

**In Municipal Council  
Regular**

**AUGUST 18, 2015  
7 P.M.**

MEMBERS PRESENT: President Frank B. Cook, Vice-President Peter Blais. Councilors: Ronald Churchill, Richard Conti, Mark Cooper, Jeremy Denlea, Shannon Heagney, Brian Kirby, Heather Porreca, Walter Thibodeau and Jonathan Weydt.

MEMBERS ABSENT: None

President Cook announced that William Smith from All Saints Church Boy Scout Troop 25 will lead the Council and the audience in the Salute to the Flag.

President Cook called for a Moment of Silence for former Mayor and Councilor Judith H. Robbins following the Salute to the Flag. He praised Mrs. Robbins for her many years of service to the City of Attleboro and noted that she was also the Director of the Attleboro Redevelopment Authority. He invited residents of Attleboro to attend the Memorial Service at Attleboro High School on Wednesday, August 19th at 6 P.M.

Mr. Churchill stated that Judy Robbins was “Mrs. Attleboro” and that former Mayor Gerald Keane stated at Judy’s retirement party that she was the best Mayor that Attleboro ever had.

Mr. Thibodeau discussed his admiration for Judy Robbins following the 9-11 Crisis.

President Cook led the Council and the audience in the Salute to the Flag followed by a Moment of Silence in memory of former Mayor Judith H. Robbins.

President Cook reminded Councilors and the audience to turn off all cell phone devices as it interferes with the cable broadcast.

A motion was made, duly seconded and unanimously voted to approve the minutes of July 21, 2015. All were in favor.

A motion was made, duly seconded and unanimously voted to approve the minutes of July 23, 2015. All were in favor.

Voted on Roll Call—11 yeas—0 nays to Suspend the Rules in order for two presentations to be made to the Council.

Continued from the meeting of July 21, 2015: **PUBLIC HEARING** relative to the application for a 2015 New Class 2 Auto License from Best Buy Automotive and Tires, Inc., 931 Washington Street, Attleboro, MA for 4 Customer Parking Spaces and 10 Display Spaces.

President Cook continued the Public Hearing to the meeting of September 1, 2015.

**PUBLIC HEARING** relative to the application for a new 2015 Class 2 Auto License from David Montengro d/b/a Old School Auto Sales, 187 Cumberland Avenue, Attleboro, MA for 16 Display Spaces and 4 Customer Parking Spaces

Speaking in favor was David Montengro, 147 S. Main Street, Pawtucket, RI. He stated that he is the applicant and would like to open a used car business at 187 Cumberland Avenue, Attleboro, MA.

Mr. Churchill asked Mr. Montengro how many vehicles would be displayed at the site.

Mr. Montengro stated that there would be sixteen display spaces and four customer parking spaces. He stated that the vehicles would be in the vicinity of \$5,000.00.

Mr. Churchill asked Mr. Montengro if he has owned this type of business before.

Mr. Montengro responded that he has not owned this type of business but has been a manager.

Mr. Kirby asked Mr. Montengro if the site was previously a used car dealership.

Mr. Montengro answered yes.

Mr. Churchill asked Mr. Montengro is he would be selling vehicles overseas.

Mr. Montengro answered no.

Mr. Thibodeau stated that the previous car dealership was also involved with a non-profit organization where vehicles could be donated.

Mr. Montengro replied that he is aware of this and that he may do something like that and that he would like to be a productive member of the community and to do business in Attleboro.

No one appeared to speak in opposition or neither for nor against.

President Cook asked Mr. Churchill if the public hearing should be held open.

Mr. Churchill answered no.

President Cook closed the public hearing.

Mr. Churchill explained the process following the public hearing and that he would be making a site visit.

**PUBLIC HEARING** relative to the 2015 renewal application to waive Section 11-15.1 to serve alcoholic beverages or wine on City Property from the Friends of Capron Park Zoo, c/o Brian Hatch, 201 County Street, Attleboro, MA on Saturday, September 12, 2015 at the Capron Park Zoo from 7 P.M. to 10 P.M.

Speaking in favor was Kathy Hohlfield, 664 Pike Avenue, Attleboro, MA. She stated that she supports the proposed use.

No one appeared to speak in opposition or neither for nor against.

President Cook asked Mr. Churchill if the public hearing should be held open.

Mr. Churchill answered no.

President Cook closed the public hearing.

**PUBLIC HEARING** relative to the 2015 renewal application to waive Section 11-15.1 to serve alcoholic beverages or wine at outside tables on the sidewalk in front of the restaurant from Sangria's, 59 Park Street, Attleboro, MA.

Speaking in favor was applicant Carlos Silva who requested a waiver to serve alcoholic beverages or wine at outside tables.

Mr. Blais asked Mr. Silva how many years has he served alcoholic beverage outside.

Mr. Silva answered that he has applied for this waiver for the last three years.

No one appeared to speak in opposition or neither for nor against.

President Cook asked Mr. Churchill if the public hearing should be held open.

Mr. Churchill answered no.

President Cook closed the public hearing.

Appearing before the Council was Attleboro High School Principal Bill Runey, 12 Laura Drive, Attleboro, MA. He extended his condolences on the passing of former Mayor Robbins.

He distributed the following handout relative to the proposed Careers in Public Safety, Legal and Protective Services at Attleboro High School.

**Careers in Public Safety  
Legal & Protective Services  
Attleboro High School**

**Attleboro Public Schools  
Our Vision**

The vision of the Attleboro Public Schools is to be in the center of a community united around education, where all stakeholders value and participate in our collective success.

### **Our Mission**

The mission of the Attleboro Public Schools is to develop and deliver relevant learning experiences that engage, challenge and inspire all students to maximize their unique potential and improve our world.

### **Program Launch—Legal 7 Protective Services/Careers in Public Safety**

Starting in September 2015, the CET Department at Attleboro High School is committed to offering Legal and Protective Services/Careers in Public Safety as an elective for upperclassmen and as a component of Freshman Exploratory.

The following topics will be included:

- Career Opportunities including the Civil Service Exam requirements
- Roll of First Responders
- 4<sup>th</sup> Amendment Search and Seizure
- Proper Use of Force
- Computer Forensics
- Drinking & Distracted Driving
- Impact of 9/11 on Law Enforcement and First Responders
- CPR & First Responders

### **Progression to Chapter 74 Certification**

The following is a proposed timeline for developing a Chapter 74 program:

- Year 1—Hire a .5FTE teacher to teach Careers in Public Safety (as an elective for upperclassmen and Freshman Exploratory\*)
  - Year 2—teacher will be a .8FTE teaching Exploratory, Level 1 of Criminal Justice, and the Careers in Public Safety elective
  - Year 3—teacher (must be certified) will be 1.0 FTE teaching Exploratory, Levels 1 and 2 of Criminal Justice, and the Careers in Public Safety elective. During this year, we will apply for Chapter 74 status.
  - Year 4—teacher will teach Exploratory, Levels 1, 2 and 3.
- \* *Exploratory classes are for Grade 9 and allow them to sample different Ch. 74 careers in classes that last 7-10 days.*

### **Recruiting and Community Connections**

- Guest speakers from APD, AD, local court officers, local attorneys, Security experts, etc. would be invited to present; thereby essentially “recruiting” and building enthusiasm for employment in the City of Attleboro.
- Internship opportunities with local agencies
- Field study trips within the City of Attleboro
- Ride-alongs with APD or AFD (modeled after Southeastern Regional and Quincy)

### **Return on Investment**

- Year 1—initial financial outlay is approximately \$50,000 (salary, Chromebook cart, Forensics supplies, etc.)
- Year 2—approximately \$60,000\* for salary and consumables (new Forensics supplies).
- Community partnerships are strengthened as APD, AFD, and local Civil Service leaders will be resources.
- Pool of prepared applicants is increased
- Grant funding opportunities can be explored.
- Chapter 74 funding (after approval) for school department assists in easing budget constraints, Students enrolled in Chapter 74 programs add approximately \$4,000 in state reimbursement per student per year.

*\*AHS will likely be eligible for Perkins grant funding to offset \$30,000 in Year 2.*

### **Instructor Qualifications**

- Associates Degree preferred but not required
- Minimum 4 years (out of last 7 years) in a related field or industry (Retired Police officer; Former law enforcement, court officer or penal system employee; lawyer; or security expert)
- Disclaimer after year 2, we must have a certified instructor as it is a requirement to apply for Chapter 74 certification with State Department of Education. A certified instructor meets the above criteria and passes two state tests.

President Cook advised the Council that this is item #19 on the Mayor’s communication.

Mr. Conti asked Mr. Runey if there is any other city that has this type of program.

Mr. Runey responded that there are three, Southeastern, Tri-County, and Quincy Comprehensive High School that have this program.

Mr. Conti asked that after high school graduation what further education is required.

Mr. Runey stated that he has only studied the preliminary aspects to get the program off the ground.

Mr. Conti suggested that a review of Civil Service tests would be an important part of this. He noted that this program is likely to place additional pressure on the high school and asked how many students would be eligible for the program.

Mr. Conti further asked about the budget, would they be looking at the City to fund or would it be rolled into the school's annual budget.

Mr. Runey stated that the reimbursements would help to offset the cost of the instructor but that this cost is unknown. He estimated that the return under Chapter 74 would be approximately \$4,000 per student and estimated that there would be twenty students interested in the program. He went on to say that the interest from upper classmen would also be high.

Mr. Conti asked what assurances can be offered that this is not a cost driven program for a program for the students.

Mr. Runey stated that this program is thriving in other schools.

Mr. Conti requested that information from other schools be submitted to the Council.

President Cook, in response to Councilor Conti's second question, advised the Council his nephew, who was in a similar program and graduated from high school this year, has decided to attend a college program in criminal justice.

Mr. Kirby stated that he has worked with eight graders and that many of his students attend the programs at Tri-County High School and not North Attleboro High School. He stated that this type of program has great support from the students and that this program is going in the right direction and keeping Attleboro's students in Attleboro.

Mr. Runey explained the procedure for students to get into the program.

Ms. Porreca stated that she supports this program on many levels as the City will be able to hire and retain Attleboro residents on the fire and police departments. She went on to say that this also provides a better selection of electives for upper classmen.

Mr. Churchill stated that he works at the weight room at the high school and that thirty percent of the students in the weight room ask about how to join the police and fire departments.

Ms. Heagney asked if the School Committee cut this program.

Mr. Runey answered no. He stated that he cut the program because of lack of funding.

Appearing before the Council was Fire Chief Lachance. He discussed the Civil Service process and stated that there are 5,000 names on the list and that 300 of the names are paramedics. He stated that only twelve to thirteen will sign on to be interviewed in Attleboro. He explained that Attleboro has the same issue as other communities and that some applicants live seventy-five to one hundred miles away. He stated that he believes this program would help recruit more firefighters locally and that he would be speaking with students about EMTs and paramedics.

Mr. Conti stated that as a Comprehensive High School it makes sense we include a program such as this but asked if the program would give students the incentive.

Chief Lachance stated that the ride-along programs would help but that the EMT and paramedic programs require additional schooling and that a lot of families cannot afford paramedic school, which costs about \$20,000.00.

Mr. Blais discussed the importance of offering trade programs as college is not for everyone. He asked about the minimum age to be a fire-fighter.

Chief Lachance stated the minimum age is 18 years old, but 21 years old to be a paramedic. He stated that a registered paramedic in Massachusetts is currently guaranteed a job. He spoke of his personal experience which lead him to become a paramedic and noted that the way to generate interest in this field is through a vocational program.

Mr. Runey noted that the Nursing Program has doubled in enrollment in the last few years.

Appearing before the Council was Police Captain Jim MacDonald speaking on behalf of Police Chief Heagney. He discussed the importance of this program and that high school students would know that by the time they do get out of high school if they want to be a police officer, paramedic or EMT.

Mr. Blais stated that it would be an advantage to know what college courses are needed for EMT's and paramedics. He stated that \$20,000.00 for this type of education is a lot less than most colleges. He asked about the next step for a high school graduate interested in a public safety career.

Captain MacDonald replied the student would have to take courses.

Mr. Runey noted that he already had students asking about this and that they suggest BCC.

Captain MacDonald stated that the program would be able to hire from within Attleboro.

Mr. Churchill asked if college courses counted toward Civil Service.

Captain Mac Donald stated he wasn't sure but thought such courses might count as part of education and training component.

Mr. Runey stated he would check on this issue.

Mr. Weydt asked if there is Civil Service preparation in this program.

Mr. Runey answered yes. He stated that he is proud of the proposal and the programs offered at the high school and invited Councilors to take a tour of the high school.

Appearing before the Council was Acting Superintendent of Public Works Ron Dubuc. He stated that in July 2014 SRPEDD was asked to do a study in the center of town to improve the traffic. He explained that SRPEDD studied the traffic counts, turning counts, signalization phasing and timing of the lights, etc. He stated that SRPEDD suggested to tweak the timing of the lights at the intersection of County/North Main/South Main Streets and that the pedestrian button throws off the timing of these traffic lights. He stated that new controllers would be installed that would “speak” to each other and in addition he is looking into having a master control box that would control all of the intersections in the downtown area. He went on to say that Park Street at the County Street and North Main Street intersection to the intersection of Pine Street and Pleasant Street would be paved. He stated that he would like to make sure (before the paving) that all of the conduit and fiber optics connect together. He went on to say that they would install the conduit between the boxes with the fiber optics to connect all the boxes; and upgrade the controllers inside the control boxes so that the city would have the latest equipment. He stated that Nitch Engineering would perform the preliminary work.

Mr. Conti asked what the cost of the project would be.

Mr. Dubuc stated that the very base cost would be \$81,000.00 with no fiber optics. He stated that fiber optic coordination, new master controller, installation of video detection and traffic loops (detects a vehicle) monitoring cameras would cost \$141,000.00. He stated that higher end would be \$189,000.00. He also discussed looking into a wireless component with Attleboro Double Access Cable. He stated that the paving is not included in the aforementioned amounts.

Mr. Conti asked why bluetooth is not being proposed.

Mr. Dubuc discussed looking into a wireless component with the local cable company.

Mr. Thibodeau asked Mr. Dubuc if Chapter 90 monies could be used for the electronics.

Mr. Dubuc responded that he did not know, but that he would look into this.

Mr. Churchill (former Fire Chief) asked if there is a history that fiber optics is more reliable than radio waves.

Mr. Dubuc stated that anytime you go wireless you can be interfered with.

Mr. Kirby discussed the back up with the LaSalette traffic and the recent Capron Park Zoo Moon traffic. He asked if these special events could have better traffic controls in place.

Mr. Dubuc responded yes.

President Cook thanked Mr. Dubuc for attending the Council Meeting.

**The following communications were received from the Mayor and read by the Clerk of the Council, Elizabeth Shockroo:**

August 18, 2015

Dear Municipal Councilors:

1. I respectfully submit a communication from Superintendent of Schools Kenneth Sheehan regarding the donation of two (2) 42” LG Plasma televisions with an estimated value of \$250.00 each; one (1) Sharp LCD television with an estimated value of \$150.00; three (3) mounting brackets with an estimated value of \$25.00; two (2) 32” flat screen televisions with an estimate value of \$150.00 to Willett Elementary School. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to accept these generous donations to the City of Attleboro. (Copies in your packets)

1/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

2. I respectfully submit a communication from Superintendent of Schools Kenneth Sheehan regarding the donation of nine (9) high back office chairs with an estimated value of \$25.00 each from Sturdy Memorial Hospital. In accordance with Section 1-12 of the Revised Ordinances of the City of Attleboro, I hereby request Your Honorable Body to accept this generous donation to the City of Attleboro. (Copies in your packets)

2/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

3. For Your Information: I regret to inform Your Honorable Body we have received the resignation of James Azevedo from the Cultural Council. I know you will join me in thanking Mr. Azevedo for his service to the City. (Copies in your packets)

3/8/18/15

4. I respectfully request Your Honorable Body to transfer \$54.13 from Account 11241000-521020 (City Wide-Lights & Power) to Account 11241000-578020 (City Wide-Bills from Previous Years) in order to pay a FY2015 invoice to National Grid.

4/8/18/15 – REFERRED TO COMMITTEE—BUDGET & APPROPRIATIONS

5. In accordance with Massachusetts General Law Chapter 44, Section 31D regarding snow removal expenditures, I hereby request Your Honorable Body to approve deficit spending in the following accounts during FY2016:

- 14231000-513010 (Snow/Ice Control – Overtime Snow Removal)
- 14231000-519120 (Snow/Ice Control – Allowance Meals)
- 14231000-524240 (Snow/Ice Control – Maintenance of Equipment)
- 14231000-529080 (Snow/Ice Control – Snow Plowing Services)
- 14231000-533030 (Snow/Ice Control – Street Sweeping)
- 14231000-548010 (Snow/Ice Control – Gasoline)
- 14231000-548011 (Snow/Ice Control – Diesel Fuel)

14231000-548040 (Snow/Ice Control – Supplies/Equipment)  
14231000-553030 (Snow/Ice Control – Supplies Salt)  
14231000-553040 (Snow/Ice Control – Supplies Sand)  
14231000-587066 (Snow/Ice Control – Capital Snow Equipment)  
5/8/18/15 – REFERRED TO COMMITTEE—PUBLIC WORKS

6. I respectfully submit a communication from Fire Chief Scott Lachance regarding paying a previous year's bill in the amount of \$462.79 for the purchase of replacement medications. A vote authorizing payment is needed to satisfy this debt. There is no transfer of funds needed to pay these bills, as there is sufficient funding in Fund 2610. (Copies in your packets)

6/8/18/15 – REFERRED TO COMMITTEE—PUBLIC SAFETY & EMERGENCY MANAGEMENT

7. I respectfully submit a communication from APS Director of Finance Marc Furtado regarding the 60 month lease-purchase agreement with Ford Motor Credit Company, LLC for eight (8) Toyota Sienna vans for the Transportation Department. Under Section 5.8 of the City Ordinance, any lease or lease-purchase agreement binding the city beyond the fiscal year in which it is agreed to must have the approval of the Mayor and Municipal Council. The lease-purchase agreement contains a subject to appropriation clause and is not considered debt; therefore, a majority vote is required. Please note that five (5) of the vehicles are ready for delivery and can be received prior to the start of school year on September 1, 2015 and the remaining three (3) vehicles would be ready on or about September 10, 2015, with the Council's approval. Therefore, I hereby request Your Honorable Body to approve this 60 month lease at your next meeting. (Copies in your packets)

7/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

8. I respectfully submit a communication from City Collector Debora Marcoccio regarding Appellate Tax Board (ATB) cases concerning tax abatement settlements. As part of the ATB settlements with these cases, the interest was not able to be waived and thus must be paid. Therefore, I hereby request Your Honorable Body to transfer \$117.02 from Account 11241000-578300 (City Wide-Reserve Fund for Transfer) to Account 11461000-592510 (Collector-Interest). Upon approval, the available balance in the Reserve Fund for Transfer Account will be \$375,282.98. (Copies in your packets)

8/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

9. I respectfully submit a communication from Director of Veterans' Services Ken Badertscher regarding the payment of medical expenses from FY2015. Therefore, I hereby request Your Honorable Body to transfer \$2,500.00 from Account 15431000-577010 (Veterans' Benefits – Veterans' Aid) to Account 15431000-578020 (Veterans' Benefits – Previous Years Bills). (Copies in your packets)

9/8/18/15 – REFERRED TO COMMITTEE—BUDGET & APPROPRIATIONS

10. I respectfully submit a communication from Superintendent of Wastewater Paul Kennedy regarding the need to pay for an invoice to Chaz’s Auto Body from FY2015. Therefore, I hereby request Your Honorable Body to transfer \$1,000.00 from Account 6000-530101 (Wastewater Enterprise Fund – Professional Services) to Account 6000-578020 (Wastewater Enterprise Fund – Bills from Previous Years). (Copies in your packet)

10/8/18/15 – REFERRED TO COMMITTEE—PUBLIC WORKS

11. I respectfully submit a communication from Legal Secretary Alison Wood regarding surplus items that the Veteran’s Department would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

<u>QUANTITY</u>	<u>ITEM</u>	<u>CONDITION</u>
1	Black Leather Manager’s Chair	Fair to Poor

11/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

12. I respectfully submit a communication from Legal Secretary Alison Wood regarding surplus items that the Attleboro Public Schools would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>CONDITION</u>
4	32” JVC CRT Televisions	Obsolete
1	Melodigrand Upright Piano	Non-repairable
1	Fischer Upright Piano	Non-repairable
1	Kimosetter	Non-operational

12/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

13. I respectfully submit a communication from Legal Secretary Alison Wood regarding surplus items that the Fire Department would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

<u>QUANTITY</u>	<u>ITEM</u>	<u>CONDITION</u>
60	4-inch LDH Fire Hose 100 ft length with aluminum couplings	used/very old
	unusable	

72 unusable	3-inch Fire Hose 50 ft length with aluminum couplings	used/very	old
16 unusable	1 ¾-inch Fire Hose ft length with aluminum couplings	used/very	old

13/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

14. I respectfully submit a communication from Legal Secretary Alison Wood regarding surplus items that the Fire Department would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus and available for disposition: (Copies in your packets)

<u>QUANTITY</u>	<u>ITEM</u>	<u>CONDITION</u>	<u>VALUE</u>
3	Red 5-drawer filing cabinets	poor	none
1	Green 4-drawer filing cabinet	poor	none
2	Gray 4-drawer filing cabinet	good	minimal
1	Black 2-drawer filing cabinet	poor	none
1	Gray 18" X 15" X 78" locker	poor	none
1	Gray 2-door cabinet (25" X 45" X 58")	poor	none
2	Gray 4-drawer filing cabinet	poor	none
2	Tan 5-drawer filing cabinet	poor	none
2	Gray 4-drawer filing cabinet	poor	none
3	Black 2-drawer filing cabinet	poor	none
1	Black 7-drawer office desk	good	minimal
1	Brown 7-drawer office desk	good	minimal
1	Blue desk chair (no arms)	poor	none
1	Black desk chair (with arms)	poor	none
1	File/Paper holder (33" X 21" X 3")	good	minimal
1	MSA Carbon Monoxide Meter	obsolete	none
1	Explosive Gas Meter	obsolete	none
1	MSA multi-gas meter	obsolete	none
2	Life Light Model 657 flash lights	obsolete	none
1	Light Box with holder	obsolete	none
2	Polaroid Cameras	obsolete	none
1	Yashica camera	obsolete	none
1	Minolta camera	obsolete	none
2	Camera cases	obsolete	none
1	Explosive Gas Meter	obsolete	none
1	Zenith television (tube type)	obsolete	none
1	Adjustable keyboard holder	good	minimal

14/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

15. I respectfully submit a communication from Legal Secretary Alison Wood regarding surplus items that the Fire Department would like to declare surplus and hereby respectfully request Your Honorable Body to declare the following as surplus for trade-in or resale value and available for disposition: (Copies in your packets)

<u>QUANTITY</u>	<u>ITEM</u>	<u>VIN #</u>
1	1989 Pierce Fire Engine MF173A	1P9CT02D9KA040505
Poor		

15/8/18/15 – REFERRED TO COMMITTEE—CITY PROPERTY & CLAIMS

16. I respectfully submit a communication from Acting Superintendent of Public Works-Highway Division Ron Dubuc regarding the need to pay for an invoice to Leonard Safety Equipment from FY2015. Therefore, I hereby request Your Honorable Body to transfer \$197.88 from Account 14201000-548040 (Public Works – Supplies Equipment) to Account 14201000-587020 (Public Works – Bills from Previous Years). (Copies in your packet)

16/8/18/15 – REFERRED TO COMMITTEE—PUBLIC WORKS

17. I respectfully submit a communication from Acting Superintendent of Public Works-Highway Division Ron Dubuc regarding the need to pay for invoices to the Attleboro Police Department from FY2015. Therefore, I hereby request Your Honorable Body to transfer \$2,340.00 from Account 14201000-530101 (Public Works – Professional Services) to Account 14201000-587020 (Public Works – Bills from Previous Years). (Copies in your packet)

17/8/18/15 – REFERRED TO COMMITTEE—PUBLIC WORKS

18. I respectfully submit a communication from Acting Superintendent of Public Works-Highway Division Ron Dubuc regarding the need to pay for a Public Works employee's hoisting license renewal and continuing education classes from FY2015. Therefore, I hereby request Your Honorable Body to transfer \$110.00 from Account 14201000-519130 (Public Works – Allowance Licenses) to Account 14201000-587020 (Public Works – Bills from Previous Years). (Copies in your packet)

18/8/18/15 – REFERRED TO COMMITTEE—PERSONNEL & HUMAN SERVICES

19. As you are aware, there has and will continue to be years worth of transition due to retirements in the City's Public Safety Departments. It has been very difficult to find and recruit local young adults to fill these ranks. As such, there have been joint discussions with both the Police and Fire Chiefs on a way to encourage young people to enter a career in public safety. There currently exists a police cadet program under Massachusetts General Law and we will be working on the same type of cadet program for the fire service. In the meantime, there is no reason that we should not be educating and encouraging these vital

careers to our students at Attleboro High School. Superintendent Sheehan is and has been supportive of such a program as well as the Police and Fire Chiefs. Funding is needed in the amount of \$50,000.00 that will cover the initial financial outlay consisting of salary, fringe benefit expenses, a chrome book cart and supplies. This amount is needed in order to have the program up and running for the 2015-2016 academic school year. This funding is restricted to the “Careers in Public Safety Legal and Protective Services” program. Therefore, I hereby request Your Honorable Body to approve a supplemental appropriation in the amount of \$50,000.00 to Organization Code N2423240 (General Fund – Education – Public Safety Legal/Protect) (Copies in your packets)

19/8/18/15 – REFERRED TO COMMITTEE—PUBLIC SAFETY & EMERGENCY MANAGEMENT

20. I respectfully submit for confirmation by Your Honorable Body the appointment of David Wood, 43 Thayer Farm Road, to fill an expired term on the Personnel Board. Term to expire February 2018. (Copies in your packets)

20/8/18/15 – REFERRED TO COMMITTEE—PERSONNEL & HUMAN SERVICES

21. I respectfully submit a communication from Director of Planning and Development Gary Ayrassian regarding a proposed amendment to the Zoning Ordinance relative to Transit Oriented Development. Both the Attleboro Redevelopment Authority and City Solicitor Robert Mangiaratti have reviewed the ordinance.

#### **TRANSIT ORIENTED DEVELOPMENT ZONING DISTRICT**

- 1. Amend §17–2.1.2 ESTABLISHMENT OF BUSINESS ZONING DISTRICTS by inserting “Transit Oriented Development (“TOD”)”, as follows.**

These business zoning districts are established to accommodate commercial and business and related complementary uses within the objectives set forth in the ZONING ORDINANCE. Business zoning districts, herein referred to as “B” zoning districts, shall be designated as follows: Central Business (“CB”), Transit Oriented Development (“TOD”), General Business (“GB”), and Planned Highway Business (“PHB”).

- 2. Amend §17–2.1.2 ESTABLISHMENT OF BUSINESS ZONING DISTRICTS by inserting new subsection (B) as follows, and re-alphabetize existing subsection (B) and subsection (C) accordingly.**

**B.** The “TOD” zoning district is established to accommodate a compact and very highly intensive mix of residential, retail, office, civic/entertainment, and institutional uses, and to promote the creation and retention of uses in areas with high potential for enhanced mass transit and pedestrian activity with less reliance on the automobile.

**3. Amend §17–3.4 TABLE OF USE REGULATIONS by inserting the “TOD” zoning classification under the “Business” heading in all principal land use categories, as follows.**

PRINCIPAL USES – RESIDENTIAL	<u>BUSINESS</u> CB TOD GB PHB
PRINCIPAL USES – COMMUNITY FACILITIES	<u>BUSINESS</u> CB TOD GB PHB
PRINCIPAL USES – AGRICULTURE	<u>BUSINESS</u> CB TOD GB PHB
PRINCIPAL USES – RETAIL, SERVICES, COMMERCIAL	<u>BUSINESS</u> CB TOD GB PHB
PRINCIPAL USES – WHOLESALE, TRANSPORTATION, AND INDUSTRIAL	<u>BUSINESS</u> CB TOD GB PHB

**4. Amend §17–3.5 TABLE OF ACCESSORY USE REGULATIONS by inserting “TOD” under the “Business” zoning heading, as follows.**

ACCESSORY USES	<u>BUSINESS</u> CB TOD GB PHB
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**5. Amend §17–3.4 TABLE OF USE REGULATIONS by inserting “P”, “N”, “S” to the corresponding principal land use in the “TOD” zoning classification under the “Business” heading, as follows.**

PRINCIPAL USES – RESIDENTIAL	<u>BUSINESS</u> TOD
1. Dwelling.....	One-Family Detached N
2. Dwelling.....	Two-Family N
3. Dwelling.....	Multi-Family N
4. House.....	Lodging House or Guest N
5. Family Dwellings.....	Conversion of Existing Dwellings to Two- N
6. Family Dwellings.....	Conversion of Existing Dwellings to Multi- N
7. uses whereby all dwelling units are above the first floor level and the business use is permitted	Mixed Residential/Business

by-right or is allowed by special permit.....	P			
8. Dwellings whereby dwelling units on the first floor level are regulated by special permit and dwelling units above the first floor level are permitted by-right.....		Downtown Residential Cluster		
9. Development.....	S Residential N		Cluster	
10. Primarily for the Elderly and Handicapped.....		Residential Cluster Dwellings		
11. Standard Design.....	S Open Space N	Residential Development		-
12. Affordable Housing.....		Open Space Residential Development		-
13. Green Design.....		Open Space Residential Development		-
14. Park.....		Mobile		Home

PRINCIPAL USES – COMMUNITY FACILITIES

BUSINESS

TOD

1. Purpose.....	Church P	and	other	Religious
2. Educational Purpose that are Religious, Sectarian, Denominational, or public in nature or those of a Non-Profit Educational Corporation....	P			
3. included in use #2 above).....	Private School, College or University (not P			
4a. Home.....	Family P		Day	Care
4b. Center.....	Group P		Day	Care
5. Profit).....	Membership S		Club	(Non-
6. Country, Fishing, Tennis or Golf Club.....			N	
7. Trails.....	Wildlife S	Sanctuary	and	Nature
8. Facilities.....	Municipal P	Building	and	Recreational
9. Indoor.....	Sportsplex/Sports N			Complex,
10. ....	Cemetery..... N			
11a. or Dentist.....	Office for no more than one Medical Doctor N			
11b. Building.....	Professional S	Medical/Dental	Office	or
12a. Home.....	Hospital, N			Nursing
12b. Facility.....	Health N			Care

12c. Services.....	Hospital N			Related
13. Hospital.....	Veterinary S			
14. Lot.....	Municipal P	Off-Street		Parking
15. Society.....	Historical N			
16. Essential Service.....	Public or Private Utility and Facilities for P			
17. Landfill.....	Sanitary N			
18. Lines.....	Street, P	Bridge,	Tunnel,	Railroad
19. Private Utility Overhead High Voltage Transmission Line, Substation or Similar Facility or Building.....				S
20. Indoor storage in a municipal building of items use in connection With the educational, recreational, athletic and municipal programs, such as equipment, books records, and supplies. The supplies and equipment shall not include any toxic, hazardous material, whether liquid, solid or gaseous, vehicles, trucks or any other type of gasoline-powered machine.....				P

PRINCIPAL USES – AGRICULTURE \_\_\_\_\_ BUSINESS  
TOD

1. Agriculture, Horticulture, Floriculture and/or Greenhouse on parcels of				
a. less than five acres.....	N			
b. more than five acres.....	N			
2. Year-Round Stand for Wholesale and Retail Sale of Agriculture or Farm Products.....	N			
3. Kennel.....	N			Commercial
4. Farm in which all animals are completely enclosed in pens or other structure.....	N			Commercial Stable or Livestock

PRINCIPAL USES – RETAIL, SERVICE, COMMERCIAL \_\_\_\_\_ BUSINESS  
TOD

1. Principally Convenience Goods				Retail Establishment Selling
propriety goods.....				including but not limited to food, drugs and P
2. General Merchandise.....	P			Retail Establishment Selling
3. where consumption is primarily intended to be within the building.....	P			Eating and Drinking Places
4. Establishments.....	S			Drive-In Eating and Drinking
5. principal use.....	N			Sales by Vending Machines as a

6a.	Automobiles, Trucks, Boats,		Establishments	Selling
	Implements.....	N	Motorcycles, Trailers and Farm	
6b.	Vehicles.....	N	Sale of Second Hand Motor	
7a.			Hotels.....	
		P		
7b.			Motels.....	
		N		
8.	serving local needs such as barber		Repair and Service Businesses	
	repair, and self-service laundry.....	P	shops, beauty shops, shoe	
9.	Establishment.....	N	Funeral	
10.	including but not limited to Banking,		Professional Business Office,	
	Engineering.....	P2	Insurance, Real Estate, Legal or	
11.	Profit.....	S	Membership Club Operated for	
12a.	Rental Establishments.....	N	Automobile Service Station and	
12b.	Facility for major repairs provided		Automobile Body Shop and/or	
	inside the building.....	N	that all work is carried out	
13.	Establishment.....	N	Car	Washing
14.	Repair Services.....	S	Miscellaneous Business and	
15.	Storage.....	N	Self-Storage and Mini-	
16.	provided that not more than 20% of		Craft Shop and Building Trade	
	to showroom and/or retail space.....	S	the gross floor space is devoted	
17.	Gymnasium.....	S	Physical	Fitness/Workout
18.	Establishment.....	S	Physical	Training Service
19.	high solid fence) and		Junkyards (enclosed by a 6' foot	
	Yards.....	N	Automobile	Salvage
<b>2</b>	Such use in the "TOD" zoning district may also include commercial uses such as personal service needs, coffee shop, and convenience store provided that not more than 20% of the gross floor space of the building is devoted to such commercial use(s).			
20.			Amusement	
	Parks.....		N	

21. Arcade.....	Amusement N
22. Auditorium.....	Indoor Theater or S
23. Exchange.....	Telephone N
24. Tower/Facility.....	Wireless Telecommunications S
25. Tower.....	Communication and Television N
26. Garage.....	Commercial Parking Lot or Public P
27. Market.....	Flea N
28. Bookstore.....	Adult N
29. Theatre.....	Adult Motion Picture N
30. Store.....	Adult Paraphernalia N
31. Store.....	Adult Video N
32. Cabaret.....	Adult N

PRINCIPAL USES – WHOLESALE, TRANSPORTATION AND INDUSTRIAL

BUSINESS  
TOD

1. Materials.....	Processing and Treating of Raw N
2. Suppliers.....	Construction Industry Including N
3. Heavy Manufacturing, Assembling and/or Processing of Manufactured Products.....	N
4. Light Manufacturing, Assembling and/or Processing of Manufactured Products.....	N
5. Cleaning Plant.....	Bakery, Laundry, Dairy Processing, Dry N
6. Plant.....	Newspaper and/or Printing N
7. Warehousing.....	Motor Freight Terminal and N
9. Open Storage of Raw Materials, Finished Goods, or Construction Equipment and Structures for storing such equipment, provided such shall be screened from outside view by an enclosed fence and gate at least six (6') feet in height, or a solid wall of evergreens to be of vertical habit and to be maintained, and a solid gate at least six (6') feet in height and not more than twenty (20') feet in width.....	N
10. Storage of Fluid Other than water as a principal use (for example oil, gas, chemicals).....	N
11. Development Activities.....	Establishments Devoted to Research and N

12.		Heliport/Helicopter		Landing
Site.....		N		
13a.	Power Plant (generating energy by any means/process other than by gasification).....	N		
13b.		Refuse		Incineration
Facility.....		N		
14a.		Hazardous		Waste
Facility.....		N		
14b.		Low-Level	Radioactive	Waste
Facility.....		N		
14c.		Gasification		
Facility.....		N		

**6. Amend §17-3.4 TABLE OF USE REGULATIONS – RETAIL, SERVICE, COMMERCIAL by inserting new land use #5 and #6, and renumber accordingly.**

PRINCIPAL USES – RETAIL, SERVICE, COMMERCIAL <u>INDUSTRIAL</u>	<u>RESIDENTIAL</u>						<u>BUSINESS</u>	
	SR	GR	CB	TOD	GB	PHB	I	IBP
5. Craft Brewery.....	N	N	P	P	P	P	N	N
6. Brewpub.....	N	N	P	P	P	P	N	N

**7. Delete §17-3.4(8) TABLE OF USE REGULATIONS – WHOLESALE, TRANSPORTATION AND INDUSTRIAL and insert in place thereof the following.**

PRINCIPAL USES – WHOLESALE, TRANSPORTATION <u>INDUSTRIAL</u> AND INDUSTRIAL	<u>RESIDENTIAL</u>						<u>BUSINESS</u>	
	SR	GR	CB	TOD	GB	PHB	I	IBP
8a. Bus, Taxi, Rail Station.....	N	N	P	P	P	P	P	N
8b. Bus, Taxi, Rail Terminal and/or Maintenance Facility.....	N	N	N	N	P	P	P	N

**8. Amend §17-3.4(10) TABLE OF USE REGULATIONS – RETAIL, SERVICE, COMMERCIAL by changing footnote #2 next to the “P” under the “IBP” zoning classification under the “Industrial” heading to footnote #3.**

**9. Amend §17-3.5 TABLE OF ACCESSORY USE REGULATIONS by inserting “P”, “N”, “S” to the corresponding accessory land use in the “TOD” zoning classification under the “Business” heading, as follows.**

ACCESSORY USES	<u>BUSINESS</u> TOD
1. Removal of Sand, Gravel, or other Raw Materials (see §17-10.2).....	S
2. Raising and Keeping of Livestock, Horses and Poultry not for commercial use.....	N
3. Temporary stand for retail sale of agricultural or farm products raised on the same premises (not to be used for a period of more than 3 months in any one year).....	N
4. Accessory Residential Building such as private garage, playhouse, green house, tool shed, private swimming pool, skating rink, tennis court, carport or similar accessory structure (subject to provisions of §17-4.0).....	S
5. Accessory to Permitted Use.....	Heliport      Landing      Site SMC
6. Community Garage or Off-Street Parking Area for three (3) or more non-commercial motor vehicles.....	P
7. Storage or Garaging of one or more commercial vehicles.....	N
8. Home Occupation.....	N
9. Driveway	
a. serving residential use.....	P
b. serving commercial or industrial use.....	P
10. Accessory Storage of Trailer, Boat, Utility Trailer, or Boat Trailer provided such shall either be stored within a principal or accessory building or behind the building line within the side or rear yards and shall not be used for dwelling or sleeping purposes.....	N
11. Accessory Office activity related to a permitted principal use under §17-3.4 WHOLESALE, TRANSPORTATION AND INDUSTRIAL.....	P
12. Accessory Indoor Repair and Storage Facilities in any retail sales or consumer establishment provided such shall not occupy more than twenty-five (25%) percent of the gross floor area and shall not be located within fifteen (15') feet of any entrance used by the public.....	P
13. Accessory outside storage in a covered structure clearly necessary to the operation and conduct of a permitted principal wholesale, transportation, industrial and/or business use, provided it shall be screened from outside view pursuant to the requirements of §17-4.4.4(A) Description of Screens.....	S
14. Light Use.....	Manufacturing N
16a. News-Stand, Barber Shop, Dining Room or Cafeteria, and similar accessory services primarily for occupants or users thereof within	

an office or industrial building, a hotel or hospital containing more than fifty (50) sleeping rooms, or transportation terminal facility.....	P							
16b. Retail establishment selling principally commercial good including but not limited to food, drugs, and convenience items including vending machines, ATMs, and stamp dispensing machines. In the “IBP” district, such goods are intended to service the needs employees and businesses within the district and are not primarily intended to draw traffic from areas outside the “IBP” district.....	P							
17. Wall, Fence or Similar Enclosure provided for front yard restrictions.....	P							
18. Up to three (3) lodging units in an existing dwelling, provided the exterior of the structure is not altered.....	N							
19. Accessory Storage of a fluid other than water or ordinary household or building heating fuel, or any substance covered by the licensing requirements of §9–27.....	S							
20. Signs.....	Accessory P							
21a. Off-Street Parking and Loading Spaces in a zoning district same as the principal use.....	P							
21b. Off-Street Parking and Loading Spaces in a zoning district different from the principal use.....	P							
22. Towers.....	Radio and/or S Television							
23. Drive-Up Window for the sale of goods or the transacting of business.....	S							
24. Yard Sales (subject to the provisions of §17–14).....	Yard Sales (subject to the N Private							
25. Kennel.....	N							
26. Kennel.....	Commercial N							
27. Small Wind Energy Systems.....	Small Wind Energy S							

**10. Amend §17–3.5(15) TABLE OF ACCESSORY USE REGULATIONS by inserting “or a residential development in the TOD zoning district”, as follows.**

ACCESSORY USES <u>INDUSTRIAL</u>	RESIDENTIAL		BUSINESS					
	SR	GR	CB	TOD	GB	PHB	I	IBP
15. Retail or Consumer Service used in a multi-family dwelling over 20,000 square feet in gross floor area or a residential development in the TOD zoning district, provided all activities are located on the first floor level and do not exceed twenty (20%) percent of the total gross floor area of the street level. All materials goods and activities in connection with said uses shall be confined completely within the building.....	N	N	S	P	N	N	N	N

11. **Amend §17-3.5(25) TABLE OF ACCESSORY USE REGULATIONS and §17-3.5(26) TABLE OF ACCESSORY USE REGULATIONS by changing footnote #3 next to the word “kennel” to footnote #4.**
12. **Delete §17-4.1 APPLICABILITY OF DIMENSIONAL AND DENSITY REGULATIONS in its entirety and insert in place thereof the following.**

Except for the “TOD” district, the regulations for each district pertaining to minimum lot area, width and depth, minimum front, side and rear yards, maximum height of buildings and structures, maximum number of stories, maximum building area and maximum floor area ratio shall be as specified in this section and set forth in §17-4.9 TABLE OF DIMENSIONAL AND DENSITY REGULATIONS and subject to the further provisions of this ordinance. The regulations for the “TOD” district pertaining to lot area, width and depth, front, side and rear yards, height of buildings and structures, number of stories, building area and floor area ratio shall be as specified in §17-10.16 TRANSIT ORIENTED DEVELOPMENT and subject to the further provisions of this ordinance.

13. **Amend §17-5.1 OFF-STREET PARKING REQUIREMENTS by inserting “and TOD”, as follows.**

Off-street parking spaces shall be at least ten (10') feet in width, twenty (20') feet in length, and shall have an area of not less than three hundred (300) square feet which includes access and maneuvering space, whether inside or outside a structure, except in a “PHB” and “TOD” district where such spaces shall be at least nine (9') feet in width, nineteen (19') feet in length, and shall have an area of not less than two hundred and eighty-three (283) square feet including access and maneuvering space. In any zoning district, if any structure is constructed, enlarged or extended, or any use of land established or any existing use changed, after the effective date of this ordinance, parking pertinent to the intended use shall be provided in accordance with the §17-5.10 TABLE OF OFF-STREET PARKING REGULATIONS and other requirements contained herein.

14. **Amend §17-5.10 TABLE OF OFF-STREET PARKING REGULATIONS by inserting “TOD”, as follows.**

Residential development in the TOD zoning district	one (1) off-street parking stall per unit plus one (1) additional off-street parking stall for every four residential units
Non-Residential development in a TOD zone except for restaurants	three (3) off-street parking stalls per 1,000 square feet (where application of this formula results in the fractional stall, the number of stalls required shall be the next highest whole number); two (2) spaces for any use occupying more than 500 square feet and less than 1,000 square feet; and one (1) space for any use occupying 500 square feet or less

15. **Amend §17-10 SPECIAL REGULATIONS by inserting §17-10.16 TRANSIT ORIENTED DEVELOPMENT, as follows.**

**§17-10.16.1 PURPOSE AND INTENT**

The purpose of the Transit Oriented Development (TOD) zoning district is to create and promote a blend of compact and very highly intensive residential, retail, office, civic entertainment, and institutional uses, and to create and promote the retention of uses in areas with high potential for enhanced mass transit and pedestrian activity with less reliance on the automobile. Pedestrian circulation and transit access are especially important and have an increased emphasis in the TOD zoning district. The development standards are designed to require compact urban growth, opportunities for increased choice of transportation modes, and a safe and pleasant pedestrian environment by encouraging an attractive streetscape, a functional mix of complementary uses, and the provision of facilities that support transit use, bicycling, and walking.

#### **§17-10.16.2 REQUIRED SITE PLAN**

The contents of a site plan for any proposed development in the “TOD” zoning district, whether by-right or by special permit, shall comply with the provisions pursuant to §17-15.0(J) SITE PLAN REVIEW – MINOR AND MAJOR SITE PLAN REVIEW SUBMISSION MATERIALS.

#### **§17-10.16.3 DIMENSIONAL AND INTENSITY REQUIREMENTS**

1. The minimum lot area is 20,000 square feet.
2. The minimum building height is two (2) stories.
3. The maximum building height is seven (7) stories. Further provided that no building shall exceed by more than two stories or thirty (30') feet, whichever is less, the height of any abutting building. If a proposed building is to be constructed between two existing buildings of varying height, the shorter of the two existing buildings shall serve as the reference.
4. The minimum lot frontage is fifty (50') feet. Where deemed appropriate, the frontage may be reduced to less than fifty (50') feet or waived completely by special permit provided that pedestrian and vehicular access to a development lot is provided by easement or other method and furthermore, it is demonstrated that such a reduction furthers the purposes, the spirit and intent of the “TOD” zoning district
5. The minimum lot width is fifty (50') feet. The minimum lot width cannot be reduced to less than the lot frontage.
6. The minimum front yard setback in the “TOD” zoning district is zero (0') feet. In instances when the minimum lot frontage requirement is waived by special permit pursuant to §17-10.16.4 DIMENSIONAL REQUIREMENTS, any building on the landlocked lot must maintain a minimum twenty (20') foot setback from the adjoining property line(s) that is nearest to the principal building on the adjoining property.
7. The minimum side yard setback in the “TOD” zoning district is zero (0') feet. Where deemed appropriate, alleys between buildings may be encouraged for the provision of beneficial public connections, open spaces, and walkway connections.
8. The minimum rear yard setback in the “TOD” zoning district is zero (0') feet.
9. Minimum building coverage is sixty (60%) percent.
10. Maximum building coverage is eighty-five (85%) percent.
11. The maximum floor-to-area ratio (FAR) is 3.
12. The number of dwelling units is a function of the proportion of the FAR devoted to residential use.
13. The gross square footage of business use of a mixed-use residential/commercial building is not more than eight (8%) percent of the FAR.

#### **§17-10.16.4 OFF-STREET PARKING REGULATIONS**

The contents of §17-10.16.5 OFF-STREET PARKING REGULATIONS establishes off-street parking lot standards within the “TOD” zoning district, which satisfy the general purposes established in §17-10.16.1 PURPOSE AND INTENT. These standards are intended to establish a guideline, they may be flexibly administered due to peculiarities of any given proposal, as there are a variety of types of land uses and the relationships between them. Therefore, the permit granting authority may permit variations from the

regulations herein by modifying standards if it finds that such departure is more likely to satisfy the intent set forth herein.

1. Shared off-street parking is encouraged particularly on lots serving more than one principal use (see §17-5.5 COMBINED FACILITIES).
2. Parking lots shall be located to the rear of buildings.
3. A minimum of fifteen (15%) percent of all parking lots shall be landscaped.
4. Parking lots with more than thirty (30) off-street parking stalls shall be interrupted by properly designed raised landscaped islands of at least five (5') feet in width and twenty (20') feet in length. Each landscaped island shall contain at least two (2) shade trees. Landscaped islands may be used in the calculation to satisfy the provisions of §17-10.16.5(3) OFF-STREET PARKING REGULATIONS.
5. Parking lots shall be screened along all sidewalks by a landscaped buffer of not less than four (4') feet in width.
6. Parking lots shall provide adequate security lighting and landscape lighting.
7. Parking lots shall provide well-designed and marked pedestrian walkway connections to the sidewalk system.
8. Parking structures shall provide well-designed and marked connections to surface parking lots, walkways/sidewalks, and streets.
9. Parking structures shall be designed, to the extent practicable, to be compatible with adjacent buildings and architecture.
10. Parking structures and parking lots shall display well-placed and proper signage that shows the location and best means of access to the commuter rail station.
11. Parking structures shall be designed so that vehicles are not visible/discernable from outside view through the use of architectural treatments.

#### **§17-10.16.5 DESIGN STANDARDS AND GUIDELINES**

In addition to the site plan review criteria contained in §17-15.0(K) SITE PLAN REVIEW CRITERIA, the following shall apply to the "TOD" zoning district.

1. The minimum width of unobstructed sidewalks shall be five (5') feet and they shall consist of concrete and held in place by granite curbing. The typical curbing reveal shall be six (6") inches but this may be reduced at the discretion of the Superintendent of Public Works based on existing curbing conditions in the field. Sidewalks shall comply with all applicable ADA requirements.
2. The minimum width of a one-way driveway shall be twelve (12') feet. The minimum width of a two-way driveway shall be eighteen (18') feet and they shall consist of concrete and held in place by granite curbing. The minimum width of either a one-way driveway or a two-way driveway may be increased at the discretion of the Fire Chief.
3. All buildings, landscaped areas, walkway, and parking areas shall be properly illuminated with aesthetic and security considerations. Lighting fixtures and poles shall complement, or to the extent practicable, conform to the style, height, color, and features of public streetscape lighting in the "TOD" zoning district.
4. All utilities shall be placed underground.
5. The main entrance of any building shall face a street. For purposes of this ordinance, a driveway does not constitute a street.
6. The main entrance of any building shall not be set back more than five (5') feet from the front property unless a public seating area or plaza is provided in front of the building.
7. Except for façades facing a parking lot, façade modulation through window patterns, varying materials/colors/textures, awnings, varying rooflines, and/or other architectural treatments are encouraged. Monolithic blank walls are strongly discouraged.
8. The ground floor of a front commercial façade shall contain no less than thirty (30%) percent glass.
9. Architectural style and materials shall be compatible with surrounding buildings and must provide a visually interesting environment.

10. All buildings shall articulate the line between the ground floor with the upper level floor(s) with a cornice, canopy, or other architectural visual device.
11. The height of any sign, whether freestanding or affixed to a building, may extend no higher than the height of the ground story.
12. Signage may be either parallel or perpendicular to a building. If a sign is perpendicular, the bottom of the sign must have no less than seven (7') feet of clearance as measure from the ground elevation and may project no further than three (3') feet from the building's façade.
13. The total area of a sign shall not exceed twenty-five (25%) percent of a building's ground floor front façade wall area.
14. Signage may be double-sided.
15. Signage may be illuminated. The permit granting authority reserves the right to regulate the illumination of a sign whether internally or externally illuminated, the hours of illumination, the relative brightness of the illumination, and other characteristics such as gyration, flashing, message boards, so forth.
16. Signage's use of color, shape, and material shall be complementary.

**16. Amend §17-11 DEFINITIONS by inserting the following definitions alphabetically.**

Brewpub: An establishment wherein the primary use is a restaurant which specializes in producing craft beers in limited quantities for on-site retail sale to restaurant patrons. Other ancillary uses may include beer tastings and tours as well as retail sales of related goods all of which are subject to all applicable statutes of the Commonwealth.

Bus, Taxi, Rail Station: station where transport vehicles load or unload passengers or goods.

Bus, Taxi, Rail Terminal and/or Maintenance Facility: facility where transport vehicles are stored, garaged, and/or repaired.

Craft Brewery: A brewery, such as a microbrewery or a nanobrewery, producing not more than 15,000 barrels of beer on an annual basis, which is much smaller than large-scale corporate breweries, independently owned, and generally characterized by its emphasis on quality, flavor and brewing technique.

Lot, Landlocked: Any lot that does not have lot frontage.

**17. Amend §17-11 DEFINITIONS by deleting the definition of "craft shop" and inserting in place thereof the following.**

Craft Shop: Shop of a craftsman where articles or goods are produced, assembled, processed or manufactured on a custom or individual basis involving the use of hand tools or small mechanical equipment. Typical craft shop operations include production of custom furniture, custom cabinets and counter tops, stonewalls and patios, custom jewelry, glass blowing, ceramic studios, sculptors, photographers, microbreweries, nanobreweries, and other similar products where all storage is indoors.

(Copies in your packet)

21/8/18/15 – REFERRED TO COMMITTEE—ORDINANCE, ELECTIONS, AND  
LEGISLATIVE MATTERS (REFER TO THE PLANNING BOARD FOR STUDY  
AND RECOMMENDATION)

Sincerely,

Kevin J. Dumas, Mayor

**The following communications were received and read by the Clerk of the Council, Elizabeth Shockroo:**

Communication from Robert Truitt, South Attleboro Assembly of God, 1052 Newport Avenue, South Attleboro, MA relative to the increase in Fire Department inspection fees.  
REFERRED TO THE PUBLIC SAFETY & EMERGENCY MANAGEMENT COMMITTEE

Communication from Connie Uriot, Veterans Department, inviting Councilors to attend the annual Attleboro area POW-MIA, 9/11 Remembrance on Saturday, September 19<sup>th</sup> at 6:30 P.M. at the Veterans Memorial Triangle, Capron Park.  
MEMBERS GIVEN COPIES

Communication from Richard Fredette, Disabled American Veterans, Chapter 91, 122 Park Street, Attleboro, MA to hold the annual Forget-Me-Not Drive on Saturday, September 26 and Sunday, September 27, 2015.  
REFERRED TO THE LICENSE COMMITTEE

Communication from American Legion Post 312 of South Attleboro, 437 Newport Avenue, Attleboro, MA to hold the Annual Poppy Drive on Saturday, November 7, 2015 from 7:30 a.m. to 3 P.M. ( rain date November 21<sup>st</sup>)  
REFERRED TO THE LICENSE COMMITTEE

**VOTED: TO GO INTO COMMITTEE OF THE WHOLE** at 8:44 P.M. to hear anyone who wishes to speak on any matter pertaining to City business.

No one appeared at the Committee of the Whole

**VOTED: TO ARISE at 8:44 P.M.**

**Committee Reports were held at 8:46:**

**Old Business: None**

**New Business:**

1. On motion of Ms. Heagney, voted unanimously to refer the following matter to the appropriate committee for study and recommendation: To install a “Stop” sign at Hebron Avenue and Bliss Avenue.  
REFERRED TO THE TRANSPORTATION & TRAFFIC COMMITTEE  
--Approved by the Mayor on August 20, 2015
2. On motion of Mr. Thibodeau, voted unanimously to refer the above matter to the **Traffic Study Commission** for study and recommendation.  
--Approved by the Mayor on August 20, 2015

3. On motion of Mr. Thibodeau and Mr. Denlea, voted unanimously to refer the following matter to the appropriate committee for study and recommendation: To conduct a new study of the installation of traffic lights at the intersection of Park Street and Oak Hill Avenue.

REFERRED TO THE TRANSPORTATION & TRAFFIC COMMITTEE

--Approved by the Mayor on August 20, 2015

4. On motion of Mr. Thibodeau, voted unanimously to refer the above matter to the **Traffic Study Commission** for study and recommendation.

--Approved by the Mayor on August 20, 2015

Mr. Denlea introduced the following new business: To refer the following matter to the appropriate committee for study and recommendation: To investigate the City Ordinances governing Hawkers and Peddlers Licenses and Leafleting Permits with the possibility of banning door to door sales within the City of Attleboro. (New Business---Mr. Denlea and Mr. Cook). A motion was made and duly seconded to approve this motion.

A discussion followed and a motion was made by Mr. Conti and seconded by Mr. Weydt amend the main motion to strike ““with the possibility of banning door to door sales with the City of Attleboro” from the motion.

5. Voted on Roll Call—11 yeas—0 yeas to amend the main motion and strike “with the possibility of banning door to door sales with the City of Attleboro.” from the main motion.
6. On joint motion of Mr. Denlea and Mr. Cook, voted by voice vote (Churchill voting nay) to refer the following matter to the appropriate committee for study and recommendation: To investigate the City Ordinances governing Hawkers and Peddlers Licenses and Leafleting Permits.

REFERRED TO THE ORDINANCE, ELECTIONS AND LEGISLATIVE MATTER COMMITTEE

--Approved by the Mayor on August 20, 2015

**VOTED: TO ADJOURN at 9:15 P.M.**

**A TRUE COPY**

**ATTEST:** \_\_\_\_\_  
City Clerk/Clerk of the Council

**MINUTES APPROVED BY COUNCIL:** \_\_\_\_\_  
(DATE)