

Board of Cemetery Commissioners

The Board of Cemetery Commissioners, in compliance with the City Ordinances, herewith submits the Annual Report for the fiscal year 2014.

Organization

William E. Kerns, Chairman
Christopher T. Kisiel
Joseph McDonough
John M. Sawyer
Catherine Shaughnessy

During fiscal year 2014 there were 187 interments from July 1, 2013 to June 30, 2014.

Income from Interments	\$91,200.00
Sales of new lots and graves	40,000.00
New endowments of lots and graves	41,500.00
Foundations constructed	11,025.00
Canopy rental for funerals	1,500.00
Overtime from funerals	17,300.00
Misc.	21,050.00
 Total Income	 \$223,575.00

There was a great deal of activity at Woodbrook Cemetery in FY2014. The Board has actively been overseeing the continued use of the newest section of grave lots on Oak Avenue here at Woodbrook Cemetery. These new graves have allowed for the burial of two people in a single/double-deep burial lot. These lots were made available for sale on an as needed basis to Woburn residents only and we are hopeful that these graves will be used for many years to come.

The Board has continued its efforts to preserve trees in all 3 cemeteries. The main work has been done at Woodbrook Cemetery that included, but was not limited to the removal of dead/rotted trees, the spraying/trimming of trees to the front section of the cemetery along with extensive spraying to the back portion of the cemetery to keep ahead of the moth infestation that has occurred in these areas. The Board has made every effort to maintain all the trees here at Woodbrook Cemetery knowing that the trees are a beautiful focal point in the cemetery.

The Board, along with the City, is still actively looking to purchase much needed land for the establishment of a new cemetery within the City of Woburn. The Board has stressed to the City the importance of establishing a new cemetery in the confines of the city to allow every resident of the City of Woburn a place to be buried in the future.

The largest of the Boards current project for FY2014 was to appropriate funding for new road work desperately needed within Woodbrook Cemetery. Using cemetery funds the Board has appropriated \$950,000.00 to replace, reclaim and up-grade every roadway within the Cemetery. The Board, with any extra funds from this appropriation, is looking to replace or repave all pathways along with this project. The appropriation was approved by the City Council in June, 2013. The prep work for this project will begin in the

summer of FY2013 with all work being finalized by spring of FY2014 in preparation for the Memorial Day festivities. The roadways have not been up-graded in almost 20 years and the Board is hoping that with this completed road project they will not need up-grades for another 20 years.

The Board has also made strides to maintain, and upgrade when needed, its fleet of vehicles to assist in the day-to-day operations of the cemetery. The Board has been diligent in its effort to make sure that the cemetery staff has any/all equipment needed to best maintain the city cemeteries.

The Board will make every effort to continue to improve, upgrade and maintain the landscaping within Woodbrook Cemetery, the First Burial Grounds and Second Burial Grounds and any future cemetery that may be established by the City of Woburn.

Respectfully submitted,
William E. Kerns, Chairman
Board of Cemetery Commissioners

Board of Health

As required by Section Fourteen, Chapter Three of the City Ordinances, the Board of Health hereby submits a report for the year ending June 30, 2014. The Board is very appreciative for the cooperation of His Honor the Mayor, the City Council and various department heads during the past year.

License Fees

Catering/Retail Food/Food Services/Milk & Cream.....	\$12,192.00
Mobile Food/Milk & Cream.....	\$ 1,026.00
Supermarkets	\$ 416.00
Swimming Pools/whirlpools/sauna	\$1,350.00
Stable	\$ 150.00
Tanning.....	\$ 100.00
Recreational Camps.....	\$ 120.00
Burial Permits/Undertaker License	\$ 505.00
Tobacco Permits	\$2,000.00

Inspections

Animal Complaints and Investigations	89
Dwelling Inspections	68
Nuisances Complaints	408
Inspections of Stables	12
Food Service Inspections/Retail Food Inspections	968
Swimming Pool/Sauna/Whirlpool Inspections	64
Recreational Camps.....	12
Board of Health Hearings/Meetings.....	11
Tanning Inspection	2

Respectfully submitted,
Dr. David EP Fitzpatrick, Chair
Board of Health

Board of Health Nurse

FISCAL YEAR 2014

July 1, 2013 to June 30, 2014

Clinics: Blood Pressure Clinics at City Hall monthly and at Senior Center bi-weekly

Immunizations176

Tuberculosis Testing4

Home Visits/Direct Observed Therapy & B12 Injections64

Communicable Diseases – Reporting, Investigation & Intervention245

Telephone & Office Advise – Information, Records, Referrals, BP’s930

Email Response & Outreach1196

Seasonal Influenza Vaccine Administration:

Administered Doses670

Reimbursement from Medicare & Commonwealth Medicine Est\$4,700

Purchased Flu Vaccine & Supplies\$2,000

Respectfully submitted,
Karen DaCampo, RN
Board of Health Nurse

Woburn Council on Aging

I hereby submit the Annual Report of the Woburn Council on Aging for

Fiscal Year 2014, i.e., July 1, 2013 – June 30, 2014

Council on Aging Members

Doris Stanton	Chairperson
Margaret Casey	Vice-Chairperson
Vincent Simeone	Treasurer
Angela Amato	Member
Geraldine Benecke	Member
Eleanor Camillieri	Member
Dorothy Capone	Member
Eleanor Collins	Member
Jean Cronin	Member (Deceased March 2014)
John DeCata	Member
Theresa Donovan	Member
Mary Foley	Member
Frank Hancock	Member
John Kelly	Member
Barbara Ridley	Member

Committees

<u>Nominating</u>	Geraldine Benecke, Dorothy Capone, Eleanor Collins, Jean Cronin, Mary Foley and Barbara Ridley
<u>Entertainment</u>	Eleanor Camillieri, Dorothy Capone, Eleanor Collins, Barbara Ridley and Doris Stanton
<u>Finance</u>	Geraldine Benecke, Joanne Collins, John DeCata, Joanne DiMambro, Theresa Donovan, Frank Hancock, Catherine Murray, Vincent Simeone and Doris Stanton
<u>Transportation</u>	Angela Amato, Margaret Casey, Joanne Collins, Joanne DiMambro, Frank Hancock, Patti Meehan, Catherine Murray and Doris Stanton
<u>Building/Grounds</u>	Margaret Casey, Joanne Collins, Theresa Donovan, Frank Hancock, John Kelly and Doris Stanton
<u>Building Safety</u>	Margaret Casey, Dorothy Capone, Joanne Collins, Myles Collins, Betsy Dora, Frank Hancock, Patti Meehan, Vincent Simeone and Doris Stanton

Programs Eleanor Camillieri, Dorothy Capone, Joanne Collins, Joanne DiMambro, Mary Foley, Jack Kelly, Catherine Murray, Doris Stanton and Judy Tanner

Fraud/Scam Angela Amato, Joanne Cahill, Eleanor Camillieri, Dorothy Capone, Myles Collins, Betsy Dora, Vincent Simeone, Doris Stanton and Judy Tanner

Woburn Council on Aging

The Woburn Council on Aging is a municipally-appointed, volunteer board authorized under Massachusetts General Law, Chapter 40, Section 8B, established to:

- 1) Identify the total needs of elders in the community,
- 2) Educate the community, and enlist support and participation of all citizens about these needs,
- 3) Design, promote and implement services to fill these needs, or to coordinate existing services in the community, and
- 4) Enhance the quality of life for seniors and the community by providing educational, recreational and cultural programs and activities.

The mission of the Woburn Council on Aging is to ensure the highest possible quality of management and leadership with regard to our community's use of its human, physical and fiscal resources for the elderly in cooperation with programs of the department of elder affairs. The Council on Aging provides information and referral, outreach, transportation, health screening, nutrition, education, peer support, recreation, volunteer development and intergenerational programming.

The Council's major responsibilities include the setting of local policy for the administration of elder programs and services; developing, coordinating and/or conducting such activities; serving as an advocate for elders; and educating the community-at-large about the needs and resources affecting the lives of elders.

The Woburn Council on Aging holds its open monthly meeting the first Monday of the month at 10:00 a.m. at the Woburn Senior Center, located at 144 School Street. The Council's membership shall consist of not less than seven (7), not more than fifteen (15) members, who must demonstrate interest in the welfare of the elderly residents of Woburn, and desire to participate in promoting the purposes and objectives of the Council.

During FY2014 the Woburn Council on Aging Senior Center has continued to grow in both numbers of people served, and in the programs, services, and activities we offer our seniors and their families. We have provided information, advocacy, programs, services and /or transportation for 2,936 elders, and serve an average of 950 people monthly. The Woburn COA Senior Center is able to serve the ever-growing number of people thanks to the dedication of its wonderful staff and volunteers. In FY2014, the Senior Center Volunteers gave 33,716 hours, or the equivalent of 17 full-time staff members.

The Senior Center continues to add new programs and services including: Volunteer Workshops to promote "Team-building", Early Morning Stretch with Judy Tanner, Core Balance Class, and the Elder Abuse Prevention Project. Open Office hours have been added by U.S. Congresswoman Katherine Clark's office, in addition to the open office hours of State Senator Ken Donnelly, State Representative Jim Dwyer and Alderman Michael Raymond.

Woburn Council on Aging Programs and Services

The Woburn Council on Aging Senior Center served approximately 2,936 elders during the fiscal year ending June 30, 2014. Approximately 2,125 people were women and 811 were men. The Council on Aging, the staff of the senior center, and approximately 103 senior volunteers, who served more than 1 hour each week, worked together to offer numerous programs, activities, and services, including:

Exercise classes	Drawing Class	Movies and Chess
Senior Singers	Book Club	“Writing Your Memoirs”
Woodcarving	Health Screenings	Italian Classes
Line Dancing	Cribbage/Whist	Scrabble and Bingo
Yoga Class	Scrapbooking	Quilting/Knitting/Crocheting
Mahjong	Line Dancing	Zumba and T'ai Chi
“Keep Moving Walking Program”	Core Balance and Morning Stretch	
Monthly Newsletter	Senior Friendship Circle	
Low Vision Support Group	Diabetic Support Group	
Bereavement Support Group	Legal and Fuel Assistance	
Tax Preparation Assistance	Computer and Internet Classes	
Senior Discount Taxi Program	Property Tax Work-off Program	
Woburn COA Van Services	Senior Issues Discussion Group	
Home Delivered Meals	Telephone Reassurance	
SHINE Counselors	Outreach Department	
Volunteer Opportunities	Flu Shots	

Numerous Social Events including:

Mayor’s “Seniors Red Sox Day”, August 1, 2013
Intergenerational Event, August 14, 2013
Fall Festival/Health and Resource Day/Open House, September 20, 2013
“Oktoberfest” Event, October 19, 2013
Veterans’ Recognition Event, November 7, 2013
Holiday Party at the Senior Center, December 20, 2013
“Calling All Men’ Breakfast”, January 16, 2014
Grandchildren’s Day, February 19, 2014
St. Patrick’s Day Party, March 21, 2014
Volunteer Recognition Day, April 12, 2014
Sixth Annual Mayor’s Forum on Alzheimer’s Disease, May 17, 2014
Veteran’s Recognition Day, May 22, 2014
31st Annual Senior Olympics, June 2nd through June 5th
Senior Olympic Closing Ceremony and Ice Cream Social, June 6, 2014

Accomplishments & Highlights of Fiscal Year 2013

1. A year long “How Technology Benefits Seniors” Program was funded through the Community Health Network Area, CHNA 15 Grant. We offered weekly programs focusing on lessening fear and anxiety that seniors feel utilizing technology. The goal was also to increase ties between families and friends, to lessen isolation, and to encourage learning and peer education.
2. Five “Council on Aging” Associate Members are in the COA “Associate Program”: Joanne Cahill, Myles Collins, Joanne DiMambro, Marion Dora, and Catherine Murray.
3. “Fraud and Scam Prevention Series” including topics such as: “Cyber Security”, “Telemarketing Fraud”, “Steps to avoiding Scams”, and “Recovering from Identity Theft”. Betsey Crimmins of Greater Boston Legal Services spoke on the new “Elder Abuse Prevention Project”.
4. “Yesterday and Today” Intergenerational Grant Project offered with Lahey Clinic and the Woburn YMCA at the Woburn Senior Center.
5. Lahey Clinic sponsored six week programs for the Senior Center: “Healthy Eating”, “A Matter of Balance”, “Diabetes”, and “Chronic Pain Self-management”.
6. Winchester Hospital sponsored Health Program: “Success with Heart Failure”.
7. The Woburn Council on Aging Van Service provided 10,482 rides to 139 individuals and the Senior Discount Taxi Program provided 11,098 rides to seniors.
8. The Woburn Senior Center Annual “Fall Festival”-Health and Resource Day for seniors and their families-was a great success with approximately 400 attendees/vendors.
9. Karen DaCampo RN, provided bi-monthly Blood Pressure Screening at the Senior Center. She also coordinated a Flu Shot Clinic at the Woburn Senior Center.
10. The AARP Tax Assistance Program filed approximately 346 returns for seniors served at the Senior Center, February to April 2014.
11. Catherine Cook, Susan Fennelly and Barbara Manuck served as the volunteer SHINE (**S**erving **H**ealth **I**nformation **N**eeds of **E**veryone) Counselors. They met with 381 seniors to help them with health insurance and prescription drug coverage issues.
12. “National Health Care Decision Making Day” was observed at Senior Center with Health Care Materials including Health Care Proxy Forms, and “Brian Healthy” Foods.
13. The Woburn Senior Center “Group Support Programs”, including our “Senior Issues Discussion Group”, Low Vision Support, Diabetic Support and the Grief and Bereavement Support Group, served 308 seniors during FY2014.
14. A Student Intern from Smith College facilitated a “Mobility Support Group” and assisted with the “Fraud and Scam Prevention Series” offered at the Woburn Senior Center.
15. The 31st Annual Senior Olympics took place from June 2nd to June 5th. Many seniors enjoyed participating in the numerous events including bocci, golf, bowling, cribbage, whist, horseshoes, pool, scrabble, “hand and foot”, and shuffleboard.
16. Numerous building and grounds accomplishments took place including: a new Pergo Floor was installed in the Reception Office, Internet and Wireless Access were installed in our Dining/Function Hall, enhanced lighting installed behind the Senior Center to increase security, and three new water heaters were purchased and installed.

Recognition and Acknowledgements

The Staff of the Woburn Senior Center work very well with the Woburn Council on Aging. Thank you for all your efforts throughout the year. The Senior Center serves so many due to the dedication and genuine caring of the following:

Doris Stanton	Woburn COA Chair
Joanne Collins	Director
Mary O'Connor	Receptionist
Judy Tanner	Programs/Volunteers
Ruth Gronemeyer	Outreach Worker
Patti Meehan	Transportation Coordinator
Kenny Comeiro	Van Driver
Terry Desmond	Van Driver
Jack Foley	Van Driver
Tracey Murphy	Van Driver
Doug Murphy	Custodian
Officer Ralph Coakley	Senior Protection Officer
Don Olsen	Friends Helping Seniors, Chair
Catherine Cook	Volunteer SHINE Counselor
Susan Fennelly	Volunteer SHINE Counselor
Barbara Manuck	Volunteer SHINE Counselor
John Soderblom	Meals on Wheels Manager

Many thanks also go to the Woburn Department of Public Works and the Woburn Parks Department for all their help, hard work, and support. These departments, under the direction of Jay Duran, Thomas Quinn, and James DeLong, have done a tremendous job maintaining and improving the Senior Center and its grounds.

In conclusion, thank you to Mayor Scott D. Galvin; Marie Lingblom, Assistant to the Mayor; the Woburn City Council; all City Departments; and to the wonderful people who have volunteered for the Woburn Council on Aging and Senior Center.

Respectfully submitted,
Joanne Collins
Director, Woburn Council on Aging

Office of the City Clerk

I. Introduction

This shall serve as the Annual Report of the City Clerk for the period July 1, 2013 through June 30, 2014. The report encompasses activities of the Office of the City Clerk, the City Council, the Board of Registrars of Voters, the Board of Appeals, the License Commission and the Traffic Commission. Although not all developments can be addressed, the report provides some insight for the Administration, the City Council and the residents of the City of Woburn of the positive developments during the fiscal year.

II. Background

A. City Clerk

The staff of the Office of the City Clerk, which includes administrative support to the City Council, Board of Appeals, License Commission and Traffic Commission, included City Clerk William C. Campbell as Department Head, Assistant City Clerk Joyce M. Gray, Clerk of Committees Patricia Bergeron-George, Head Clerk Margaret M. Conlin and Head Clerk Diane J. Stiffler. There has been no turnover in the department staff in over six years leading to an experienced staff who have been cross-trained in the multiple duties in the office.

B. City Council

The Aldermen during the period July 1, 2013 through January 6, 2014 were as follows:

Alderman-at-Large Paul J. Denaro, 11 Penny Road
Alderman-at-Large Richard M. Haggerty – 34 Leonard Street
Alderman Ward One Rosa DiTucci – 82 Arlington Road
Alderman Ward Two Richard F. Gately, Jr. 1 Abbott Court
Alderman Ward Three Mark E. Gaffney – 162 Winn Street
Alderman Ward Four Michael D. Anderson – 3 Frances Street
Alderman Ward Five Darlene Mercer-Bruen, 22 Richard Circle
Alderman Ward Six Michael L. Raymond, 10 North Maple Street
Alderman Ward Seven Raymond B. Drapeau, 6 Whispering Hill Road

Alderman-at-Large Paul Denaro served as City Council President for the period July 1, 2013 through January 6, 2014.

As a result of the Municipal Election held on November 5, 2013, the Alderman during the period January 6, 2014 to July 30, 2014 were as follows:

Alderman-at-Large Richard M. Haggerty, - 32 Leonard Street
Alderman-at-Large Michael P. Concannon, - 1 Rose Farm Lane

Alderman Ward One Rosa DiTucci – 82 Arlington Road
 Alderman Ward Two Richard Gately, Jr. – 1 Abbott Court
 Alderman Ward Three Mark E. Gaffney – 162 Winn Street
 Alderman Ward Four Michael D. Anderson – 3 Frances Street
 Alderman Ward Five Darlene Mercer-Bruen – 22 Richard Circle
 Alderman Ward Six Michael L. Raymond 0 10 North Maple Street
 Alderman Ward Seven Raymond Drapeau – 6 Whispering Hill Road

Alderman-at-Large Richard Haggerty served as City Council President for the period January 6, 2014 through June 30, 2014.

C. Board of Registrars of Voters

The Board of Registrars of voters consists of four members, one of which is elected the Chair by the members. The City Clerk William C. Campbell is a Member and the Clerk of the Board of Registrars of Voters by virtue of office. Oliver C. Galante served as Chair and Member. Beulah M. Burnett served as Member. Edward Reil served as Member. Mr. Reil resigned effective June 30, 2014.

III. Financial Transactions

The following is a report of financial transactions of the Office of the City Clerk, and is for the fiscal year beginning July 1, 2013 and ending June 30, 2014. All fees are retained by the city. The receipts from fees have been as follows:

Financial Transactions

Dogs and Kennels	\$ 27,704.00
Marriage Intentions	\$ 8,490.00
Certificates and Certified Records	\$ 21,578.00
Recordings.....	\$ 9,175.00
Raffles.....	\$ 20.00
Licenses	\$ 18,670.00
License Commission	\$172,275.00
Inflammable.....	\$ 18,769.50
Advertisement	\$ 15,700.00
Miscellaneous	\$ <u>8,889.75</u>
 Total Receipts.....	 \$301,271.25

IV. Vital Record Certificates Filed with the City Clerk

The Massachusetts Registry of Vital Records and Statistics implemented a statewide electronic system of establishing and issuing birth records. By the end of calendar year 2014, the Registry anticipates rolling out a similar electronic system for death records. An electronic system for marriage records is anticipated to be released in two to three years.

The staff of the office has received substantial training in the birth records software and has incorporated the system into daily operations. The office has continued to maintain an index card system for birth, marriage and death records in addition to an electronic spreadsheet of the records. Once the state systems are fully vetted, the city will no longer create the index cards, but will maintain the cards in perpetuity. The index cards system was started in 1900.

The following are the vital statistics of the Office of the City Clerk.

A. Births

Number of births recorded	513
More than previous year.....	11
Males	264
Females.....	249
Number of cases of twins	16
Male twins	2
Female twins.....	2
Male/Female Twins	12
Number of cases of triplets.....	0
Male triplets.....	0
Female triplets	0
Male/Male/Female Triplets	0
Female/Female/Male Triplets.....	0

The number of births in each month was as follows:

	Males	Females	Totals
July 2013	23	20	43
August 2013	29	20	49
September 2013	27	25	52
October 2013	25	19	44
November 2013	17	16	33
December 2013.....	21	20	41
January 2014.....	15	17	32
February 2014.....	24	19	43
March 2014.....	16	13	29
April 2014.....	18	24	42
May 2014.....	26	24	50
June 2014.....	23	32	55
Total.....	264	249	513

B. Deaths

Number of deaths recorded	365
More than previous year	6

The number of deaths each month was as follows:

July 2013	27	January 2014.....	13
August 2013	26	February 2014.....	34
September 2013	32	March 2014.....	39
October 2013	30	April 2014.....	41
November 2013	42	May 2014.....	24
December 2013.....	41	June 2014.....	16
		Total	365

C. Marriages

Number of marriage intentions filed	286
More than previous year	38
Number of marriages recorded.....	264
More than previous year	28

The number of marriages each month was as follows:

July 2012	26	January 2013.....	10
August 2012	27	February 2013.....	15
September 2012	38	March 2013.....	16
October 2012	18	April 2013.....	14
November 2012	22	May 2013.....	27
December 2012.....	22	June 2013.....	29
		Total	264

V. Amendments to Municipal Code, Zoning Code, Zoning Map of the City of Woburn and Traffic Ordinances

A. Amendments to the 1989 Woburn Municipal Code, as amended

ORDERED

Be it ordained by the City Council of the City of Woburn that the 1989 Woburn Municipal Code, as amended, be further amended by deleting Title 5, BUSINESS LICENSES AND REGULATIONS, Article I in its entirety, and inserting in its place a new Article I. Automatic Amusement Devices, as follows:

I. AUTOMATIC AMUSEMENT DEVICES

5-1 Definitions.

The following terms shall have the meanings indicated:

AMUSEMENT DEVICE ROOM- A building or place containing five or more amusement devices, as defined herein.

AUTOMATIC AMUSEMENT DEVICE — any mechanism whereby, upon the deposit therein of a coin or token, credit card, debit card or swipe card, any apparatus is released or set in motion or put in a position where it may be set in motion for the purpose of playing any game involving, in whole or in part, the skill of the player, including, but not exclusively, such devices as are commonly known as pinball machines including free play pinball machines, electronic video games, computer generated video games and all game machines or devices similar thereto. The term "automatic amusement device " shall not include not include keno, beano, bingo, or other like games of chance with cash rewards or prizes, or any game established or licensed by the Massachusetts State Lottery, nor shall it include jukeboxes, rides, bowling alleys, or any device maintained within a residence for the use of the occupants thereof and their guests.

OWNER- A record owner, contract purchaser, lessee, assignee, bailee, receiver or trustee.

PERSON - One or more individuals, a corporation, partnership, association, trust or firm and any trustee, receiver or assignee.

5-2 License required.

- A. It shall be unlawful for any person having title to or responsibility for the maintenance or operation of any restaurant, public hall, store, place of amusement or any other place to which members of the public are invited, to maintain, operate or permit to be operated or maintained in the premises, any automatic amusement device without having first obtained a valid license from the License Commission, pursuant to the provisions of the ordinance
- B. No person shall maintain or operate an amusement device room as the exclusive use of any premises in the City.

- C. Nothing in this ordinance shall in any way be construed to authorize, license or permit any gambling devices whatsoever, or any mechanism that has been judicially determined to be a gambling device, or in any way contrary to law, or that may be contrary to any future laws of the Commonwealth of Massachusetts, as may be amended from time to time.
- D. An amusement device room may be allowed as an accessory use to a restaurant, as that term is defined by the Zoning Ordinances, subject to a permit(s) issued by the License Commission, and provided the amusement device room shall occupy no more than 49% of the total square footage of the licensed establishment which is open to the public. For the purposes of this chapter, the total square footage of the licensed establishment shall not include the kitchen, employee rooms, utility closets, storage areas, loading docks, or any other area which is not open to the public.

5-3 Application for License/Procedure.

- A. Any application for a license will be acted upon after a hearing before the License Commission (the "Commission") in accordance with the rules, regulations and procedures of the License Commission.
- B. The license commission shall conduct a public hearing in accordance with the provisions of M.G.L. c. 39, §23B, within forty-five days of the receipt by the License Commission of a properly completed application.
- C. The License Commission shall grant a license based upon the merits of each application.
- D. The application shall be accompanied by a plan identifying the street and number, all entrances and exits, the type of establishment and the exact location and number of the amusement device(s) to be licensed.
- E. No license shall be issued to any applicant unless he/she is over eighteen years of age and provides proof of United States citizenship or legal residence status as an alien. This provision shall similarly apply to any applicant acting as the authorized agent of a corporation, partnership, association or other business entity. In the case of a corporation, partnership, association or other business entity, the applicant shall provide a Certificate of Good Standing from the Office of the Secretary of State.
- F. When acting upon an application to operate an amusement device room, the License Commission shall consider, among other factors it may deem relevant, the following factors:
 - 1. The overall type of business conducted on site.
 - 2. Whether alcohol is to be served on the premises.
 - 3. Whether the Building Commissioner has approved the proposed layout of the automatic amusement devices after consideration of the applicable Building Codes including Plumbing and Electrical.
 - 4. The layout of the restaurant and amusement device room and whether the

amusement device room is separated from the rest of the establishment.

5. The means by which the applicant proposes to restrict minors under the age of 18 on the site or as required by MGL c. 140, §. 179.
6. The presence and use of public safety details as an integral part of the establishment's business plan.
7. Whether granting the license will increase the incidence of illegal or disruptive conduct in the area in which the premises are located.
8. Whether granting the license will unreasonably increase the level of noise in the area in which the premises are located.

5-4 Fee.

The license fee per machine shall be one hundred dollars (\$100.00) per year.

5-5 License to be Displayed.

- A. The license shall be posted permanently and conspicuously in the premises wherein the amusement devices are to be located
- B. If the licensee moves the place of business to another location within the City, the license may be transferred to the new location only upon reapplication to the License Commission in accordance with the provisions of this ordinance.
- C. The license shall not be transferred or assigned. Specifically, but not by way of limitation, a license shall not run with the premises, nor shall sale of the premises effectuate a transfer of the license.

5-6 Operation of Amusement Devices.

- A. The owner of any amusement device within the City shall comply with all provisions of law, ordinance, rule or regulations applicable thereto and relating to the conduct of the business in connection with which the game is used and the use and maintenance of the premises where it is located.
- B. The owner of the amusement device shall maintain good order on the premises at all times. The failure to maintain good order may be grounds for the suspension or revocation of the license. The lack of good order on the premises shall include but not be limited to the following.
 1. Fighting and rowdy behavior.
 2. Possession or consumption of alcoholic beverages, except where the premises are licensed for on-premises consumption thereof.
 3. Gambling.

- 4. Permitting the use of any controlled substance possession of which is prohibited by Massachusetts Law.
- C. The owner of an amusement device shall not permit it to be played or operated after 10:00 p.m. by a person under the age of 16 unless accompanied by and under the supervision of a parent or other guardian over the age of 21.
- D. The owner of an amusement device shall not allow it to be available for use or used unless it is under the control of and supervised by a person at least 18 years of age, who shall ensure that it is operated in compliance with this ordinance.
- E. A person under the age of 16, unless accompanied by and under the supervision of a parent or other guardian over the age of 21, is not permitted to operate amusement devices during normal school hours (as established by the School Committee or appropriate authority) on weekdays only exclusive of holidays.
- F. No cash awards shall be offered or given in any contest, tournament, league or individual play on any amusement device, and no such game shall be permitted.
- G. Any premises in the City containing an amusement device or devices, when open for the transaction of business, shall be subject to inspection by any police officer.

5-7 License commission rules and regulations.

- A. All meetings convened by the Licensing Commission shall take place no earlier than 5:30 P.M. on a week day.
- B. The license commission may issue rules and regulations for the use of automatic amusement devices consistent with the Massachusetts General Laws and applicable ordinances, in the interest of public safety to guard against creation of a nuisance or to insure adequate safety and security for the patrons or the affected public.

5-8 Penalty and Enforcement

Violations of this Ordinance shall be subject to a fine of two hundred (\$200.00) for each violation. Each violation of this Ordinance shall constitute a separate offense, and each day that any such violation continues shall constitute a separate offense. The Police Chief or his designee,

and any Woburn Police Officer and the Building Commissioner shall have authority to enforce the provisions of this title. Any alleged violation of this Ordinance may, in the sole discretion of the enforcing agent, be made the subject matter of noncriminal disposition proceedings commenced by such agent in accordance with M.G.L.c.40, §21D.

s/Alderman Anderson and Alderman Gately

June 18, 2013
In City Council, First Reading, Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

July 16, 2013
In City Council, Second Reading, Passed to be Ordained
(8 in favor, 0 opposed, 1 absent, 0 abstained)

Presented to the Mayor: July 19, 2013
Mayor's Office: July 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that Title 9, Section 9-11(A) of the 1989 Woburn Municipal Code, as amended, be further amended by deleting the section in its entirety and inserting the following new Section 9-11(A) in its place:

9-11 Drinking liquor on public property.

- A. No person shall drink any alcoholic beverages as defined in M.G.L. c. 138, § 1, or possess an open container full or partially full of any alcoholic beverages while on, in, or upon any public way, upon any way to which the public has right of access, in any place to which members of the public have access as invitees or licenses, in any park or playground, conservation area, or recreation area, except as otherwise authorized by the issuance of a special event permit from the City Council or Recreation Commission, and the issuance of a special one-day alcoholic beverage license by the License Commission in accordance with M.G.L. c.138, §14, or private land or place without consent of the owner or person in control thereof. Under no circumstances shall any person sell, serve, or consume alcohol beverages on, in or upon any land or property under the jurisdiction of the School Department, publicly owned property adjacent to property under the jurisdiction of the School Department and property under the jurisdiction of the Conservation Commission, except for the Mayor's Annual Senior Dinner and neighborhood block parties adjacent to publically owned properties.

s/Alderman Anderson

June 4, 2013
In City Council, First Reading, Referred to Committee on Ordinances
(8 in favor, 0 opposed, 1 absent, 0 abstained)

July 16, 2013
In City Council, Second Reading, Passed to be Ordained
(8 in favor, 0 opposed, 1 absent, 0 abstained)

Presented to the Mayor: July 19, 2013
Mayor's Office: July 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it ordained by the City Council of the City of Woburn that Title 2, Article XXVIII, Section 2-192(2) be stricken in its place the following shall be inserted:

2. Employees who are not receiving longevity as a result of not being eligible for any or part of the longevity when the percentages were frozen will receive the set dollar amount as follows:

<u>Years of Full Time Employment</u>	<u>Annual Amount of Payment</u>
Less than 5 full years	No payment
Upon completion of 5 full years	\$850.00
Upon completion of 10 full years	\$1,500.00
Upon completion of 15 full years	\$2,150.00
Upon completion of 20 full years	\$2,800.00
Upon completion of 25 full years	\$3,450.00
Upon completion of 30 full years	\$4,100.00
Upon completion of 35 full years or more	\$4,750.00

Be it further ordered that the effective date of this ordinance shall be July 1, 2013.

s/President Denaro

August 6, 2013

In City Council, First Reading, Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

September 3, 2013

In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: September 6, 2013
Mayor's Office: September 6, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it ordained by the City Council of the City of Woburn that the 1989 Woburn Municipal Code, as amended, be further amended by deleting Article III, Sections 5-15 through 5-22 and Article IV, Sections 5-23 through 5-29 and replacing same with the following new Article III entitled “Secondhand Dealer and Secondhand Collector”:

III. SECONDHAND DEALERS AND SECONDHAND COLLECTORS

5.3.1 Definitions

As used in this ordinance, the following terms shall have the meanings indicated:

Acceptable Identification — Either:

- A. A current driver's license, issued by a governmental agency, that includes the date of birth, photograph, and physical description of the person offering the identification; or
- B. Two other pieces of current identification, at least one of which is issued by a governmental agency or subdivision and includes the date of birth, photograph and physical description of the person offering the identification.

Police Chief — The Chief of Police of the City of Woburn or his designee.

Regulated Property — The following used property:

- A. Precious metals, which are any metal valued for its character, rarity, beauty or quality, including but not limited to gold, silver, copper, platinum or other metals, whether as a separate item or in combination with other items.
- B. Precious gems, which are any gem valued for its character, rarity, beauty or quality, including but not limited to diamonds, rubies, emeralds, sapphires or pearls, or other precious or semiprecious gems or stones, whether as a separate item or in combination with other items or as a piece of jewelry.
- C. Watches and jewelry containing precious metals or precious gems, including but not limited to, rings, necklaces, pendants, earrings, brooches, chains, pocket watches, wristwatches, or stopwatches.
- D. Sterling silver flatware, including but not limited to knives, forks, spoons, candlesticks, coffee and tea sets, or ornamental objects.
- E. Any electronic audio, video or photographic and optical equipment, along with computer or computer equipment or recordings in any form (collectively “electronics”).
- F. Any power tools or equipment.

G. Musical instruments.

H. Sporting equipment.

I. Collectibles, including objects of art, coins, currency and antique objects, but not including those items identified in Section 5.3.

Secondhand Collector - Has the same meaning as the term "junk collector" in M.G.L. c. 140, § 56.

Secondhand Dealer — Has the same meaning as the term "junk dealer" and "keeper of a shop for the purchase, sale or barter of junk, old metals or secondhand articles" in M.G.L. c. 140, § 54.

5.3.2 License required.

- A. No person shall conduct business as a secondhand dealer or secondhand collector, unless licensed by the City Council. (Prior CH.22 sec 1(A)). The license shall be conspicuously posted in an accessible place on the licensed premises.
- B. Licenses under this bylaw may be issued only after notice and a public hearing, notice of the time and place of which hearing shall have been given, at the expense of the applicant, by the clerk of the city, by publication, not less than seven days prior thereto, in a newspaper of general circulation in the city.
- C. Licenses under this bylaw may be issued for a period of one (1) year, from April until May, unless sooner revoked by the City Council.
- D. A one time, non-refundable, application fee of \$200 shall apply.
- E. An annual renewal fee of \$100 shall apply. A public hearing is not required for a license renewal.
- F. The police department shall be notified by the Office of City Clerk of all license applications and renewals.

5.3.3 Grounds for Denial of Issuance or Renewal

The City Council may, after notice and a public hearing, deny an original or renewal application for a secondhand dealer or secondhand collector license if it has probable cause to believe any of the following conditions exist after a public hearing:

- 1. The applicant, or any person who in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business, has owned or operated a secondhand dealer or secondhand collector business regulated under this regulation or any substantially similar license and, within the five years prior to the application date:
 - a. Has had a secondhand dealer or secondhand collector license revoked for a reason that would be grounds for a denial or revocation pursuant this chapter; or
 - b. The secondhand dealer or secondhand collector business has been found to constitute a public nuisance.

2. The applicant, or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business, has been convicted of a felony or any crime involving a false statement within 15 years prior to the application date.
3. The applicant has:
 - a. Knowingly made a false statement in the application;
 - b. Knowingly omitted information requested to be disclosed in the application; or
 - c. Completed the application with reckless disregard for the truth or accuracy of the statements made therein.
4. A lawful inspection of the secondhand dealer or secondhand collector business premises by the Chief of Police or his designee has been unjustifiably refused by a person who, in part or whole, manages or operates the business.
5. The applicant or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business has more than five violations of this ordinance; any state or federal law, or any combination thereof within a two-year period, including the two years prior to the application date.
6. The secondhand dealer or secondhand collector business, the applicant or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business has been convicted of any law of the Commonwealth of Massachusetts that is contrary to the type of secondhand business to be conducted, such as, but not limited to, receiving stolen property, any form of breaking and entering, larceny from a person or any other form of larceny, or any form of aggravated assault, as verified by a CORI by the Chief of Police or his designee.

5.3.4 Suspension or Revocation of License

The City Council may, after notice and a public hearing, suspend or revoke a secondhand dealer or secondhand collector license if it has probable cause to believe any of the following conditions exist after a public hearing:

1. Any secondhand dealer or secondhand collector business, or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business knowingly writes or records the wrong name, date of birth, address, or identification number of a person offering any item for sale or knowingly permits the signing of such wrong name, date of birth, address, or identification number shall be subject to suspension or revocation of the license by the City Council.
2. Any secondhand dealer or secondhand collector business, or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business is found to have purchased any stolen article shall be liable for the loss incurred by such purchase, and the purchased article may be reclaimed by the owner of the same, at no cost, and the license may be subject to suspension or revocation by the City Council.

3. Any secondhand dealer or secondhand collector business, or any person, who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business knowingly alters, obliterates or removes and part of an item purchased prior to the end of any holding period may have their license suspended or revoked by the City Council.
4. Any secondhand dealer or secondhand collector business, or any person who, in part or whole, owns, manages or operates the secondhand dealer or secondhand collector business knowingly violates any other provision of this ordinance may have their license suspended or revoked by the City Council.

5.3.5 Business permitted only at licensed premises

- A. No secondhand dealer or secondhand collector shall carry on his business in any other place than that designated in his license.
- B. Every secondhand dealer or secondhand collector shall have readily available for public view at his/her shop a copy of the statutes, ordinances and police regulations relating to the dealers in gold, silver, coins, precious and semi-precious gems, platinum or electronics, to be furnished upon the issuance of the license by the Office of the City Clerk.

5.3.6 Transportation/Storage of Regulated Property

- A. No person shall collect or transport regulated articles from place to place within the City limits unless specifically licensed by the City Council to do so.
- B. Every vehicle used in the collection or transportation of regulated articles shall be listed on the license granted by the City Council. The contents of such vehicle, while transporting regulated articles, shall be subject at all times to the examination of the Chief of Police or his designee.

5.3.7 Recordkeeping.

- A. Every secondhand dealer or secondhand collector shall maintain a book or other method of recording, which shall be of a size, style and method approved by the Chief of Police. Entries shall be legibly written, photographed or typed in the English language and shall show the amount paid for each article and the number attached to each article where required in accordance with Subsection C hereof. All forms of electronic record keeping shall be approved by the Chief of Police. No entry shall be erased, obliterated, altered or defaced.
- B. Secondhand dealers and secondhand collectors shall require that acceptable identification be provided prior to purchasing any regulated property.
- C. At the time of every purchase of any regulated property, a detailed description thereof including weights, karat, inscriptions, serial number, together with the name, date of birth, address, identification number and signature of the individual selling the regulated property, and the day and hour when such purchase was made, shall be entered in said book before the regulated property is purchased. In the event that such person is unable to write, the secondhand dealer,

secondhand collector or their employee, shall enter a notation in the book stating that such person was unable to do so.

- D. When the regulated property is gold, silver, coins, precious and semi-precious gems, platinum, or electronics, the secondhand dealer or secondhand collector shall, at the time of making any purchase, attach a number to each article bought, and shall make entry of such number in the book provided for herein.
- E. In those transactions where precious metals, coins and or gems, regardless of form, weight or appearance, are purchased, a digital photograph of the item purchased shall be retained together with the acceptable identification.
- F. A list of all purchases and acquisitions shall be submitted to the Woburn Police Department within one (1) week of such purchase or acquisition.

5.3.8 Testing of Weighing and Measuring Devices

All weighing or measuring devices used by a licensee in the conduct of the licensed business shall be tested and sealed by the City of Woburn Sealer of Weights and Measures prior to being placed into service. All weighing and measuring devices shall thereafter be inspected and tested on an annual basis.

5.3.9 Purchases

- A. No secondhand dealer or secondhand collector or any employee thereof shall directly or indirectly purchase or receive by way of barter or exchange any regulated article from a person under the age of eighteen (18) years.
- B. A secondhand dealer or secondhand collector shall not purchase or receive by way of barter or exchange any regulated property whose serial number or other identifiable marking has been wholly or partially tampered with or removed.
- C. Any regulated property that is taken under "consignment" where the secondhand dealer or secondhand collector receives any type of gain, profit, trade of property, or the recovery of expenses shall be considered regulated property and shall be subject to the provisions of this ordinance.
- D. No secondhand dealer or secondhand collector may purchase or sell any property of any type without the consent of the owner.

5.3.10 Retention Periods for Regulated Property; Exemptions

- A. Where the regulated property purchased is gold, silver, coins, precious and semi-precious gems, platinum or electronics, no secondhand dealer or collector shall permit the same to be altered, broken up, taken apart, defaced, melted, sold or otherwise disposed of until at least thirty (30) days

from the date of its purchase or receipt has elapsed, unless permission has been obtained from the Chief of Police or his designee.

- B. All other regulated property purchased by a secondhand dealer or secondhand collector shall be held by said secondhand dealer or secondhand collector for at least 15 days from the date of purchase.
- C. The secondhand dealer or secondhand collector shall maintain the property in substantially the same form as when purchased and shall not alter, exchange or commingle the property. During the holding period the regulated property shall be kept on the business premises during normal business hours and shall be subject to inspection by the Chief of Police or his designee.
- D. The Chief of Police or his designee may give written notice to a secondhand dealer or secondhand collector holding regulated property that the Chief of Police or his designee has reasonable grounds to believe that more likely than not a specific item of regulated property is associated with criminal conduct. The secondhand dealer or secondhand collector holding the regulated property shall then continue to hold the property specified in the notice in the same manner and place as required under Subsection A of this section until released by the Chief of Police Chief. The holding period for any item of regulated property shall not exceed 180 days from the date of purchase, unless the item is subject of a pending civil or criminal proceeding.
- E. A secondhand dealer or secondhand collector may from time to time request, in writing that the Chief of Police shorten the length of the holding period. If the Chief of Police or his designee determines relief from the holding period is appropriate due to unreasonable hardship, the Chief of Police or his designee shall provide the secondhand dealer or secondhand collector who requested relief with written authorization to sell, transfer or otherwise dispose of the regulated property. The request shall identify the property and state the basis or bases of the unreasonable hardship or hardships. The authorization shall be effective only upon delivery of the written authorization to the secondhand dealer.
- F. Secondhand dealers or secondhand collectors retailing or wholesaling used property limited to the following are exempt from Subsection B above:
 - 1. Used clothing, furniture, knickknacks, footwear, and houseware items such as dishes, pots, pans, cooking utensils, and cutlery; or
 - 2. Any person who knowingly writes or records the wrong name, date of birth, address, or identification number of a person offering any item for sale or knowingly permits the signing of such wrong name, date of birth, address, or identification number shall be subject to suspension or revocation of license by the City Council.
 - 3. Used clothing, furniture, footwear and houseware items such as dishes, pots, pans, cooking utensils and cutlery, obtained only from or through a registered charity or by donations; or
 - 4. Used books, papers, or magazines.

5.3.11 Inspection of Licensed Premises and Records

- A. The book or other means of recording shall at all times be open to the inspection of the Chief of Police or his designee. When the Police Chief or his designee has reasonable grounds to believe that a specific item of regulated property held by a secondhand dealer or secondhand collector is associated with criminal conduct.
- B. Whenever necessary to make an inspection to enforce the provisions of this ordinance, or when the Chief of Police or his designee has reasonable grounds to believe more likely than not that a specific item of regulated property held by a secondhand dealer or secondhand collector is associated with criminal conduct, the Chief of Police or his designee may enter the premises of the secondhand dealer or secondhand collector at any reasonable time, provided that the premises is occupied at the time of entry and the Chief of Police or his designee presents proper official identification at or near the time of entry. If entry is refused, the Chief of Police or his designee shall have recourse to every remedy provided by law to secure entry, including an administrative search warrant or a criminal search warrant.
- C. Authority to inspect secondhand dealer or secondhand collector premises under this ordinance is in addition to and not in limitation of the authority the City or the Chief of Police or any police officer would otherwise have to enter the business premises.

5.3.12 Penalty and Enforcement

Violations of this Ordinance shall be subject to a fine of two hundred (\$200.00) for each violation. Each violation of this Ordinance shall constitute a separate offense, and each day that any such violation continues shall constitute a separate offense. The Police Chief or his designee, and any Woburn Police Officer shall have authority to enforce the provisions of this Ordinance. Any alleged violation of this Ordinance may, in the sole discretion of the enforcing agent, be made the subject matter of noncriminal disposition proceedings commenced by such agent in accordance with M.G.L. c.40, §21D.

5.3.13 Severability

If any provision of this ordinance is held to be invalid, it shall not affect the validity or application of the remaining provisions, or take any other action relative thereto.

s/Alderman Haggerty, Alderman Anderson and
Alderman Mercer-Bruen

August 6, 2013

In City Council, First Reading, Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

September 3, 2013

In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: September 6, 2013
Mayor's Office: September 6, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it ordained by the City Council of the City of Woburn that Title 8, Article II of the 1989 Woburn Municipal Code, as amended, as follows:

1. By striking the word "Untitled" in Article II and replacing same with the title "Environmental Tobacco Smoke Ordinance"; and

2. By inserting in Section 8-6B(B) in the correct alphabetical order the following definition:

"Electronic Cigarette: An electronic cigarette (or e-cigarette), personal vaporizer (PV), or electronic nicotine delivery system (ENDS) is an electronic inhaler meant to simulate and substitute for tobacco smoking."; and

3. By amending the definition for "Smoking" in Section 8-6B(B) by inserting the words "electronic cigarette" after the word "cigarette," and before the words "or other tobacco product" so that the section reads as follows:

"Smoking: Inhaling, exhaling, burning or carrying any lighted cigar, cigarette, electronic cigarette or other tobacco product in any form."

4. By amending Section 8-6B(D) by adding the words ", including electronic cigarettes" after the word "smoke" in two places in the first sentence of the first paragraph and after the word "smoke" in the first sentence of the second paragraph so that the section reads as follows:

"No person shall smoke, including electronic cigarettes, nor shall any person, employer, or other person having control of the premises upon which smoking is prohibited by this ordinance, or the agent or designee of such person, permit a person to smoke, including electronic cigarettes, in any of the following places as defined herein: health care facilities, public places, public transportation, retail food stores, restaurants and retail stores except as otherwise provided in Paragraph E of this ordinance.

"Additionally, no person shall smoke, including electronic cigarettes, in any place in which a sign conforming to the requirements of Paragraph C of this ordinance is posted. No person shall remove a sign posted under the authority of Paragraph C of this ordinance."

s/Alderman Haggerty

September 3, 2013

In City Council, First Reading, Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 1, 2013

In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor October 3, 2013 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on October 15, 2013.

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ORDERED

Be it Ordained by the City Council of the City of Woburn that Title 6, Animal Control, of the 1989 Woburn Municipal Code, as amended, be further amended by inserting the following new provision into Section 6-7, Penalties and Enforcement:

3. For a violation of Section 6-4:

- a. First offense in any calendar year: \$25.00
- b. Second offense in any calendar year: \$50.00
- c. Third and subsequent offense in a calendar year: \$75.00

s/Alderman Anderson

October 1, 2013

In City Council, First Reading, Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 22, 2013

In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: October 25, 2013
Mayor's Office: October 25, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that the Title 13 of the 1989 Woburn Municipal Code, as amended, be further amended in the following respects:

by deleting Section 13.2.14 Water Meters, in its entirety and inserting in its place the following:

13.2.14 Water Meters.

On all water service installations other than those solely for the purpose of fire protection, the pipe shall be equipped with such meters and meter reading devices, as the Superintendent of Public Works shall direct. All meters and meter reading devices shall be purchased by and remain the property of the Department of Public Works. For all residential units in existence as of January 1, 2013, all meters and meter reading devices shall be installed and remain the property of the Department of Public Works at no charge. All meter reading devices shall be purchased by, installed and remain the property of the Department of Public Works at no charge to all commercial units in existence as of January 1, 2013.

For all new construction of residential and commercial units after January 1, 2013, the builder shall make payment with the Department of Public Works for the full cost of furnishing the water meter and meter reading unit. No such service shall be installed until payment has been received by the Department of Public Works. No abatement or refunding of the cost of the installation shall be made. The City shall not be required to make connections at its expense. The minimum meter size for all new connections shall be 1-inch.

Multi-family dwelling units in excess of five (5) units, including condominiums and townhouses, shall be equipped with such meter and meter reading devices, in the manner as the Superintendent of Public Works shall direct. In addition, a separate water meter and meter reading device shall be installed on all services lines for non-residential use, irrigation lines, pool houses, etc. in the manner as the Superintendent shall direct. The owner shall be billed at a commercial rate for the non-residential water use;

by amending the second sentence of Section 13.2.19 Installation of Meters, so that it reads as follows:

A stop valve shall be installed near the outlet of the meter to permit removal of the meter without backflow from internal water system;

by deleting Section 13.2.35 Rates for Various Types of Services,(A)(2) in its entirety and inserting in its place the following:

2. For the purpose of this section, "residential units" means Single Family Dwelling, Two Family Dwelling or Multi-Family Dwelling, where one or more persons reside. Multifamily units consist of 3 or more residential units in one building;

by amending Section 13.2.35 Rates for Various Types of Services (C)(1) by adding a new sentence at the end thereof so that it will read (new language in bold):

C. Metered Services.

1. All water services, other than those defined above as residential or mixed use, shall be charged a base rate of \$4.60 for every one hundred cubic feet of water used. Separate meters shall be required where water is supplied to both a residential unit/units and a commercial unit. Where water is supplied to both a residential unit and a commercial unit through a single service, the rate charged shall be determined by the principal use of said water. The principal use shall be determined by the Superintendent of Public Works. Water for building purposes shall be supplied by meter, and be charged at the current commercial rate for the total amount of water used;

and by deleting Section 13.2.35(C)(2-3) in their entirety and inserting in place thereof the following:

2. Meters and reading devices shall be the property of the Department of Public Works. The Department of Public Works shall furnish and install a water meter and meter reading unit at no charge for all residential and units in existence as of January 1, 2013 and meter reading unit at no charge for all commercial units in existence as of January 1, 2013.
3. For all new construction of residential and commercial units after January 1, 2013, the builder shall make payment with the Department of Public Works for the full cost of furnishing the water meter and meter reading unit. The builder shall be responsible for installing the water and meter reading unit in accordance with Massachusetts Plumbing Code and the requirements of the department of Public Works.
4. All meter payments shall be placed into a revolving account within the Water and Sewer Enterprise account to be used for water meter and meter reading device replacement.

s/Alderman Anderson (per request)

June 4, 2013

In City Council, First Reading, Referred to Committee on Ordinances
(8 in favor, 0 opposed, 1 absent, 0 abstained)

November 25, 2013

In City Council, Second Reading, Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: November 27, 2013

Mayor's Office: November 27, 2013

Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that Title 7, Wetlands Protection and Conservation, of the 1989 Woburn Municipal Code, as amended, be further amended as follows:

1. By deleting the second sentence of the fourth paragraph of section 7-4, Applications for Permits, so that such paragraph will read; “At the time of application the applicant shall pay a filing fee specified in regulations of the Commission.”; and
2. By inserting a new section at the end of Title 7 which will read as follows:

7-15. Consultants Fees

Pursuant to M.G.L. c.44, §53G and regulations adopted by the Commission, the Commission may impose reasonable fees upon applicants for the purpose of securing outside consultants including engineers, wetlands scientists, wildlife biologists or other experts in order to aid in the review of proposed projects. The cost of such review shall be paid for by the applicant. Such funds shall be deposited with the city treasurer, who shall create an account specifically for this purpose. Additional consultant fees may be requested where the requisite review is more expensive than originally calculated or where new information requires additional consultant services. Any consultant hired under this provision shall be selected by the Commission, and shall report exclusively to the Commission and/or its administrator.

s/Alderman Anderson

November 19, 2013
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

December 17, 2013
In City Council, Second Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

February 4, 2014
In City Council, Passed to be Ordained, As Amended
(8 in favor, 1 opposed, 0 absent, 0 abstained)

Presented to the Mayor: February 7, 2014
Mayor’s Office: February 7, 2014
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be It Ordained by the City Council of the City of Woburn that Title 12, Article XIV, Section 12-54 of the 1989 Woburn Municipal Code, as amended, be deleted in its entirety and replaced with the following:

12-54 Permit Application Fee.

The Permit Application Fee shall be twenty-five dollars (\$25.00) per event sponsored by non-profit entities and fifty dollars (\$50.00) per event sponsored by commercial and for profit entities. The Permit Application Fee shall be paid upon filing of the application to the City Clerk's office unless otherwise under the sole jurisdiction of the Recreation Commission in which case the fee shall be paid to the Recreation Commission. The permit application fee shall not apply to block party events.

s/Alderman Anderson

February 18, 2014
In City Council, First Reading,
Referred to Committee on Ordinances
(7 in favor, 0 opposed, 2 absent, 0 abstained)

March 4, 2014
In City Council, Second Reading, Passed to be Ordained
(8 in favor, 1 opposed, 0 absent, 0 abstained)

Presented to the Mayor: March 6, 2014
Mayor's Office: March 6, 2014
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Whereas the salary of the Office of Mayor should not be an incentive to nor a deterrent to run for said office;
and

Whereas the Office of Mayor has not received a salary adjustment since the year 2000; and

Whereas the Office of Mayor is currently compensated more than \$20,000 less than any other community of comparable size in the Commonwealth of Massachusetts; and

Whereas the proposed salary is still less compensation than any other municipal administrator is receiving in a community of comparable size; and

Whereas the proposed salary is lower than the increases received by other Woburn employees during the past 14 years;

Now therefore be it Ordained by the City Council of the City of Woburn that Title 2, Article XXVII, Section 2-180 of the 1989 Woburn Municipal Code, as amended, be further amended as follows:

1. That the salary of Mayor be listed as follows:

Mayor.....\$93,000 (effective January 15, 2016)
\$103,000 (effective July 1, 2016)
\$113,000 (effective July 1, 2017)
\$123,000 (effective July 1, 2018)

s/President Haggerty, Alderman Anderson, Alderman Gately, Alderman Mercer-Bruen, Alderman Drapeau, Alderman Gaffney, Alderman Concannon

March 18, 2014
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

April 15, 2014
In City Council, Second Reading,
Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor April 17, 2014 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on April 29, 2014.

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ORDERED

Be it Ordained by the City Council of the City of Woburn that the 1989 Woburn Municipal Code, as amended, be further amended by deleting Title 5, Article XII, Sections 5-68 through 5-81 in their entirety and replacing same with the following new Sections 5-68 through 5-75:

Article XII. Taxis and Liveries

5-68 Definitions

For the purpose of this section, the following words shall have the following meanings:

- A. Livery Car Service or Livery Limousine Service - an unmarked vehicle with a seating capacity not to exceed the manufacturer’s recommended seating capacity that is operated for hire and used to provide livery service, by or on behalf of a named insured, or by an employee of the named insured, and which displays a livery registration number plate issued by the Massachusetts Registry of Motor Vehicles. A livery car service shall:
 - 1. be hired on a prearranged basis only, with a minimum of 12-hour notice;

2. not pick up fares on the street;
3. not take on-demand requests for transportation;
4. manage on a prearranged, scheduled business day and return to the vehicle's base of operation (fixed business address) for a continuous period of least 4 hours in each 24 hour period;
5. be operated by the licensed, named insured or a licensed employee of the named insured, who shall be in attendance as a chauffeur;
6. be managed from a base of operation, which is a fixed business address within the City of Woburn that is properly insured and zoned for said business or is a licensee who is allowed to operate at the location as may be otherwise permitted under the Zoning Code and whose vehicles shall each have two-way radio, telephone or mobile phone communications between each driver of a vehicle and the base of operations;

B. Taxicab - a metered motor vehicle with a seating capacity not to exceed manufacturer's recommended seating capacity, displaying on its exterior, permanently painted or decal identification markings, a light, which shall be affixed to the roof of said vehicle, and a taxi registration number plate issued by the Massachusetts Registry of Motor Vehicles, operated for hire by or on behalf of the named insured or by an employee or independent contractor of said named insured; but which does not pickup, transport, or discharge passengers along a route. A taxicab shall be hired on a hailed, on an on-demand or on a prearranged basis and shall:

1. Must contain a rate meter and charge for service based upon time and miles traveled or on a prearranged billed basis;
2. be operated by the licensed, named insured, a licensed employee, or licensed independent contractor of the named insured, and who is in attendance as the driver of the taxicab;
3. be managed from a base of operation, which is a fixed business address within the City of Woburn that is properly insured and zoned for said business or is a licensee who is allowed to operate at the location as may be otherwise permitted under the Zoning Code;
4. have vehicles with a two-way radio dispatching or two-way computerized dispatching communications system with said base of operations;
5. maintain at the start and end of each shift, waybills including all of the following information for each vehicle:
 - a. current date-by-date, month and year;
 - b. the name of the vehicle's associated company and/or licensed owner;
 - c. the name of the vehicle's driver,

- d. the vehicle's license, Permit, or medallion number,
- e. the time of pick-up of passenger(s),
- f. the place of origin by number, street and city of each passenger;
- g. the place of destination by number, street and city of each passenger; and
- h. the form of primary payment method and amount received.

C. Special Operator License a document granting formal permission to operate a taxi or livery vehicle in the City of Woburn.

5-69 Licenses/Fees

- A. The number of taxicab licenses to be issued shall not be in excess of twenty-eight. The number of livery licenses to be issued shall not be in excess of forty-one.
- B. No person shall engage in the business of transporting persons for hire in a vehicle within the limits of the City of Woburn without first having obtained a license from the Woburn City Council. This Ordinance shall apply both to businesses located within the city or to vehicles employed for transportation trips originating within the city.
- C. No license shall be required for:
 - 1. hearses and grieving-family transport vehicles used by funeral homes for funerals and burials.
 - 2. taxis/livery vehicles lawfully licensed in other communities, provided that such taxis/livery vehicles shall not originate transportation trips within the city unless:
 - a. no taxi licensed by the City of Woburn is available to respond to a request for transportation;
 - or
 - b. use of such taxi is originated by a Woburn Police Officer.
- D. No person having charge of a vehicle licensed hereunder shall demand or receive a rate or fare other than as established by the City Council for the class of license issued hereunder.
- E. The following provisions relate to all taxi and livery licenses:
 - 1. Each license shall be effective for one year only, expiring each year on April 30th.
 - 2. Each license shall specify the Massachusetts motor vehicle registration number, the Vehicle Identification Number (VIN) and the make and model of the vehicle that may be used under said license.

Before a license may be issued for a vehicle, a copy of the registration issued by the Massachusetts Registry of Motor Vehicles shall be filed with the City Clerk. Said registration

shall contain the name of the license holder, the principal place of business and of garaging that is identical to that approved by the City Council, the name of the insurance company through which the vehicle is insured, and the VIN, make and model of the vehicle referenced in the application and approved by the City Council. No amendment of the registration may be made during the term of the license without the approval of the City Council.

3. For every vehicle license so granted each year there shall be paid for the use of the City the following license fees:

Taxis	\$50.00 per year
Livery Car Service and Livery Limousine Service	\$50.00 per year

4. No person shall be eligible to receive such a license who cannot demonstrate familiarity with the streets of the City of Woburn and unless they are either a citizen of the United States or a person lawfully documented for work in the United States. With respect to corporations and business entities, no such corporation or business entity shall be eligible to receive such a vehicle license unless (1) such corporation or business entity can produce a Certificate of Good Standing in the Commonwealth of Massachusetts, (2) the manager or principal representative in charge of the business can demonstrate familiarity with the streets of the City and (3) is either a citizen of the United States or a person lawfully documented for work in the United States. Proof of residence within the City by the applicant shall be prima facie evidence of familiarity with the streets of the City.
5. In addition to any insurance requirements established by state law or regulation, the following minimum insurance coverage shall be obtained by any person seeking a license to operate within the City of Woburn:

Taxis	\$50,000 per occurrence/ \$100,000 annual aggregate
Private Livery	\$75,000 per occurrence/ \$150,000 annual aggregate
Limousines	\$100,000 per occurrence/ \$300,000 annual aggregate

- a. Upon cancellation, the motor vehicle insurance coverage amounts as required herein or the reduction of the motor vehicle insurance coverage amounts to levels that are less than what are required herein, or upon the motor vehicle no longer being registered with the Massachusetts Registry of Motor Vehicles, or a name change, then the license shall be void with one exception. If the termination of motor vehicle insurance coverage or the termination of the motor vehicle registration is solely due to the acquisition of a replacement motor vehicle, then the license may be suspended for a period not to exceed 3 months pending the satisfactory inspection of the replacement vehicle, as provided herein and the approval of a new license by the City Council.

- b. Written notice of cancellation, non-renewal, or of any limits reduction change in said policy shall be mailed to the City Clerk, City Hall, 10 Common Street, Woburn, MA 01801 at least ten (10) days in advance of the effective date thereof..
- c. The license holder must provide their insurance company with a copy of this ordinance.
- d. The insurance requirement provisions of this part shall be effective immediately upon adoption, and all licensees shall be required to comply with these provisions within ninety (90) days thereof. The failure to comply with this provision shall be grounds for the suspension or revocation of the license.

All licensees are required to submit a certificate of insurance satisfactory to the City Clerk or his designee, indicating therein the amount of coverage and the maximum number of persons to be carried in each vehicle.

6. No license shall be sold, assigned or transferred directly by conveyance, assignment or transfer of the license itself, nor indirectly by sale of the business or ownership interests in a corporation holding the license without City Council approval.
7. Any person in whose name a license is taken out for one or more vehicles for hire, for all purposes of this Ordinance shall be considered as the owner of the same and liable to all forfeitures and penalties herein contained.
8. There shall be no advertisements or other displays or any references to products or services on or about the licensed vehicles other than references to the licensee's operation.
9. Primary payment method shall be by cash, voucher, credit or debit card, check, or prearranged billing including name of billed individual or company.
10. All vehicles for hire and registered in the city shall have the name, trade name, and telephone number of the owner and the word "Woburn" painted on both sides of the exterior body of the taxicab in standard letters not less than four (4) inches high and one-half (1/2) inch wide.
11. All vehicles must be managed from a base of operation, which is a fixed business address within the City of Woburn that is properly insured and zoned for said business and be equipped with two-way radio or mobile phones.

F. Credit Card Payments:

No Taxi Driver shall refuse to accept a credit card as payment for a fare after May 1, 2015 and no Driver may demand a fee above the fare in return for accepting a credit card payment. (M.G.L. c. 140D, §28A).

G. Be Equipped for Credit Card Processing:

1. Effective May 1, 2015 all taxicabs shall be equipped with an electronic credit card processing capability. Such equipment shall allow the passenger to swipe the card in the rear compartment of the taxicab without handing the card to the Driver. Such equipment shall list fare, tolls, fees,

and tips separately for processing purposes. Such equipment shall have the ability to electronically authorize the transaction in a timely manner. Such equipment will provide a printed, or electronic receipt that includes:

- a. Woburn Licensed Taxi Number,
- b. Date,
- c. Time,
- d. Charge Amount,

2. All Taxis shall have a functioning credit card reader at all times. If a Taxi does not have a functioning credit card reader, it shall be deemed unfit for service as a taxi.

5-70 Operation of all licensed vehicles:

- A. No person to which a license has been granted shall suffer or allow any person other than the driver licensed pursuant to Section 5-74 hereof by the Chief of Police to drive such a vehicle for hire.
- B. All vehicles licensed hereunder shall be kept in a good condition suitable for occupancy and mechanically fit for the safety of the passengers. The interior and exterior shall be clean and sanitary at all times. Owner and driver shall each be held responsible for violations of this provision as the case may be.
- C. No license shall be issued until each vehicle intended to be used has been inspected by the Chief of Police or his designee, as follows:
 1. No license shall be issued until each vehicle intended to be used shall have been thoroughly inspected by the Chief of Police or his designee. A list of items to be inspected by the police department shall be furnished to all license applicants by the City Clerk. If the vehicles are found to be safe and suitable for hire and being in the same condition as supplied by the manufacturer with reasonable wear and tear being excepted, the Chief of Police or his designee shall issue a certificate of inspection, which shall designate by registration number, make, model, VIN, seating capacity and intended use of each so approved. Such certificate shall be filed in triplicate with each application with the City Clerk for any license established by this Ordinance. When and if issued by the City Council, any license shall be deemed to cover only the vehicle described in such certificate.
 2. Each vehicle shall be inspected each year before any license is renewed by the Woburn Police Department. The certificate of inspection shall be filed with the renewal application. Any vehicle that fails to pass such inspection shall not be used for transportation of persons or things for hire until repaired, or the conditions which caused the inspection failure are addressed, and the vehicle passes re-inspection. The cost of re-inspection shall be \$25.00 per vehicle payable to the City of Woburn.
- D. In no event may any vehicle licensed hereunder carry more persons than the number of available seat belts permanently equipped in such vehicle; every child under forty pounds (40 lbs.) shall be transported only in approved child safety restraint devices.

- E. No vehicle licensed under this Ordinance as one classification of license shall be further licensed or used at the same time as another classification of license.
- F. No smoking shall be permitted, by anyone at any time, in any taxi so licensed and a "no smoking" sign shall be displayed in plain view of the rear passenger seats of every licensed vehicle.
- G. A Taxi or Livery License, once issued, shall include a sticker or other marker as determined by the City Clerk that shall be displayed and affixed to the back left corner of the vehicle. The sticker or marker shall be provided by the City Clerk and the actual cost of the sticker or marker, which is in excess of the license application fee, shall be paid by the licensee upon the license being issued. The shape, color and the form of the sticker or other marker shall be determined by the City Clerk and shall identify the effective dates of the license. The color of the sticker or marker shall change annually.

5-71 Taxi Fares

- A. Each taxi shall charge a rate established by the City Council as follows:

The rate to be charged for conveying passengers shall be \$2.25 for the first 1/5 mile plus \$0.50 for each additional 1/5 mile.

Waiting time	.35/minute
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- B. Every taxi licensed hereunder shall display such fares along with a photocopy of the applicable taxi license in a conspicuous location within the passenger compartment of the licensed vehicle.
- C. Prior to issuance or renewal of a license, each vehicle must be tested for a measured mile. The Sealer of Weights and Measures will be contacted by the vehicle license holder to arrange for testing of each vehicle. The certificate of inspection issued by the Sealer of Weights and Measures must be filed with the application with the City Clerk.
- D. The City Council shall review Taxi Fares at its first regularly scheduled meeting after May 1st and after November 1st each year.
- E. The City of Woburn Senior Discount Taxi Program shall be exempt from these rates.

5-72 Livery Car Service

- A. Any vehicle operated as a livery car service as defined by Section 5-68 (A) must be licensed prior to operation. A Livery Car License may only be issued to those applicants who meet the qualifications below:
 1. Rate Qualification: the fares charged for a vehicle is to be exclusively the rates specified as "private livery rates" in Section B below; any private livery vehicle charging taxi rates shall be considered an unlicensed taxi and shall have its private livery license revoked;

2. Size Qualification: a public vehicle of any type with a seating capacity not in excess of eight passengers excluding the driver;
3. Use Qualification: such private livery vehicle may be rented only from a garage or the residence of the owner, with the owner or an employee of the owner in attendance as a chauffeur, for use only in connection with social functions, funeral, touring, shopping trips and similar purposes. This type of license DOES NOT APPLY to taxis (5-71), scheduled limousine service (Section 5-73), or any vehicle that is used in any of the following ways:
 - a. stationed at or for hire from a railroad, bus or gasoline station, club, stand, hotel, parking lot, street, highway, airport or any other public place.
 - b. used to transport persons for a hotel, transportation company or similar organization.
 - c. used under agreement with a hotel, club, or private organization to provide a regular transportation service for its members and guests.
 - d. operated with a fare structure determined by zones or taximeter or primarily by distance traveled
 - e. used to pick up, transport and discharge passengers along a route or on a schedule

Any private livery engaged in the foregoing not applicable uses shall be considered an unlicensed taxi.

4. Vehicles licensed as Private Liveries shall have a livery license plate issued by the Massachusetts Registry of Motor Vehicles, bear no light but shall display at least one of the following methods of identification:
 1. A removable identification card, with the name of the livery company and/or the client printed thereon;
 2. Bear on the right and left side rear windows a livery sign containing only the name of the livery service in letters not to exceed two inches (2") in height;
 3. Small logo on front doors on both driver and passenger sides.

B. Fares for Livery Car Service and Livery Limousine Service

1. The fares for Livery Car Services shall be established primarily by time used rather than distance traveled. The fares shall be a fixed rate and the same rate for all classes of riders (senior citizens and children discounts are recommended). Each licensee shall present its base rate structure at the time of licensing and such structure shall go into effect unless the City Council determines otherwise. The City Council reserves the right to review livery rates if, among other things, a passenger voices a complaint.

C. Every Livery Car Service vehicle licensed hereunder shall have in the vehicle, a chart setting forth the fare and rate schedule and a photocopy of the livery license.

5-73 Special Operator's Licenses

- A. No person shall drive or operate a taxi, livery car service or livery limousine service within the limits of the City of Woburn without first obtaining a special operator's license from the Chief of Police or his designee. No person shall be eligible to receive such a license that cannot demonstrate familiarity with the streets of the City of Woburn and must be either a citizen of the United States or a person

lawfully documented for work in the United States.

- B. For every such special operator's license so granted there shall be paid the sum of \$20.00. Applications for such license must be filed in person, on a form furnished by the Chief of Police or his designee. The license shall include the name, address and photograph of the licensed driver.
- C. No such license shall be granted unless the applicant shall possess a current and valid Massachusetts Motor Vehicle Driver's License, and be at least 18 years of age.
- D. Every licensed operator having charge of a licensed vehicle shall at all times have in his/her possession a special operator's license. A copy of this Ordinance shall also be maintained in each vehicle. Every operator of a licensed vehicle while engaged in the operation of the vehicle shall display his Special Operators License in one of the following four ways:
 - 1. a suitable frame or other device upon the dashboard or
 - 2. sun visor of said vehicle where it is in plain view and can be viewed by passengers riding in the rear seat of the vehicle;
 - 3. As an identification badge either pinned on the drivers shirt/jacket, or
 - 4. on strap around his/her neck.
- E. Every licensed operator shall be courteous and respectful to the passengers of such vehicles and shall operate the same with due regard to the safety of such passengers, the rights of pedestrians, the occupants of these vehicles and the public generally. Said drivers shall be clean and appropriately dressed.
- F. An applicant may be barred from receiving or holding a special operator's license under this Ordinance for any of the following reasons:
 - 1. shows evidence of the use of intoxicating liquors or narcotic drugs while driving;
 - 2. has a criminal record within the past seven years for any of the following:
 - a. Conviction of a felony;
 - b. Violation of parole or probation;
 - c. Illegal possession of firearms;
 - d. 3 or more moving violations of motor vehicle laws in one year.
- G. No person shall be licensed as a driver who:
 - 1. Is not at least 18 years old;
 - 2. Does not possess Massachusetts RMV driver's license;
 - 3. Is registered as a sexual offender;
 - 4. Is neither a citizen of the United States nor a person lawfully documented for work in the United States.
- H. All applicants are required to have a registry of motor vehicle background check and/or CORI check to be conducted by the Woburn Police Department. The Chief of the Woburn Police Department shall provide to the City Council notice of his approval or disapproval of the license application based on the background and/or CORI check to the extent allowed by law.

- I. The Chief of Police may suspend or revoke the special operator's license upon any conviction or a finding of responsibility for a moving violation. Any suspension or revocation of a special operator's license may be appealed to the City Council within seven (7) days of the date of notification.
- J. Notwithstanding the preceding subsections, where evidence shows that the applicant's or license holder's other activities or condition would present a danger to the health, safety, welfare or morals of the inhabitants of the City of Woburn, the City Council may reject an application, or may suspend, revoke or refuse to renew an existing license.
- K. All Special Operator Licenses shall expire 2 years after issuance and may be renewed.

5-74 Enforcement/Temporary Suspension of Licenses/Hearings

- A. It shall be the duty of the Woburn Police Department to enforce the provisions of this Ordinance. Whoever violates any provision of this Ordinance shall be punished by a fine of Seventy Five dollars (\$75.00) for the first offense, one-hundred dollars (\$100) for the second offense and two-hundred (\$200) for each subsequent offense within a 12 month period. This penalty may be enforced by means of the noncriminal disposition provisions of M.G.L. c. 40, § 21D or by filing of a criminal complaint by any enforcing persons in the Woburn District Court.
- B. In addition to the foregoing, the City Council may, following notice and an opportunity for a hearing, enforce this Ordinance by means of suspension or revocation of any license issued hereunder.
- C. Upon a determination that the public good and safety so requires, the Chief of Police and/or his designee is authorized to immediately suspend any license issued hereunder for up to two weeks, pending a hearing before the City Council,
- D. The Woburn Police Department shall have the authority to impound any vehicle in violation of these sections.

5-75 Effective Date

This Article shall become effective on May 1, 2015.

s/President Haggerty, Alderman Raymond
Alderman DiTucci, Alderman Concannon

March 4, 2014
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

May 6, 2014
In City Council, Second Reading,
Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor May 8, 2014 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on May 20, 2014.

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ORDERED

Be it ordained by the City Council of the City of Woburn that the 1989 Woburn Municipal Code, as amended be further amended as follows:

1. By adding a new subsection at the end of Section 2-189 that provides as follows: “D. The City Council shall, by the second meeting in March determine the rate of increase, if any, of the non-union department heads’ salaries. This provision shall not preclude the City Council from adjusting the salaries at other times during the year.”
2. By inserting the words “except for department heads” after “All full time non union employees” in the first sentence of Section 2-190(A); and by deleting the second paragraph of Section 2-190(A) and inserting in its place a new second paragraph as follows: “All non-union department heads, except for the City Solicitor, who are not under written personal contract shall be entitled to the Vacation Leave, Bereavement Leave, Personal Days and Education Incentive Benefits as negotiated in the Department Head Union Contract.”
3. By striking from the first sentence of Section 2-190(B) the words “, except department heads,” and by adding a new second sentence to Section 2-190(B) as follows “All non-union department heads, except the City Solicitor, who are not under written personal contract shall be entitled to the Sick Leave, Accumulation of Sick Leave and Buy Back of Sick Leave as negotiated in the Department Head Union Contract for all days earned on or after January 1, 2014. All days accumulated prior thereto shall be compensated as provided under Section 2-190(D).”
4. The effective date of this ordinance shall be July 1, 2014.

s/President Denaro

December 6, 2011
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

May 20, 2014
In City Council, Second Reading,
Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor May 23, 2014 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on June 3, 2014.

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ORDERED

Be it ordained by the City Council of the City of Woburn that Title 3, Article II, Section 3-12(D) of the 1989 Woburn Municipal Code, as amended, be further amended by striking from the first sentence the words “Five thousand dollars” and inserting in its place the words “Ten thousand dollars”

s/President Haggerty

May 6, 2014
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

May 20, 2014
In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: May 23, 2014
Mayor’s Office: May 23, 2014
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Whereas, the City of Woburn has adopted M.G.L. c. 59, §5K; and

Whereas, M.G.L. c.59, §5K provides that the City may have a program to allow persons over the age of 60 to volunteer to provide services to the City in exchange for a reduction in their real property tax; and

Whereas, the Woburn Municipal Code provides in Title 3, Article V. Assistance Programs, Section 3-25 Senior Citizen Property Work-Off Program, for a program for persons over the age of 60 to volunteer to provide services to the City in exchange for a reduction in their real property tax; and

Whereas, the current provision sets forth a maximum exemption of \$750 and the General Laws allow the exemption to be \$1,000; and

Whereas, the current provision is inconsistent with state law that requires that the services rendered shall be in exchange for a reduction in the tax bill;

Whereas, the current provision refers to a general law that does not exist;

Whereas, Section 3-25(E) needs to be revised and updated;

Now therefore, be it Ordained by the City Council of the City of Woburn that Title 3, Article V. Assistance Programs, Section 3-25 Senior Citizen Property Work-Off Program, of the Woburn Municipal Code be amended by deleting Section 3-25(E), Reimbursement Guidelines, in its entirety, and inserting in its place the following new section:

E. Exemption Guidelines

1. The hourly rate for services shall be set to the state's current minimum wage in effect at the time the services are provided.
2. The maximum exemption available to any individual or per household during a program year shall be \$1,000.00 per fiscal year, or the maximum allowed by M.G.L. c.59, §5K as that statute may from time to time be amended.
3. Upon completion of the required hours of work service, or a fraction thereof, the number of hours worked will be verified by the appropriate department head and submitted to the Council on Aging Director for submission to the Board of Assessors.
4. This program is exempt from state income taxes, but not federal income taxes. Federal and Medicare taxes must be withheld. Participants must complete a W-4 and the Treasurer/Collector will issue a W-2 form to each participant for federal tax purposes only.
5. Only thirty (30) individuals or households may participate in any program year.
6. Participants are not eligible for City benefits.
7. Current City employees are not eligible.
8. An individual or household may participate in only one Tax Work off Program (Senior or Veterans).

s/Alderman Anderson

May 6, 2014

In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

May 20, 2014

In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: May 23, 2014
Mayor's Office: May 23, 2014
Approved: s/Scott D. Galvin, Mayor

B. Amendments to the 1985 Woburn Zoning Code, as amended

ORDERED

Be it Ordained by the City Council of the City of Woburn that Section 7.3 Extension of Alteration of Nonconforming Uses, of the 1985 Zoning Ordinances, as amended, be further amended by deleting therefrom the second sentence of the second paragraph, so that the paragraph will read as follows:

Pre-existing non-conforming structures or uses shall not be extended or altered unless the petitioner provides proof that the pre-existing non-conforming structure or use was validly and legally established.

s/Alderman Anderson

September 3, 2013
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 1, 2013
Public Hearing, Second Reading and Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 19, 2013
Report of Committee on Ordinances Received,
Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor November 22, 2013 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on December 3, 2013.

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ORDERED

Be it Ordained by the City Council of the City of Woburn as follows:

To amend the 1985 Woburn Zoning Ordinances, as amended, as follows: 1. By revising the definition of "Extended Care Facility" contained in Section 2 as follows: the "period" after "rest homes" shall be deleted and the following language added: "and Assisted Living residences", 2. By revising Section 6.1 (Table of

Dimensional Regulations) by adding a new footnote #9 to read as follows: “9. Assisted Living residences located in the Residential-Three (R-3) zoning district boundary lines in the City of Woburn shall have a maximum height of 42 feet and/or 3 stories; Assisted Living residences located in the R-2, R-3, R-4, B-H, B-I, and S-1 zoning districts shall have a Minimum lot area of 1 acre; a Minimum Lot frontage of 125 feet; a Minimum side yard setback of 25 feet; a Minimum rear yard Setback of 30 feet; and that the maximum number of residential units shall be not more than 1 bedroom per 1,000 square feet of gross lot area not including the area assigned to rivers or canals that may be on the lot and that an Alzheimer room/bed shall be construed to be a bedroom.”, and 3. By revising Section 8.2.5 (Schedule of minimum numbers of Required Off Street Parking Stalls) for Extended Care Facility by adding the following language after “1.8 space per dwelling unit” as follows: “, provided that Assisted Living residences shall have 0.70 space per unit and 1 visitor space per 10 units.”

s/Lindquist Realty Trust and Benchmark Senior Living, an individual owning land to be affected by change or adoption pursuant to Section 5 of Chapter 40A

July 16, 2013

In City Council, First Reading,
Referred to Public Hearing and Planning Board
(8 in favor, 0 opposed, 1 absent, 0 abstained)

September 3, 2013

In City Council, Second Reading,
Public Hearing Continued and Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 22, 2013

In City Council, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 25, 2013

In City Council, Public Hearing and Public Hearing Continued
(7 in favor, 2 opposed, 0 absent, 0 abstained)

December 17, 2013

In City Council, Public Hearing,
Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013

Mayor’s Office: December 19, 2013

Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that Section 11, Special Permits and Variances, of the 1985 Zoning Ordinances, as amended, be further amended by revising Section 11.3 as follows:

11.3 Procedures for Special Permits

1. The applicant shall submit a written application for a special permit with 12 copies to the City Clerk. The application shall also be subject to Rules and Regulations adopted by the City Council pursuant to G.L. Chapter 40A, Section 9, and incorporated herein. No application shall be accepted or considered complete that does not have any necessary variances required from the Board of Appeals. All appeal periods associated with granted variances must be expired before an application is submitted. If there is a dispute between the building commissioner and the petitioners on whether a variance is necessary this dispute must be presented to the Board of Appeals for resolution. No application with such disputed variances shall be considered complete and shall not be accepted until the Board of Appeals makes a decision.
2. The City Clerk, within three (3) business days of receipt of the application, shall distribute nine (9) copies of the application and all other required special permit submission materials to the City Council, 2 copies to the Planning Board-Director and one (1) copy to the City Engineer for review and comment.

s/President Haggerty

May 20, 2104
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(9 in favor, 0 opposed, 0 absent, 0 abstained)

June 17, 2014
Public Hearing, Second Reading, Public Hearing,
Passed to be Ordained, As Amended
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: June 19, 2014
Mayor's Office: June 19, 2014
Approved: s/Scott D. Galvin, Mayor

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C. Amendments to the Zoning Map of the City of Woburn, as amended

ORDERED

Be it Ordained by the City Council of the City of Woburn as follows:

To amend the Zoning Map of the City of Woburn by amending the zoning district for the property identified on Assessors Map 32, Block 04, Lot 01 known as 320 Salem Street containing an approximately 4.43 acre parcel from the R-1 zoning district to the R-3 zoning district.

s/Lindquist Realty Trust and Benchmark Senior Living, an individual owning land to be affected by change or adoption pursuant to Section 5 of Chapter 40A

July 16, 2013
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(8 in favor, 0 opposed, 1 absent, 0 abstained)

September 3, 2013
In City Council, Second Reading,
Public Hearing Continued and Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 22, 2013
In City Council, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 25, 2013
In City Council, Public Hearing and Public Hearing Continued
(7 in favor, 2 opposed, 0 absent, 0 abstained)

December 17, 2013
In City Council, Public Hearing,
Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor's Office: December 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn as follows:

To amend the Zoning Map of the City of Woburn by amending the zoning district for the property identified on Assessors Map 43, Block 17, Lot 16 being the entire parcel of land known as 506 Main Street a/k/a 508

Main Street and 6-14 Hovey Street containing approximately 0.57 acres of land from the R-4/B-D zoning district to the B-D zoning district.

s/508 Main Street LLC, an individual owning land to be affected by change or adoption pursuant to Section 5 of Chapter 40A

July 16, 2013
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(8 in favor, 0 opposed, 1 absent, 0 abstained)

August 6, 2013
In City Council, Second Reading,
Public Hearing, Referred to Committee on Ordinances
and Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

September 3, 2013
In City Council, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 1, 2013
In City Council, Public Hearing,
Referred to Committee on Ordinances
and Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 19, 2013
In City Council, Public Hearing
and Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

December 17, 2013
In City Council, Public Hearing,
Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor's Office: December 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that the Woburn Zoning Map be amended for the parcels of land known as

73 Dragon Court containing approximately 5.3 acres of land as shown on Assessors Map 16 Block 02 Lot 02;
41 Dragon Court containing approximately .52 acres of land as shown on Assessor Map 16 Block 02 Lot 04;

And a portion of 39 Dragon Court containing approximately 1.31 acres of land as shown on Assessors Map Map 16 Bolck 02 Lot 05 and further described in a plan entitled “Lytron parking Expansion, 55 Dragon Court” dated March 13, 2014, prepared by Eugene T. Sullivan, Jr., Consulting Engineers a copy of which is recorded with the Middlesex South District Registry of Deeds at Book 63389, Pages 25 and 25;

from the R-2/I-P zoning district to the I-P zoning district

as follows:

s/ Lytron Realty Corp. and Lytron Incorporated, an individual owning land to be affected by change or adoption pursuant to Section 5 of Chapter 40A

September 3, 2013

In City Council, First Reading,
Referred to Public Hearing and Planning Board
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 22, 2013

In City Council, Second Reading, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 25, 2013

In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

January 21, 2014

In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(8 in favor, 0 opposed, 0 absent, 1 abstained)

February 4, 2014

In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(8 in favor, 0 opposed, 0 absent, 1 abstained)

December 17, 2013
In City Council, Public Hearing,
Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor's Office: December 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that the Woburn Zoning Map be amended for the parcels of land known as 73 Dragon Court containing approximately 5.3 acres of land; 41 Dragon Court containing approximately .52 acres of land; 39 Dragon Court containing approximately 1.31 acres of land; Dragon Court, Lot 1 containing approximately .28 acres of land and Dragon Court, Lot 2 containing approximately .28 acres of land, as shown on Assessors Map 16 Block 02 Lot 02, Map 16 Block 02 Lot 04, Map 16 Block 02 Lot 05, Map 16 Block 02 Lot 06 and Map 16 Block 02 Lot 07 from the R-2/I-P zoning district to the I-P zoning district.

By Lytron Realty Corp. and Lytron Incorporated,
a property owner affected by the change

September 3, 2013
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(8 in favor, 0 opposed, 1 absent, 0 abstained)

October 22, 2013
In City Council, Second Reading, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 25, 2013
In City Council, Public Hearing Continued
and Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

January 21, 2014
In City Council, Public Hearing and Public Hearing Continued
(7 in favor, 2 opposed, 0 absent, 0 abstained)

December 17, 2013
In City Council, Public Hearing,

Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor's Office: December 19, 2013
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it Ordained by the City Council of the City of Woburn that the Woburn Zoning Map be amended for the parcels of land known as 73 Dragon Court containing approximately 5.3 acres of land as shown on Assessors Map 16 Block 02 Lot 02; 41 Dragon Court containing approximately .52 acres of land as shown on Assessor Map 16 Block 02 Lot 04; and a portion of 39 Dragon Court containing as shown on Assessors Map 16 Block 02 Lot 05 and the applicable portion of the lot being further described in a plan entitled "Lytron Parking Expansion, 55 Dragon Court" dated March 13, 2014, prepared by Eugene T. Sullivan, Jr., Consulting Engineers, a copy of which is recorded with the Middlesex South District Registry of Deeds at Book 63389, Pages 25 and 25, from the R-2/I-P zoning district to the I-P zoning district

s/ Lytron Realty Corp. and Lytron Incorporated, an individual owning land
to be affected by change or adoption pursuant to Section 5 of Chapter 40A

September 3, 2013
In City Council, First Reading,
Referred to Public Hearing and Planning Board
(9 in favor, 0 opposed, 0 absent, 0 abstained)

October 22, 2013
In City Council, Second Reading, Public Hearing Continued
(9 in favor, 0 opposed, 0 absent, 0 abstained)

November 25, 2013
In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

January 21, 2014
In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(8 in favor, 0 opposed, 0 absent, 1 abstained)

February 4, 2014
In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(8 in favor, 0 opposed, 0 absent, 1 abstained)

March 4, 2014
In City Council, Public Hearing and Public Hearing Continued
and referred to Committee on Ordinances
(8 in favor, 0 opposed, 0 absent, 1 abstained)

March 18, 2014
In City Council, Public Hearing,
Passed to be Ordained
(8 in favor, 0 opposed, 0 absent, 1 abstained)

Presented to the Mayor March 20, 2014 and ten days having elapsed without same being approved, said Ordinance became effective without his signature on April 1, 2014.

D. Amendments to the 1935 Woburn Traffic Ordinances, as amended

ORDERED

RICHARDSON STREET – Handicapped parking space shall be established at 9 Richardson Street.

September 19, 2013
In Traffic Commission, First Reading
(7 in favor, 0 opposed, 2 absent, 0 abstained)

October 17, 2013
In Traffic Commission, Second Reading, Order Adopted, Referred to City Council
(8 in favor, 0 opposed, 1 absent, 0 abstained)

November 19, 2013
Presented to City Council
In City Council, Order Confirmed and Adopted
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: November 22, 2013
Mayor's Office: November 22, 2013
Approved: s/Scott D. Galvin
Published Woburn Daily Times Chronicle December 6, 2013 and December 13, 2013

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ORDERED

WRIGHT STREET – No parking on the westerly side from the intersection with Winn Street for a distance of forty (40) feet.

September 19, 2013
In Traffic Commission, First Reading
(7 in favor, 0 opposed, 2 absent, 0 abstained)

October 17, 2013
In Traffic Commission, Second Reading, Order Adopted, Referred to City Council
(8 in favor, 0 opposed, 1 absent, 0 abstained)

November 19, 2013
Presented to City Council
In City Council, Order Confirmed and Adopted
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: November 22, 2013
Mayor's Office: November 22, 2013
Approved: s/Scott D. Galvin
Published Woburn Daily Times Chronicle December 6, 2013 and December 13, 2013

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ORDERED

MISHAWUM ROAD – No parking both sides from the intersection with Ryan Road to the intersection with Industrial Parkway.

October 17, 2013
In Traffic Commission, First Reading, Referred to Public Hearing
(8 in favor, 0 opposed, 1 absent, 0 abstained)

November 21, 2013
In Traffic Commission, Second Reading, Public Hearing,
Order Adopted, Referred to City Council
(6 in favor, 0 opposed, 3 absent, 0 abstained)

December 17, 2013
Presented to City Council
In City Council, Order Confirmed and Adopted
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor's Office: December 19, 2013
Approved: s/Scott D. Galvin
Published Woburn Daily Times Chronicle January 10, 2014 and January 17, 2014

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ORDERED

OLD MISHAWUM ROAD – No parking both sides the entire length.

October 17, 2013
In Traffic Commission, First Reading, Referred to Public Hearing
(8 in favor, 0 opposed, 1 absent, 0 abstained)

November 21, 2013
In Traffic Commission, Second Reading, Public Hearing,
Order Adopted, Referred to City Council
(6 in favor, 0 opposed, 3 absent, 0 abstained)

December 17, 2013
Presented to City Council
In City Council, Order Confirmed and Adopted
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: December 19, 2013
Mayor’s Office: December 19, 2013
Approved: s/Scott D. Galvin
Published Woburn Daily Times Chronicle January 10, 2014 and January 17, 2014

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ORDERED

EATON AVENUE – No parking on the northerly side of Eaton Avenue beginning at a point 130 feet easterly of Main Street to a point 390 feet easterly of Main Street between the hours of 2:00 p.m. and 3:00 p.m. Monday through Friday from September 1 through June 30.

March 20, 2104
In Traffic Commission, First Reading
(9 in favor, 0 opposed, 0 absent, 0 abstained)

April 17, 2014
In Traffic Commission, Second Reading,
Order Adopted, Referred to City Council
(7 in favor, 0 opposed, 2 absent, 0 abstained)

May 6, 2014
Presented to City Council
In City Council, Order Confirmed and Adopted
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: May 8, 2014
Mayor's Office: May 8, 2014
Approved: s/Scott D. Galvin
Published Woburn Daily Times Chronicle May 16, 2014 and May 23, 2014

E. Acts of the Legislature Accepted by the City or Affecting the City

ORDERED

Be it ordained that the City Council of the City of Woburn hereby accepts and adopts the provisions of M.G.L. c.32B, §20, authorizing the City to establish a Trust Fund for Other Post Employment Benefit liabilities.

s/President Haggerty

February 4, 2014
In City Council, First Reading,
Referred to Committee on Finance
(9 in favor, 0 opposed, 0 absent, 0 abstained)

March 4, 2014
In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: March 6, 2014
Mayor's Office: March 6, 2014
Approved: s/Scott D. Galvin, Mayor

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ORDERED

Be it ordained by the City Council of the City of Woburn that its April 10, 1978 acceptance of M.G.L. c.60, §23A be revoked, and that the provisions of M.G.L. c.60, §23B be accepted to allow the Treasurer/Collector to furnish a Certificate of Municipal Liens pursuant to M.G.L. c.60, §23 according to the following fee schedule: vacant land of less than one acre, a fee of \$25.00; land with a single family residence and accessory buildings, a fee of \$25.00; land with a two family residence with accessory buildings, a fee of \$25.00; land with a three family residence with accessory buildings, a fee of \$25.00; land with a residence for four or more families, a fee of \$100.00; for land with a commercial, industrial or public utility structure, a fee of \$150.00; for farms, forest land and all other real property, a fee of \$50.00. In no case shall the fee exceed one half of

one per cent of the assessed value of the real estate and the money so received shall be paid into the town treasury.

s/Alderman Anderson
Per request of the Mayor and Treasurer/Collector

May 6, 2014
In City Council, First Reading,
Referred to Committee on Ordinances
(9 in favor, 0 opposed, 0 absent, 0 abstained)

May 20, 2014
In City Council, Second Reading, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: May 23, 2014
Mayor's Office: May 23, 2014
Approved: s/Scott D. Galvin, Mayor

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ORDERED

That the City of Woburn accept Clause 56 of G.L. c. 59, § 5, which would allow members of the Massachusetts national guard or military reservists who are on active duty to obtain a reduction of all or part of their City of Woburn real and personal property taxes for any fiscal year they are serving in a foreign country, to be effective beginning in fiscal year 2015.

s/President Haggerty and Alderman Drapeau

May 20, 2014
In City Council, Passed to be Ordained
(9 in favor, 0 opposed, 0 absent, 0 abstained)

Presented to the Mayor: May 23, 2014
Mayor's Office: May 23, 2014
Approved: s/Scott D. Galvin, Mayor

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THE COMMONWEALTH OF MASSACHUSETTS

Chapter 123 of the Acts of 2014

An Act relative to the disability retirement of Woburn police officer Robert DeNapoli.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. (a) Notwithstanding any general or special law to the contrary and in order to promote the public good, the Woburn retirement board shall retire Robert DeNapoli, a police officer in the Woburn Police Department who was injured in the line of duty on September 6, 2011 and, as a result, is totally and permanently incapacitated from performing the essential duties of a police officer. The benefits shall be paid and administered in accordance with section 7 of chapter 32 of the General Laws. Upon retirement, Robert DeNapoli shall receive a lump sum payment from the Woburn retirement board equal to his total accumulated retirement deductions.

(b) The annual amount of pension payable to Robert DeNapoli shall be equal to the regular rate of compensation which would have been payable to him had he continued in service as a police officer at the grade held by him at the time of his retirement until his death or until reaching age 65, whichever first occurs. The retirement shall become effective commencing on the date immediately following the final day for which Robert DeNapoli received regular compensation for such employment. The additional benefits granted in this act shall be funded and administered by the Woburn retirement board, consistent with and subject to said chapter 32, except that sections 8 and 91A of said chapter 32 shall not apply. All amounts paid under this act shall be nontaxable.

(c) Upon attaining age 65, Robert DeNapoli shall receive a pension pursuant to section 7 of chapter 32 of the General Laws, the yearly amount of which shall be equal to 80 per cent of the average annual rate of compensation paid to him in the previous 12 months.

(d) If Robert DeNapoli shall be married at the time of his retirement, then, upon his death, the Woburn retirement board shall pay his surviving spouse, if then living, a pension, payable in monthly installments, in the amount of 75 per cent of the annualized amount of the pension payable to Robert DeNapoli on the date of his death. The pension shall be subject to section 103 of said chapter 32.

(e) Robert DeNapoli shall be indemnified for hospital, medical and other healthcare expenses related to treatment of injuries sustained while in the line of duty on September 6, 2011 not otherwise by health insurance.

SECTION 2. This act shall take effect upon its passage.

Effective June 6, 2014

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F. Record of Election Statistics

ORDERED

That the following list of Wardens, Clerks, Inspectors and Substitutes be approved for all Elections between September 1, 2013 and August 31, 2014:

Ward	Precinct	Name	Address	Office
1	1	Barbara Fagan	33 Dix Rd. Ext.	Warden
1	1	Sharon Flynn	6 Thornton St.	Clerk
1	1	Diane Ahern	2 Keith Circle	Inspector
1	1	Catherine Walsh	273 Cambridge Road #202	Inspector
1	1	Marie Giangrande	6 Flint Circle	Inspector
1	1	Jean Bergeron	8 Brooks Street	Inspector
1	1	Roberta Bengtson	6 Samoset Road	Inspector
1	1	Loretta Schuck	44 Leonard Street	Inspector
1	1	Paula Walsh	11 Hillside Avenue	Inspector
1	1	Florianna Tobin	59 Campbell Street #309	Inspector
1	2	Ron Dunn	8 Spring Street	Warden
1	2	Margaret Wallace	4 Lakeview Terr	Clerk
1	2	Betty Parechanian	7 Hope Lane	Inspector
1	2	Walter Desharnais	15 Veteran Road	Inspector
1	2	Georgina Silva	50 Cambridge Rd #209	Inspector
1	2	Carol Beckwith	27 Buttaro Road	Inspector
1	2	Sophie Davidson	37 Arlington Rd	Inspector
1	2	Rita Allitto	11 Morningside Drive	Inspector
1	2	Janet LeBlanc	1 Surrey Circle	Inspector
1	2	Ann Decubellis	1 Library Place #507	Substitute
2	1	Sandra Luther	19 Cummings Ave	Warden
2	1	Catherine DiPanfilo	20 Innitou Road	Clerk
2	1	Carmella Crowell	30 Dix Road Ext	Inspector
2	1	Helen King	4 Bedford Road	Inspector
2	1	Frank Starble	11 Page Place	Inspector
2	1	Roy Luther	19 Cummings Avenue	Inspector
2	1	Arthur Cumming Jr.	27 Anna Road	Inspector
2	1	Deborah Jean Finn	1 Village Street	Substitute
2	1	Theresa Smith	25-0 Arlington Road 4	Inspector
2	1	Connie Pandolph	9 Park Drive	Inspector
2	2	Patricia McCuish	14 Scott Street	Warden
2	2	Donald McCuish	14 Scott Street	Clerk
2	2	Elizabeth Ober	39 Forest Park Road	Inspector
2	2	Paula Nagle	8 Thomas Street	Inspector
2	2	Janice Pandolph	44 Samoset Road	Inspector
2	2	Jean Mernin	2 Walnut Court	Inspector
2	2	Judith Nagle	8 Thomas Street	Inspector
2	2	Natalie O'Connor	13 Cummings Avenue	Inspector
2	2	Thomas Fuller	178 Montvale Avenue	Inspector
2	2	Paul Cunniff	93 Waltham Street	Inspector

3	1	Linda Olsson	60 Water Street	Warden
3	1	Richard Tobin	44 Green Street	Clerk
3	1	Elizabeth A. Simonds	3 Court Street	Inspector
1	1	Marie Landino	12 Minchin Drive	Inspector
3	1	Marion Dora	2 Kimball Court #406	Inspector
3	1	Marie Price	240 Place Lane	Inspector
3	1	Rosemary Spencer	5 Caulifield Road	Inspector
3	1	Stella Di Girolamo	9 Lee Road	Inspector
3	1	Anthony Pandolph	44 Samoset Road	Inspector
3	1	Janet Irwin	37 Waltham Street	Inspector
3	2	Thelma Anthony	41 Brentwood Road	Warden
3	2	Elizabeth Donovan	5 Crescent Road	Clerk
3	2	Dianne DiRienzo	24 Carson Road	Inspector
3	2	Helen Sherburne	12 Ward Street	Substitute
3	2	Hilda Abreu	81 Garfield Avenue	Inspector
3	2	Mary Packard	101 Montvale Avenue	Inspector
3	2	Joyce Wentworth	17 Highet Avenue	Inspector
3	2	Patricia Rossetti	16 Robert Avenue	Inspector
3	2	Doris Stanton	18 Nichols Street Ext	Inspector
3	2	Paul Johnson	7 Dearborn Terrace	Inspector
4	1	Sarkis Chinian	8 Asbury Avenue	Warden
4	1	Vincent Rivela	16 Jan Street	Clerk
4	1	Jean Cronin	18 Mayflower Road	Inspector
4	1	Albert Galante	4 O'Neil Road	Inspector
4	1	Jane Dolan	57 Arlington Road	Inspector
4	1	Mary Alice Grzyb	26 Carroll Road	Inspector
4	1	Robert Coffey	273 Cambridge Rd #301	Substitute
4	1	James Doherty	45 Brentwood Road	Inspector
4	1	Mary Anne Damico	20 Brentwood Road	Inspector
4	1	Gerald Murray	6 Asbury Avenue	Inspector
4	2	Elaine Haggerty	30 Thistle Road	Warden
4	2	Suzy Hicks	213 Cambridge Road	Clerk
4	2	Hazel Lambert	3 Elmwood Terrace	Inspector
4	2	Geraldine Moscaritolo	200 Bedford Road #20E	Inspector
4	2	Jeanne Lingblom	18 Day Circle	Inspector
4	2	Margaret Stack	7 Willow Street	Inspector
4	2	Dawn Richards	33 Nashua Street	Inspector
4	2	Cecelia Rivela	16 Jan Street	Inspector
4	2	Alfred Autenzio	9 Arbor Lane	Inspector
4	2	Ann McGarry	3 Innitou Road	Inspector
5	1	Joyce Marshall	5 Elijah Street	Warden
5	1	Rodney Flynn	6 Thornton St	Clerk
5	1	George Marshall	5 Elijah Street	Inspector
5	1	Joseph Ross	25 Munroe Avenue	Inspector
5	1	Nancy Doyle	7 Flint Circle	Inspector
5	1	Gloria Platon	6 Fieldstone Drive	Inspector
5	1	William Connolly	27 Parker Street	Inspector
5	1	James Thompson	114 Harrison Avenue	Inspector

5	1	Maureen Vallis	4 Clifford Terrace	Inspector
5	1	Martin LaCarbonara	10 Grove Street	Inspector
5	2	Helen Hatch	14 Marlboro Road	Warden
5	2	Melinda Drapeau	6 Whispering Hill Road	Clerk
5	2	William Coady	35 Glenwood Avenue	Inspector
5	2	Mary Dickie	1 Linden Circle	Inspector
5	2	Theresa Chotkowski	3 Pond Terrace	Inspector
5	2	Timothy Murphy	9 Blueberry Hill Road	Inspector
5	2	Shirley Butler	28 Felton Street	Inspector
5	2	Anna Cumming	27 Anna Road	Inspector
5	2	Myles Collins	19 Squanto Road	Inspector
5	2	Florence Keefe	43 Leonard Street	Inspector
6	1	Nancy Darby	20 Ward St	Warden
6	1	Jean O'Connor	9 Rock Street	Clerk
6	1	Eleanor Collins	19 Squanto Road	Inspector
6	1	Barbara Ridley	129 Place Lane	Inspector
6	1	Kathleen Bailey	4 Utica Street	Inspector
6	1	Caroline Murphy	3 Akeson Road	Inspector
6	1	Darlene Daddario	3 McDevitt Drive	Inspector
6	1	Carolyn Agostino	295 Salem Street #71	Inspector
6	1	Marion Galante	4 O'Neil Road	Inspector
6	1	Jane Linn	204 School Street	Inspector
6	2	Diane Autenzio	23 Milan Avenue	Warden
6	2	John Decata	57 Wood Street	Clerk
6	2	Sheila Marshall	26 Boyd Road	Inspector
6	2	Marilyn Ebrecht	40 West Street	Inspector
6	2	Irene Decata	57 Wood Street	Inspector
6	2	Daniel Scinto	4 Highet Avenue	Inspector
6	2	Diane Scinto	4 Highet Avenue	Inspector
6	2	Rita Stone	63 Merrimac Street	Inspector
6	2	Michelina DeAngelis	255 Lexington Street	Inspector
6	2	Marilyn Smith	16 Nichols Street Ext	
7	1	Alfred Magro	9 Rich Road	Warden
7	1	Thomas O'Rourke	15 Highet Avenue	Clerk
7	1	Camille Maccini	3 Pheasant Lane	Inspector
7	1	Dorothy Curran	1 Dix Road	Inspector
7	1	Ellen Magro	9 Rich Road	Inspector
7	1	Florence Tully	5 Hiawatha Road	Inspector
7	1	Ruthann Gridelli	25 Grape Street	Inspector
7	1	Loretta Cianchi	32 Dix Road Ext.	Inspector
7	1	Virginia Evans	12 Barbara Circle	Inspector
7	1	Barbara Callahan	32 Van Norden Road	Inspector
7	2	M. Joyce O'Donnell	442 Russell Street	Warden
7	2	Patti Doyle	6 Thomas Street	Clerk
7	2	Margaret Reilly	7 Williams Lane	Inspector
7	2	Carol Murphy	275 Russell Street	Inspector
7	2	Maurice W. Finn	10 Lafayette Place	Inspector
7	2	Phyllis Flight	99 Middle Street	Inspector

7	2	Mary Harrison	48 Lake Ave #BC5	Inspector
7	2	Donna Bullen	27 Robinson Road	Inspector
7	2	Gloria Finn	10 Lafayette Place	Inspector
7	2	Nancy Matthews	361 Place Lane	Inspector
		Anthony Zeoli	15 Independence Drive	Substitute
		Carmelita Alessandrini	29 Grace Road	Substitute
		Charles V. Spearman	50 Salem Street Apt A	Substitute
		Claire Regan	8 Howard Court	Substitute
		Dianne G. Rich	13 Buttaro Road	Substitute
		Doris Allen	6 Bear Hill Road	Substitute
		Dorothy Geary	1 Belmont Street	Substitute
		Dorothy Livolsi	57 Winter Street	Substitute
		Edward Grzyb	26 Carroll Road	Substitute
		Godfredo P. Alaras	7 Bradford Road	Substitute
		Hans Christenson	256 Salem Street	Substitute
		Judith Gosselin	2 Kimball Court #205	Substitute
		Rosemary Ceurvels	25 Samoset Road	Substitute
		Nancy Farrey-Forsyth	9 Sedgewick Pk	Substitute
		Carolyn Youngclause	2 Park Drive	Substitute
		Judith Ann Zeoli	15 Independence Drive	Substitute
		Dianne Rich	13 Buttaro Road	Substitute
		Irene Murphy	44 Brentwood Road	Substitute
		Christine Bellekevicz	17 Jan Street	Substitute
		Aquinta Ancrum	48 Lake Ave, H	Substitute
		Sandra Best	6 Packard Street	Substitute
		Mary Chinian	8 Asbury Ave	Substitute
		Marcia Andrews	238 Winn Street	Substitute
		Jayne Lee	20 Green St	Substitute
		MaryAnn Chorlton	312 Lexington Street	Substitute
		Dorothy Claflin	42 Poole Street	Substitute

I hereby approve the above. s/Scott D. Galvin

s/President Denaro

August 6, 2013

In City Council, Passed to be Ordained
(7 in favor, 0 opposed, 0 absent, 2 abstained)

Presented to the Mayor: August 8, 2013

Mayor's Office: August 8, 2013

Approved: s/Scott D. Galvin, Mayor

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