CITY COUNCIL

# CITY OF NORTHAMPTON

MASSACHUSETTS

Councilors:

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

**Meeting Agenda**
**City Council Chambers**
**Walter J. Puchalski Municipal Building**
**212 Main Street, Northampton**
**Meeting Date: February 20, 2020**
**Meeting Time: 7 p.m.**

1. **Announcement of Audio/Video Recording**
   This meeting is being audio/video recorded.

2. **Public Comment**

3. **Roll Call**

4. **Public Hearings**

5. **Updates from Council President and Committee Chairs**

6. **Recognitions and One-Minute Announcements by Councilors**

7. **Communications and Proclamations from the Mayor**

## 8. Resolutions

## 9. Presentations

## 10. Consent Agenda

### A. Minutes of February 6, 2020

Documents:

02-06-2020_City Council Minutes.pdf

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

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

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

### A. 20.025 An Order to Adjust Income Limit for Senior Tax Deferral Program - 1st reading

Documents:

20.025 An Order to Adjust Income Limit for Senior Tax Deferral Program.pdf

### B. 20.026 An Order to Accept DA Sullivan $10,000 Gift for Digital Display and Presentation System - 1st reading

Documents:

20.026 An Order to Accept DA Sullivan 10,000 Gift for Digital Display and Presentation System.pdf

## 13. Financial Orders (on 2nd reading)

### A. 20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds - 2nd reading

**History:**

- Positive recommendation, Finance Committee - 2/6/2020
- Passed 1st reading - 2/6/2020

Documents:

20.018 Order to Appropriate 25,000 in Whiting Street Trust Funds.pdf

### B. 20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades - 2nd reading

**History:**

- Positive recommendation, Finance Committee - 2/6/2020
- Passed 1st reading - 2/6/2020

Documents:

20.019 Order to Reprogram 7,500 from CS Energy Management System to Senior Center Energy Control Upgrades.pdf

### C. 20.020 An Order to Authorize NPS to Enter MOU for Every Student Succeeds Act - 2nd reading

**History:**

- Positive recommendation, Finance Committee - 2/6/2020
- Passed 1st reading - 2/6/2020

Documents:

20.020 An Order to Authorize NPS to Enter MOU for Every Student Succeeds Act.pdf

### D. 20.021 An Order to Appropriate Free Cash to NPS for ERATE - 2nd reading

**History:**

- Positive recommendation, Finance Committee - 2/6/2020
- Passed 1st reading - 2/6/2020

Documents:

20.021 An Order to Appropriate Free Cash to NPS for ERATE.pdf

## 14. Orders

## 15. Ordinances (Not yet Referred)

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

### A. 20.024 An Ordinance to Change CBAC Map to Include Conz Street Lots Rezoned to CB

Documents:

20.024 An Ordinance to Change CBAC Map to Include Conz Street Lots Rezoned to CB.pdf

## 16. Ordinances

### A. 19.125 An Ordinance Related to Wireless Antennas on Street Poles - 1st reading

**History:**

- Referred to Legislative Matters (LM) and Planning Board (PB) - 9/5/2019
- Public Hearing Held/Positive Recommendation, PB - 9/26/2019
- Public Hearing Held/Positive Recommendation with the stipulation that amended language be provided by the Office of Planning and Sustainability (OPS) to address concerns about placement of equipment on the pole - 10/7/2019
- Amended by City Council to strike word 5G from phrase "for the purpose of providing 5G wireless telecommunications."
- Referred back to Legislative Matters for further discussion - 10/17/2019
- Continued to 12/9/2019, LM - 11/12/2019
- Revised ordinance submitted by OPS to 1) move design criteria for small cell facilities out of code and into DPW regulations, 2) reduce fee for right-of-way access from $400 to $270 as recommended by the FCC and 3) add $1,000 fee for installation on city-owned poles to offset additional maintenance and inspection costs.
- Amended to correct two scrivener's errors - remove '5G' and replace 'telecommunications' with 'facilities' in 350-10.9 D - 2/10/2020
- Positive recommendation as amended, Legislative Matters - 2/10/2020

Documents:

19.125 An Ordinance Related to Wireless Antennas on Street Poles POST LM.pdf

19.125 An Ordinance Related to Wireless Antennas on Street Poles as Approved by LM on 2-10-20.pdf

### B. 20.012 An Ordinance Relative to Demolition Review for Historically-Significant Buildings - 1st reading

**History:**

- Referred to Legislative Matters (LM) - 1/16/2020
- Positive recommendation, LM - 2/10/2020

Documents:

20.012 An Ordinance Relative to Demolition Review for Historically-Significant Buildings.pdf

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

## 18. New Business

## 19. Adjourn

*Contact: Gina-Louise Sciarra, Council President*
glsciarra@northamptonma.gov or
(413) 570-3133

*CITY COUNCIL MEETING*
*CITY COUNCIL CHAMBERS*
*WALLACE J. PUCHALSKI MUNICIPAL BUILDING*
*212 MAIN STREET, NORTHAMPTON*
Northampton, MA

---

**Roll Call**

A regular meeting of the City Council was called to order by City Council President Gina-Louise Sciarra. At 7:11 p.m. on a roll call the following City Councilors were present:

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

**Announcement of Audio/Video Recording**

At 7:11 p.m., Councilor Sciarra convened the regular meeting. She announced that the meeting was being audio and video recorded.

**Public Hearing**

Public Hearing
None.

**Updates from Council President & Committee Chairs**

Updates from Council President & Committee Chairs
None.

**Recognitions and One-Minute Announcements by Councilors**

Recognitions and One-Minute Announcements by Councilors
Councilor Sciarra recognized Northampton Fire Rescue Chief Duane Nichols, who announced his retirement this week after 32 years of serving with the Northampton Fire Rescue Department. Chief Nichols comes from a family that has served public safety in Northampton. They wish him a very happy, well-deserved retirement and thank him for his service and leadership, particularly in helping shape the department into what is now Fire Rescue. She offered sincere congratulations and said he will be missed.

Councilor Maiore mentioned that Florence Night Out is happening again this year for the second year. Organizers close down all roads in Florence Center for this wonderful community event and it is not too early to get involved. Individuals and businesses can volunteer as an underwriter, sponsor an art space or contribute food. Anyone interested in participating is encouraged to email Florencenightout@aol.com. The event will take place June 6, 2020.

And, Councilor Quinlan invited everyone to join him Tuesday, February 25th at 6 p.m. at Edwards Church for an event about the past, present and future of public education. It is a conversation on public education when the world's on fire and a commemoration of the work of Jackson Street retiring principal Gwen Agna hosted by Vijay Prashad, both Ward One residents.

**Communications & Proclamations from the Mayor**

Communications and Proclamations from the Mayor
The Mayor updated folks on the status of the Town Hall meetings he's been holding around the city, thanking community members who have come out for the six Town Halls he has held so far. Two more are scheduled, one on Wednesday, February 12, 2020 at the Ryan Road Elementary School and the next on Monday, February 24th in Ward 7 at the Leeds Elementary School. Information to be presented is on the city's website along with other information such as a tax calculator, news stories, etc.

The Mayor also announced that next Wednesday (February 12, 2020) at 10:30 a.m. city officials will hold a special workshop at the senior center. Principal Assessor Joan Sarafin will talk about

| | |
|---|---|
| | some of the many property tax relief programs offered for Northampton seniors and veterans. Councilors may recall that, back in December, when administrators brought forward the order to place the Proposition 2 and ½ override on the March 3, 2020 ballot, they also brought forward expansions of the existing tax abatement programs for seniors. The workshop is an opportunity for both seniors and veterans to learn about various programs and their eligibility requirements. |
| Resolutions | Resolutions<br>None. |
| Presentations | Presentations<br>None. |
| Warrants for March 3, 2020 Election<br>20.016 Warrant for March 3, 2020 Presidential Primary Election | Warrants for March 3, 2020 Election<br>20.016 Warrant for March 3, 2020 Presidential Primary Election<br>Councilor Sciarra read the warrant for the Presidential Primary Election (20.016). She noted that, since the polling locations are the same for both the presidential primary and municipal election, she would just read the list of polling places during the reading of the first warrant.<br><br>Councilor Dwight moved to approve the warrant in first reading. Councilor Nash seconded.<br><br>Councilor Dwight directed a question to City Clerk Pam Powers, who was present in the audience. A person who commented on social media was concerned that it was necessary to provide a stamp for the return of the city census since the person thought the requirement might present an impediment to someone from remaining on the voter list. Is it possible to return the census without a stamp? He asked.<br><br>Clerk Powers said the document notifies residents that it may be returned postage-free by being hand-delivered to the Clerk's office. The census may also be returned electronically by scanning and emailing the signed document, she confirmed. It does need a signature, she stressed.<br><br>Councilor Sciarra called the motion to a vote, and it passed unanimously 9:0 by roll call vote.<br><br>Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote.<br><br>Councilor Dwight moved to approve the warrant in second reading. Councilor Maiore seconded. The motion passed unanimously 9:0 by voice vote.<br><br>The following order passed two readings: |

**City of Northampton**
MASSACHUSETTS

20.016
A Warrant
To establish the date, time, and location of an upcoming election for the Presidential Primary

In the City Council February 6, 2020

Upon the Recommendation of City Clerk Pamela L. Powers,

Ordered,
that meetings of the members of the Democratic, Republican, Green-Rainbow and Libertarian Party, in the City of Northampton, qualified to vote, will be held on Tuesday, March 3, 2020 in the several polling places designated for the purpose by the City Council, as follows:

WARD 1, Precinct A - In Jackson Street School Auditorium
WARD 1, Precinct B - In Jackson Street School Auditorium
WARD 2, Precinct A - In Smith Vocational-Agricultural High School
WARD 2, Precinct B - In Smith Vocational-Agricultural High School
WARD 3, Precinct A - In the Senior Center, Great Room, 67 Conz Street
WARD 3, Precinct B - In the Senior Center, Great Room, 67 Conz Street
WARD 4, Precinct A - In the Senior Center, Great Room, 67 Conz Street
WARD 4, Precinct B - In the Senior Center, Great Room, 67 Conz Street
WARD 5, Precinct A - In Florence Civic and Business Building, 90 Park Street
WARD 5, Precinct B - In Smith Vocational-Agricultural High School
WARD 6, Precinct A - In Robert K. Finn Ryan Road School
WARD 6, Precinct B - In Robert K. Finn Ryan Road School
WARD 7, Precinct A - In John F. Kennedy Middle School, Community Room
WARD 7, Precinct B - In Leeds School Gymnasium, Lower Level

The polls will be opened at seven o'clock in the forenoon and closed at eight o'clock in the evening of the said day, and all such members will in the wards in which they are entitled to vote between said hours give in their votes for to the primary officers for the election of candidates of political parties for the following offices:

Presidential Preference

One State Committee Man for each Political Party for the Hampshire, Franklin & Worcester District

One State Committee Woman for each Political Party for the Hampshire, Franklin & Worcester District

35 Members of the Democratic Ward Committee.
35 Members of the Republican Ward Committee.
10 Members of the Green-Rainbow Ward Committee
10 Members of the Libertarian Party Ward Committee

Rules suspended, passed two readings and enrolled.

20.017 Warrant for March 3, 2020 Special Municipal Election

20.017 Warrant for March 3, 2020 Special Municipal Election
Councilor Sciarra read the warrant.

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

Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Foster seconded. The motion passed unanimously 9:0 by voice vote.

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

The following order passed two readings:

**City of Northampton**
MASSACHUSETTS

20.017
A Warrant
To establish the date, time, and location of a Special Municipal Election

In the City Council February 6, 2020

Upon the Recommendation of City Clerk Pamela L. Powers,

*Ordered that,*

a special municipal election will be held in the City of Northampton, on Tuesday, March 3, 2020 in the several polling places designated for the purpose by the City Council, as follows:

WARD 1, Precinct A - In Jackson Street School Auditorium
WARD 1, Precinct B - In Jackson Street School Auditorium
WARD 2, Precinct A - In Smith Vocational-Agricultural High School
WARD 2, Precinct B - In Smith Vocational-Agricultural High School
WARD 3, Precinct A - In the Senior Center, Great Room, 67 Conz Street
WARD 3, Precinct B - In the Senior Center, Great Room, 67 Conz Street
WARD 4, Precinct A - In the Senior Center, Great Room, 67 Conz Street
WARD 4, Precinct B - In the Senior Center, Great Room, 67 Conz Street
WARD 5, Precinct A - In Florence Civic and Business Building, 90 Park Street
WARD 5, Precinct B - In Smith Vocational-Agricultural High School
WARD 6, Precinct A - In Robert K. Finn Ryan Road School
WARD 6, Precinct B - In Robert K. Finn Ryan Road School
WARD 7, Precinct A - In John F. Kennedy Middle School, Community Room
WARD 7, Precinct B - In Leeds School Gymnasium, Lower Level

The polls will be opened at seven o'clock in the forenoon and closed at eight o'clock in the evening of the said day, and all such voters in the several wards and precincts in which they are individually entitled to vote between said hours give in their votes Yes or No on the following question:

Shall the City of Northampton be allowed to assess an additional $2,500,000 in real estate and personal property taxes for the purposes of funding the operating budgets of the City and Public Schools for the fiscal year beginning July 1, 2020?

Rules suspended, passed two readings and enrolled.

Charter Review Committee Recommendations - for referral

Charter Review Committee Recommendations - for referral

Councilor Sciarra prefaced the item by stating that the discussion will be on the referral and not on the recommendations themselves.

She is requesting a public hearing to give the public another opportunity to weigh in on the charter change proposals, Councilor Sciarra explained. The former chair and vice chair of the Charter Review Committee (CRC) have said they would be happy to come and give another presentation. Her hope is that the presentation will be part of the public hearing in Legislative Matters (LM). Once LM closes the hearing, it will give its recommendation and the charter change proposals will come back to the full council for deliberation. The council will be voting to authorize the Mayor to request the state legislature for a special act to amend the charter.

In LM, the committee will discuss an appropriate time to have a special meeting to discuss the recommendations since the next agenda is fairly crowded, Councilor Dwight advised. All of the new councilors showed up to many of the CRC meetings and so are already somewhat familiar with the proposals, he noted.

Councilor LaBarge moved to refer the Charter Review Committee recommendations to LM. Councilor Dwight seconded.

Councilor Jarrett asked if the City Council would have the opportunity to refer the recommendations to other committees.

They could do that now, Councilor Dwight confirmed.

Councilor Jarrett threw out the question of whether input from other boards should be solicited. For example, he wondered how 16-year old voting, non-citizen voting, etc. would affect the civic engagement of the community and so wondered if Community Resources or the Human Rights Commission might be engaged. And, some of the changes are election-related, so he suggested the possibility of referring proposals to the Board of Registrars. Also, City Services is involved in the filling of vacancies on boards and changes are proposed to the way vacancies are filled on the School Committee, Community Preservation Committee, Forbes Library Trustees and Oliver Smith Will, so he cited these committees as other potentially interested parties.

Invitations were extended to all standing committees with thoughts and notions about the recommendations and Clerk Powers presented several times, Councilor Dwight related. City Services, all councilors and other committees were invited to CRC meetings, and some came. Personally, he has no problem with doing another invite, but a lot of that heavy lifting/work has already been done over the course of the last year as the CRC did its due diligence. It's worth considering, he agreed.

Councilor Nash said he appreciates Councilor Jarrett's question. He confirmed that CRC did extensive outreach, holding at least 12 meetings and changing the locations of meetings to accommodate people. He thinks at this point all of the homework has been done and that it would be proper to send it to LM. This step will be 'another bite of the apple' for people to weigh in before it goes to council. In his mind, usually when they send things to committee it has to do with proper outreach. In this case, "I think we're safe" that outreach has been accomplished, but it's a good question.

Councilor LaBarge echoed Councilor Nash's comments. "I think this charter committee really stretched out and did a tremendous amount of outreach," she confirmed. She agreed it should be referred to LM and then come to council.

It is appropriate for all those representative bodies to participate in the conversation if they feel so inclined, Councilor Dwight agreed. The CRC had 19 meetings and they will have two public meetings here as well. Part of the frustration in the process was that sometimes it was not very well participated in, he acknowledged. The meeting at Jackson Street school was the best attended with the most amount of energy. There is no clock ticking. To be honest, he thinks this had more public vetting and participation than the original exhaustive charter change. He is not adverse to any interest they can garner, anyone who wants to participate and any mechanism used, he stressed.

After hearing from fellow councilors, Councilor Jarrett said he felt comfortable with just referring it to LM. He likes the idea of inviting committees to the public hearing, he shared.

Councilor Foster said she respected the spirit of Councilor Jarrett's proposal to include as many voices as possible. What really excites her about the recommendations is that they will really expand opportunities for participation. She feels comfortable that the process was broad and inclusive and, because many of the recommendations are aimed at making municipal government even more broad and inclusive, she also feels comfortable with it going to LM.

Creating another opportunity to bring the public in and have a public discussion among the council was precisely the reason she wanted to hold a public hearing, Councilor Sciarra volunteered. There is no legal requirement for a hearing, she noted. She called the motion to a vote and it passed unanimously 9:0 by voice vote.

---

Consent Agenda

Consent Agenda

Councilor Sciarra reminded members there is no discussion on the consent agenda unless an item is removed for separate consideration. She reviewed the items on the consent agenda, noting that she would like to remove the minutes of January 16, 2020. Councilor Dwight moved to approve the consent agenda with the removal of the minutes of January 16, 2020. Councilor Nash seconded.

The motion carried 9:0 by voice vote.

The following items were approved as part of the consent agenda:

A. Minutes of January 7, 2020 Organizational Meeting
B. 19.191 Appointment to the Board of Registrars - positive recommendation, City Services - 2/3/2020

Board of Registrars

Catherine Kay, 136 S. Main St, Florence
Term: April 2019 to March 2022
*To fill a vacancy*

C. 20.013 Appointments to Various Committees - all positive recommendations, City Services - 2/3/2020

Board of Assessors

| | |
|---|---|
| | David Murphy, 78 North Elm Street, Northampton<br>Term: January 2020 - June 2023<br>*To fill a newly created seat*<br><br>Planning Board<br>Melissa Fowler, 87 Chesterfield Road, Leeds<br>Term: January 2020 – June 2021<br>*To fill the unexpired term of Mark Sullivan*<br>D. 20.022 Appointment to the Council on Aging - for referral to City Services<br>Council on Aging<br>Aurea "Agie" E. Domenech, 81 Conz St., Apt. 603, Northampton<br>Term: February 2020- June 2023<br>*To fill a vacancy*<br>E. 20.023 Appointment of Assistant Chief Jon Davine as Fire Chief - for referral to City Services<br><br>A. Minutes of January 16, 2020 City Council Meeting<br>Councilor Sciarra corrected a mistake in the January 16, 2020 City Council Meeting minutes. In the listing of councilor appointments to council subcommittees and multi-member bodies, she clarified that the Disability Commission position is not a liaison position but rather a full member. Councilor Dwight moved to amend the minutes to remove the word 'liaison.' Councilor LaBarge seconded. The motion passed unanimously 9:0 by voice vote.<br><br>Councilor Dwight moved to approve the minutes of January 16, 2020. Councilor Quinlan seconded. The motion passed unanimously 9:0 by voice vote. |
| Recess for Committee on Finance Meeting | At 7:41 p.m., the City Council recessed for the Committee on Finance meeting. The Committee on Finance adjourned at 8 p.m. The City Council reconvened at 8 p.m. |
| Financial Orders (on 1st reading)<br>20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds - 1st reading<br>20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades - 1st reading<br>20.020 Order to Authorize NPS to Enter MOU for Every Student Succeeds Act - 1st reading<br><br>20.021 An Order to Appropriate Free Cash to NPS for ERATE - 1st reading | Financial Orders (on 1st reading)<br>20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds - 1st reading<br>Councilor Dwight moved to approve the order in first reading. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote.<br><br>See minutes of February 20, 2020 for second reading.<br><br>20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades - 1st reading<br>Councilor LaBarge moved to approve the order in first reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.<br><br>See minutes of February 20, 2020 for second reading.<br><br>20.020 An Order to Authorize NPS to Enter MOU for Every Student Succeeds Act - 1st reading<br>Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded.<br><br>Councilor Foster said she is still forming her thoughts and didn't expect it to be a financial order to hit her so hard, but she just thinks this is amazing. Several years ago her family served as a temporary foster placement for a 4th grader, and one of the reasons was that they had the ability to transport her to her home school every day. She saw firsthand for about six weeks how difficult it was for her to be in a temporary placement but being able to go to her home school was one piece of the puzzle that helped her through that very difficult time. To see this brings home that this touches real people's lives. She's glad to see it on the agenda and glad to see it moving forward.<br><br>The motion passed unanimously 9:0 by roll call vote.<br><br>See minutes of February 20, 2020 for second reading. |

20.021 An Order to Appropriate Free Cash to NPS for ERATE - 1st reading
Councilor LaBarge moved to approve the order in first reading. Councilor Thorpe seconded. The motion passed unanimously 9:0 by roll call vote.

See minutes of February 20, 2020 for second reading.

---

Financial Orders (on 2nd reading)

Financial Orders (on 2nd reading):
20.007 An Order to Appropriate CPA Funds for Historic Preservation of Parsons House and Shepherd Barn - 2nd reading
20.009 An Order to Appropriate CPA Funds for Affordable Home on Glendale Road - 2nd reading
20.010 An Order to Appropriate CPA Funds to Community Builders for North Commons Project - 2nd reading
20.011 An Order to Appropriate CPA Funds to NHA for Hampshire Heights Playground - 2nd reading
Councilor Dwight moved to approve the orders as a group. Councilor Thorpe seconded. The motion passed unanimously 9:0 by voice vote.

Councilor Dwight moved to approve the orders as a group in second reading. Councilor Quinlan seconded. The motion passed unanimously 9:0 by roll call vote.

20.007 Order to Appropriate CPA Funds for Historic Preservation of Parsons House and Shepherd Barn - 2nd reading

The following orders passed two readings:

**City of Northampton**
MASSACHUSETTS

*In City Council, January 16, 2020*
*Upon the recommendation of the Community Preservation Committee*

**20.007 An Order to Appropriate CPA Funds for Historic Preservation of Parsons House and Shepherd Barn**

Ordered, that

WHEREAS, Historic Northampton, Inc. submitted an application for Community Preservation Act funding for continued work to restore and reopen the Shepherd barn and Parsons House, rebuild the Shepherd porch, and purchase an art rack for safe storage and display of artifacts;

WHEREAS, CPA funds will be used to secure an important historic resource that is valued by the community and the region, on which the City holds a permanent preservation restriction;

WHEREAS, the project has a great deal of community support and will further work done at Historic Northampton over the past ten years, will help preserve the City's sense of place, and includes contribution of extensive volunteer labor and materials;

WHEREAS, all work will be consistent with the Secretary of the Interior Standards for the Treatment of Historic Properties;

WHEREAS, on November 20, 2019 the Northampton Community Preservation Committee, voted unanimously to recommend that $198,834 in Community Preservation Act funds be used to support this project.

**NOW, THEREFORE BE IT ORDERED,**

That $198,834 be appropriated from Community Preservation Act funding to Historic Northampton, Inc. for the Assessment and Preservation Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $198,834 is appropriated from the CPA Historic Preservation Reserve (account #2344930-359932).

Passed two readings and enrolled.

20.009 Order to Appropriate CPA Funds for Affordable Home on Glendale Road - 2nd reading

**City of Northampton**
MASSACHUSETTS

*In City Council, January 16, 2020*
*Upon the recommendation of the Community Preservation Committee*

**20.009 An Order to Appropriate CPA Funds for Affordable Home on Glendale Road**

Ordered, that

WHEREAS, Pioneer Valley Habitat for Humanity submitted an application for Community Preservation Act funding for creation of an affordable single-family home on Glendale Road;

WHEREAS, Habitat for Humanity has an excellent record of creating housing throughout the Pioneer Valley and beyond, and has already created three affordable units on Glendale Road;

WHEREAS, the project has wide community support, leverages funding from many other sources, and utilizes volunteer labor;

WHEREAS, the home will be restricted to individuals and families earning 60% of area median income or below;

WHEREAS, on November 20, 2019, the Northampton Community Preservation Committee voted unanimously to recommend that $30,000 in Community Preservation Act funds be used to support this project.

**NOW, THEREFORE BE IT ORDERED,**

That $30,000 be appropriated from Community Preservation Act funding to Pioneer Valley Habitat for Humanity for the Glendale Road Small Home Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $30,000 is appropriated from the CPA Affordable Housing Reserve (account #2344930-359933).

Passed two readings and enrolled.

20.010 Order to Appropriate CPA Funds to Community Builders for North Commons Project - 2nd reading

**City of Northampton**
MASSACHUSETTS

*In City Council, January 16, 2020*
*Upon the recommendation of the Community Preservation Committee*

**20.010 An Order**
**to Appropriate CPA Funds to Community Builders for North Commons Project**

Ordered, that

WHEREAS, The Community Builders submitted an application for Community Preservation Act funding for creation of affordable housing units at the North Commons project;

WHEREAS, in conjunction with the Village Hill Apartments, the project will create approximately 65 units of mixed income rental housing at Village Hill on two parcels, and 35 of these will be restricted to households and individuals earning 60% of area median income or below;

WHEREAS, playgrounds and approximately 30 acres of open space are are part of the project and will be open and available for use by the public;

WHEREAS, The Community Builders has an excellent record of providing affordable housing in Northampton and beyond;

WHEREAS, the project will leverage funds from a variety of other sources and has wide community support;

WHEREAS, on November 20, 2019, the Northampton Community Preservation Committee voted unanimously to recommend that $250,000 in Community Preservation Act funds be used to support this project.

**NOW, THEREFORE BE IT ORDERED,**

That $250,000 be appropriated from Community Preservation Act funding to The Community Builders for the North Commons project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $142,000 is appropriated from the CPA Affordable Housing Reserve (account #2344930-359933), and $108,000 is appropriated from the CPA Undesignated Reserve (account #2344930-359930).

Passed two readings and enrolled.

20.011 An Order to Appropriate CPA Funds to NHA for Hampshire Heights Playground - 2nd reading

**City of Northampton**
MASSACHUSETTS

*In City Council, January 16, 2020*
*Upon the recommendation of the Community Preservation Committee*

**20.011 An Order to Appropriate CPA Funds to NHA for Hampshire Heights Playground**

Ordered, that

WHEREAS, the Northampton Housing Authority submitted an application for Community Preservation Act funding for playground creation at Hampshire Heights;

WHEREAS, the Hampshire Heights development has never had a dedicated playground space, and the majority of its residents are youth and children for whom access to other playgrounds is limited;

WHEREAS, the project has wide support, including Hampshire Heights residents, the Housing Partnership, and Healthy Hampshire, and will contribute to positive health status of residents and enhance quality of life;

WHEREAS, CPA funds will be leveraged by additional grant funding and donated labor and services;

WHEREAS, on November 20, 2019, the Northampton Community Preservation Committee, voted unanimously to recommend that $200,000 in Community Preservation Act funds be used to support this project.

**NOW, THEREFORE BE IT ORDERED,**

That $200,000 be appropriated from Community Preservation Act funding to the Northampton Housing Authority for the Hampshire Heights Playground Project. And, that the grantee meets the conditions approved by the Community Preservation Committee, the Mayor, and City Council.

Specifically, $200,000 is appropriated from the CPA Undesignated Reserve (account #2344930-359930)

Passed two readings and enrolled.

Orders
20.002 Order to Set Date and Time of 2020 - 2021 City Council Meetings - 2nd reading

Orders
20.002 Order to Set Date and Time of 2020 - 2021 City Council Meetings - 2nd reading
Councilor Dwight moved to approve the order in second reading. Councilor LaBarge seconded.

Councilor Maiore brought up the question of looking into changing the meeting time. She asked if this would appropriately come up under New Business or Committee Study Requests.

Councilor Sciarra clarified that Committee Study Requests come from the council president. They could certainly talk about her putting it on the agenda, she said.

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

The following order passed two readings:

**City of Northampton**
MASSACHUSETTS

*In City Council January 7, 2020*

Upon recommendation of the Northampton City Council

O-20.002
An Order

**To Set the Date and Time of 2020-2021 City Council Meetings**

***Ordered, that,*** the attached City Council meeting schedule for 2020-2021 be and hereby is adopted.

## City Council Meeting Schedule
## 2020-2021

All meetings begin at 7 p.m. except the January 7, 2020 organizational meeting, which starts at 4 p.m.

| | |
|---|---|
| January 7, 2020 | January 7, 2021 |
| January 16, 2020 | |
| January 30, 2020 | January 21, 2021 |
| February 6, 2020 | February 4, 2021 |
| February 20, 2020 | February 18, 2021 |
| March 5, 2020 | March 4, 2021 |
| March 19, 2020 | March 18, 2021 |
| April 2, 2020 | April 1, 2021 |
| April 16, 2020 | April 15, 2021 |
| May 7, 2020 | May 6, 2021 |
| May 21, 2020 | May 20, 2021 |
| June 4, 2020 | June 3, 2021 |
| June 18, 2020 | June 17, 2021 |
| July 9, 2020 | July 15, 2021 |
| August 20, 2020 | August 19, 2021 |
| September 3, 2020 | September 2, 2021 |
| September 17, 2020 | September 16, 2021 |
| October 1, 2020 | October 7, 2021 |
| October 15, 2020 | October 21, 2021 |
| November 5, 2020 | November 4, 2021 |
| November 19, 2020 | November 18, 2021 |
| December 3, 2020 | December 2, 2021 |
| December 17, 2020 | December 16, 2021 |

Passed two readings and enrolled.

---

Ordinances (Not Yet Referred)
20.014 Ordinance Relative to Parking on Bridge Street
20.015 Ordinance Relative to Metered Parking on Pleasant Street

Ordinances (Not Yet Referred)
20.014 An Ordinance Relative to Parking on Bridge Street
Councilor Dwight moved to refer the ordinance to Legislative Matters. Councilor LaBarge seconded.

Councilor Dwight said it is on the Legislative Matters Committee meeting agenda Monday although they might not have time to get to it. Councilor Nash said it would be fine to save it for the March meeting. For both ordinances, there has been a ton of outreach, including contacting the businesses along Bridge Street, flyering cars, etc.

The motion passed unanimously 9:0 by voice vote.

20.015 An Ordinance Relative to Metered Parking on Pleasant Street
The DPW has requested that this be referred back to the Transportation and Parking Commission (TPC), Councilor Sciarra advised.

Councilor Dwight moved to refer the ordinance back to TPC. Councilor Thorpe seconded.

There was concern about the exit from a parking lot at the southern end of the parking zone and engineers are going to propose some slight changes, Councilor Nash explained. The motion passed unanimously 9:0 by voice vote.

---

Ordinances
19.137 Ordinance to Amend Chapter 312 Vehicles and Traffic [to delete handicapped parking space on Pleasant Street - in

Ordinances
19.137 An Ordinance to Amend Chapter 312 Vehicles and Traffic [to delete handicapped parking space on Pleasant Street - in parking lot off Gleason Plaza] - 2nd reading
This ordinance passed in first reading on December 19, 2019. The council has automatic carryover of pending ordinances, so it is before the new council for the first time. Since they have new members, Councilor Sciarra read the ordinance aloud.

The management of the Depot lot has changed, and the city now has an arrangement with the lot

| | |
|---|---|
| parking lot off Gleason Plaza] - 2nd reading | owner to lease a portion of it, Councilor Nash explained. Under the new arrangement, the private property owner manages the parking lot 24/7 so there is no longer a need for ordinances regulating a portion of the lot. What they are striking here is actually the language related to the Depot lot; they are not eliminating a handicapped parking space, he stressed. The parking lot under private management has seven or eight handicapped spaces. They are removing the last vestiges of language related to the city's management of the lot from the Code of Ordinances, he clarified.<br><br>Councilor Dwight moved to approve the ordinance in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote.<br><br>The following ordinance passed two readings:<br><br>**City of Northampton**<br>MASSACHUSETTS<br><br>*In City Council* September 19, 2019<br><br>Upon recommendation of the Mayor<br><br>**19.137 An Ordinance**<br>**to Amend Chapter 312 Vehicles and Traffic**<br><br>An ordinance regarding vehicles and traffic:<br><br>ORDINANCE<br><br>An ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by amending Section 312-117; providing for On-Street and Off-Street Handicapped Parking Spaces.<br><br>Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:<br>Amend: 312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces.<br><br>**DELETE AS FOLLOWS:**<br><br>~~Pleasant Street~~ ~~First parking space on the westerly most side of the most northerly end of the parking lot east of the first entrance off of Gleason Plaza~~<br>~~(off Gleason Plaza)~~<br>~~[Added 9-19-2002]~~<br><br>Passed two readings, ordained and enrolled. |
| Information (Charter Provision 2-7) & Study Requests | Information (Charter Provision 2-7) and Information Study Requests<br>None |
| Motion to Adjourn | Upon motion made by Councilor Dwight and seconded by Councilor LaBarge, the meeting was adjourned at 8:17 p.m.<br><br>Attest:_____ Administrative Assistant to the City Council |

# City of Northampton

MASSACHUSETTS

*In City Council* February 20, 2020

Upon recommendation of the Mayor

20.025 An Order to Adjust Income Limit for Senior Tax Deferral Program

*Whereas,* MGL C.59, s. 5, Clause 41A program allows qualifying seniors to defer their real estate taxes;

*Whereas,* the Clause 41A program is a tax deferral program, rather than a tax exemption;

*Whereas,* the Clause 41A program has an income limit threshold that stipulates gross receipts from all sources cannot be in excess of $20,000 during the preceding year;

*Whereas,* the statute allows that the city may, by vote of its legislative body, adopt a higher maximum qualifying gross receipts amount for the purposes of the Clause 41A program;

*Ordered, that*

the maximum qualifying gross receipts for the purposes of M.G.L. c. 59, §5, Clause 41A – Senior Property Tax Deferral Program shall be increased to the maximum income limit allowed under the law, which is equivalent to the income limit that applies under the "circuit breaker" state tax credit for single seniors who are not heads of households in accordance with M.G.L. c. 62, § 6 (k).

# City of Northampton

MASSACHUSETTS

*In City Council* February 6, 2020

Upon recommendation of the Mayor

20.026 An Order to Accept DA Sullivan $10,000 Gift for Digital Display and Presentation System

*Ordered, that*

The Northampton City Council gratefully accepts the donation of $10,000, a gift to the City of Northampton from D.A. Sullivan and Sons, Inc., and in accordance with Massachusetts General Law Chapter 44, Section 53A approves using the gifted funds to purchase a digital display and presentation system for the JFK Middle School Community Room.

City of Northampton
MASSACHUSETTS

*In City Council* February 6, 2020

Upon recommendation of the Mayor and the Whiting Street Fund Committee

20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds

*Whereas*, Mr. Whiting Street, a successful Northampton business man, left $25,000 to the City of Northampton in his will of 1875 with instructions that the money be used "for the relief and comfort of the worthy poor",

*Whereas*, the Whiting Street Fund Committee, which was created by Administrative Order, issued its third annual grant application seeking proposals from local organizations with the goal of helping low-income persons in our community and with a specific focus on helping resolve food insecurity issues in the community;

*Whereas*, the Whiting Street Fund Committee received and reviewed the applications and has made its recommendations to the Mayor;

*Ordered, that*

$25,000 be appropriated from the interest in the Whiting Street Trust Fund to the following organizations:

$10,000 to Abundance Farm to support their Pick-Your-Own Initiative in which food insecure residents can actively participate in the life of the Farm by harvesting free, organically grown fruits and vegetables. This program is conducted in collaboration with the Northampton Survival Center and continued funding will support staff needed for the larger programing and ongoing outreach to include planting workshops, cooking demonstrations, and printed educational information in multiple languages. Abundance Farm is located on the site of the Northampton's Alms House and adjoining Poor Farm which, from 1800 – 1950, served as a critical refuge for Northampton residents in need of shelter, food and other services.

$5,000 to the Northampton Survival Center to support their Fresh First Program which provides an incentive for clients to come to the Center every week for fresh vegetables, fruits and

bread. The Fresh First Program focuses on improving access to fresh produce, collaborating with local farmers, and providing healthy recipes to use local produce. The Northampton Survival Center is in its forty-first year of operation as an emergency food pantry.

$5,000 to Grow Food Northampton, Inc. to support on their Incentive based Food Access initiatives to provide more affordable locally grown, healthy food for low-income residents. The funding will help support SNAP Share, Tuesday Market SNAP Matching and the Neighborhood Markets Program bringing affordable farm stand food to various locations including the Senior Center, three housing communities, and three elementary schools.

$5,000 to Salvation Army's Northampton Service Unit to support emergency based food needs. The local unit provides food vouchers for local grocery stores, food bags, and disaster support in conjunction with other local service agencies. They provide "last resort" resources for those who may not qualify for other types of assistance. The Salvation Army has worked in Northampton for over 60 years and has been in existence since 1865 meeting basic human needs.

# City of Northampton

MASSACHUSETTS

*In City Council* February 6, 2020

Upon recommendation of the Mayor

20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades

## Ordered, that

$7,500 of surplus funds remaining in the CS Fire Energy Management Systems project (19303-586904), be reprogrammed for a new project to make energy control upgrades to the Senior Center.

# City of Northampton

MASSACHUSETTS

*In City Council* February 6, 2020

Upon recommendation of the Mayor

20.020 An Order to Authorize NPS to Enter MOU for Every Student Succeeds Act

*Ordered, that*

*Whereas* the School Department wishes to enter into an agreement with the Commonwealth of Massachusetts, Executive Office of Health and Human Services, Department of Elementary and Secondary Education, and Department of Children and Families to allow participation in Title IV-E Claiming of Transportation Expenditures for Children in Foster Care;

*Whereas* the ***Every Student Succeeds Act (ESSA)***, promotes education stability by allowing a student the right to continue to attend the school in which they were enrolled at the time of their placement in foster care, unless it is determined not to be in the student's best interest;

*Therefore,* pursuant to MGL C. 44 MGL s. 70, the city, by vote of its city council, authorizes the Northampton School Committee as the Local Education Agency (LEA), with the approval of the Mayor, to enter into a Memorandum of Understanding for the purposes of Title IV-E reimbursement.

# City of Northampton

MASSACHUSETTS

*In City Council* February 6, 2020

Upon recommendation of the Mayor

20.021 An Order to Appropriate Free Cash to NPS for ERATE

*Whereas,* the ERATE program is the name for the Schools and Libraries Program of the Universal Service Fund which is administered by the Universal Service Administrative Company under the direction of the Federal Communications Commission (FCC). The program provides discounts to assist schools in the US obtain affordable telecommunications and internet access;

*Whereas,* the city has received $51,834.60 for FY2020 ERATE funds allocated to the Northampton Public Schools and the mechanism to make these funds available to the schools immediately requires an appropriation from Free Cash;

*Ordered, that*

$ 51,834.60 be appropriated from the FY2020 General Fund Undesignated Fund Balance (Free Cash) to the Northampton Public Schools equivalent to the ERATE reimbursement received by the city for the benefit of the school department to improve and expand technology connectivity.

# City of Northampton
## MASSACHUSETTS

**In the Year Two Thousand Twenty**

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

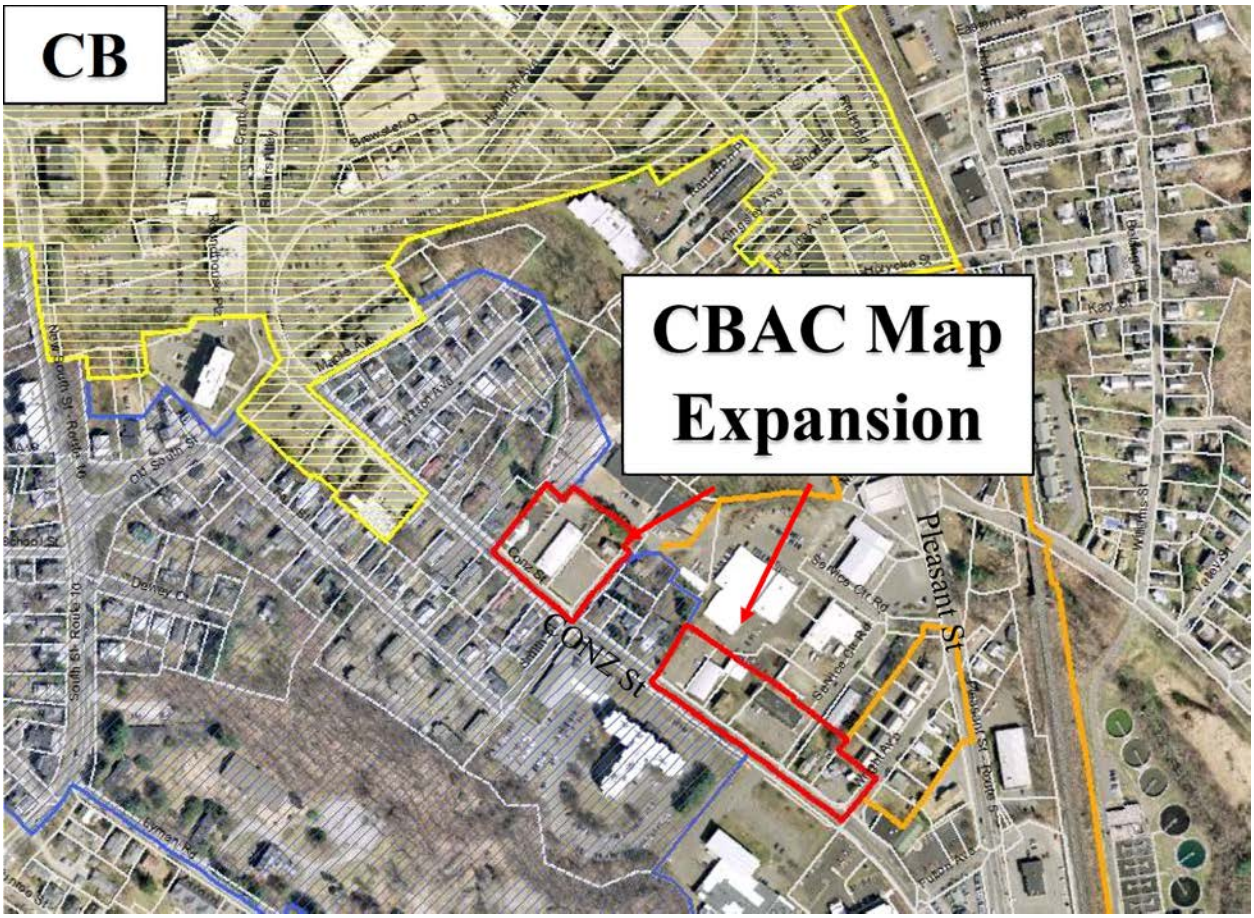
20.024 An Ordinance to Change CBAC Map to Include Conz Street Lots Rezoned to CB

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by changing Section 156-2 CBAC Map to include parcels to be rezoned from NB to CB along Conz Street.

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

Amend the CBAC Map as shown

Map Id's along Conz Street:
32C-102
32C-104
32C-105
32C-131 Current NB Portion Only
39A-002
39A-003
39A-004
39A-008
39A-009


CB
CBAC Map
Expansion
Pleasant St
CONZ St
South St Route 10
Old South St
Service Ctr Rd
Lyman Rd
Fuller Ave
Pleasant St Route 5
Valley St
Key St
Eastern Ave
Horyoke St
Maple Ave
Victoria Rd
Conz St

# City of Northampton
## MASSACHUSETTS

**In the Year Two Thousand Twenty~~Nineteen~~**

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

19.125 AN ORDINANCE
RELATED TO WIRELESS ANTENNAS ON STREET POLES

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by adding a new Section 285-10 and amending Section 350-10.9 and 11.4, providing for rules for wireless small cell telecommunications antennas on street poles.

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

Add
**§ 285-10 Small Cell Telecommunications Antennas on Street Poles or within the City's rights of way.**

**A. It is City policy to embrace wireless small cell ~~telecommunications~~ facilities to improve telecommunications and wireless service for all users, while minimizing adverse impacts and covering city monitoring and administration costs.**

**B. Wireless and all other telecommunication antennas are regulated by Zoning, Section 350-10.9 Telecommunications, Personal Wireless Facilities and Small Cell Telecommunications.**

**C. Each wireless small cell ~~telecommunications~~ antenna~~s~~ on public ways ~~or public land~~ (including those already installed) shall pay annual $~~400~~ 270 for right-of-way access and inspections. Each such facility that is located within a traffic signal pole or light pole on public land shall pay a fee of $1,000 annually to offset additional maintenance and inspections necessary on these multifunctional poles (Fees shall be waived if the wireless telecommunications provider provides free community or city Wi-Fi services in accordance with a service agreement signed by the Mayor.)**

**D. The telecommunications provider shall be solely responsible for equipment and safety, for moving equipment at no cost to the City when required for any City construction project and must respond within ten calendar days of notice, and for ensuring that there is no impediment to pedestrian or traffic flow. Failure to meet these time limits shall result in a doubling of annual fees for the following year.**

**E. The provider shall indemnify and hold the City harmless from all loss or damage to persons, property related to injury arising from the construction, maintenance, use, repair of the wireless infrastructure, and from any loss or damages that results from the facilities, including shedding ice or debris.**

**~~D.~~F. The provider shall restore any damage to the rights of way stemming from installation, maintenance or repair of the related infrastructure including damage to public shade trees, sidewalks, curbs or other elements.**

Amend

§ 350-2.1 by adding the following new definition

**Small cell ~~telecommunications~~ facilities (also known as small cells) are wireless telecommunications antennas and equipment that are mounted on structures less than 50 feet tall, including their antennas, or are not more than ten percent taller than adjacent structures, with antennas of less than three cubic feet in volume, ~~,~~ and with wireless equipment associated with the structure, including the wireless equipment associated with the antenna and any pre-existing associated equipment on the structure, that is no more than 28 cubic feet in volume, for the purpose of providing ~~5G~~ wireless telecommunications, consistent with Federal Communication Commission regulations, standards and orders for small cells, including no RF frequency in excess of FCC rules. Small cells are distinct from satellite antennas elsewhere defined in this section.**

§ 350-10.9 by adding a new subsection as follows:

D. -Small Cell Telecommunications ~~and by adding subsections (1) – (3) thereunder, inclusive:~~

(1) ~~(1) An application for~~Applications for approval of ~~a~~ w**ireless small cell ~~telecommunications~~ facilities shall be granted by the Department of Public Works in consultation with Office of Planning and Sustainability and Department of Central Services if it meets the requirements set forth in § 350-2.1 and meets the regulations ~~as created~~to be promulgated by the Department of Public Works**

# City of Northampton
## MASSACHUSETTS

**In the Year Two Thousand TwentyNineteen**

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

19.125 AN ORDINANCE
RELATED TO WIRELESS ANTENNAS ON STREET POLES

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by adding a new Section 285-53 and amending Section 350-10.9 and 11.4, providing for rules for wireless small cell telecommunications antennas on street poles.

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

Add
**§ 285-53 Small Cell Telecommunications Antennas on Street Poles or within the City's rights of way.**

**A. It is City policy to embrace wireless small cell telecommunications facilities to improve telecommunications and wireless service for all users, while minimizing adverse impacts and covering city monitoring and administration costs.**

**B. Wireless and all other telecommunication antennas are regulated by Zoning, Section 350-10.9 Telecommunications, Personal Wireless Facilities and Small Cell Telecommunications.**

**C. Each wireless small cell telecommunications antennas on public ways or public land (including those already installed) shall pay annual $400 270 for right-of-way access and inspections. Each such facility that is located within a traffic signal pole or light pole on public land shall pay a fee of $1,000 annually to offset additional maintenance and inspections necessary on these multifunctional poles (Fees shall be waived if the wireless telecommunications provider provides free community or city Wi-Fi services in accordance with a service agreement signed by the Mayor.)**

**D. The telecommunications provider shall be solely responsible for equipment and safety, for moving equipment at no cost to the City when required for any City construction project and must respond within ten calendar days of notice, and for ensuring that there is no impediment to pedestrian or traffic flow. Failure to meet these time limits shall result in a doubling of annual fees for the following year.**

**E. The provider shall indemnify and hold the City harmless from all loss or damage to persons, property related to injury arising from the construction, maintenance, use, repair of the wireless infrastructure, and from any loss or damages that results from the facilities, including shedding ice or debris.**

**D.F. The provider shall restore any damage to the rights of way stemming from installation, maintenance or repair of the related infrastructure including damage to public shade trees, sidewalks, curbs or other elements.**

Amend

§ 350-2.1 by adding the following new definition

**Small cell ~~telecommunications~~ facilities (also known as small cells) are wireless telecommunications antennas and equipment that are mounted on structures less than 50 feet tall, including their antennas, or are not more than ten percent taller than adjacent structures, with antennas of less than three cubic feet in volume, ~~,~~ and with wireless equipment associated with the structure, including the wireless equipment associated with the antenna and any pre-existing associated equipment on the structure, that is no more than 28 cubic feet in volume, for the purpose of providing ~~5G~~ wireless telecommunications, consistent with Federal Communication Commission regulations, standards and orders for small cells, including no RF frequency in excess of FCC rules. Small cells are distinct from satellite antennas elsewhere defined in this section.**

§ 350-10.9 by adding a new subsection as follows:

D. -Small Cell ~~Telecommunications~~ Facilities ~~and by adding subsections (1) – (3) thereunder, inclusive:~~

(1) ~~(1)~~ An application for approval of ~~a~~ w**ireless small cell ~~telecommunications~~ facilities shall be granted by the Department of Public Works in consultation with Office of Planning and Sustainability and Department of Central Services if it meets the requirements set forth in § 350-2.1 and meets the regulations ~~as created~~to be promulgated by the Department of Public Works within 60 days of adoption of this Ordinance.**

**DELETE the REST from the ORDINANCE (transfer to regulations)**

(2)

# CITY OF NORTHAMPTON

## MASSACHUSETTS

***In the Year Two Thousand and Twenty***
Upon the Recommendation of the Mayor and Historical Commission

20.012 An Ordinance
Relative to Demolition Review for Historically-Significant Buildings

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended to modify the buildings and structures to which Demolition review applies. The amendments will apply Demolition review to all buildings and structures built in 1900 and earlier, and all principal structures on a lot built in 1945 or earlier to allow for more effective protection and preservation of the City of Northampton's significant historic resources.

## ORDINANCE

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

Amend the text with the additions, modifications, and deletions shown below.

**§161-3**

Buildings and structures regulated by this chapter are buildings or structures built in 1945~~39~~ or earlier, determined to be historically significant and preferably preserved by the Northampton Historical Commission. Such regulated buildings or structures are all of those~~will be defined by age for properties~~ built in 1900 and earlier, and all principal buildings or principal structures (e.g., not including out buildings, sheds, accessory structures, fences) ~~and determined by inventory listing for those~~ built between 1901 and 1945~~39~~. ~~The Northampton Historical Commission will create the inventory within a two-year period from the date of the adoption of this chapter. The Historical Commission shall make a report to the City Council every six months after the date of the adoption of this chapter for the two-year period, to report on the progress. All reviews will be conducted based on a construction date of 1939 or earlier during the time that the inventory is being developed~~. After the initial age ~~- and inventory~~-based threshold determination, the Commission will institute the public hearing process to ascertain if the historically significant and preferably preserved criteria apply. At that time the determination will be made whether or not to activate a review period.