



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

~
JULY 12, 2016 – 7:00 PM

TAUNTON, MA
CITY CLERK

2016 JUL - 8 A 10: 22

RECEIVED
CITY CLERK'S OFFICE

**INVOCATION
ROLL CALL
RECORDS**

HEARING: *Continued Hearing* on the petition for a Special Permit submitted by Attorney William Rounds, 115 Broadway, Taunton on behalf of his client Robert Meisterman, President, Safeway Development Corp., 820 Washington St., South Easton, MA to allow:

A 65-unit residential development at 377-379 Bay Street, Taunton located in the Business and Urban Residential District

- Com. from Chairman, Taunton Planning Board – Submitting notice of continuance

HEARING: On the petition of Helder Brandao, 65 Plain Street, Taunton for:

A New Class II License, Wholesale Only, no vehicle storage, for Brandao Auto to be located at 65 Plain Street, Taunton

- Zoning Compliance Form from City Planner

COMMUNICATIONS FROM THE MAYOR

- Presentation of Citation for Patrolman Jeffrey Danner

APPOINTMENTS

- Appointment of two (2) Permanent Full-Time Firefighters:
 - Jonathan Simmons
 - Ryan McGorty
- Appointment of Seth Lavigne as a Permanent Full-Time Police Officer with an academy start date of August 1, 2016.

COMMUNICATIONS FROM CITY OFFICERS

COMMUNICATIONS FROM CITIZENS

- Pg. 1 Com. from Massachusetts State Lottery Commission – Notifying of a Keno License Application
- Pg. 2 Com. from Lillian Mora, 168 School St., Taunton – Expressing concern for intersection of School, Arlington and Purchase Streets

PETITIONS

Second Hand Article, Old Gold, Junk Dealer and Pawn Broker Licenses

Petition submitted by Kenneth Ferreira, 58 Stevens St., East Taunton requesting a **RENEWAL** of his Second Hand Article, Old Gold, Junk Dealer and Pawn Broker Licenses for Money Tree located at 49 Weir Street, Taunton.

Billiard Table License

Petition submitted by Barbeque Integrated, Inc., 8427 South Park Circle, Suite 250, Orlando, FL for the **RENEWAL** of the Billiard Table License for Smokey Bones Bar & Fire Grill #7592 located at 1023 County Street, Taunton. **(2 Tables)**

Class II License

Petition submitted by Atty. Matthew J. Costa, Esquire, 73 Washington Street, Taunton on behalf of his client Carloha, Inc. for a **NEW** Class II License to be located at 30 Sherwood Drive, Taunton **(Public Hearing Required)**

COMMITTEE REPORTS

UNFINISHED BUSINESS

ORDERS, ORDINANCES AND RESOLUTIONS

NEW BUSINESS

Respectfully submitted,


Jennifer Leger
Assistant City Clerk

377-379 BAY STREET HEARING



Denise J. Paiva, Secretary

TAUNTON PLANNING BOARD

City Hall

15 Summer Street

Taunton, Massachusetts 02780

Phone 508-821-1051

Fax 508-821-1665

July 8, 2016

Honorable Mayor Thomas Hoye & Municipal Council
141 Oak St.
Taunton, Ma. 02780

RE: Special permit - 377-379 Bay Street

Dear Mayor Hoye & Municipal Council:

This is to inform you at their regular scheduled meeting held on Thursday, July 7, 2016 the Taunton Planning Board was in receipt of a letter from Atty. Rounds requesting a continuance on the Special Permit for an apartment complex at 377-379 Bay Street, submitted by Safeway Development Corp.

The Board voted to grant the request for a continuance. The next scheduled Planning Board meeting is scheduled for **September 1, 2016 at 5:30 PM.**

Respectfully yours,

Robert P. Campbell, Chairman
Taunton Planning Board

Rpc/DJP

Brandao Class II Hearing

2395



City of Taunton, Massachusetts
DEPARTMENT OF
PLANNING AND CONSERVATION

15 Summer Street
Taunton, Massachusetts 02780

Kevin R Scanlon, Director/ Planner AICP
Michele Restino, Conservation Agent

Phone 508-821-1051, 508-821-1043
Phone 508-821-1095 Fax 508-821-1665
www.ci.taunton.ma.us

Establishing an Accessory Business Use in a Residence

Business uses (such as commercial, industrial etc) are not permitted in many areas of the City. These areas include the Rural Residential, Urban Residential, and Suburban Residential Districts. Also, residentially used properties in business districts may not desire or be able to reclassify their properties as commercially used properties. In order to accommodate certain business uses on these lots and within these areas section 5.2.1 of the Taunton Zoning Ordinance was established to allow the establishment of accessory business uses in residential structures in all districts. The types of accessory businesses allowed shall be limited to professional offices and storage of materials only for other types of businesses. This means that the primary use of the structure must be residential in nature and that the accessory business use shall comply with the following restrictions and requirements at all times;

- 1. That no signs are erected or displayed at the location at any time
- 2. That no vehicles in excess of 7500 pounds shall be parked at the location
- 3. That no more than one vehicle shall be used in conjunction with the business use
- 4. That the general public (customers and clients) shall not be invited to, come to or frequent the location to benefit from or use the business use
- 5. That the business use shall not be advertised using the location's street address. All advertisements shall have either a Post Office Box or no address listed.
- 6. That no additions or new buildings shall be constructed to conduct the activity
- 7. That the business use shall not exceed more than 20% of the residential structure or unit or require the use of more than 75% of the gross floor area of an existing accessory building (ie garage, shed etc)
- 8. That the business shall not employ any individual that does not reside at the location of the proposed activity.
- 9. All storage of materials and all business activities shall occur within the confines of existing structures and no outdoor activities shall occur at any time on-site.

If you do not comply with all of the restriction set forth above in items 1 through 9, the proposed activity constitutes the establishment of a business use as a primary use at the location and it cannot be considered accessory and the activity cannot be established under this procedure.

Address of Activity: 65 PLAIN STREET Zoning District: _____
Description of Business and Activity to be conducted at the above address: CAR SALES
NO STORAGE; JUST OFFICE

I acknowledge that conducting the above proposed accessory business activity will not establish a business use at the above stated location pursuant to the Taunton Zoning Ordinance and Massachusetts General Laws Chapter 40A and consequently will not entitle the location of the accessory business use to any of the benefits and protections to be had by establishing a business use under such local zoning ordinance and state statute. I understand that a business certificate from the City Clerk is necessary to conduct the proposed business activity. The issuance of a business certificate for a location does not constitute the establishment of a business use for zoning purposes.

Indira Brandao
Property owner/ Condo Association Representative

[Signature]
Signature of Tenant or Condo Owner

City Planner/Building Commissioner _____
Fee \$25.00, Check made out to City of Taunton

Date: 2/26/16

Helder Brandao



Massachusetts State Lottery Commission

DEBORAH B. GOLDBERG
Treasurer and Receiver General

MICHAEL R. SWEENEY
Executive Director

July 5, 2016

Taunton City Council
141 Oak Street
Taunton, MA 02780

Dear Sir/Madam:

In accordance with Massachusetts General Laws, chapter 10, section 27A, (as amended on 5/20/96), you are hereby notified that an application for a Keno license has been received by the Massachusetts State Lottery Commission, (MSLC) from:

Pub 76
76 Weir Street
Taunton, MA 02780

If the city/town objects to the issuance of the Keno license, it must claim its right to a Hearing before the MSLC within twenty-one (21) days of receipt of this notice.

In accordance with section 27A(b), the objection of the city/town must be "as a result of an official action" taken by said city or town regarding the Keno applicant. In order to be fair and apply the same criteria to all cities, towns, and applicants, the MSLC defines an "official action" to be one in which the applicant appeared, or was given the opportunity to appear, before the licensing authority to discuss the issue at the local level in an open hearing or meeting prior to the Hearing at the MSLC.

Please address your written objection to Christian Gonsalves, General Counsel, Legal Department, Massachusetts State Lottery Commission, 60 Columbian Street, Braintree, MA 02184.

Very truly yours,

Arthur Buckley
Manager, New Agent Licensing

Certified Mail-Return
Receipt Requested: 7001 2510 0004 1227 2365

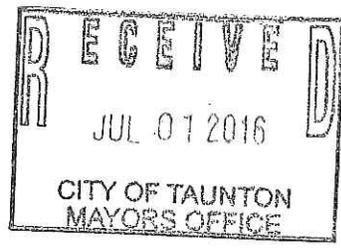


Supporting the 351 Cities and Towns of Massachusetts

168 School Street
Taunton, MA 02780

June 29, 2016

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



Re: Intersection of School Street with Arlington and Purchase Streets, Taunton, MA

Dear Mayor Hoye and City Council:

I am writing as a concerned resident of the City of Taunton and to request additional safety precautions be taken immediately to help prevent accidents at the intersection listed above.

My family and I have lived at 168 School Street for twenty-seven (27) years, which is located on the corner of School and Purchase Streets. I run a family daycare from my residence. My daycare children enjoy the weather outside in my yard on a regular basis and there are numerous children who live in nearby houses and play in the neighborhood. Due to the accidents that occur at this intersection I fear for the safety of these children and do not allow my daycare children to play in the front or side of my yard. Over the years, the intersection has become increasingly dangerous due to careless driving. In the past month alone there have been four (4) accidents, two of which have destroyed my fence. I have enclosed a few police reports for your review. One of the most recent accidents caused a vehicle to crash through my fence hitting the tree in my yard. One of the fence posts went through the windshield of the vehicle narrowly missing the driver. Please see attached photographs.

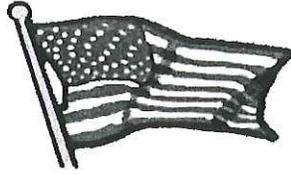
My fear is that one day a driver or even an innocent child is going to be seriously injured or even killed at this intersection. Currently there is only a two-way stop sign at this intersection, which drivers go through speeding. Therefore, I am requesting that the City add four-way stop signs to this intersection, as well as flashing red lights in each direction. I also believe adding solar powered lights to the stop signs may help decrease the accidents that occur at this intersection. I hope the City will take this request and the safety of our community seriously by addressing this matter immediately.

Thank you for your time and consideration in this matter.

Sincerely,

Lillian Mora

Enclosures



RECEIVED
CITY CLERK'S OFFICE
2016 JUL - 8 A 9:53
TAUNTON, MA
CITY CLERK

JULY 12, 2016

HONORABLE THOMAS C. HOYE, JR., MAYOR
COUNCIL PRESIDENT JEANNE M. QUINN
AND MEMBERS OF THE MUNICIPAL COUNCIL

PLEASE NOTE: THE FOLLOWING COMMITTEE MEETINGS HAVE BEEN SCHEDULED FOR **TUESDAY, JULY 12, 2016 AT 5:30 P.M. AT THE TEMPORARY CITY HALL AT MAXHAM SCHOOL, 141 OAK STREET, TAUNTON, MA. 02780, IN THE CHESTER R. MARTIN MUNICIPAL COUNCIL CHAMBERS**

5:30 P.M.

THE COMMITTEE ON FINANCE & SALARIES

1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS
2. MEET TO REVIEW REQUESTS FOR FUNDING
3. MEET TO REVIEW MATTERS IN FILE

PLEASE NOTE: **A "MEETING" OF THE ENTIRE MUNICIPAL COUNCIL, AS SAID TERM IS DEFINED IN MASS. GEN. L. C. 30A, §18 MAY OCCUR CONCURRENTLY WITH THIS COMMITTEE MEETING**

THE COMMITTEE ON FIRES AND WIRES

1. MEET TO DISCUSS DRAFT POLICY FOR FIRE SAFETY EDUCATION TRAILER
2. MEET TO REVIEW MATTERS IN FILE

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RESPECTFULLY,

COLLEEN M. ELLIS
CLERK OF COUNCIL COMMITTEES