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Ronald F. Cormier  
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Christine A. Johnson

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James M. Walsh, Esq.

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Elizabeth J. Kazinskas

**WARD 3 COUNCILLOR**  
Nathan R. Boudreau

**WARD 4 COUNCILLOR**  
Karen G. Hardern

**WARD 5 COUNCILLOR**  
James D. Johnson

**CITY OF GARDNER**  
**MASSACHUSETTS 01440-2630**

OFFICE OF THE  
CITY COUNCIL



December 5, 2019

**PUBLIC SAFETY COMMITTEE MEETING NOTICE**

**Date:** Monday, December 9, 2019  
**Time:** 6:00 p.m.  
**Location:** Mayor's Conference, Room 128, City Hall

*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 September 25, 2019 Meeting.
- II. Department Updates
  - Building Department
  - Police Department and Animal Control
  - Fire Department and Ambulance
  - Public Health Department
- III. #10208 – An Application by Regan Kleber, d/b/a Regans Store, for a License to Deal in Second Hand Articles at 60 Parker Street (*In City Council and Referred to the Public Safety Committee, 11/18/2019; More time granted, 12/2/2019*).
- IV. Motor Vehicle Dealer License Renewals, All Classes
  - #10209 – An Application by Rob's Dyno Service, LLC, 268 Coleman Street, for a Motor Vehicle Dealers License, Class I (*In City Council and Referred to the Public Safety Committee, 11/18/2019; More time granted, 12/2/2019*).
  - #10210 – Applications for Licenses to Buy and Sell Second Hand Motor Vehicles, Class 2 (*In City Council and Referred to the Public Safety Committee, 11/18/2019; More time granted, 12/2/2019* ).
    - 1) AC Auto Clinic, 411 Parker Street
    - 2) Chair City Auto Sales, 144 Pearson Boulevard
    - 3) Gardner Five Star Auto Sales, 407 Chestnut Street
    - 4) JPJ Automotive, LLC, 78 East Broadway
    - 5) Ric's Radiator Repair Used Car Sales, 800 West Broadway
    - 6) Osagi Enterprises, LLC, 43 Toby Street
    - 7) Vilson Auto Sales, 119 Pearson Boulevard

IV. Motor Vehicle Dealer License Renewals, All Classes

#10211 – An Application by Osagi Enterprises, LLC, 43 Toby Street, for a License to Deal in Motor Vehicle Junk, Class 3 *(In City Council and Referred to the Public Safety Committee, 11/18/2019; More time granted, 12/2/2019 )*.

#10218 - Applications for Motor Vehicle Dealers Licenses, Class I. *(In City Council and Referred to the Public Safety Committee, 12/02/2019)*.

- 1) Salvadore Chevrolet, 442 West Broadway
- 2) Salvadore Chrysler-Dodge-Jeep-Ram, 442 West Broadway

#10219 - Applications for Licenses to Buy and Sell Second Hand Motor Vehicles, Class 2. *(In City Council and Referred to the Public Safety Committee, 12/02/2019)*.

- 1) Adam Brodeur, d/b/a APB Automotive Enterprises, 408 Parker Street
- 2) Brian's Auto Sales, 549 West Broadway
- 3) J. Wood, Inc., 361 West Street
- 4) Mike's Auto, 251 East Broadway
- 5) R&R Motors, 7 Donlan Street
- 6) TJ & Sons Auto Sales, 537 West Broadway
- 7) Salvadore Chevrolet, 249 Timpany Boulevard
- 8) Salvadore Chevrolet, 421 West Broadway

V. #10216 - An Ordinance to Amend the Code of the City of Gardner, Chapter 560 Thereof, Entitled "Solid Waste," to Change Solid Waste Program Fees. *(In City Council and Referred to the Public Safety Committee, 12/02/2019)*.

VI. Other Business.

VII. 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

*James D. Johnson*

COUNCILLOR JAMES D. JOHNSON

Chairman, Public Safety Committee

**CITY OF GARDNER, MASSACHUSETTS  
CITY COUNCIL PUBLIC SAFETY COMMITTEE  
MINUTES OF THE MEETING OF SEPTEMBER 25, 2019**

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The Committee Chairman, Councillor James Johnson, called the Public Safety Committee meeting to order at 6:30 p.m. in the City Council Chamber, Room 219, City Hall. Committee members Councillors Karen Hardern and Edward Gravel were present.

Councillor Christine Johnson and City Clerk Alan Agnelli were also present.

**Minutes of Prior Meeting(s).**

On a motion by Councillor Hardern and seconded by Councillor Gravel, it was voted to accept the Minutes of the June 27, 2019 Public Safety Committee Meeting, as printed.

**#10163, An Application by R&R Motors, 7 Donlan Street, for a Permit to Amend the License to Buy and Sell Second Hand Motor Vehicles, Class 2, by adding a Second License Holder (In City Council and Referred to the Public Safety Committee, 9/3/2019).**

On a motion by Councillor Hardern and seconded by Councillor Gravel, it was voted to recommend that the City Council grant a Permit to R&R Motors, 7 Donlan Street, to add a Second License Holder, subject to the Police Chief's approval.

**#10171, An Application by Central Mass Serenity, 310 Central Street, for a Fortune Teller License (In City Council and Referred to the Public Safety Committee, 9/16/2019).**

On a motion by Councillor Hardern and seconded by Councillor Gravel, it was voted to recommend that the City Council grant a Fortune Teller License to Central Mass Serenity, 310 Central Street, subject to the Police Chief's approval and a favorable legal opinion by the Law Department.

**Other Business.**

Councillor Christine Johnson asked the Committee to investigate whether dogs are allowed in local stores. She said that she provided a Fitchburg Animal Control dog bite report to Deputy Chief of Police Trifiro. She said that the dog was from Fitchburg and that the incident occurred on July 25 at the Verizon Store.

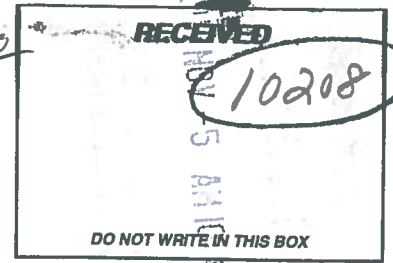
**Adjournment.**

On a motion Councillor Gravel and seconded by Councillor Hardern, it was voted to adjourn at 6:45 p.m.



**CITY OF GARDNER**  
**MASSACHUSETTS 01440**

95 PLEASANT STREET - ROOM 121  
TELEPHONE (978) 630-4058  
FACSIMILE (978) 630-2589



#10000  
K# 503



**APPLICATION FOR LICENSE TO COLLECT  
OR DEAL IN SECOND HAND ARTICLES**

New     Renewal     Change of Location

**APPLICANT INFORMATION**

Applicant / Licensee Name: Regan Kleber  
Applicant / Licensee Address: 84 Lord Rd Templeton MA 01468  
Applicant / Licensee phone number(s): (978) 939-5120  
Applicant / Licensee E-mail: rkleber1@aol.com  
So [redacted] Business FID number \_\_\_\_\_

**ESTABLISHMENT INFORMATION**

Establishment Name: Regans Store  
Establishment address (Current): 60 Parker St. Gardner, MA 01440  
Establishment address (New, if applicable): \_\_\_\_\_  
Establishment Phone: \_\_\_\_\_  
On-Site manager / contact person: Regan Kleber  
For which type of license(s) are you applying? second hand dealer

**Check all that apply to this Application:**

- SECONDHAND COLLECTOR has the same meaning as the term "junk collector" in MGL 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 MGL c. 140, § 54.

What types of articles will be purchased, stored, and/or sold? used furniture, housewares, collectibles, books, costume jewelry

Where at the licensed address will the articles be stored, displayed, etc? first floor, lower level

Massachusetts Sales & Use Tax Registration number: 103485952  
(Attach a copy of your Massachusetts Sales & Use Tax Registration Certificate)

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, §§54-56, §§202-205 AND CHAPTER 450 OF THE CODE OF THE CITY OF GARDNER GOVERNING JUNK DEALERS AND DEALERS IN SECOND HAND ARTICLES:

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

Regan Kleber  
INDIVIDUAL PARTNER OR AUTHORIZED CORPORATE  
OFFICER OR APPLICANT

DATE SIGNED November 5, 2019

**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 COMPLETED APPLICATION FORMS AND THE WORKERS' COMPENSATION AFFIDAVIT AND CHECK TO: CITY CLERK, 95 PLEASANT STREET, ROOM 121, GARDNER, MA 01440-2690.**

**JUNK DEALERS AND DEALERS IN SECOND HAND ARTICLES LICENSES  
EXPIRE ON APRIL 30<sup>TH</sup> ANNUALLY.**

10209

License Application  
Processing Fee - \$200.00



CITY OF GARDNER, MASSACHUSETTS  
City Hall - Room 121 - 95 Pleasant Street  
Gardner, MA 01440-2630  
Tel: 978-630-4058 Fax: 978-630-2589

Date Received  
**RECEIVED**  
2019 NOV 14 AM 10:12  
CITY CLERK'S OFFICE  
GARDNER, MA

### APPLICATION FOR LICENSE TO BUY AND SELL SECOND HAND MOTOR VEHICLES

New  Renewal  Class 1 - Class 2 - Class 3 (Circle all that apply to this Application)

1. Legal Name of Business: ROBERT R. SWARTZ  
ROB'S DYNO SERVICE LLC  
(Name as registered with the Secretary of the Commonwealth's Corporations Division. If individual or partnerships enter names)

2. Doing Business As: \_\_\_\_\_  
(If conducted under any name other than the Applicant's Legal Name. An active Business Certificate must be on file with the City Clerk)

3. Business Address: 268 COLEMAN STREET, GARDNER, MA  
(Complete street address where business will be conducted and P.O. Box, if any)

4. Business Tel. \_\_\_\_\_ Cellular 978 8950441 Fax \_\_\_\_\_ E-Mail rob@robaldyno.com

5. Is the business an individual, partnership, association or corporation? INDIVIDUAL LLC

6. If an individual, state full name and residential address: ROBERT R SWARTZ  
268 COLEMAN ST., GARDNER

7. If a partnership, state full names and residential addresses of all partners: \_\_\_\_\_

8. If an association or corporation, state full names of the principal officers:  
President \_\_\_\_\_  
Secretary \_\_\_\_\_  
Treasurer \_\_\_\_\_

9. Are you engaged principally in the business of buying, selling, or exchanging motor vehicles? YES  
a. If so, is your principal business the sale of new motor vehicles? NO  
b. Is your principal business the buying and selling or exchanging of second hand motor vehicles? NO  
c. Is your principal business that of a motor vehicle junk dealer? NO  
d. Is your principal business that of a "Repairs"? YES  
e. Is your principal business that of "Repossession"? NO

9. Provide a complete description of all the premises to be used for the purpose of carrying on the business:  
ReStore motorcycles and parts

10. Are you a recognized agent of a motor vehicle manufacturer? YES  NO   
If yes, state the name of the manufacturer: \_\_\_\_\_

11. Do you have a signed contract as required by Section 58, Class I? YES \_\_\_\_\_ NO \_\_\_\_\_
12. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? YES \_\_\_\_\_ NO \_\_\_\_\_  
 If yes, in what city or town? \_\_\_\_\_  
 Did you receive a license? YES \_\_\_\_\_ NO \_\_\_\_\_ For what year? \_\_\_\_\_
13. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? YES \_\_\_\_\_ NO \_\_\_\_\_ If yes, please explain: \_\_\_\_\_  
 \_\_\_\_\_

**Provide the following items/documentation with the completed Application form:**

- Applicable License Application Processing Fee(s)**, check payable to **"City of Gardner"**
- Surety Bond** in the amount of **\$25,000** executed by a surety company authorized to transact business in Massachusetts, or other equivalent proof of financial responsibility satisfactory to the municipal licensing authority. A separate bond shall be required for each different name under which the dealer conducts his business. (Applies only to Class 2 Dealers).
- State and Federal Tax Certification Affidavit**
- City of Gardner **PERMIT/APPLICATION GOOD STANDING CERTIFICATE**
- Criminal Offender Record Information (CORI) Authorization form.**
- Workers Compensation Insurance Affidavit: General Businesses**
- Parking Plan** (scaled 1" = 40 ft.) showing Building Department-approved parking layout. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Site Plan** (scaled 1" = 40 ft.) showing all available parking, driveways, entrances and exits, building location, etc. Six (6) copies shall be reduced to either 8½" x 11", or if applicable, 11" x 17".
- Zoning Opinion** from the Building Commissioner.
- Planning Board and/or Board of Appeals Decisions (*if applicable*).

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. APPLICANT FURTHER CERTIFIES THAT THE INFORMATION CONTAINED IN THIS APPLICATION IS TRUE AND ACCURATE AND ALSO AUTHORIZES THE LICENSING AUTHORITY OR ITS AGENTS TO CONDUCT WHATEVER INVESTIGATION IS NECESSARY TO VERIFY THE INFORMATION CONTAINED IN THIS APPLICATION.

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY.

*[Signature]*  
 INDIVIDUAL, PARTNER OR AUTHORIZED CORPORATE OFFICER OR APPLICANT

DATE SIGNED 11-13-19

SOCIAL SECURITY NUMBER \_\_\_\_\_



License Fee must be submitted with this form. Make check payable to **City of Gardner**. Mail completed Application Form, along with all required documentation and check to: **City Clerk, 95 Pleasant Street, Room 121, Gardner, MA 01440.**

**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 requires 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.**