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CITY OF GARDNER
MASSACHUSETTS 01440-2630

OFFICE OF THE
CITY COUNCIL



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CITY CLERK'S OFFICE
GARDNER, MA

July 24, 2020

PUBLIC SAFETY COMMITTEE MEETING NOTICE

Date: Wednesday, July 29, 2020
Time: 4:00 p.m.
Location: Remotely via Zoom/Broadcast on the City's YouTube Channel.

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §20, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Public Safety Committee will be conducted via remote participation. The audio or video recording, transcript, or other comprehensive record of proceedings will be posted on the City's website as soon as possible after the meeting.

ANNOUNCEMENT - Any person may make a video or audio recording of an open session of a meeting, or may transmit the meeting through any medium, subject to reasonable requirements of the chair as to the number, placement and operation of equipment used so as not to interfere with the conduct of the meeting. Any person intending to make such recording shall notify the Chair forthwith. All Documents referenced or used during the meeting must be submitted in duplicate to the Chair of the Committee, pursuant to the Open Meeting and Public Records Law. All documents shall become part of the official record of the meeting.

- I. Review and Approval of the Minutes of the May 18, 2020 Meeting.
- II. Department Updates
 - Building Department
 - Public Health Department
 - Police Department and Animal Control
 - Fire Department and Ambulance
- III. #10295, An Application by Gardner Ten Pins, Inc., 560 West Broadway, for Renewal of a Bowling Alley License (*In City Council and Referred to Public Safety, 7/6/2020*).
- IV. Adjournment.

NOTICE: *The listing of Agenda items are those reasonably anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.*

CITY COUNCIL OF GARDNER

Craig R. Cormier

COUNCILLOR CRAIG R. CORMIER
Chairman, Public Safety Committee

CITY OF GARDNER, MASSACHUSETTS
CITY COUNCIL PUBLIC SAFETY COMMITTEE
MINUTES OF THE MEETING OF MAY 18, 2020

Committee Chairman Councillor Craig Cormier called the Public Safety Committee meeting to order at 4:00 p.m. via Zoom. Committee members Councillors Karen Hardern and George Tyros were present.

Also present were Deputy Chief of Police James Trifiro and City Clerk Alan Agnelli.

Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §20, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Public Safety Committee was conducted via remote participation on Zoom. The audio recording, transcript, or other comprehensive record of proceedings will be posted on the City's website as soon as possible after the meeting and the meeting was broadcast live on Gardner's YouTube Channel.

Minutes of Prior Meeting(s).

On a motion by Councillor Karen Hardern and seconded by Councillor George Tyros, on call of the roll, it was voted to accept the Minutes of the February 24, 2020 Public Safety Committee Meeting, as printed.

#10254, An Ordinance Amending the Code of the City of Gardner, Chapter 600 Thereof, Entitled "Vehicles and Traffic," Section 600-24, Parking Prohibited on Certain Streets, Nutting Street.

Councillor Karen Hardern noted:

- Two to three constituents contacted her with their concerns.
- Most residents have off-street parking, but where will their visitors park.
- On-street parked vehicles slow down the traffic and protect children.
- The DPW never had a problem plowing the street with parked vehicles.
- Cannot support restricting parking on the street.

Councillor George Tyros noted:

- He was contacted by a few residents of Nutting Street.
- Observed that it is a tight fit with vehicles parked on the street.
- Questioned whether a one-way configuration and/or restricting parking on one side of the street were considered.

Deputy Chief James Trifiro noted:

- One-way configuration was discussed and Commission expressed opposition due to emergency response concerns of Fire, EMS, and Police – impacts response no matter which way is allowed.

CITY OF GARDNER, MASSACHUSETTS
CITY COUNCIL PUBLIC SAFETY COMMITTEE
MINUTES OF THE MEETING OF MAY 18, 2020

Councillor Hardern noted:

- Was advised that the street has been in existence since 1870.
- Restricting parking would open up discussion for [restricting parking] on a lot of streets that are very narrow.
- The City has a winter parking ban.

Deputy Chief Trifiro noted:

- The Traffic Commission reacted to a complaint about on-street parking on Nutting Street.
- According to the City Code, the width of the street does not allow two-way travel. Code requires 28' width.
- The street is as narrow as 21' resulting in 7' of impassable distance. Road [travel] must be 10' wide to accommodate the average car and commercial vehicles.
- Only 1 reportable vehicle accident on Nutting Street was recorded in the last ten years.
- Only 11 traffic citations issued since July 1, 2007 and 10 of the 11 were for violations of the overnight parking ban.

Councillor Tyros questioned whether there are any other streets with similar characteristics.

Deputy Chief said that there are; however, the Commission responds to complaints and is not searching for them.

On a motion by Councillor George Tyros and seconded by Councillor Karen Hardern, on call of the roll, it was voted to refer the Ordinance (below) back to the Traffic Commission for further public comment and to recommend its removal from the Council's Calendar.

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARDNER, CHAPTER 600 THEREOF, ENTITLED "VEHICLES AND TRAFFIC."

Be it ordained by the City Council of the City of Gardner as follows:

Section 1. Section 600-24 of Chapter 600, Vehicles and Traffic, Parking Prohibited on certain streets, is amended by adding the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Nutting Street	Both	Entire length

Section 2. This Ordinance shall take effect upon passage and publication as required by law.

Applications for Licenses to Deal in Second Hand Articles

On a motion by Councillor Karen Hardern and seconded by Councillor George Tyros, on call of the roll, it was voted to recommend to the City Council that the following Licenses be granted:

CITY OF GARDNER, MASSACHUSETTS
CITY COUNCIL PUBLIC SAFETY COMMITTEE
MINUTES OF THE MEETING OF MAY 18, 2020

- An Application by Gardner Coins & Cards, Inc. for a License to Deal in Second-hand Articles at 13 Pleasant Street (Renewal).
- An Application by GameStop, Inc. for a License to Deal in Second-hand Articles at 376 Timpany Blvd. (Renewal).
- An Application by ecoATM, LLC for a License to Deal in Second-hand Articles at 677 Timpany Blvd. (Renewal).

Adjournment.

On a motion Councillor Karen Hardern and seconded by Councillor George Tyros, on call of the roll, it was voted to adjourn at 4:16 p.m.

10295

BOWLING ALLEY FEE - \$30.00 FOR 1ST LANE + \$15.00 FOR EACH ADDITIONAL LANE
BILLIARD TABLE FEE - \$30.00 FOR 1ST TABLE + \$15.00 FOR EACH ADDITIONAL TABLE



CITY OF GARDNER
MASSACHUSETTS 01440
95 PLEASANT STREET - ROOM 121
TELEPHONE (978) 630-4058
FACSIMILE (978) 630-2589

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DO NOT WRITE IN THIS BOX

APPLICATION FOR BILLIARD TABLE AND/OR BOWLING ALLEY LICENSE

APPLICANT INFORMATION

Applicant / Licensee Name: GARDNER TEN PINS, INC / MICHAEL BUSWICK
Applicant / Licensee Address: 560 W. BROADWAY / 63 BROOK LN
Applicant / Licensee phone number(s): 978-632-0010 Applicant / Licensee E-mail: GARDNER@TENPINS.GMAIL.COM
Social Security Number _____ OR FEIN 04-244317

ESTABLISHMENT INFORMATION

Establishment Name: GARDNER TEN PINS
Establishment address: 560 W. BROADWAY Establishment Phone: 978-632-0010
On-Site manager / contact person: MICHAEL BUSWICK
License(s) applied for? BOWLING ALLEY No. of lanes? 24 No. of billiard tables? 1

THE APPLICANT CERTIFIES THAT ALL STATE TAX RETURNS HAVE BEEN FILED AND ALL STATE AND LOCAL TAXES REQUIRED BY LAW HAVE BEEN PAID AND AGREES TO COMPLY WITH THE TERMS OF ITS LICENSE AND APPLICABLE LAW, AND ALL RULES AND REGULATIONS PROMULGATED THERETO. I FURTHER CERTIFY THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND ACCURATE AND ALSO AUTHORIZE THE LICENSING AUTHORITY OR ITS AGENTS TO CONDUCT WHATEVER INVESTIGATION IS NECESSARY TO VERIFY THE INFORMATION CONTAINED IN THIS APPLICATION.

I HAVE RECEIVED AND READ THE PROVISIONS OF MASSACHUSETTS GENERAL LAW CHAPTER 140, §177 AND §§ 201-205.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

Michael S Buswick DATE SIGNED 5/1/20
INDIVIDUAL, PARTNER OR AUTHORIZED CORPORATE OFFICER OR APPLICANT

NOTICE: THE FILING OF THIS APPLICATION CONFERS NO RIGHTS ON THE PART OF THE APPLICANT TO UNDERTAKE ANY ACTIVITIES UNTIL THE LICENSE HAS BEEN GRANTED. THE ISSUANCE OF A LICENSE UNDER THIS SECTION OR SECTIONS IS SUBJECT TO THE APPLICANT'S COMPLIANCE WITH ALL OTHER APPLICABLE FEDERAL, STATE OR LOCAL STATUTES, ORDINANCES, BYLAWS, RULES OR REGULATIONS. THE LICENSING AUTHORITY RESERVES THE RIGHT TO REQUEST ANY ADDITIONAL INFORMATION IT REASONABLY DEEMS APPROPRIATE FOR THE PURPOSE OF DETERMINING THE TERMS AND CONDITIONS OF THE LICENSE AND ITS DECISION TO ISSUE A LICENSE. THE PROVISIONS OF G.L. c.152 MAY REQUIRE THE FILING OF A WORKERS' COMPENSATION INSURANCE AFFIDAVIT WITH THIS APPLICATION. FAILURE TO FILE THE AFFIDAVIT, ALONG WITH ANY OTHER REQUIRED INFORMATION AND/OR DOCUMENTATION, SHALL BE SUFFICIENT CAUSE FOR THE DENIAL OF THE LICENSE APPLICATION.

LICENSE APPLICATION PROCESSING FEE MUST BE SUBMITTED WITH THIS FORM. MAKE CHECK PAYABLE TO CITY OF GARDNER. MAIL APPLICATION FORM, WORKERS' COMPENSATION AFFIDAVIT AND CHECK TO: CITY CLERK, 95 PLEASANT STREET, ROOM 121, GARDNER, MA 01440-2690.

BILLIARD TABLE AND BOWLING ALLEY LICENSES EXPIRE ON APRIL 30TH ANNUALLY