

Committee Report on a Legislative Matter

Report Regarding: 16.184 An Ordinance Relative to Heavy Equipment

From:

Comm. on Legislative Matters

Date of Meeting 1 /9 /2017

Prepared By: P. Powers

Recommendation:

Positive

Yes: 4

No: 0

Absent: 0

Abstain: 0

Factors Considered:

The Committee reviewed the ordinance and heard the information shared by Councilor Ryan R. O'Donnell.

Comments, Discussion & Debate:

Councilor O'Donnell explained that this item went to Transportation and Parking already. The intent of the change is to remove subsection C which was established about three years ago. There are two streets that allow for heavy equipment vehicles to drive onto: Phillips Place and Lincoln Avenue. On Lincoln Avenue you can only drive in one direction. This section states that if you drive on Lincoln Avenue in the allowable direction, over and over again then you are no longer fulfilling the purpose of the ordinance and therefore you can be fined. However, the Chief of Police believes that this language is too confusing. Some officers were confused about enforcing fines on other streets and so the Chief asked that the language in subsection C be removed. Councilor O'Donnell doesn't believe that this subsection has been enforced for years.

Councilor Sciarra clarified that the police had no way of knowing if a warning was previously issued and that the tracking this information was difficult to do. In practice, officers did not feel comfortable fining someone.