



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

NOVEMBER 17, 2015 – 7:00 PM

RECEIVED
CITY CLERK'S OFFICE

2015 NOV 13 - A 10:51

**INVOCATION
ROLL CALL
RECORDS**

HEARING:

Continued hearing: on the petition submitted by Joseph H. Rose and Melinda Castle, 377 Tremont St., Taunton for an Earth Removal Permit for the removal of non-native materials (trash) located on the parcel of land on School Street, Pit No. 87, Assessor's Reference Map 47, Lot 204, Taunton in order to construct a residential dwelling.

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS

COMMUNICATIONS FROM CITY OFFICERS

Pg. 1-7 Com. from City Solicitor – Proposed Memorandum of Understanding – Payment of Certain Costs by Mashpee Wampanoag Tribe in Conjunction with Hart's Four Corners Intersection Improvements

COMMUNICATIONS FROM CITIZENS

Pg. 8 Com. from Brian Gillis, Field Engineer, Columbia Gas of Massachusetts, 995 Belmont St., Brockton – Request for extended construction season within public roadways

Pg. 9 Com. from Frank Fitzgerald, Resident – Listing of candidates on the ballots

Pg. 10-11 Com. from Michael O'Connell, Race Director, The Miracle Mile – Requesting to conduct the 2015 Miracle Mile in Taunton

PETITIONS

Hours of Operation License (Black Friday)

1. Hat World, Inc. –dba- Lids located at 2 Galleria Mall Drive, Taunton
2. Jeremy's Pizza, located at 2 Galleria Mall Drive, Taunton

Claim

Claim submitted by Polly Marshall, 754 Montello St., Brockton seeking reimbursement for medical bills incurred as a result of injuries from a fall on a sidewalk at the corner of Tremont Street and Wildwood Ave.

COMMITTEE REPORTS

UNFINISHED BUSINESS

ORDERS, ORDINANCES AND RESOLUTIONS

Ordinance for a first reading to be passed to a second reading

AN ORDINANCE RELATIVE TO THE LICENSING OF SECOND HAND MOTOR VEHICLE SALES ESTABLISHMENTS

Chapter 12: Licenses and Miscellaneous Business Regulations

Article XI: Sale of Secondhand Motor Vehicles

Be it ordained by the Municipal Council of the City of Taunton and by authority of the same as follows:

SECTION 1. Article XI of Chapter 12 of the Revised Ordinances of the City of Taunton, as amended, is hereby further amended by striking out Section 12-215 and Section 12-216, and inserting in place thereof the following sections:--

Section 12-215. License required. Licensing Authority. Application. Forms.

- (a) No person, except one whose principal business is the manufacture and sale of new motor vehicles but who incidentally acquires and sells secondhand vehicles, or a person who principal business is financing the purchase or of insuring motor vehicles but who incidentally acquires and sells secondhand motor vehicles, shall engage in the business of buying, selling, or exchanging of secondhand motor vehicles or allow any property under his control to be used as a place of sale or display of such motor vehicles without first securing and maintaining in full force and effect a Class 2 license as provided in G.L. c. 140, §§ 57 through 69, inclusive.

- (b) The Licensing Authority in the City of Taunton shall be the Municipal Council, which shall, in the issuance, regulation, and revocation of such licenses, follow the procedures set forth in G.L. c. 140, §§ 57 through 69, inclusive.
- (c) Application for a Class 2 license shall be made by submitting to the City Clerk the application forms and tendering to the City Clerk the fee set forth in Section 12-216.
- (d) The Chief of Police shall establish and maintain, and shall from time to time revise, such application forms as, in his reasonable judgment, shall be in conformity with law and which enable the Municipal Council and the Police Department to obtain the information necessary to adequately investigate applications for Class 2 licenses. The Chief of Police shall ensure that the City Clerk is provided with such application forms.

Section 12-216. Fee.

All applications for issuance, renewal, change of situation, or transfer of a Class 2 license shall be accompanied by a non-refundable fee of two hundred dollars (\$200.00).

SECTION 2. Said Article XI of said Chapter 12, as amended, is hereby further amended, by inserting after Section 12-216, the following new sections:--

Section 12-217. Application Criteria.

- (a) In addition to the information contained within the application forms, the Municipal Council may require any applicant for a Class 2 license to provide such additional information as it deems necessary in order to investigate the application. Any such application may be denied in the event the applicant fails to provide such additional information.
- (b) No such license shall be granted until the Municipal Council is satisfied from an investigation of the facts stated in the application and any other information which it may require of the applicant, that the applicant is a proper person to engage in such business, that said business is or will be the applicant's principal business, and that the applicant has an available place of business suitable for the purpose.
- (c) All applicants shall submit to the Municipal Council the names, dates of birth, and current residential addresses of all individuals (1) having an ownership or equity interest of ten percent or more in the proposed licensee, (2) serving as president, treasurer, clerk, director, manager, director, or any other principal officer of the proposed licensee, and (3) serving as the licensee's on-site manager, which all licensees shall so designate at least one individual to serve. All applicants for a Class 2 license, and all licensees, shall be under an affirmative obligation at all

times to file with the City Clerk, on a form to be promulgated by the Chief of Police, notice of any change to any of the information required to be disclosed under this paragraph within thirty (30) days of the time any of such information changes. The purpose of this paragraph is to permit the licensing authority to have sufficient information to perform an investigation into whether the licensee is, and continues to be, a “proper person.”

- (d) The Municipal Council shall cause an investigation to occur of the facts stated in the application and such other information provided by the applicant.
- (e) No such license shall issue unless the applicant demonstrates that the applicant is or will be actively involved in the sale of secondhand motor vehicles in the City of Taunton. No “pocket licenses” shall be issued.
- (f) The applicant shall submit to the Municipal Council a plot plan of the proposed licensed premises whether or not a plot plan is required by any other provision of law.
- (g) The applicant shall specify all portions of the premises to be occupied and used by the licensee for the purpose of carrying on the licensed business.
- (h) If the applicant has not held a Class 2 license in the year prior to the making of the application, the application shall be completed in duplicate, with one copy being filed with the City Clerk, and the other copy being filed with the Massachusetts Registry of Motor Vehicles.
- (i) No such license shall issue unless the licensee demonstrates that it will have and maintain access at all times to repair facilities on-site or nearby that are sufficient to enable the licensee to satisfy the warranty repair obligations imposed upon licensees pursuant to G.L. c. 90, § 7N¼.
- (j) The Municipal Council shall deny an application for a Class 2 license unless an applicant demonstrates compliance with all requirements of the City of Taunton zoning ordinances.
- (k) Any licensee, upon application therefor, and upon tendering to the City Clerk the fee set forth in Section 12-216, may seek a change of situation of the licensed premises or for additions thereto. Permits for the same may be granted at any time by the Municipal Council in writing, a copy of which shall be attached to the license.

- (l) Any license granted shall be revoked by the Municipal Council if it appears, after a hearing, that the licensee is not complying with G.L. c. 140, §§ 57 through 69, inclusive, or the rules and regulations thereunder.

- (m) Any license granted shall be revoked by the Municipal Council if it appears, after a hearing, that the licensee has not complied, or is not complying, with the provisions of this Article.

Section 12-218. Operations criteria. Conditions of license.

- (a) In addition to the mandatory conditions set forth in subsection (c), below, and the conditions required by applicable zoning ordinances, the Municipal Council may place reasonable conditions and restrictions upon the grant of any Class 2 license including, but not limited to, the number of motor vehicles permitted to be displayed on the licensed premises at any one time. The Municipal Council may request the assistance and advice of the city planner, the planning board, the development impact review board, or any other city official or board, in determining what site-specific conditions, if any, shall be imposed upon the grant of any such license.

- (b) Appropriate fencing may be required if, in the judgment of the Municipal Council, such fencing is necessary to control access to the licensed premises or to maintain the aesthetic value of the immediate neighborhood.

- (c) All licenses shall be subject to the following conditions:
 - 1. No dismantled, incomplete or damaged motor vehicles or parts thereof shall be visible from any public or private way or streets or from any abutting property.

 - 2. All repairs and maintenance of motor vehicles conducted upon the premises, if the same is otherwise permitted to be performed anywhere on the licensed premises, shall be performed only inside an enclosed building.

 - 3. The number and placement of motor vehicles on the licensed premises shall be in accordance with the plot plan and as approved by the Municipal Council, and shall be, at a minimum, in accordance with applicable zoning ordinances. For licensees operating on a pre-existing, non-conforming lot, the Municipal Council shall nonetheless have the authority to require the licensee to undergo the site plan review process, appear before the development impact review board, or otherwise grant a license subject to conditions restricting the number and placement of motor vehicles on the licensed premises.

4. Licensees shall maintain a sufficient number of parking spaces on the licensed premises for customer parking. The number of customer spaces shall be, at a minimum, the number of spaces required by applicable zoning ordinances, and such number of additional customer spaces that the Municipal Council, for good cause shown, shall require.
5. Unless other provisions of applicable law provide for more restrictive hours, no licensee shall operate or be open to the public earlier than 8:00 a.m. nor later than 9:00 p.m.
6. The licensed premises, and any other property in the immediate vicinity thereof, owned or under the control of the licensee or any individual whose identity is required to be disclosed pursuant to Section 12-217(c), shall be maintained in a clean and sanitary manner and shall at all times be kept clean and free of debris.
7. No licensee shall engage in the business of buying, selling, or exchanging of secondhand motor vehicles on any portion of the licensed premises other than those portions of the licensed premises specified under Section 12-217(g) and approved for such use by the Municipal Council.
8. All licensees shall comply with all rules and regulations promulgated by the Registrar of Motor Vehicles defining sufficient repair facilities for holders of Used Car Dealer's Licenses.
9. All licensees shall at all times comply with all requirements of applicable zoning statutes and ordinances.
10. All licensees shall permit any duly delegated agent of the Licensing Authority or any police officer of the City of Taunton to enter and inspect all areas of the licensed premises at all reasonable times in order to conduct an inspection of the licensed premises or to investigate the conditions thereon in order to ensure compliance with the terms of the license or this Article, to investigate complaints of alleged violations of this Article, or to take any other action relative thereto.

(d) Any license granted shall be suspended or revoked by the Municipal Council if it appears, after a hearing, that the licensee has not complied, or is not complying, with the any of the conditions placed upon the grant of such license or any of the provisions of this Article.

Section 12-218. New License Application Criteria.

Any application for a Class 2 license which proposes to conduct operations on any premises which has not been the site upon which a Class 2 licensee has been in actual operation at any time in the past twelve months shall be considered a New License Application. A person who submits a New License Application shall, in addition to the provisions of Sections 12-215 through 12-217, inclusive, be subject to the following requirements:

- (a) The Municipal Council or a committee thereof shall hold a public hearing upon a New License Application. The City Clerk shall cause a legal advertisement of such public hearing to be published at least once in a newspaper of general circulation in the City of Taunton, said publication to be no less than fourteen days prior to the date of the public hearing. The applicant shall reimburse the City Clerk's office in full for the cost of said publication and shall provide evidence of payment and evidence of publication, at the beginning of the public hearing.
- (b) The applicant shall obtain from the Board of Assessors a certified abutters list of all persons owning property within three hundred feet of the proposed licensed premises. The applicant shall, at its cost, and no less than fourteen days prior to the date of the public hearing, mail notice of the public hearing to each person appearing on the list. The applicant shall provide evidence of such notification at the beginning of the public hearing.
- (c) No New License Application shall be granted unless the applicant demonstrates to the Municipal Council at the public hearing each of the following:
 1. The proposed licensed site is an appropriate location for such use.
 2. The use of the property for the sale of secondhand motor vehicles will not be detrimental to the established or future character of the surrounding neighborhood.
 3. The proposed licensed activity on the premises will not create a nuisance or hazard to pedestrians or motorists traveling on public ways.
 4. The public convenience and welfare will be substantially served by the granting of the application.
 5. The application and the proposed licensed site and operations will otherwise comply with the General Laws of Massachusetts and the Revised Ordinances of the City of Taunton.

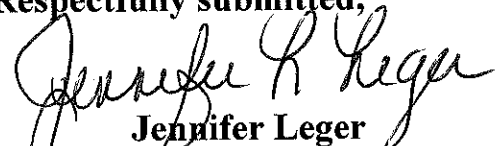
Section 12-219. Severability.

The provisions of this Article, to include Sections 12-215 through 12-218, inclusive, and all of their respective subsections, shall be deemed to be severable; and if any of said provisions shall be held unconstitutional or otherwise invalid by any court of competent jurisdiction, said finding shall not affect or impair the validity of any of the remaining provisions of this Article, which shall remain in full force and effect.

SECTION 3. All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage.

NEW BUSINESS

Respectfully submitted,



Jennifer Leger
Assistant City Clerk



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

November 13, 2015

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

**RE: Proposed Memorandum of Understanding – Payment of Certain Costs by Mashpee
Wampanoag Tribe in Conjunction with Hart’s Four Corners Intersection
Improvements**

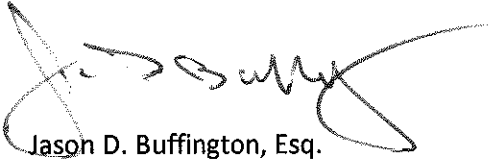
Dear Mayor Hoye and Members of the Municipal Council:

Attached for your consideration is a proposed Memorandum of Understanding concerning the payment by the Tribe of certain future costs associated with acquiring the land necessary to widen and improve Hart’s Four Corners. The project has been progressing significantly, and the Tribe has been paying all of the ongoing design and engineering costs.

In the near future, the City will direct its chosen appraiser, Mr. Claude Giroux, to begin the appraisal process for the fifty-four (54) temporary and permanent land acquisitions that the City is obligated to acquire for this project to go forward. It is presently expected that, at some point in time, an Order of Taking will be presented to the Municipal Council for approval. This will involve providing compensation to landowners. Given that eminent domain powers will be exercised, this may also involve the possibility of legal action by landowners to challenge the amount of compensation awarded.

This MOU sets forth mechanisms to clearly provide that the proponent of Project First Light shall be responsible for all of the aforementioned costs, including the costs associated with defending future litigation associated with land acquisitions. The agreement has already been accepted and signed by the Tribe, and I respectfully request that you approve the agreement and authorize the Mayor to sign on behalf of the City. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jason D. Buffington". The signature is fluid and cursive, with a large loop at the end.

Jason D. Buffington, Esq.
City Solicitor

**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN
THE MASHPEE WAMPANOAG TRIBAL GAMING AUTHORITY
AND
THE CITY OF TAUNTON, MASSACHUSETTS**

This Memorandum of Understanding (“MOU”) is made and entered into as of the _____ day of _____, 2015, by and between the Mashpee Wampanoag Tribal Gaming Authority (the “Authority”), whose address is 483 Great Neck Road South, Mashpee, Massachusetts 02649, and the City of Taunton, Massachusetts (the “City”), whose address is 141 Oak Street, Taunton, Massachusetts 02780.

RECITALS

1. The City and the Mashpee Wampanoag Tribe (the “Tribe”) entered into that certain Intergovernmental Agreement as of May 17, 2012 (the “IGA”) which was duly approved by their respective legislative bodies.
2. Pursuant to Section 20.B. of the IGA, the Tribe has assigned the IGA to the Authority which will own and operate all of the assets related to the Project as that term is defined in the IGA.
3. The IGA, as amended, is in full force and effect.
4. Pursuant to Section 7 of the IGA, the Authority (as assignee of the Tribe) agreed to be responsible for the payment of all costs of improvements to the City’s infrastructure including, but not limited to, road construction, bridges, road maintenance and traffic signals necessitated by its Project as more fully described in the IGA. The purpose of such traffic improvements is to benefit the public by mitigating certain adverse traffic impacts that may be caused by the Project.
5. The IGA requires that the timing, amount, implementation and cost of the traffic improvements are to be negotiated in good faith by the City and the Authority (as assignee of the Tribe).
6. One of the traffic improvements as described in Exhibit C to the IGA includes a widening of the approaches at Hart’s Four Corners (Hart Street/County Street (Route 140)). This location was assigned as MassDOT project #605679. To accomplish such widening, the City desires to exercise its eminent domain authority pursuant to M.G.L. ch. 79 with respect to certain property bordering Hart and County Streets.
7. The design plan process for this location has reached a point where the City and Authority have found it advantageous to negotiate the specific terms concerning the Authority’s obligation to pay the costs expected to be incurred in connection with the City’s exercise of its eminent domain authority at Hart’s Four Corners.

8. This MOU is intended to implement the provisions of the IGA by setting forth the understanding of the City and Authority with respect to the City's exercise of its eminent domain authority at Hart's Four Corners.

RESPONSIBILITIES OF THE PARTIES

The responsibilities of the parties are described in the following provisions. The parties acknowledge that such provisions memorialize the parties understanding with respect to certain aspects of the Hart's Four Corners traffic improvements negotiated in accordance with, and as an integral part of, the terms and conditions of the IGA.

1. The City is responsible to exercise its eminent domain authority to obtain either fee title or utility and temporary construction easements covering 54 parcels being appraised by Claude A. Giroux (the "Giroux Appraisal") and identified on Schedule A attached hereto, as the same may be modified from time to time in connection with the design process for widening the approaches to Hart's Four Corners (the "Affected Property").
2. The City's responsibility for exercising its eminent domain authority is subject to the approval of an order of taking by the City's Municipal Council in accordance with applicable law. The City shall give the Authority twenty (20) days' written notice of the (i) date that the Municipal Council shall first consider any such order of taking; and (ii) estimated amount of funds needed to compensate all of the owners of the Affected Property to be covered by such order (the "Estimated Funds"). The Authority understands and acknowledges that it must deposit the amount of the Estimated Funds with the City at least five (5) days prior to the date upon which the Municipal Council is scheduled to consider an order of taking of the Affected Property. In the event that the Municipal Council does not approve the order of taking for all or any portion of the Affected Property by the date scheduled for consideration of such order, the City, upon written notice received from the Authority, shall return to the Authority that portion of the Estimated Funds that corresponds to the compensation for the Affected Property for which no order of taking was approved.
3. Prior to the City seeking authorization from the Municipal Council to take the Affected Property, the City must first comply with all preliminary requirements under law, including obtaining the Giroux Appraisal, a review appraisal, surveys and title work. The City has obtained a fixed fee quote for the Giroux Appraisal which fee has been approved by the Authority. The City agrees to obtain and furnish to the Authority for its approval fixed fee quotes for the review appraisal work as well as for the survey and title work. The Authority understands and acknowledges that the cost of such items, together with all related professional fees, are costs directly related to the cost of traffic improvements, the payment of which is the responsibility of the Authority (as assignee of the Tribe) under the IGA. Contemporaneously with the execution of this MOU, the City and the Authority shall execute the escrow instructions in the form attached hereto as Schedule B providing for the deposit by the Authority of \$28,500 (plus any additional appraisal fees agreed to by the City and the Authority) to cover the cost of the Giroux Appraisal.

- 4. In connection with obtaining an order of taking for any portion of the Affected Property, the City may choose to negotiate the amount of damages with the applicable land owner. If the City chooses to negotiate with a landowner prior to litigation, it will keep the Authority fully informed as to the status and any estimated counsel or other related fees and expenses and will obtain the Authority's written approval prior to agreeing to any proposed negotiated amount, which approval shall not be unreasonably withheld. In the event any owner of Affected Property files a claim or action of any kind against the City in connection with a taking of that owner's Affected Property, the Authority understands and acknowledges that any costs, attorney's fees, damages or any other amounts incurred by the City as a result thereof shall constitute a "Claim" as that term is defined in the IGA, entitling the City to the benefit of full indemnification under the IGA.

IN WITNESS WHEREOF, this MOU has been executed by each of the undersigned as of the date first set forth above:

MASHPEE WAMPANOAG TRIBAL
GAMING AUTHORITY

CITY OF TAUNTON, MASSACHUSETTS

By: _____

Eric Cromwell
Its: Chairman

By: _____

Its: _____

60.

SCHEDULE A

PARCEL NO.	PLAN SHEET NO.	TITLE HOLDER	TITLE REFERENCE		STATE	CITY	TYPE	EASEMENT AREA	TOTAL TAKEN	TOTAL REMAINING	TOTAL PROPERTY AREA	REMARKS
			PAGE NO.	L.C.C. NO.								
1	28-TE-1	COUNTRY HILLS ASSOCIATES LIMITED PARTNERSHIP	3621	73			TEMP	295 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
2	28-PU-4	COUNTRY HILLS ASSOCIATES LIMITED PARTNERSHIP	8621	73			PERM	556 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
3	28-PU-10	COUNTRY HILLS ASSOCIATES LIMITED PARTNERSHIP	8621	73			PERM	101 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
4	28-TE-2	COUNTRY HILLS ASSOCIATES LIMITED PARTNERSHIP	3621	73			TEMP	135 SF ±	1,487,931 SF ±	1,488,066 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
5	28-TE-2	COUNTRY HILLS ASSOCIATES LIMITED PARTNERSHIP	3621	73			TEMP	48 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
6	28-TE-2	THE NORBER REALTY TRUST	4428	270			PERM	742 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
7	28-PU-5	THE NORBER REALTY TRUST	4428	270			PERM	2,061 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
8	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	516 SF ±	1,397,794 SF ±	1,400,000 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
9	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	24 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
10	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	34 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
11	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	34 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
12	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	676 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
13	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	265 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
14	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	111 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
15	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	437 SF ±	37,260 SF ±	37,459 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
16	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	249 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
17	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	433 SF ±	19,274 SF ±	20,123 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
18	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	676 SF ±	16,210 SF ±	16,900 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
19	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	433 SF ±	2,722 SF ±	27,869 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
20	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	1,164 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
21	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	8 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
22	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	4,160 SF ±	30,014 SF ±	42,174 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
23	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	3,248 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
24	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	76 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
25	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	441 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
26	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	273 SF ±	41,237 SF ±	41,510 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
27	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	2,885 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
28	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	232 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
29	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	27 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
30	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	791 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
31	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	373 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
32	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	1,894 SF ±	26,274 SF ±	29,199 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
33	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	22 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
34	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	633 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
35	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	1,860 SF ±	37,143 SF ±	39,003 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
36	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	256 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
37	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	8 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
38	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	458 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
39	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	251 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
40	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	65 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
41	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	371 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
42	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	371 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING & DRIVEWAY RECONSTRUCTION
43	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	2,672 SF ±	19,865 SF ±	22,555 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
44	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	863 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
45	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	533 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
46	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	8 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
47	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	8 SF ±	8,774 SF ±	8,782 SF ±	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING
48	28-TE-2	THE NORBER REALTY TRUST	4428	270			TEMP	176 SF ±	-	-	-	TEMP CONSTRUCTION EASEMENT REQUIRED FOR GRADING



November 11, 2015

Mayor Thomas Hoye
Taunton City Council Members
Taunton City Hall
141 Oak Street
Taunton, MA 02780

**RE: Columbia Gas of Massachusetts
Request for Extended Construction Season within Public Roadways**

Dear Mayor Hoye:

Columbia Gas of Massachusetts (CMA) hereby requests permission to extend their 2015 construction season, consisting of excavations on public roadways within the City of Taunton, until January 1, 2016, weather permitting. This request is an extension to the typical mid-November timeframe in which Taunton DPW no longer allows excavation to occur within public roadways, with the exception of emergency gas leak repairs.

As of November 9, 2015, CMA has approximately 15 roadway permits to execute prior to January 1, 2016. The objective of the work to be done beyond the mid-November timeframe is to ensure public safety within the City of Taunton, as well as to address residential requests for new gas service line installations.


Upon being granted permission, CMA agrees to work closely with and communicate on a weekly basis with the Taunton DPW on current jobs in progress and their respective locations. Also, CMA will closely monitor the weather for any forecasted snow or freezing conditions to ensure safe construction activities. Lastly, road plates, if used, will be done so with the prior notice to the Taunton DPW and will not be left in place if there is any chance of snow in the forecast.

CMA respectfully requests approval to continue working the requested extended work season, and we are available to meet with the Council to discuss this request at its next scheduled meeting.

Should you have any questions, please do not hesitate to contact me at the office (508)-580-0100 ext. 1319 or by email at bgillis@nisource.com

Very truly yours,

Columbia Gas of Massachusetts



Brian Gillis
Field Engineer

cc:

City Clerk Rose Marie Blackwell
Fred Cornaglia (DPW)
Tony Abreau (DPW)

Unfairness of listing Incumbents first on the voting ballot

People

- [Frank Fitzgerald <bluegoose9333@yahoo.com>](mailto:bluegoose9333@yahoo.com)
-
- Nov 6 at 1:13 PM

To

- rblackwell@Taunton-Ma.gov

Message body

I have watched and waited for an extraordinarily period of time for someone in authority to step forward and state that the listing of candidates for local political positions is slanted towards the incumbent office holder. All candidates should be treated as equals and incumbents should not receive priority listing nor any indication that one is an incumbent, when one files an application for candidacy they are in fact a candidate and not an incumbent. The positioning on the ballot for all candidates should, in all fairness, be conducted through a Random Selection Process.

I have been informed that the Taunton City Charter stipulates the order in which candidates are listed on the voting ballot. But the Charter as in the case of all Laws and Regulations are subject to necessary amendments and/or deletions as time and circumstances warrant. I totally understand that all things in life are not fair, but when the opportunity presents itself to enact a degree of fairness then we who pride ourselves on the fact that equality is one of our foundations should in the spirit of fairness amend the City Charter.

Respectfully

Frank Fitzgerald
Resident





To Whom It May Concern:

First and foremost, thank you to the City Council and the residents of Taunton for being so welcoming to our race last year, the inaugural 2014 edition of the *Miracle Mile* that was held on December 7, 2014 in conjunction with the annual parade. The race was a big success for us as race organizers, as well as our charity affiliate, Homes for our Troops.

As the 2015 holiday season quickly approaches, we want to finalize the plan for this year's *Miracle Mile*, and reaffirm our commitment as an organization to raise money for the important mission of housing our nation's wounded veterans. We're eager to grow this year's *Miracle Mile* and strive to make this a part of the holiday tradition here in Taunton. To do so, we respectfully request the permission of the City Council to host the event again this year on the morning of December 6th, 2015 in cooperation with the Annual Silver City Christmas Parade.

As a veteran myself, I'm passionate about this event and the cause it supports. I'm also proud of my city for granting us permission to launch this event last year with our important mission, and I hope the Council will be gracious enough to grant us such permission for years to come.

Attached you'll find some outlined specifics of this year's event, which should mimic the successful structure of last year's race. Please don't hesitate to reach out to me directly with any questions. I'm available on my cell phone at (774) 218-5919.

I look forward to your response. I commit to you that my organization we will work hard to guide this race to further success in 2015 and subsequent seasons to come.

A handwritten signature in black ink, appearing to read "M. O'Connell".

Michael O'Connell

Race Director, The Miracle Mile

President & Founder, Rock Hard Racing & Spark Bike Run Sports



Miracle Mile Event Outline:

TIMELINE:

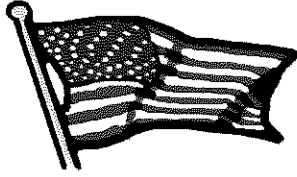
- Early Packet Pickup Available at Spark Bike Run Sports on 12/5/15.
- Cones Set On Race Route 7:30am (not disrupting traffic)
- Registration Opens: 8:00am
- Final Cone Placement and Start/Finish Set Up: 9:30am (roads closed in cooperation with Taunton Police Department)
- Registration Closes: 9:30am
- Race Start: 10:00am
- All Course Markings Removed: 10:30am (roads re-opened)
- Awards: 10:30am
- Closing: 11:00am

COURSE:

The course will start on Broadway in front of Adams Street and head into downtown where runners will continue around the Green counter-clockwise and then return on Broadway to Adams Street. Race management will work directly with the Taunton Police Department to finalize the race-morning police presence.

REGISTRATION AND PARKING:

Both parking and registration will be handled at Coyle Cassidy High School.



RECEIVED
CITY CLERK'S OFFICE

2015 NOV 13 A 10:50

TAUNTON, MA

CITY CLERK

NOVEMBER 17, 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, NOVEMBER 17, 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 OF THE COUNCIL AS A WHOLE

1. MEET FOR A PRE-REVIEW HEARING FOR A SPECIAL PERMIT FOR A 36 UNIT MULTI FAMILY RESIDENTIAL DEVELOPMENT ON DEAN STREET (PARCELS 55-756 AND 55-757)
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 PLEASE NOTE:

THE COMMITTEE ON POLICE AND LICENSE

1. MEET TO REVIEW DOCUMENTS TO BE SUBMITTED TO CIVIL SERVICE CALLING FOR SPANISH SPEAKING OFFICERS
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,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES