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
Wallace 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

A. 20.027 An Order to Grant Easement to National Grid in Conjunction with WWTP Upgrades - 1st reading

Documents:

20.027 An Order to Grant Easement to National Grid in Conjunction with WWTP Upgrades.pdf

20.027 Hockanum Road Grant of Easement.pdf

B. 20.028 An Order Authorizing Acquisition of Easements for the Laying Out of Finn Street as a Public Way - 1st reading

History:

- Street acceptance petition for Finn Street submitted to City Council, 9/11/2019
- Street acceptance petition referred to Planning Board - 9/19/2019
- Planning Board recommended acceptance - 9/26/2019

- City Services Committee authorized by full council to hold street layout public hearing - 10/3/2019
- Street layout public hearing held by City Services Committee - 11/4/2019
- Positive recommendation, City Services Committee - 11/4/2019

Documents:

20.028 An Order Authorizing Acquisition of Easements for the Laying Out of Finn Street as a Public Way.pdf
20.028 Finn Street Metes and Bounds Description.pdf
20.028 Finn Street Order of Taking.pdf
20.028 Street Acceptance Plan - Finn Street.pdf

C. 20.029 An Order Authorizing Acquisition of Easements for the Laying Out of North Street as a Public Way - 1st reading

History:
- Street acceptance petition for North Street submitted to City Council, 9/11/2019
- Street acceptance petition referred to Planning Board - 9/19/2019
- Planning Board recommended acceptance - 9/26/2019
- City Services Committee authorized by full council to hold street layout public hearing - 10/3/2019
- Street layout public hearing held by City Services Committee - 11/4/2019
- Positive recommendation, City Services Committee - 11/4/2019

Documents:

20.029 An Order Authorizing Acquisition of Easements for the Laying Out of North Street as a Public Way.pdf
20.029 North Street Metes and Bounds Description.pdf
20.029 North Street Order of Taking.pdf
20.029 Street Acceptance Plan - North Street.pdf

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 None.
Presentations	Presentations None.
Warrants for March 3, 2020 Election 20.016 Warrant for March 3, 2020 Presidential Primary Election	Warrants for March 3, 2020 Election 20.016 Warrant for March 3, 2020 Presidential Primary Election 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. Councilor Dwight moved to approve the warrant in first reading. Councilor Nash seconded. 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. 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. Councilor Sciarra called the motion to a vote, and it passed unanimously 9:0 by roll call vote. Councilor LaBarge moved to suspend rules to allow a second reading. Councilor Dwight seconded. The motion passed unanimously 9:0 by roll call vote. Councilor Dwight moved to approve the warrant in second reading. Councilor Maiore seconded. The motion passed unanimously 9:0 by voice vote. 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 Term: January 2020 - June 2023 *To fill a newly created seat* Planning Board Melissa Fowler, 87 Chesterfield Road, Leeds Term: January 2020 – June 2021 *To fill the unexpired term of Mark Sullivan* D. 20.022 Appointment to the Council on Aging - for referral to City Services Council on Aging Aurea "Agie" E. Domenech, 81 Conz St., Apt. 603, Northampton Term: February 2020- June 2023 *To fill a vacancy* E. 20.023 Appointment of Assistant Chief Jon Davine as Fire Chief - for referral to City Services A. Minutes of January 16, 2020 City Council Meeting 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. 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) 20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds - 1st reading 20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades - 1st reading 20.020 Order to Authorize NPS to Enter MOU for Every Student Succeeds Act - 1st reading 20.021 An Order to Appropriate Free Cash to NPS for ERATE - 1st reading	Financial Orders (on 1st reading) 20.018 Order to Appropriate $25,000 in Whiting Street Trust Funds - 1st reading Councilor Dwight moved to approve the order in first reading. Councilor Foster seconded. The motion passed unanimously 9:0 by roll call vote. See minutes of February 20, 2020 for second reading. 20.019 Order to Reprogram $7,500 from CS Energy Management System to Senior Center Energy Control Upgrades - 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. 20.020 An Order to Authorize NPS to Enter MOU for Every Student Succeeds Act - 1st reading Councilor Dwight moved to approve the order in first reading. Councilor LaBarge seconded. 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. The motion passed unanimously 9:0 by roll call vote. 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. Councilor Dwight moved to approve the ordinance in second reading. Councilor LaBarge seconded. The motion passed unanimously 9:0 by roll call vote. The following ordinance passed two readings: **City of Northampton** MASSACHUSETTS *In City Council* September 19, 2019 Upon recommendation of the Mayor **19.137 An Ordinance** **to Amend Chapter 312 Vehicles and Traffic** An ordinance regarding vehicles and traffic: ORDINANCE 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. Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows: Amend: 312-117 Schedule XVI: On-Street and Off-Street Handicapped Parking Spaces. **DELETE AS FOLLOWS:** ~~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~~ ~~(off Gleason Plaza)~~ ~~[Added 9-19-2002]~~ Passed two readings, ordained and enrolled.
Information (Charter Provision 2-7) & Study Requests	Information (Charter Provision 2-7) and Information Study Requests None
Motion to Adjourn	Upon motion made by Councilor Dwight and seconded by Councilor LaBarge, the meeting was adjourned at 8:17 p.m. 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 City Council, February 20, 2020

Upon the recommendation of the Department of Public Works

20.027 An Order to Grant Easement to National Grid in Conjunction with WWTP Upgrades

Ordered, that

WHEREAS, the Department of Public Works is undertaking upgrades to the Waste Water Treatment Plant on Hockanum Road; and,

WHEREAS, in conjunction with the upgrades of the Waste Water Treatment Plant, National Grid must install a new transformer in a different location than the one currently in place and install an additional utility pole; and,

WHEREAS, in order for National Grid to install the new transformer in a new location and additional utility pole, the city must grant an easement to National Grid; and

WHEREAS, the proposed easement is shown on a sketch plan dated December 2, 2019, prepared by National Grid and entitled "ELECTRIC DISTRIBUTION CONSTRUCTION EASEMENT."

NOW, THEREFORE, BE IT ORDERED

That the City Council authorizes the Mayor to execute and deliver an instrument granting an easement to National Grid for the construction of a new transformer and utility pole installation in conjunction with upgrades to the Waste Water Treatment Plant on Hockanum Road, on such terms and conditions as the Mayor deems reasonable and appropriate.

Nadine J. Morancy
Real Estate Representative

nationalgrid

December 13, 2019
Revised January 3, 2020 (New Sketch: Design)

David J. Narkewicz:

Attached herewith please find a Distribution Easement, along with a National Grid Sketch, "Exhibit A," for your review covering property located on 33 Hockanum Road, Northampton, Massachusetts. This easement grants National Grid the right to install, operate, and properly maintain the lines and equipment upon and/or beneath property.

IMPORTANT:**When printing the attachment, please use single sided printing.

Please sign the enclosed easement in the presence of a Notary and return the original signed and notarized document to me at your earliest convenience.

Once complete please mail the original signed and notarized document to me at: Nadine J. Morancy, National Grid, 939 Southbridge Street, Worcester, MA 01610. ****It is very important that you return the document, only to the address cited above.

Please be advised that we are unable to schedule this important work until this document has been returned to us. The documents' timely return is very important.

I thank you in advance for your time and attention. Should you have any questions, please feel free to contact me at 1-508-860-6455.

PLEASE ACKNOWLEDGE RECEIPT OF THIS EMAIL WITH A RETURN EMAIL. THANK YOU!

Respectfully,
Nadine J. Morancy
Nadine J. Morancy
Real Estate Representative
Attachment: Easement

939 Southbridge Street
Worcester, MA 01610-2293
508-860-6455 Fax: 508-502-7240
Nadine.Morancy@nationalgrid.com

Property Address: 33 Hockanum Road, Northampton, Ma (Hampshire County)

GRANT OF EASEMENT

CITY OF NORTHAMPTON, a municipal corporation having a usual place of business at 210 Main Street, Northampton, Massachusetts 01060, (hereinafter referred to as the Grantor), for consideration of One ($1.00) dollar, grants to MASSACHUSETTS ELECTRIC COMPANY, a Massachusetts corporation with its usual place of business at 40 Sylvan Road, Waltham, Massachusetts 02451 (hereinafter referred to as the Grantee) with quitclaim covenants, the perpetual right and easement to install, construct, reconstruct, repair, replace, add to, maintain and operate for the transmission of high and low voltage electric current and for the transmission of intelligence, lines to consist of, but not limited to, three (3) poles, (which may be erected at different times) with wires and cables strung upon and from the same and all necessary anchors, guys, and appurtenances (hereinafter referred to as the "OVERHEAD SYSTEM") and "UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM" (hereinafter referred to as the "UNDERGROUND SYSTEM") located in Northampton, Hampshire County, Massachusetts, consisting of lines of buried wires and cables and lines of wires and cables installed in underground conduits, together with all equipment and appurtenances thereto for the transmission of intelligence and for the furnishing of electric service to the herein described premises and others, and without limiting the generality of the foregoing, but specifically including the following equipment, namely: manholes, manhole openings, bollards, handholes, junction boxes, transformers, transformer vaults, padmounts, padmount transformers and all housings, connectors, switches, conduits, cables and wires all located within the easement area of the hereinafter described property.

Said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" are located in, through, under, over, across and upon a certain parcel of land situated on the southwesterly side of Hockanum Road, being more particularly shown on a Plan of Land recorded with the Hampshire County Registry of Deeds Plan Book 24, Plan 50.

WR #24594976

Address of Grantees:
Mass El. – 40 Sylvan Road, Waltham, Massachusetts 02451

Return to:
Nadine J. Morancy
National Grid USA
Service Company, Inc.
939 Southbridge Street
Worcester, Ma 01610

05 NRTHMA GEN

Said "OVERHEAD SYSTEM" is to be installed on Grantor's property, which is located off the southwesterly side of Hockanum Road, to consist of Pole #4, Pole #4-1, and Pole #4-15, to become established by and upon the final installation thereof by the Grantee.

And further, said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" (locations of the electrical equipment and other facilities on the hereinbefore referred to premises of the Grantor) are approximately shown on a sketch entitled: "Exhibit A – Not to Scale; The exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof.; **ELECTRIC DISTRIBUTION CONSTRUCTION EASEMENT; Owner(s);** CITY OF NORTHAMPTON, 210 MAIN ST, NORTHAMPTON, MA 01060; **Address:** 33 HOCKANUM RD, NORTHAMPTON, MA 01060; Date: 12.2.19; Drawn By: LISA JASINSKI; **Sketch to Accompany Easement for:** EXTEND OH LINE, 20' AND INSTALL PRIMARY UG TO NEW 3PH PADMOUNTED TRANSFORMER 2-4" CONDUITS, CONCRETE ENCASED & 3PH PADMOUNTED TRANSFORMER; DRAWING NOT TO SCALE. DISTANCES ARE APPROXIMATE.," a reduced copy of said sketch is attached hereto as "Exhibit A", copies of which are in the possession of the Grantor and Grantee herein, but the final definitive locations of said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" shall become established by and upon the installation and erection thereof by the Grantee.

Also with the further perpetual right and easement from time to time without further payment therefore to pass and repass over, across and upon said land of the Grantor as is reasonable and necessary in order to renew, replace, repair, remove, add to, maintain, operate, patrol and otherwise change said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" and each and every part thereof and to make such other excavation or excavations as may be reasonably necessary in the opinion and judgment of the Grantee, its successors and assigns, and to clear and keep cleared the portions and areas of the premises wherein the "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" are specifically located, as shown on the sketch herein referred to, of such trees, shrubs, bushes, above ground and below ground structures, objects and surfaces, as may, in the opinion and judgment of the Grantee, interfere with the efficient and safe operation and maintenance of the "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" and other related electrical equipment. However, said Grantee, its successors and assigns, will properly backfill said excavation or excavations and restore the surface of the land to as reasonably good condition as said surface was in immediately prior to the excavation or excavations thereof.

If said herein referred to locations as approximately shown on the sketch herein also referred to are unsuitable for the purposes of the Grantee, its successors and assigns, then said locations may be changed to areas mutually satisfactory to both the Grantor and the Grantee herein; and further, said newly agreed to locations shall be indicated and shown on the sketch above referred to by proper amendment or amendments thereto. The Grantor, for itself, its successors and assigns, covenant and agrees with the Grantee, for itself, its successors and assigns, that this Grant of Easement and the location of the Overhead System and Underground System may not be changed or modified without the written consent of the Grantee, its successors and assigns, which consent shall not be unreasonably withheld.

It is the intention of the Grantor to grant to the Grantee, its successors and assigns, all the rights and easements aforesaid and any and all additional and/or incidental rights needed to install, erect, maintain and operate within the Grantor's land an "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" for the transmission of intelligence and for the purpose of supplying electric service for the building, buildings or proposed buildings shown on the last herein referred to sketch or amended sketch and the right to service others from said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM".

It is agreed that the "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM" shall remain the property of the Grantee, its successors and assigns, and that the Grantee, its successors and assigns, shall pay all taxes assessed thereon. Grantor agrees that the rights and easement herein granted are for the purpose of providing service to Grantor's property and the further right to service others from said "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM".

Upon completion of the "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM", an as-built plan, certified by a Massachusetts Registered Professional Land Surveyor, showing the permanent location of the "OVERHEAD SYSTEM" and "UNDERGROUND SYSTEM", may be prepared by Grantor, at its sole cost and expense, approved by Grantee (which approval shall not be unreasonably withheld or delayed), and recorded with the Registry, whereupon the rights and easements herein granted shall be limited to the locations or area as shown on the as-built plan, subject to a mutually agreed upon relocation or expansion as hereinafter provided

For Grantor's title, see deed dated June 1, 1940, recorded with the Hampshire County Registry of Deeds Book 949, Page 251; and three (3) Takings by the City of Northampton recorded in said Registry of Deeds Book 941, Page 393; Book 948, Book 401; and Book 949, Page 381.

IN WITNESS WHEREOF, the CITY OF NORTHAMPTON has caused its corporate seal to be hereto affixed and these presents to be signed in its name and behalf by DAVID J. NARKEWICZ its Mayor, being thereto duly authorized this ____ day of _____, 20___.

CITY OF NORTHAMPTON
Acting by and through its Mayor

_____
By: David J. Narkewicz
Its: Mayor

WR #24594976

The provisions of Massachusetts
General Laws, Chapter 183
Section 6B, are not applicable.

Commonwealth of Massachusetts

County of _____} ss.

On this the _____day of _____, _____, before me, the undersigned Notary Public, personally appeared DAVID J. NARKEWICZ, proved to me through satisfactory evidence of identity, which was

_____,
Description of Evidence of Identity

to be the person whose name is signed on the preceding Grant of Easement, and acknowledged to me that he signed it voluntarily for its stated purpose as Mayor of the CITY OF NORTHAMPTON.

_____
Signature of Notary Public

_____
Printed Name of Notary

My Commission Expires_____

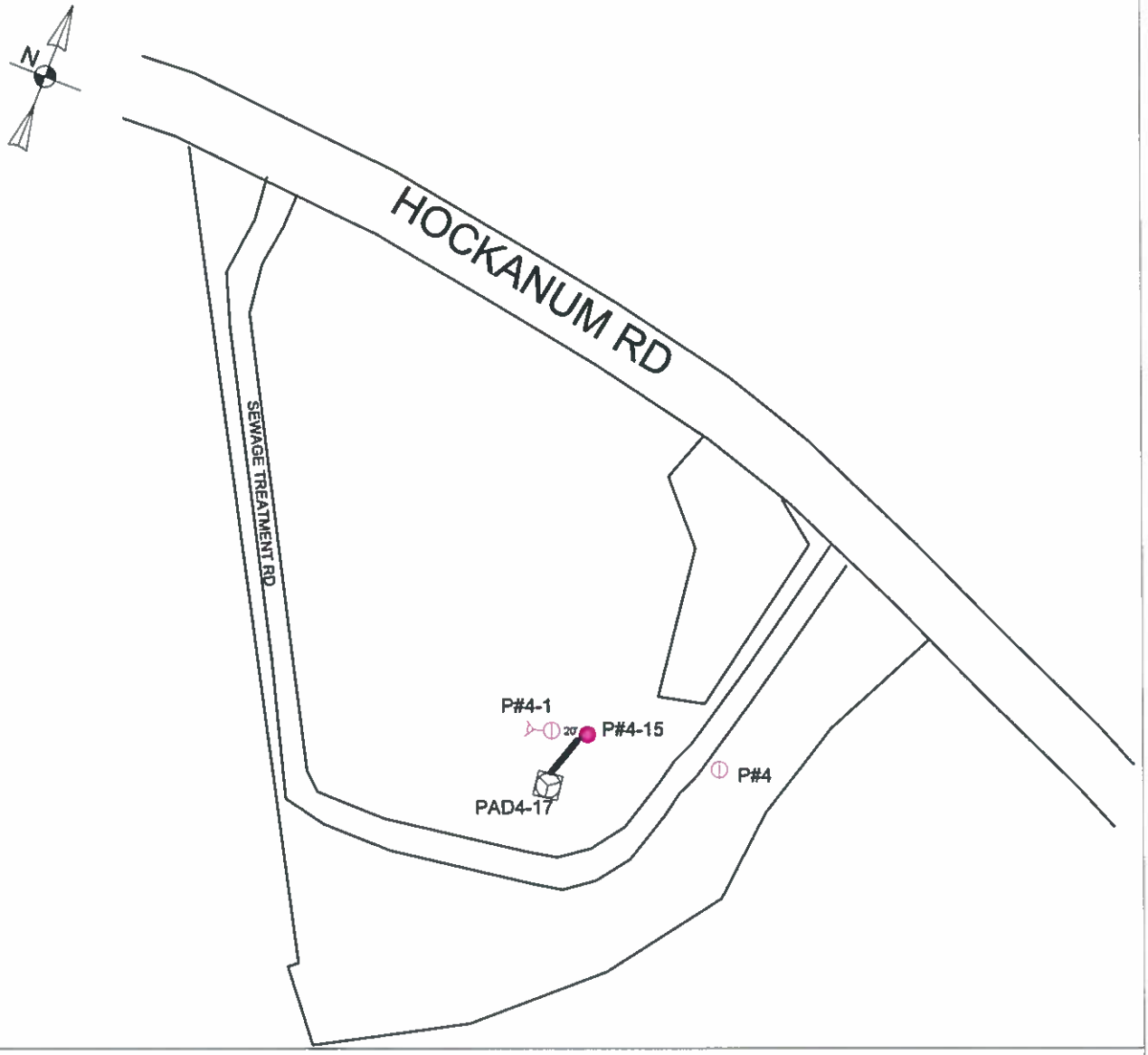
Place Notary Seal and/or Any Stamp Above

WR #24594976

The provisions of Massachusetts General Laws, Chapter 183 Section 6B, are not applicable.

Exhibit A – Not to Scale

The exact location of said Facilities to be established by and upon the installation and erection of the Facilities thereof.



ELECTRIC DISTRIBUTION CONSTRUCTION EASEMENT

LEGEND

- PROPOSED TRANSFORMER
- PROPOSED 2-4" CONDUITS, ENCASED
- PROPOSED SO POLE
- EXISTING JO POLE

WR# 27645949

Date: 12.2.19 Drawn By: LISA JASINSKI

DRAWING NOT TO SCALE. DISTANCES ARE APPROXIMATE.

nationalgrid

Owner(s):
CITY OF NORTHAMPTON
210 MAIN ST
NORTHAMPTON, MA 01060

Address:
33 HOCKANUM RD
NORTHAMPTON, MA 01060

Sketch to Accompany Easement for:
EXTEND OH LINE, 20' AND INSTALL PRIMARY UG TO NEW 3PH PADMOUNTED TRASFORMER 2-4" CONDUITS, CONCRETE ENCASED & 3PH PADMOUNTED TRANSFORMER

City of Northampton

MASSACHUSETTS

_____

In City Council, February 20, 2020

Upon the recommendation of Mayor David J. Narkewicz

O-20.028 AN ORDER AUTHORIZING ACQUISITION OF EASEMENTS FOR THE LAYING OUT OF FINN STREET AS A PUBLIC WAY

WHEREAS, Finn Street is a major connector street in the city of Northampton; and

WHEREAS, a portion of Finn Street beginning at its intersection with King Street will be included in the upcoming King Street (Rt. 5) Corridor Improvements, MassDOT Project No. 607502, which will be funded, in part, with federal highway funds; and

WHEREAS, in order to be eligible for federal highway funds, the city must produce an official layout of Finn Street; and

WHEREAS, no layout for Finn Street can be located; and

WHEREAS, the proposed layout of the way is shown as "Finn Street" on a plan entitled "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton," prepared by Heritage Surveys, Inc., dated August 26, 2019; and

WHEREAS, in order to complete the layout of Finn Street, the City Council must authorize the acquisition of easements over the way.

NOW, THEREFORE BE IT ORDERED,
The City Council hereby authorizes the acquisition by purchase, gift, eminent domain, or otherwise of easements over that parcel of land shown as "Finn Street" on a plan entitled "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton," prepared by Heritage Surveys, Inc., dated August 26, 2019, for the purpose of laying out a public way in and for the city of Northampton. No appropriation is needed for this acquisition. No betterment shall be assessed to the benefitted landowners.

Finn Street

Beginning at a point, S29°06'41"E a distance of 122.17 feet from a bound found on the easterly sideline of Prospect Street and the southerly sideline of Warfield Place and running thence,

On a curve to the left having a radius of 36.50 feet, a length of 40.44 feet, (a chord bearing S60°51'16"E, a chord distance of 38.41feet) to a point, thence

N87°24'08"E along land now or formerly of Stephen & Elizabeth M. Petegorsky; land now or formerly of Thu Kim; land now or formerly of John Edward Murray & Paula Rigano Murray; the southerly end of Warfield Place; land now or formerly of Jaya R. Agrawal & Simon A. Ahtardis; land now or formerly of Douglas A. Garton; land now or formerly of Frederick D. & Jennifer L. Kass; the southerly line of State Street, 490.38 feet to a bound, thence

N86°46'38"E along land now or formerly of State Street Northampton Properties, LLC; land now or formerly of Carmen M. & Wilfred Santiago; land now or formerly of Mary B. & John S. Biddle; land now or formerly of Tyler E. Boudreau; land now or formerly of King Enterprises LLC & Florence Savings Bank, a distance of 447.34 feet to a point, thence

S02°31'11"E along the westerly sideline of King Street, 40.01 feet to a point, thence

S86°45'39"W along land now or formerly of Nicholas D. & Betty Lou Duprey; land now or formerly of ServiceNet, Inc.; the northerly end of Carpenter Avenue; land now or formerly of Jose Maria Goncalves Porter; land now or formerly of David P. & Dorothy G. Goldstone; land now or formerly of Peter Volpe; land now or formerly of Alan & Paula Verson; the northerly line of State Street; land now or formerly of Sullivan Real Estate LLC; land now or formerly of Theresa L. Dunn, Trustee; the northern end of Aldrich Street; land now or formerly of Gwen Agna & Thomas M. Marantz; land now or formerly of Arron L. Simms & Rachel Mak; land now or formerly of Silvia B. Berger, 954.24 feet to an iron pipe, thence

N10°06'41"W along the easterly sideline of Prospect Street, 46.21 feet to a point, thence

N29°06'41"W along land now or formerly of Stephen & Elizabeth M. Petegorsky, 22.58 feet to the point of beginning.

Area of roadway to be accepted= 39,933 square feet, more or less.

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto as Exhibit A, does hereby take a perpetual easement over the parcels referenced below for and on behalf of the Inhabitants of the City of Northampton. The purpose of the taking hereunder is the laying out, establishing and accepting of a public way in and for the City of Northampton in accordance with Mass. Gen. Laws Ch. 82.

The parcels hereby taken are shown as "Finn Street" on a plan entitled, "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton", prepared by Heritage Surveys, dated August 26, 2019. Said plan is recorded in Plan Book _____, Page _____. The parcel taken hereunder is more particularly bounded and described as set forth on Exhibit B, attached hereto.

No damages shall be payable as a result of this taking inasmuch as the city constructed the way known as Finn Street more than 20 years ago. No betterment shall be assessed as a result of the laying out and acceptance of the public way herein.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this _____ day of _____, 2020.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

_____
Gina-Louise Sciarra
AT-LARGE COUNCILOR

_____
William H. Dwight
AT-LARGE COUNCILOR

_____
Michael Quinlan, Jr.
WARD 1 COUNCILOR

_____
Karen Foster
WARD 2 COUNCILOR

_____
James Nash
WARD 3 COUNCILOR

_____
John Thorpe
WARD 4 COUNCILOR

_____
Alex Jarrett
WARD 5 COUNCILOR

_____
Marianne L. LaBarge
WARD 6 COUNCILOR

_____
Rachel Maiore
WARD 7 COUNCILOR

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Laura Krutzler, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on _____, 2020, by Gina-Louise Sciarra, William H. Dwight, Michael Quinlan, Jr., Karen Foster, James Nash, John Thorpe, Alex Jarrett, Marianne L. LaBarge, and Rachel Maoire, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this _____ day of _____, 2020.

_____
Laura Krutzler
Clerk to City Council
City of Northampton, Massachusetts

EXHIBIT A
CITY COUNCIL ORDER

EXHIBIT B

Legal Description with metes and bounds for Finn Street goes here.

EXHIBIT C
TITLEHOLDERS AND LIENHOLDERS

166 KING STREET, NORTHAMPTON, MA
Titleholder: Nicholas D. Duprey and Betty L. Duprey, Book 8311 / Page 212
Lienholder: Easthampton Savings Bank, Book 8311 / Page 216
Lienholder: Michael J. Netto and Linda L. Netto, 8311 / Page 232

176 KING STREET, NORTHAMPTON, MA
Titleholder: The Trustees of One Hundred Seventy Six King Street Condominium Trust, Book 2877 / Page 21

8-10 FINN STREET, NORTHAMPTON, MA
Titleholder: SERVICENET, INC., Book 9640 / Page 14
Lienholder: Commonwealth of Massachusetts, Book 12640 / Page 259
Lienholder: Massachusetts Housing Partnership Fund Board, 11542 / Page 99

13 FINN STREET, NORTHAMPTON, MA
Titleholder: Tyler E. Boudreau, Book 11835 / Page 127
Lienholder: MERS, Book 11835 / Page 129

18 FINN STREET, NORTHAMPTON, MA
Titleholder: Jose Maria Goncalves Porter, Book 12764 / Page 107
Lienholder: PeoplesBank, Book 12764/ Page 110
Lienholder: PeoplesBank, 13117 / Page 89

19 FINN STREET, NORTHAMPTON, MA
Titleholder: John S. Biddle Jr. and Mary B. Biddle, Book 6965 / Page 342
Lienholder: Florence Savings Bank, Book 10171 / Page 270

20-22 FINN STREET, NORTHAMPTON, MA
Titleholder: David P. Goldstone & Dorothy G. Goldstone, Book 11264 / Page 136
Lienholder: Florence Savings Bank, Book 11264 / Page 140

25 FINN STREET, NORTHAMPTON, MA
Titleholder: Carmen M. Santiago and Wilfred Santiago, Book 5534 / Page 217
Lienholder: MERS, Book 11968 / Page 200

26 FINN STREET, NORTHAMPTON, MA
Titleholder: Peter C. Volpe, Book 4808 / Page 159
Lienholder: UMassFive College Federal Credit Union, Book 9449 / Page 165
Lienholder: Massachusetts Housing Finance Agency, Book 4808 / Page 170

214-218 STATE STREET, NORTHAMPTON, MA
Titleholder: Sullivan Real Estate, LLC, Book 11269 / Page 65
Lienholder: Greenfield Savings Bank, Book 10390 / Page 304
Lienholder: Greenfield Savings Bank, Book 11270 / Page 271

215-217 STATE STREET, NORTHAMPTON, MA
Titleholder: Alan Verson and Paula Verson, Book 2171 / Page 53

224 STATE STREET, NORTHAMPTON, MA
Titleholder: Jennifer L. Kass and Frederick D. Kass, Book 9594 / Page 315
Lienholder: Florence Savings Bank, Book 9594 / Page 317

225 STATE STREET, NORTHAMPTON, MA
Titleholder: State Street Northampton Properties, LLC, Book 13111 / Page 217
Lienholder: Meredith E.K. Lewsi, Book 13111 / Page 221

37 FINN STREET, NORTHAMPTON, MA
Titleholder: Douglas A. Garton, Book 8388 / Page 62
Lienholder: The Ann M. Ouimette Amended and Restated Revocable Trust, Book 12441 / Page 342

43 FINN STREET, NORTHAMPTON, MA
Titleholder: Jaya R. Agrawal & Simon A. Ahtaridis, Book 12875 / Page 306
Lienholder: None of record

45 FINN STREET, NORTHAMPTON, MA
Titleholder: John Edward Murray and Paula Rigano Murray, Book 4366 / Page 112
Lienholder: Wells Fargo Bank N.A., Book 10833 / Page 222

46 FINN STREET, NORTHAMPTON, MA
Titleholder: Theresa L. Dunn, Trustee of the Theresa L. Dunn Irrevocable Residence Trust, Book 10335 / Page 113
Lienholder: None of record

47 FINN STREET, NORTHAMPTON, MA
Titleholder: Thu Kim, Book 9309 / Page 105
Lienholder: MERS, Book 11220 / Page 326

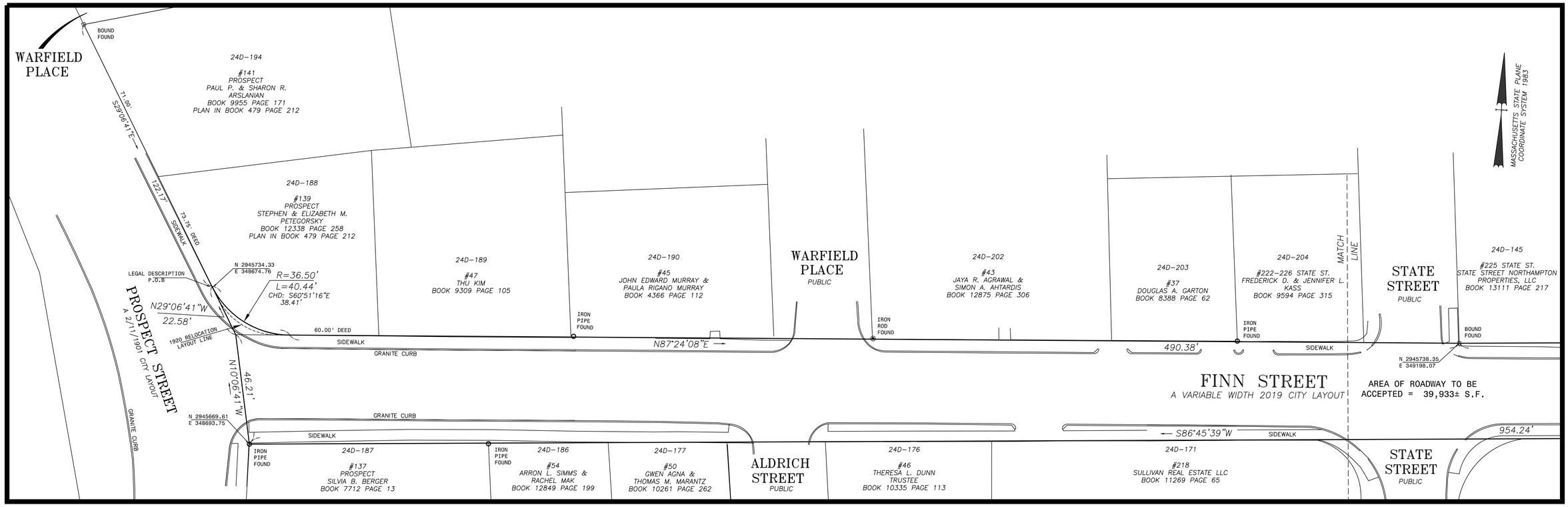
50 FINN STREET, NORTHAMPTON, MA
Titleholder: Gwen Agna & Thomas M. Marantz, Book 10261 / Page 262
Lienholder: Florence Bank, Book 12565 / Page 32

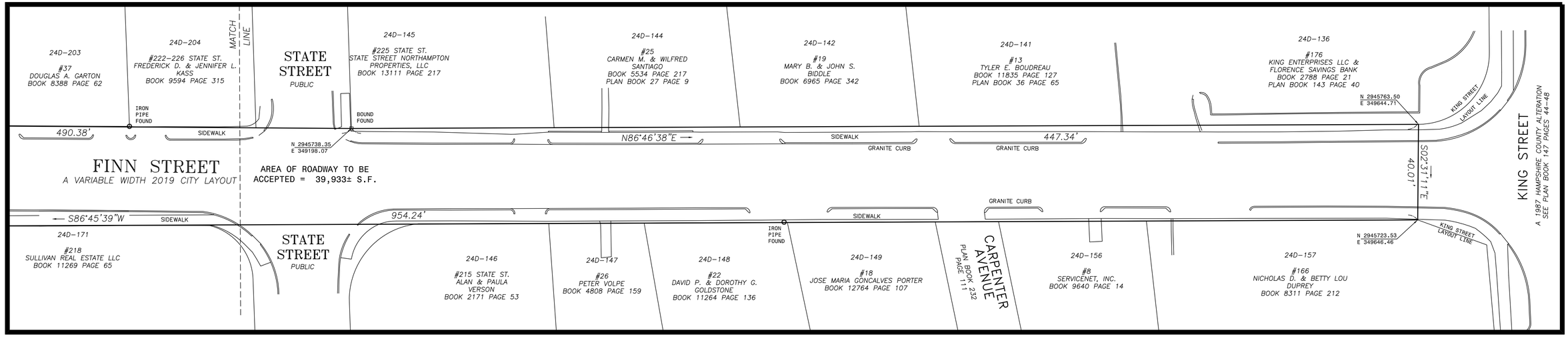
52-54 FINN STREET, NORTHAMPTON, MA

Titleholder: Aaron L. Simms & Rachel Mak, Book 12849 / Page 199
Lienholder: MERS, Book 12849 / Page 202

137 PROSPECT STREET, NORTHAMPTON, MA
Titleholder: Silvia B. Berger, Book 7712 / Page 13
Lienholder: Florence Bank, Book 12820 / Page 287
Lienholder: Florence Savings Bank, Book 7877 / Page 168
Lienholder: Source One Mortgage Services Corporation, Book 3965 / Page 64

139 PROSPECT STREET, NORTHAMPTON, MA
Titleholder: Stephen & Elizabeth M. Petegorsky, Book 12338 / Page 258
Lienholder: MERS, Book 12338 / Page 259





THIS PLAN SHOWS THE PROPERTY LINES THAT ARE THE LINES OF EXISTING OWNERSHIP, AND THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED, AND NO NEW LINES FOR DIVISION OF EXISTING OWNERSHIP OR FOR NEW WAYS ARE SHOWN. FURTHERMORE, THIS SURVEY AND PLAN WERE PREPARED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS, AND THE PROCEDURAL AND TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE COMMONWEALTH OF MASSACHUSETTS.

8/26/19 _____
DATE REGISTERED LAND SURVEYOR

FINN STREET
ACCEPTED BY VOTE OF
THE NORTHAMPTON CITY COUNCIL

DATE:_____

CITY COUNCIL CLERK:_____

_____

LEGEND
BOUND FOUND
IRON PIPE FOUND
IRON ROD FOUND

REGISTRY OF DEEDS
HAMPSHIRE COUNTY

STREET ACCEPTANCE PLAN OF LAND IN
NORTHAMPTON, MASSACHUSETTS
SURVEYED FOR
THE CITY OF NORTHAMPTON

SCALE: 1" = 20'
0 10 20 30 40 60

DATE: AUGUST 26, 2019

HERITAGE SURVEYS, INC.
REGISTERED PROFESSIONAL LAND SURVEYORS
COLLEGE HIGHWAY & CLARK STREET
POST OFFICE BOX 1
SOUTHAMPTON, MASSACHUSETTS
(413) 527-3600

COMMONWEALTH OF MASSACHUSETTS
BRUCE A. COOMBS
No. 27814
REGISTERED PROFESSIONAL LAND SURVEYOR

JOB # 7404-160819 | DWG # 7404finn | MAP # 7404-190826

City of Northampton

MASSACHUSETTS

_____

In City Council, February 20, 2020

Upon the recommendation of Mayor David J. Narkewicz

O-20.029 AN ORDER AUTHORIZING ACQUISITION OF EASEMENTS FOR THE LAYING OUT OF NORTH STREET AS A PUBLIC WAY

WHEREAS, North Street is a major connector street in the city of Northampton; and

WHEREAS, a portion of North Street beginning at its intersection with King Street will be included in the upcoming King Street (Rt. 5) Corridor Improvements, MassDOT Project No. 607502, which will be funded, in part, with federal highway funds; and

WHEREAS, in order to be eligible for federal highway funds, the city must produce an official layout of North Street; and

WHEREAS, no layout for North Street can be located; and

WHEREAS, the proposed layout of the way is shown as "North Street" on a plan entitled "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton," prepared by Heritage Surveys, Inc., dated August 28, 2019, revised February 7, 2020; and

WHEREAS, in order to complete the layout of North Street, the City Council must authorize the acquisition of easements over the way.

NOW, THEREFORE BE IT ORDERED,
The City Council hereby authorizes the acquisition by purchase, gift, eminent domain, or otherwise of easements over that parcel of land shown as "North Street" on a plan entitled "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton," prepared by Heritage Surveys, Inc., dated August 26, 2019, for the purpose of laying out a public way in and for the city of Northampton. No appropriation is needed for this acquisition. No betterment shall be assessed to the benefitted landowners.

North Street

Beginning at a point S65°23'52"E a chord distance of 27.68' from a bound found on the easterly sideline of King Street and running thence,

N70°44'20"E, along land now or formerly of Barry G. & Annette E. Goldberg; land now or formerly Massachusetts Electric Company; 270.22 feet to a point, thence

S18°38'25"E, across North Street 49.47 feet to a point, thence

S70°44'20"W, along land now or formerly of Massachusetts Electric Company; land now or formerly of ServiceNet, Inc.; the northerly end of Edwards Square; land now or formerly of ServiceNet, Inc., 274.36 feet to a point, thence

On a curve to the right having a radius of 30.00 feet, a length of 16.80 feet, (a chord bearing N54° 47'21"E, a chord distance of 16.58 feet) to a point, thence

N33°20'33"W along the easterly sideline of King Street, 46.30' to the point of beginning.

Area of roadway to be accepted= 13,098 square feet, more or less.

ORDER OF TAKING

The undersigned, being the duly elected and sitting members of the City Council of the City of Northampton, in the Commonwealth of Massachusetts, acting under the authority of and in accordance with the provisions of General Laws of the Commonwealth, as from time to time amended, and more particularly Chapter 79, and pursuant to the Order of the Northampton City Council, a true copy of which is attached hereto as Exhibit A, does hereby take a perpetual easement over the parcels referenced below for and on behalf of the Inhabitants of the City of Northampton. The purpose of the taking hereunder is the laying out, establishing and accepting of a public way in and for the City of Northampton in accordance with Mass. Gen. Laws Ch. 82.

The parcels hereby taken are shown as "North Street" on a plan entitled, "Street Acceptance Plan of Land in Northampton, Massachusetts Surveyed for the City of Northampton", prepared by Heritage Surveys, dated August 28, 2019, revised February 7, 2020. Said plan is recorded in Plan Book _____, Page _____. The parcel taken hereunder is more particularly bounded and described as set forth on Exhibit B, attached hereto.

No damages shall be payable as a result of this taking inasmuch as the city constructed the way known as North Street more than 20 years ago. No betterment shall be assessed as a result of the laying out and acceptance of the public way herein.

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, We, the City Council of the City of Northampton, have executed this Order of Taking this _____ day of _____, 2019.

WITNESS TO ALL:

CITY COUNCIL, CITY OF NORTHAMPTON, MA

_____	_____
Gina-Louise Sciarra AT-LARGE COUNCILOR	William H. Dwight AT-LARGE COUNCILOR
_____	_____
Michael Quinlan, Jr. WARD 1 COUNCILOR	Karen Foster WARD 2 COUNCILOR
_____	_____
James Nash WARD 3 COUNCILOR	John Thorpe WARD 4 COUNCILOR
_____	_____
Alex Jarrett WARD 5 COUNCILOR	Marianne L. LaBarge WARD 6 COUNCILOR
_____	
Rachel Maiore WARD 7 COUNCILOR	

CERTIFICATE OF THE CLERK
CITY COUNCIL, CITY OF NORTHAMPTON, MA

I, Laura Krutzler, the Clerk of the City Council of the City of Northampton, MA, hereby certify that the attached Order of Taking of certain easements located in Northampton, Hampshire County, Massachusetts, was executed on _____, 2020, by Gina-Louise Sciarra, William H. Dwight, Michael Quinlan, Jr., Karen Foster, James Nash, John Thorpe, Alex Jarrett, Marianne L. LaBarge, and Rachel Maoire, who as of that day, were and are the duly elected members of the City Council of the City of Northampton, MA.

Signed this _____ day of _____, 2020.

_____
Laura Krutzler
Clerk to City Council
City of Northampton, Massachusetts

EXHIBIT A
CITY COUNCIL ORDER

EXHIBIT B

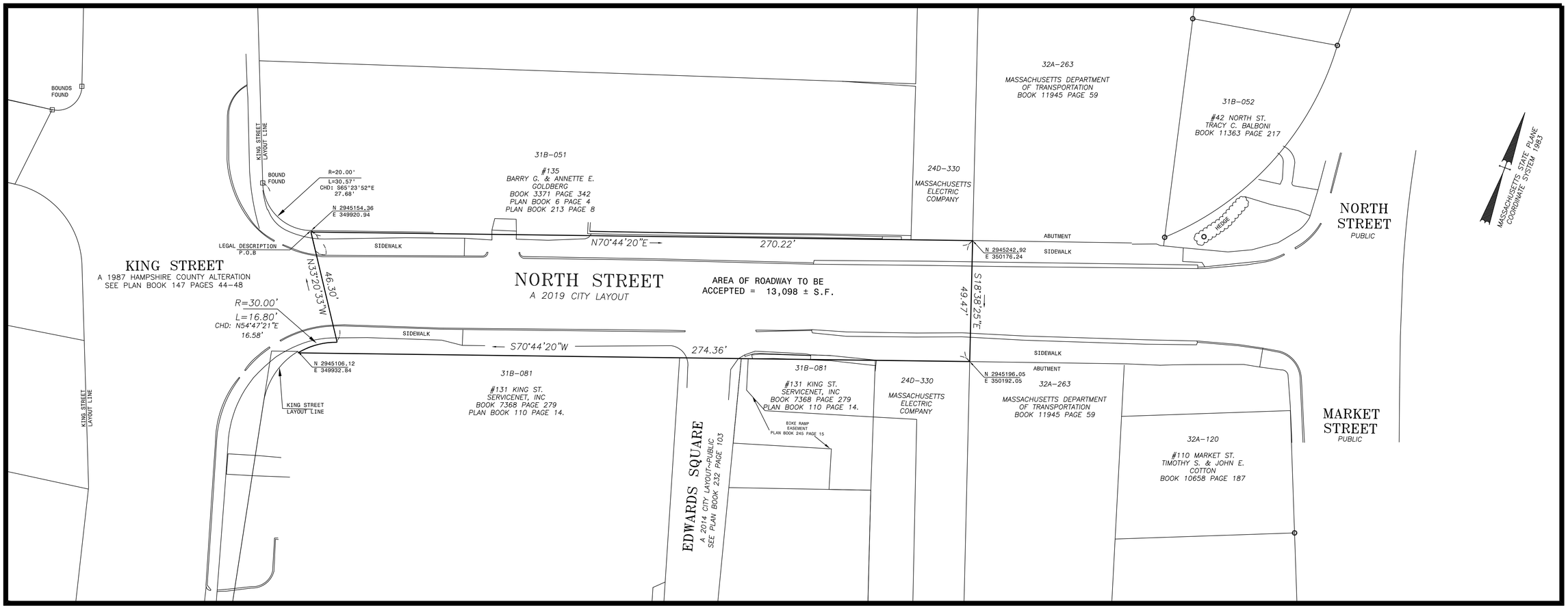
Legal Description with metes and bounds for Finn Street goes here.

EXHIBIT C
TITLEHOLDERS AND LIENHOLDERS

129-131 KING STREET, NORTHAMPTON, MA
Titleholder: Servicenet, Inc., Book 7368 / Page 279

135 KING STREET, NORTHAMPTON, MA
Titleholder: Barry G. Goldberg and Annette E. Goldberg, Book 3371 / Page 342
Lienholder: Peoples United Bank, Book 11225 / Page 246

NORTH STREET, NORTHAMPTON, MA
Titleholder: Massachusetts Electric Company, Book 1605 / Page 375



THIS PLAN SHOWS THE PROPERTY LINES THAT ARE THE LINES OF EXISTING OWNERSHIP, AND THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE STREETS OR WAYS ALREADY ESTABLISHED, AND NO NEW LINES FOR DIVISION OF EXISTING OWNERSHIP OR FOR NEW WAYS ARE SHOWN. FURTHERMORE, THIS SURVEY AND PLAN WERE PREPARED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS, AND THE PROCEDURAL AND TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE COMMONWEALTH OF MASSACHUSETTS.

8/28/19 _____
DATE REGISTERED LAND SURVEYOR

NORTH STREET
ACCEPTED BY VOTE OF
THE NORTHAMPTON CITY COUNCIL

DATE:_____

CITY COUNCIL CLERK:_____

_____

LEGEND
BOUND FOUND
IRON PIPE FOUND
IRON ROD FOUND

REGISTRY OF DEEDS
HAMPSHIRE COUNTY

STREET ACCEPTANCE PLAN OF LAND IN
NORTHAMPTON, MASSACHUSETTS
SURVEYED FOR
THE CITY OF NORTHAMPTON

SCALE: 1" = 20'
0 10 20 30 40 60

DATE: AUGUST 28, 2019
REVISED: FEBRUARY 7, 2020

HERITAGE SURVEYS, INC.
REGISTERED PROFESSIONAL LAND SURVEYORS
COLLEGE HIGHWAY & CLARK STREET
POST OFFICE BOX 1
SOUTHAMPTON, MASSACHUSETTS
(413) 527-3600

COMMONWEALTH OF MASSACHUSETTS
BRUCE A. COOMBS
No. 27814
REGISTERED PROFESSIONAL LAND SURVEYOR

JOB # 7404-160819 | DWG # 7404finn | MAP # 7404-200207

City of Northampton
MASSACHUSETTS

In the Year Two Thousand Twenty

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

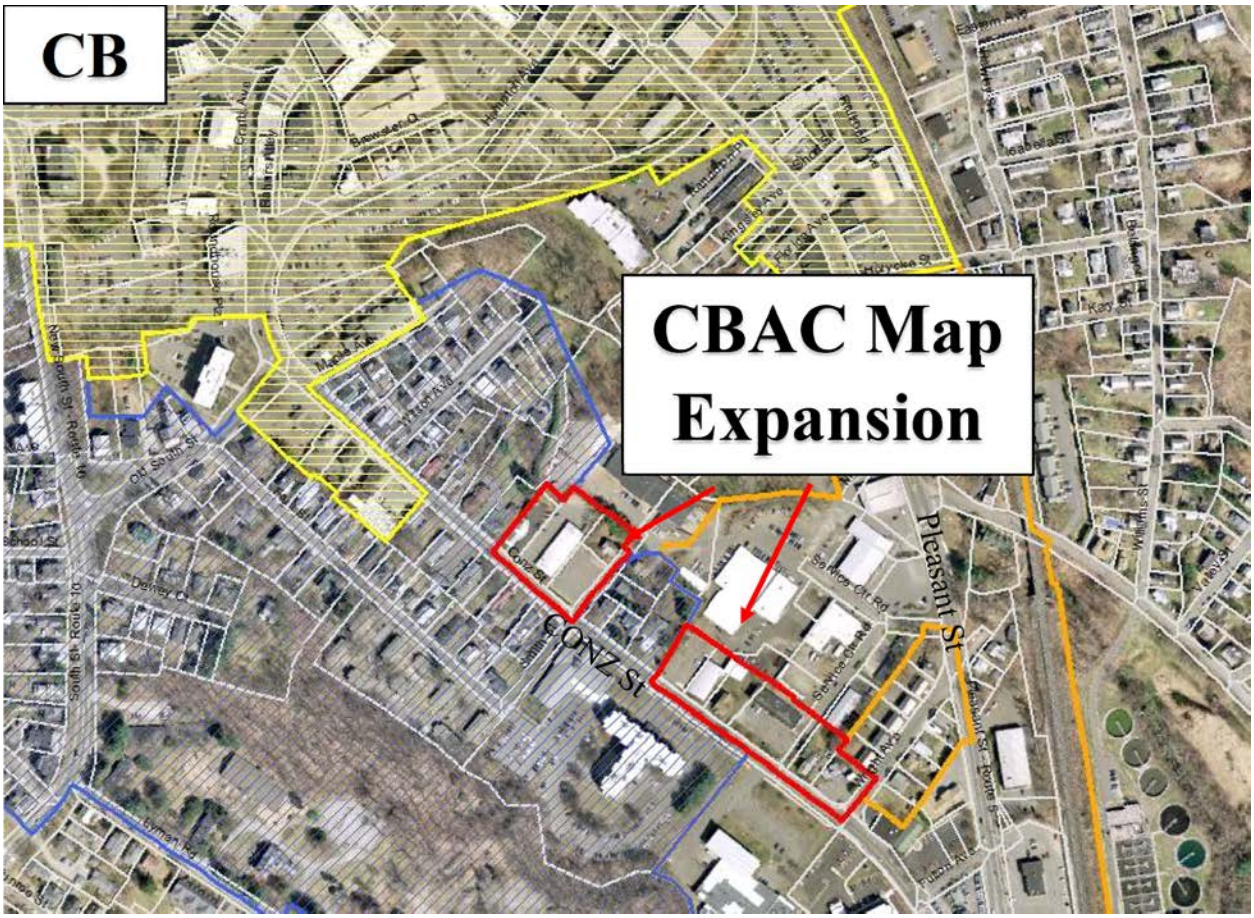
20.024 An Ordinance to Change CBAC Map to Include Conz Street Lots Rezoned to CB

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.