

**6:20 P.M. Interview with License  
Commission Appointee**  
**6:30 P.M. Drinking Water Oversight  
Committee Meeting**

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**SEPTEMBER 28, 2009**

**CITY COUNCIL CHAMBERS**

**HEARING BEFORE THE CITY COUNCIL, 7:00 P.M.**

(Continued from September 14, 2009)

- 2-10 Frank H. Preston, Agent for Fernand Arsenault: Rezone 12.8 acres of land located at the western end of Marcello Avenue and Kinsman Avenue, north of Marshall Street and south of Mooreland Avenue as shown on Assessor's Map 244 as Parcels 1A and 2A, from Industrial, Residence A and Residence B to Residence B. (Legal Affairs)

**PUBLIC FORUM, 7:15 P.M.**

**REGULAR MEETING OF THE CITY COUNCIL, 7:30 P.M.**

**ROLL CALL**

**APPROVAL OF RECORDS**

**COMMUNICATIONS**

- C-13 Relative to the appropriation of \$3,250.00 to the Rockwell Pond Expense Account; same to be transferred from the Emergency Reserve Account. (Finance)
- C-14 Relative to the appropriation of \$4,000.00 to the Cemetery Expense Account; same to be transferred from the Cemetery Sale of Lots Fund. (Finance)
- C-15 Dean J. Mazarella, Mayor: Request the confirmation of the 75 year time period for an easement between the City of Leominster and the Richmond Company, Inc. for access and parking on property located on Adams Street. (City Property)

## PETITIONS

- 11-10 Richard M. Marchand: Change the approval of street closures and use of City parking lots for the 17<sup>th</sup> Annual Johnny Appleseed Arts and Cultural Festival from September 11, 2010 to September 25, 2010 and to also include the parking lot adjacent to the City Hall parking lot located off West Street. (City Property)

## APPOINTMENTS

Leominster Police Department – Permanent Promotion  
Ryan Malatos – Sergeant

Recreation Commission – Douglas Cormier – Term to expire  
April 15, 2011 (to fill the unexpired term of Jodie Dube)

Election for Officers 2009-2010 – Jeremy Sanborn, Nancy Koski,  
Rosalie O'Donnell, Constance Dufour and Janet Brown

## MATTERS BEFORE THE CITY COUNCIL

### CITY OF LEOMINSTER-FINANCIAL REPORT

#### FINANCE

- C-10 Mayor Dean Mazzarella: Request the City Council set a hearing for the Classification of the tax rate on November 23, 2009 for the purpose of setting the Fiscal Year 2010 tax rate. (A hearing is scheduled for November 23, 2009 at 6:45 P.M.)

#### LEGAL AFFAIRS

- 2-10 Frank H. Preston, Agent for Fernand Arsenault: Rezone 12.8 acres of land located at the western end of Marcello Avenue and Kinsman Avenue, north of Marshall Street and south of Mooreland Avenue as shown on Assessor's Map 244 as Parcels 1A and 2A, from Industrial, Residence A and Residence B to Residence B.
- 5-10 John Souza, Chairman, on behalf of the Planning Board: Adopt the following zoning changes proposed by Vanasse, Hangen and Brustlin to include:
- 1) The Leominster Zoning Ordinance Revised Draft, July 2009
  - 2) The Leominster Zoning Ordinance "Table of Uses," July 2009
  - 3) The Leominster Zoning Ordinance "Proposed New Zoning Districts," July 2009
  - 4) the Leominster Zoning Ordinance "New Sections," January 2009
  - 5) Section 22-19 Residence B Districts which is a correction to the "The Leominster Zoning Ordinance Revised Draft," July 2009
- (A hearing is scheduled on October 5, 2009 at 7:00 P.M.)

**MATTERS BEFORE THE CITY COUNCIL, continued****LEGAL AFFAIRS, continued**

- 7-10 Edward M. Cataldo, Building Inspector: Amend Chapter 4, Section 4-2 of the Revised Ordinances entitled "Building" to include the fees for the replacement of Hot Water Heaters \$20.00 per heater, Replacement of Gas Appliance, Boilers, Furnaces, etc. \$20.00 per appliance as they were omitted from the June 2009 Ordinance revision.
- 8-10 David Rowlands, Wayne A. Nickel, Robert Salvatelli, James Lanciani Jr., Virginia A Tocci and John Dombrowski: Add the following entry to the Table of Uses: Dog Kennel: RRA, SPPB. (A hearing is scheduled for October 13, 2009 at 7:00 P.M.)

**PUBLIC SAFETY**

- C-12 Dean J. Mazzearella, Mayor: Request to block off Church Street from West St. to Merriam Avenue during the hours of 9:30 a.m. to 2:00 p.m. on Saturday, October 10, 2009, for the Fire Prevention Week Open House.

**CITY PROPERTY**

- 9-10 New England Farm Workers' Council: Request permission to use the City Council Chambers on September 25<sup>th</sup>, October 5<sup>th</sup>, 15<sup>th</sup>, 26<sup>th</sup>, November 2<sup>nd</sup>, 12<sup>th</sup>, 16<sup>th</sup>, December 10<sup>th</sup>, 14<sup>th</sup>, 28<sup>th</sup> 2009, and January 4<sup>th</sup>, 11<sup>th</sup>, 25<sup>th</sup> 2010 to take fuel assistance applications.

**WAYS & MEANS**

- C-11 Dean J. Mazzearella, Mayor: Request Greg Chapdelaine be exempt from the provisions in M.G. L. Chapter 268A (20B) conflict of Interest as he is currently employed by the City of Leominster and taking on a position at the Recreation Department as well for work on the Haunted Trail.
- 10-10 Mason's Recreation Center: Renew license for 7 pool tables and 24 bowling alleys at Mason's Bowling Center, 640 R. North Main Street.

**APPOINTMENTS**

License Commission -Kenneth J. Tata – Term to expire April 15, 2015  
(to fill the unexpired term of Paul R. LeBlanc)

Election Officers for 2009-2010 –Marta Bahde, Jason David Miller,  
Deborah Toivonen

**OLD BUSINESS**

## President's Drinking Water Oversight Committee

1<sup>st</sup> Reading Ordinance – Amend Chapter 21 of the City Ordinance entitled “Water and Sewer” to waive the sewer connection fee for those homes that are in an existing residential neighborhood which is at least five years old, without sewer and have contributed \$30,000.00 or more in the sewer infrastructure in the public way.  
(Legal Affairs Petition #73-09)

**NEW BUSINESS**

Lynn A. Bouchard  
City Clerk  
September 24, 2009