board of Health requirements, duties and obtain related necessary equipment. The Board of Health expects spending not to exceed the amount of \$70,000.00

Thank you for your assistance on this matter.

Respectfully,

Heather L. Gallant, MPH, RS, CHO
Executive Director

c.c. Clerk of Committees



City of Taunton

Board of Health

45 School Street
Massachusetts 02780-3212

9.
BOARD MEMBERS
DR. BRUCE E. BODNER
DR. THADDEUS A. FIGLOCK
DR. JOSEPH F. NATES

HEATHER L. GALLANT, MPH, RS, CHO
EXECUTIVE DIRECTOR

ADAM S. VICKSTROM
ASSISTANT EXECUTIVE DIRECTOR

June 12, 2015

Mayor Hoye and Municipal Council
City Hall
141 Oak Street
Taunton, MA 02780

Re: Existing Flu Clinic/Nursing Supplies Revolving Account

Dear Honorable Mayor Hoye and Members of Municipal Council,

The Board of Health is sending this communication to request that you re-approve the existing flu clinic/nursing revolving account for the Board of Health for FY16. The parameters are set for this account to be used for flu clinic and nursing supplies and services necessary to meet duties. The Board of Health expects spending not to exceed the amount of \$30,000.00

Thank you for your assistance on this matter.

Respectfully,

Heather L. Gallant, MPH, RS, CHO
Executive Director

c.c. Clerk of Committees



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

June 16, 2015

Honorable Thomas Hoye, Mayor
Members of the Municipal Council
141 Oak St., Maxham School
Taunton, Ma. 02780

C/O Rose Marie Blackwell, City

Re: Modification of a Site Plan Review – 255 Cape Highway

Dear Mayor Hoye and Members of the Municipal Council:

Please be advised the Taunton Planning Board received a **Modification of a Site Plan Review** for property at **255 Cape Highway**. The modification is the addition of a private upstairs office (365 sq. ft.) 2nd floor storage area (3,450 sq. ft.) and additional cooler space (totaling 1,690 sq. ft.) Submitted by Marmar Real Estate Group LLC.

The DIRB will meet on this on **Tuesday, June 30, 2015 at 9:00 AM** in the Taunton Planning Board Office, 15 Summer St., Annex Bldg., and then the Planning Board will meet on this proposal on **Thursday, July 2, 2015 at 5:30 PM** at Chester R Martin Municipal Council Chambers, 141 Oak St., Taunton, Ma.

Respectfully yours,

Robert P. Campbell, Chairman
Taunton Planning Board

RPC/ djp



TAUNTON PLANNING BOARD

City Hall
15 Summer Street
Taunton, Massachusetts 02780

Denise J. Paiva, Secretary

Phone 508-821-1051

Fax 508-821-1665

June 16, 2015

Honorable Thomas Hoyer, Mayor
Members of the Municipal Council
141 Oak St., Maxham School
Taunton, Ma. 02780

C/O Rose Marie Blackwell, City

Re: Form J Plan & Roadway Improvement Plan – Pinehurst St.

Dear Mayor Hoyer and Members of the Municipal Council:

Please be advised the Taunton Planning Board received a Form J – Waiver of Frontage – for the re-configuration of 7 lots into 6 lots - for property on Pinehurst Street known on Assessor's Reference 91-285, 91-288, 91-289 and 91-290. This property received ZBA approval Case # 3256, submitted by Paul Cruise, Executor of the Estate of Francisco DaCruz, 384 Smith Neck Rd., So. Dartmouth, Ma.

A Roadway Improvement Plan was also received for the above mention parcels. The proposal is to improve 451 feet of roadway with recycled asphalt 20 feet in width for 6 residential lots.

The Planning Board will review both of these proposals on Thursday, July 2, 2015 at 5:30 pm. in the Chester R. Martin Municipal Council Chambers, Maxham School, 141 Oak St., Taunton, Ma.

Respectfully yours,

Robert P. Campbell, Chairman
Taunton Planning Board



1d.
Taunton Business Improvement District
& Downtown Taunton Foundation
8 Trescott Street, Suite 1
Taunton MA 02780
508.824.0484
WWW.DOWNTOWNTAUNTON.ORG

June 8, 2015

Mayor Thomas Hoyer Jr.
Taunton City Councilors
141 Oak Street
Taunton, MA 02780

Dear Mayor Hoyer and City Councilors:

On behalf of the Downtown Taunton Foundation (DTF), I am writing to request the use of the **Portable Stage** for two Summer Concerts the first to be held on July 10, 2015, the second on August 14, 2015. The events will be held on the Taunton Green. We have initiated the process for use of the Taunton Green through the city's Parks, Cemeteries & Public Grounds. Upon official approval to use the park, we will need the portable stage to allow better view of the musical acts scheduled to perform during the concerts. The goal of these events is to celebrate our city's culture while promoting the economic revitalization of our own downtown. The first event is a Country Night theme and Cat Country 98.1 will be featured along with Timmy Brown. It is scheduled to run from 5:30 to 8:30pm. The second event is an Oldies Night and Car Show. This event is scheduled to run from 6:00 to 8:00pm. Both events will be free and open the public.

As a non-profit organization with a mission to revitalize downtown Taunton, we are working on a limited budget. We are requesting a waiver of the fee to install the portable stage. The fee expense would be a hardship for us and reduce the quality of activities offered during the event.

If granted the use of the portable stage for this event, we will be happy to work with the city to ensure that we are in compliance with all regulations regarding its use. Please contact me at 508-824-0484 or csimmons@downtowntaunton.org if you have any questions or would like additional information. Thank you for considering our request.

Sincerely,

A handwritten signature in blue ink that reads "Colleen Simmons".

Colleen Simmons
Director

Morton Hospital

A STEWARD FAMILY HOSPITAL



June 9, 2015

Honorable Mayor Thomas Hoye and Members of the Municipal Council:

As you are aware, Morton Hospital is undergoing a very exciting transformation as we continue construction of our new Emergency Department (ED) in order to continue to provide quality health care to our community. Construction has been ongoing for the past year, and we are happy to report that we are making steady progress toward opening our new ED sometime later this year.

Our main entrance to the hospital is currently on North Pleasant Street, opposite #22 North Pleasant Street. Street parking restrictions delineated by "No Parking" signs currently exist opposite our existing main entrance. You may recall from our Special Permit presentation to the Council in 2012 that part of the construction project for our new ED involves the relocation of our main entrance on North Pleasant Street approximately 90 feet northward, opposite #24 and #28 North Pleasant Street.

With this letter, we are requesting that the Council consider one of two alternate street parking options along North Pleasant Street that we believe will mimic current access conditions from North Pleasant Street to the Hospital (please refer to the attached graphic). Option 1 is to extend the no street parking restrictions to include the area opposite our new entrance from North Pleasant Street. Option 2 is to consider restricting parking opposite our future entrance while restoring street parking opposite our current (soon to be relocated) entrance in an effort to offset the loss of parking associated with these new restrictions.

We understand there continues to be a need for street parking on North Pleasant Street, but we believe it is in everyone's best interests to restrict parking opposite our main hospital entrance. This change would be mutually beneficial for the neighborhood and for those visiting and working at the hospital, and most importantly, would ensure the safety of individuals entering and exiting the hospital grounds or those who may be walking or driving in the area of the street adjacent to this entrance. We hope the Council agrees and can grant our request to modify street parking restrictions based on either Option 1 or Option 2 requested above.

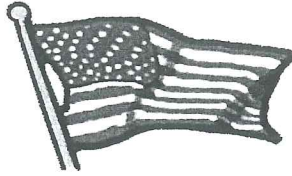
If you have any questions about this request, or if you require any additional information from us, please do not hesitate to contact me. Thank you for your continued support for our community hospital and for our ED project.

Sincerely,

Donna Maher
Chief Operating Officer
Morton Hospital, A Steward Family Hospital







RECEIVED
CITY CLERK'S OFFICE

2015 JUN 19 10:52

TAUNTON, MA

CITY CLERK

JUNE 23, 2015

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT ESTELE BORGES
AND MEMBERS OF THE MUNICIPAL COUNCIL

PLEASE NOTE:

THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR TUESDAY, JUNE 23, 2015 AT 5:30 P.M. AT THE TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS

5:30 P.M.

THE COMMITTEE ON FINANCE & 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

PLEASE NOTE:

A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

THE COMMITTEE ON DISABILITIES (ADA)

1. MEET FOR REVIEW AND ADOPTION OF ADA TRANSITION REPORT.
2. MEET TO REVIEW MATTERS IN FILE
3. PUBLIC INPUT

PLEASE NOTE:

A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING

THE COMMITTEE OF THE COUNCIL AS A WHOLE

1. MEET WITH DISTRICT ATTORNEY THOMAS QUINN TO DISCUSS WHAT HE IS WORKING ON IN THE GREATER TAUNTON AREA
2. MEET TO REVIEW MATTERS IN FILE

PLEASE NOTE:

A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS
DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH
THIS COMMITTEE MEETING

RESPECTFULLY,

A handwritten signature in cursive script, appearing to read "Colleen M. Ellis".

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES