



BRIDGEWATER TOWN COUNCIL

Tuesday, March 10, 2020

7:30 p.m.

Academy Building

66 Central Square

Council Chamber, Room 203

Bridgewater MA

MEETING AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

a) February 25, 2020

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

- a) Jennifer Rogan – Cultural Council
- b) Lorraine Carrozza – S.A.V.E. Committee
- c) Lorraine Carrozza – Disabilities Commission

F. HEARINGS

- a) 7:33 PM: Petition P-2020-006: New Class II Auto Dealer License: 039 Auto Sales, Inc. 944 Bedford Street

G. LICENSE TRANSACTIONS - *None*

H. PRESENTATIONS

- a) Elder Affairs
- b) Disabilities Commission

I. TOWN MANAGER'S REPORT

- a) Mitchell School Update (*Standing Item*)
- b) COVID-19 Response Update
- c) Budget Update
- d) Old Town Hall Feasibility Update
- e) Zoning Recodification Update
- f) Memorial Building Update
- g) Items for Next Meeting:

J. DISCUSSIONS

- a) Annual Election Candidate Eligibility

K. COMMITTEE REPORTS

- a) Public Safety Committee
- b) Fire Station Committee Update – *Councilor Rushton*

L. LEGISLATION FOR ACTION

- a) Ordinance D-FY20-005: General Ordinance - Commercial Parking Licensing
At their meeting held 2/24/20, the Rules & Procedures Committee voted 3-0 to recommend approval. This measure has been duly advertised in the Enterprise and on the Town's website, therefore may be finally considered this evening.
- b) Order O-FY20-043: Construction Vehicle Restriction on Wally Krueger Way
At their meeting held 2/27/20 the Public Safety Committee voted 3-0 to recommend approval. This measure may be finally considered this evening.

M. OLD BUSINESS - *None*

RECEIVED
TOWN CLERKS OFFICE
BRIDGEWATER, MA.
2020 MAR -6 A 11:51

N. NEW BUSINESS

- a) Ordinance D-FY20-002: General Ordinance - Dumpsters in Residential Zoning Districts (*Councilor Colombotos*)

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, March 10, 2020

Council Petition: P-2020-006

Date Introduced/Public Hearing: March 10, 2020

Date Adopted:

Date Effective:

Relative to:

THE GRANTING OF A CLASS II USED AUTO DEALERS LICENSE

WHEREAS, 039 Auto Sales, Inc. has submitted all applicable documentation as required for a license to operate an auto dealer establishment at 994 Bedford Street, Bridgewater, Massachusetts; and

WHEREAS, Altun Bakhshaliyev will serve as the establishment's manager of record; and

WHEREAS, 039 Auto Sales, Inc. proposes to operate the business during the following hours:

Monday – Thursday	10:00AM – 7:00PM
Friday	10:00AM – 6:00PM
Saturday	10:00AM – 5:00PM
Sunday	12:00PM – 5:00PM

and;

WHEREAS, 039 Auto Sales, Inc. have complied with the requirements of the Town of Bridgewater and applicable state laws inclusive of the zoning requirements, Building and Fire Codes governing the operation of such licenses; and

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such licensing authority and with the affirmative recommendation of the Bridgewater Building Inspector with consensus from the Fire and Police Departments who have oversight authority, it appears that the public good so requires such license be granted;

The Town Council of the Town of Bridgewater, Massachusetts, pursuant to Chapter 140 - section 58 specifically; and also sections 57 and 59 generally, of the Massachusetts General Law (M.G.L.), in Town Council assembled approve the petition of 039 Auto Sales, Inc. to be granted a license to operate as a Class II - Used Car Dealer within the Town of Bridgewater.

VOICE VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.

AUTO DEALER'S LICENSE - New Class II License

APPLICANT : 039 Auto Sales, Inc. 994 Bedford Street

Proposed Hours: Monday - Thursday: 10:00 a.m. - 7:00 p.m.
Friday: 10:00 a.m.-6:00 p.m.
Saturday: 10:00 a.m. - 5:00 p.m.
Sunday: 12:00 p.m. - 5:00 p.m.

Required Documents

- 1 ✓ Application
- 2 ✓ Articles of Incorporation
- 3 ✓ Copy of one of the following: Lease Agreement, Purchase & Sales Agreement, or Deed (if property owner)
- 4 ✓ Newspaper Advertisement
- 5 ✓ Certified Abutter List and Receipts
- 6 ✓ Plot Plan
- 7 ✓ Delinquent Tax Certification
- 8 ✓ State Tax Affidavit
- 9 ✓ Workmans' Compensation Insurance Affidavit (- certificate to be issued prior to opening)
- 10 ✓ \$25,000 Proof of Bond (Class II License holders only)
- 11 ✓ Town Fees
 - ✓ \$100.00 - Application Fee
 - ✓ \$200.00 - License Fee

Recommendations

- 13 ✓ Tax Collector's Office
- 14 ✓ Fire Department
- 15 ✓ Police Department
- 16 ✓ Building Department

NOTES:



Bridgewater Town Council

In Town Council, Tuesday, March 10, 2020

Council Ordinance: D-FY20-005

Introduced By:	Councilor Shawn George
Date Introduced:	February 4, 2020
First Reading:	February 4, 2020
Second Reading:	February 25, 2020
Third Reading:	March 10, 2020
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-FY20-005

GENERAL ORDINANCE – COMMERCIAL PARKING LICENSING

WHEREAS, in accordance with the provisions of Section 2-6 of the Bridgewater Home Rule Charter relative to amendments to the Administrative Code, and

WHEREAS, during certain events private property owners use their properties to park automobiles for a fee, and;

WHEREAS, the use of property for paid parking can create unintended and unexpected traffic congestion and create hazardous driving conditions, and;

WHEREAS, the Town of Bridgewater has an interest in preserving the peace and safety of its residents and visitors, it is therefore;

ORDERED, that the Town Council assembled votes to amend the Bridgewater Administrative Code, Part III, Chapter 260, Article XV by adding a new Section 14 to read as follows:

Chapter 260, Streets and Sidewalks

Article XV, Paid Parking

Section 14. Licensing Procedure and Regulations for Commercial Parking

Section 14. Licensing Procedure and Regulations for Commercial Parking

For purposes of this section, a commercial parking lot shall be defined as any space paved or unpaved which is proposed to be used for the parking of vehicles for a fee. It shall not include parking lots associated with residential housing developments in which the parking is strictly for the residents.

Owners of property to be used for commercial paid parking shall, at least 45 days prior to the commercial parking use of the property, apply for a license for such use. The Town Manager, by regulation, shall establish a fee for licensure which shall not exceed \$100 per year, and criteria for the issuance of a license, including a finding that there exists a public demand for the commercial parking lot and that the commercial parking lot is necessary to protect the public convenience or welfare.

The Town Manager may issue a license under such terms and conditions as he deems appropriate which will protect the public convenience or welfare including any condition which will promote the orderly access and

ROLL CALL VOTE – REQUIRES MAJORITY OF FULL COUNCIL (5)

egress of vehicles from a commercial parking lot to the public way or which will reduce hazards to pedestrians within the parking lot or upon the public way.

Each licensed lot must maintain a live exit available to every vehicle parked on the lot, no vehicle shall be blocked in for any reason. Any parking configuration shall not permit backing onto a street or road.

In addition to the provisions of Section 13 of Article XV, a fine issued under this Section may be assessed through non-criminal process in accordance with M.G.L. Ch. 40, Section 21 D. Each day on which any such violation continues shall be considered a separate violation of this section. The availability of non-criminal process herein shall not preclude the use of criminal process or other means of enforcement.

Explanation: Several large events in Bridgewater, including July 4 festivities and Bridgewater State University graduations, encourage property owners to offer their properties for paid parking to the public. Often these uses create public safety issues for the Bridgewater Police and Fire Departments, as well as BSU Police. In addition, they can cause pedestrian safety issues. This addendum to the Town's General Ordinances will allow the Town Manager to require these property owners to secure a license to use their properties for such use. This will allow the Town to plan for such uses and deploy public safety personnel accordingly, including requiring a detail officer if the Police Chief so requires.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Rules & Procedures Committee • This measure has been duly advertised in the Enterprise and on the Town's website, therefore may be finally considered this evening.	• 2/24/20: Vote 3-0 recommend approval.

LEGAL NOTICES

Town of Bridgewater Town Council

Pursuant to Section 2-9 of the Bridgewater Home Rule Charter, the Bridgewater Town Council will consider for action on March 10, 2020 in the Academy Building, Council Chambers, 66 Central Square, Bridgewater, MA 02324 proposed Ordinance D-FY20-005: **GENERAL ORDINANCE - COMMERCIAL PARKING LICENSING:**

WHEREAS, in accordance with the provisions of Section 2-6 of the Bridgewater Home Rule Charter relative to amendments to the Administrative Code, and WHEREAS, during certain events private property owners use their properties to park automobiles for a fee, and; WHEREAS, the use of property for paid parking can create unintended and unexpected traffic congestion and create hazardous driving conditions, and; WHEREAS, the Town of Bridgewater has an interest in preserving the peace and safety of its residents and visitors, it is therefore; **ORDERED**, that the Town Council assembled votes to amend the Bridgewater Administrative Code, Part III, Chapter 260, Article XV by adding a new Section 14 to read as follows:

Chapter 260, Streets and Sidewalks

Article XV, Paid Parking

Section 14. Licensing Procedure and Regulations for Commercial Parking

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TO DO ANYTHING.

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Big Brothers Big Sisters
of Massachusetts Bay

Become a Big Brother today.
bbbsmb.org 617-956-0281

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able to use their
phones to text,
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Bridgewater Town Council

In Town Council, Tuesday, March 10, 2020

Council Order: O-FY20-043

Introduced By:	Councilors William Wood and Frank Sousa
Date Introduced	December 3, 2019
First Reading:	December 3, 2019
Second Reading:	March 10, 2020
Amendments Adopted:	
Third Reading:	
Date Adopted:	
Date Effective:	

Order O-FY20-043

CONSTRUCTION VEHICLE RESTRICTION ON WALLY KRUEGER WAY

WHEREAS, the public safety of the public using the Senior Center is critical; and
WHEREAS, demolition and construction areas tend to have many vehicles entering and exiting the area during the work day; and
WHEREAS, Wally Krueger Way is an active road leading to the Senior Center; and
WHEREAS, the Senior Center is building used by Seniors and others:

THEREFORE, be it ORDERED, that no construction vehicles will use Wally Krueger Way to enter or exit the Mitchell Elementary Construction area. The only exception to this order shall be for specific road improvements in and about the Senior Center and on Wally Krueger Way.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Public Safety Committee	• 2/27/20: Vote 3-0 recommend approval



Bridgewater Town Council

In Town Council, Tuesday, March 10, 2020

Council Ordinance: D-FY20-002

Introduced By: Councilor Peter Colombotos

Date Introduced: March 10, 2020

First Reading: March 10, 2020

Second Reading:

Amendments Adopted:

Date Adopted:

Date Effective:

Ordinance D-FY20-002

GENERAL ORDINANCE – DUMPSTERS IN RESIDENTIAL DISTRICTS

WHEREAS, in accordance with the provisions of Section 2-6 of the Bridgewater Home Rule Charter relative to amendments to the Administrative Code, it is

ORDERED, that the Town Council assembled votes to amend the Bridgewater Administrative Code, Chapter 160: Peace and Good Order by adding a new Article IX to read as follows:

Article IX: Screening of Dumpsters

For this section Dumpster shall mean: a waste container 1-yard or larger used for the storage or collection of solid waste and/or recyclables.

All permanent dumpsters and trash receptacle locations of 6 or more containers, and other similar uses shall be screened from the street and from public view. They may be screened through a variety of materials such as walls, fences, plantings or a combination of these materials. Said screening shall be maintained a minimum of 1 foot above the dumpster.

Temporary dumpsters and/or receptacles used during construction projects including demolition are exempt for the length of the project.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
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