

CITY OF LYNN, MASSACHUSETTS

LYNN CITY COUNCIL  
2016-2017

Ward One Wayne A. Lozzi  
Ward Two William R. Trahan, Jr.  
Ward Three Darren P. Cyr, President  
Ward Four Richard C. Colucci  
Ward Five Dianna M. Chakoutis  
Ward Six Peter L. Capano  
Ward Seven John M. Walsh, Jr.



At-Large Buzzy Barton, Vice-President  
At-Large Daniel F. Cahill,  
At-Large Brian P. LaPierre  
At-Large Hong L. Net

**MEETINGS SCHEDULED FOR THE WEEK BEGINNING AUGUST 20, 2017:**

**Tuesday, August 22, 2017:**

**Public Safety and Public Health Committee**, 5:30 P.M., Room 402

Discussion re: Constable Appointments, Demolition Order/138 Williams Avenue, and Other Business.

**Licensing Committee**, 5:45 P.M., Room 402

Discussion re: Minor Licenses and Other Business.

**Utilities Committee**, 6:00 P.M., Room 402

Discussion re; Public Hearing re: Petition of Mobilitie to attach, maintain and operate cell communication equipment on existing poles at the following locations: Eastern Avenue and Lambert Street, Western Avenue and Bellaire Street, Commercial Street and South Common, and Hanson Street and Lynnway; and Other Business.

**Ways and Means Committee**, 6:45 P.M., Room 402

Discussion re: Financial Transfers, and Other Business

**Public Property and Parks Committee**, 7:00 P.M., Room 402

Discussion re: Bid Openings; **ORDERED** that the City of Lynn accept the Grant(s) of Easement(s) as set forth in a "Plan of Easement for roadway purposes over a way known as: Warren Place" prepared by Reid Land Surveyors, 365 Chatham Street, Lynn, Massachusetts, dated July 11, 2017, as set forth in Exhibit "A" attached and incorporated herein. Said Grant(s) of Easement(s) from 4 Warren Place, Easement Area "A" 1,219 +/- square feet, 8 Warren Place, Easement Area "B" 715 +/- square feet and 12 Warren Place, Easement Area "C" 941 +/- square feet are being given to the City of Lynn for nominal consideration in order to further advance and accommodate

right of way adjustments along the various public ways. The acceptance of the Grant(s) of Easement(s) shall be subject to the Law Department's approval.

**ORDERED** that the City of Lynn accepts and affirms as a public way, located in Lynn, Essex County Massachusetts, commonly known as Warren Place, being more specifically shown on the plan referenced above pursuant to Section 12.08.10(A) of the Municipal Code of the City of Lynn, Massachusetts and in accordance M.G.L. c. 82, §§ 21-24.

Further ordered that the Mayor be authorized to execute any and all documents required by the Law Department to accept and effectuate the above. (Capano); Request to Redeem property located at 80 Lowell Street / Lowell Street Court; Request from Lynn School Department to dispose of surplus "grinders" from the Lynn Tech Machine Shop; and Other Business.

**Ordinance and Rules Committee**, 7:45 P.M., Room 402

**DISCUSSION AND/OR SET DOWN FOR PUBLIC HEARING:** A Proposed Zone Ordinance change for the former Marshall Middle School Neighborhood; A Proposed Ordinance Change to the Door to Door Solicitation Ordinance; A Proposed Ordinance Requiring Applicants for Permits and Licenses to Pay All Advertising Mailing Costs in Addition to the Fees Established by the Respective Department, Board, Commission and/or Officer; and Other Business.

**CITY COUNCIL MEETING, 8:00 P.M., COUNCIL CHAMBERS**  
**City Council Agenda**

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**PUBLIC SAFETY AND PUBLIC HEALTH COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
5:30 P.M. - ROOM 402**

**1. CONSTABLE APPOINTMENTS:**

Lauren Davella, 5 Rockingham Street, Lynn  
Henry Bornstein, 5 Rockingham Street, Lynn

2. **CYR** / Recommends that the Lynn City Council be requested to set down a Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 138 Williams Avenue, and, after hearing, may make record an order adjudging it to be a nuisance to the neighborhood or dangerous and prescribing to its disposition, alteration, or regulation all as authorized by Massachusetts General Laws, Chapter 139, Section 1.

**3. OTHER BUSINESS**

/tcy

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LICENSING COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
5:45 P.M. – ROOM 402

**TAXI OPERATORS (NEW)**

ACOSTA, FRANKLYN A. - 21 WITT ST.  
ANTULANO, ALBERTO- 22 PALEOLOGOS ST. PEABODY (*Tabled 7/11 no show*)  
GARCIA, MANUEL J. – 56 HANOVER ST.  
MONSERRATE, JOEL- 23 BROAD ST.  
REYES, JONATHAN- 232 CURWIN CIRCLE, (*Tabled 7/11 no show*)  
RUCKER, TY- 2 WILLIAMS PL. PEABODY (*Tabled 7/11 no show*)  
SAINT-JOOR, OBERSON- 427 WESTERN AVENUE  
TEJEDA, RONY- 8 CHASE ST

**LIVERY OPERATORS - (NEW)**

MCNELLEY, KAREN L. – 46 DUNCAN TERRACE SWAMPSCOTT  
OLADAYIYE, ALICIA- 24 MOUNTAIN AVENUE  
OLADAYIYE, JOHN- 24 MOUNTAIN AVENUE  
PERREIRA, LORRAINE- 7 BAY STATE PEABODY (TEMP EXP. 8.22.17)  
SLAUGHTER, CLIFFORD E. – 30 FISKE AVE APT #3  
TAYLOR, FLORENCE, 25 NELSON ST. LYNN (*Tabled 7/11 no show*)

**AUTO REPAIR/FLAMMABLE LICENSE – NEW**

106 Chestnut St. – Bodre Auto Repair (*Tabled – 7/11 no show*)  
315 Lynnway – Orlando Auto Repairs

Licensing Committee Agenda

August 22, 2017

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**30 DAY REVIEW - AUTO REPAIR/FLAMMABLE**

407 Essex St. – Melo’s Tire and Auto Service (*told to clean up tires*)

**60 DAY REVIEW - AUTO REPAIR/FLAMMABLE**

371 Summer St. – Express Auto and Tires Repair (*Tabled 7/11/17 no show*)

**COIN OPERATED DEVICES – 30 DAY REVIEW**

337 Union St. – JB’s Barber Shop – 2 Class II (*for 2<sup>nd</sup> Pool table*)

**COIN OPERATED DEVICES – NEW**

47-49 Central Ave–Eclipse Bar & Grill “Brama Inc.”– 1 Class II Pool (*Tabled 7/11 no show*)

**EXTENDED HOUR RENEWALS – 60-90 DAY REVIEW**

60	BOSTON ST	MCDONALDS	DRIVE THRU 24 HOUR
65	BOSTON ST	CVS PHARMACY	24 HOUR
80	BOSTON ST	DUNKIN DONUTS	24 HOUR
108	BOSTON ST	BURGER KING	Sun-Wed 6am-1am Thurs-Sat 6am-2am
116	BOSTON ST	WENDY'S	DRIVE THRU TILL 4 A.M
122	BOSTON ST	BOSTON SHELL	24 HOURS
124	BOSTON ST	TACO BELL	DRIVE THRU TILL 3 AM

**THE FOLLOWING ARE ALL RENEWALS:**

**AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL**

1071 Western Ave. – Edna’s Auto Body of Lynn, Inc.

**AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL**

47R Bennett St. – B Auto Repair

68 Rear Bennett St. – Estrada Auto Repair

87 Bennett St. – West Lynn Auto Service

180 Commercial St. – Lou’s Custom Exhaust

349 Lynnway – Morgan’s Garage

## **Licensing Committee Agenda**

**August 22, 2017**

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9 Minot St. – Western Ave. Auto Body  
800 Western Ave. – Henley Enterprises d/b/a/ Valvoline Instant Oil Change  
985 Western Ave. – MBTA Garage  
1071 Western Ave. – Affordable Auto Repair  
1071 Western Ave. – Keny Auto Repair  
1117R Western Ave. – Mass Towing and Repair

### **FLAMMABLE LICENSE – RENEWAL**

47 Alley St. – Jim Appleyard Bonded Storage, Inc.  
6 Bennett St. – L-A-C Steel Fabrication  
22 Bennett St. – Perrotti's Welding  
255 Blossom St. – Nationalgrid  
30 Boston St. – Home Décor  
152 Boston St. – Advance Auto Parts  
59-61/266–270 Commercial St. – McGrath Enterprises  
500 Lynnfield St. – NSMC Union Hospital  
71 Linden St. Suite 200 – C. Bain, Inc.  
154 Lynnway – City of Lynn Seaport Marina  
282 Lynnway – Uhaul Moving & Storage of Lynn  
453 Lynnway – EZ Landscaping, Inc.  
525 Lynnway – Gulf Express ESE Energy Corp.  
637 Lynnway – Auto Zone  
88 Marion St. – Demakes Enterprises, Inc.  
5 Stetson St.- Atlantic Ambulance Service/Cataldo Ambulance Service  
41 Sutton St. – D'Amici Bakery  
149 Walnut St. – Richdale Convenience Store  
2 Western Ave. – Dom's Oil Co.  
1073R Western Ave. – Albert Kemperle, Inc.  
1117R Western Ave. – Massachusetts Recovery Bureau & Mass Towing & Repair

### **SIGN LICENSE-RENEWALS**

60 Bennett Street, Bennett Street Tire & Glass  
122 Boston Street, Boston Street Shell 04037  
369 Boston Street, Lucky 7 Market

## **Licensing Committee Agenda**

**August 22, 2017**

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617 Boston Street, Tony's Lena  
624 Boston Street, Family Grocery Store  
338 Broadway, Rolly's Tavern on the Square  
244 Broadway, Mino's Roastbeef  
102 Central Ave., The Sign Store  
155 Central Ave., Jas Nutri Fit  
157 Central Ave., Jimenez Botanical  
159 Central Ave., C.M. Bistro  
163 Central Ave., Rosalinda Hairdresser  
56 Central Square, White Rose Coffee House  
106R Chestnut St., Los V Tires  
160 Chestnut St., Kuky's Hair Design  
546 Chestnut St., Kim's Barbershop  
495 Eastern Ave., Nails By Tina  
495 Eastern Ave. Tangles  
59 Essex St., Osborne Home Health Care  
61 Essex St., Bibi Hair Studio  
99 Essex St., Essex Market  
208 Essex St., Palace Auto Music  
333 Essex St., Minh Sang Market, LLC  
420 Essex St., Nunez Barbershop  
602 Essex St., Tropical Enterprise  
608 Essex St., McKinnon Printing  
61A Essex St., Pizza Lovers  
148 Fayette St., Mike's Auto Body Repair  
103-105 Federal St., Hibernian's  
61 Franklin St. Caribe Restaurant  
63 Franklin St., Santiago Market  
145 Franklin St., Coutui Barbershop  
60 Granite St., Bayridge Hospital  
70 Granite St., ZEA III Realty Trust  
26 Joyce St., Full Color  
11 Lewis St., Hair Affair  
163 Lewis St., Shoreline Grill & Pizza

## Licensing Committee Agenda

August 22, 2017

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179 Lewis St., Andrew Perkins  
319 Lynnway, Children and Family Dentistry and Braces of Lynn  
475r Lynnway, Barrero & Sons Autobody & Repair  
535 Lynnway, Lynnway Shell  
8 Market St. Asian Garden  
23 Market St., Del Pueblo Market  
112 Market St., Eastern Bank  
9 Minot St., West Auto Sports & Tire  
46 Ocean St., The Yard Sale  
355 Summer St., Amigos Market  
419 Summer St., Wals Cleaners  
778 Summer St., Casa Matapan  
95 Union St., Desi's \*  
108 Union St., Micheal Neloms Okikuka  
193 Union St., B & V Jewelry  
235 Union St., Pherphone Food Corp.  
269 Union St., Lynn Community Health Center  
335 Union St., Vecina Beauty Supplies  
90 Walnut St., Cher Magic Hair Salon  
56 Washington St., Sunshine Market  
350 Washington St., Rincon Macorisano  
465 Washington St., Panakio Adjusters Inc.  
510 Washington St., Russo Plumbing  
32 Western Ave., W. Proodian & Sons, Inc.  
108 Western Ave., Western Ave Market  
111 Western Ave., John's Roastbeef  
263 Western Ave., ABT Technologies  
471 Western Ave., Friendly Insurance  
532 Western Ave., Rite Spice Carribean  
596 Western Ave., Lily's Beauty Salon  
659 Western Ave., Desi Barbershop  
696 Western Ave., Tony The Florist, Inc.\*  
734 Western Ave., Evolution Wireless, Inc.  
813 Western Ave. V N Convenient

**Licensing Committee Agenda**

**August 22, 2017**

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863 Western Ave., Mekong Market

877 Western Ave., Apsara Angkor Rest.

**CANNING:**

Lynn Chargers Youth Football & Cheerleading (Adults Only) – August 18, 19, 20, 2017

**OTHER BUISNESS:**

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UTILITIES COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
6:00 P.M. - ROOM 402

**PUBLIC HEARINGS:**

Petitions by Mobilitie to attach, maintain and operate cell communication equipment on existing poles at the following locations:

Eastern Ave and Lambert St	<i>(Trahan)</i>
Western Ave and Bellaire St	<i>(Trahan)</i>
Commercial St and S. Common	<i>(Capano)</i>
Hanson St and Lynnway	<i>(Capano)</i>

**OTHER BUSINESS:**

/tcy

**TABLED:**

Petition of Verizon for a Grant of Location to provide service at 104 Ocean Street. (Colucci) **(Tabled 6/13/2017 & 7/11/17)**

Petition of Mobilitie for permission to attach, maintain and operate small cell communications equipment on a existing pole located within the city right-of-way – Near 22 Tracey Avenue and Wass Street (Trahant). **(Tabled 6/13/2017 & 7/11/2017)**

Petition of Mobilitie for permission to attach, maintain and operate small cell communications equipment on a existing pole located within the city right-of-way – Near 16 Tremont Street – Market Street (Chakoutis) **(Tabled 6/13/2017 & 7/11/2017)**

Petition of Mobilitie for permission to attach, maintain and operate small cell communications equipment on a existing pole located within the city right-of-way – Location – Route 107-Western Avenue and Barrett Street (Capano). **(Tabled 6/13/2017 & 7/11/2017)**

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**WAYS AND MEANS COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
6:45 P.M. - ROOM 402**

1. Financial Transfers
  
2. OTHER BUSINESS

/tcy

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PUBLIC PROPERTY AND PARKS COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
7:00 P.M. - ROOM 402

1. **BID OPENING**

Morton Hill Avenue – Parcel ID 106413013

465 Essex Street, Unit 2 – Parcel ID 083661021002

8 Garland Street, Unit 3 - Parcel ID 093560021003

21R Michigan Avenue - Parcel ID 103548023

13 Raddin Grove Avenue - Parcel ID 020289049

48 Saunders Road - Parcel ID 090097006

2. **ORDERED** that the City of Lynn accept the Grant(s) of Easement(s) as set forth in a "Plan of Easement for roadway purposes over a way known as: Warren Place" prepared by Reid Land Surveyors, 365 Chatham Street, Lynn, Massachusetts, dated July 11, 2017, as set forth in Exhibit "A" attached and incorporated herein. Said Grant(s) of Easement(s) from 4 Warren Place, Easement Area "A" 1,219 +/- square feet, 8 Warren Place, Easement Area "B" 715 +/- square feet and 12 Warren Place, Easement Area "C" 941 +/- square feet are being given to the City of Lynn for nominal consideration in order to further advance and accommodate right of way adjustments along the various public ways. The acceptance of the Grant(s) of Easement(s) shall be subject to the Law Department's approval.

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being more specifically shown on the plan referenced above pursuant to Section 12.08.10(A) of the Municipal Code of the City of Lynn, Massachusetts and in accordance M.G.L. c. 82, §§ 21-24. Further ordered that the Mayor be authorized to execute any and all documents required by the Law Department to accept and effectuate the above. (Capano)

3. Request to Redeem property located at 80 Lowell Street / Lowell Street Court
4. Request from Lynn School Department to dispose of surplus “grinders” from the Lynn Tech Machine Shop.

**5. OTHER BUSINESS.**

/tcy

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**ORDINANCE AND RULES COMMITTEE AGENDA  
TUESDAY, AUGUST 22, 2017  
7:45 P.M. - ROOM 402**

**DISCUSSION AND/OR SET DOWN FOR PUBLIC HEARING:**

1. A Proposed Zone Ordinance change for the former Marshall Middle School Neighborhood.
2. A Proposed Ordinance Change to the Door to Door Solicitation Ordinance.
3. A Proposed Ordinance Requiring Applicants for Permits and Licenses to Pay All Advertising Mailing Costs in Addition to the Fees Established by the Respective Department, Board, Commission and/or Officer.
4. **OTHER BUSINESS:**

/tcy



## **Council Agenda August 22, 2017**

Roll Call  
Moment of Silence  
Pledge of Allegiance

Accept the Meeting Minutes of June 13, 2017, June 27, 2017, July 11, 2017,  
and August 1, 2017

### **COMMUNICATIONS:**

#### **Communication from Her Honor the Mayor:**

*Dear Councilors:*

*I am hereby appointing Mr. Jeremy Smalley to the Conservation Commission. His term is effective immediately and will expire on July 14, 2019.*

*Sincerely, Judith Flanagan Kennedy, Mayor*

#### **Communication from Edward W. Blake, Deputy Police Chief**

*Dear Councilor Cyr:*

*The Lynn Police Department has been designated by the Mayor's Office to apply for funding under the FY2017 Edward Byrne Justice Assistance Grant. This grant may be used for any law enforcement or justice initiative previously eligible for funding under the Byrne or Local Law Enforcement Block Grant Programs. We are eligible to receive match requirement for this grant. If received, these funds may be expended over a four year period. This application needs to be submitted by September 5, 2017.*

*We intend to use these funds as we have in previous years by allocation the funds to Lynn Juvenile Probation for communications; to Lynn Adult Probation for equipment to support their community policing activities; to Lynn Housing and Neighborhood Development to assist them in continuing their Summer Jobs*

*Program; and the remainder to continue programs within the Police Department. Departmental programs include gang intervention and investigation, maintenance of computer equipment, hardware and software upgrades and Data-Vis, an analytical program used to assist in the operation of the police department. This grant will help us continue to make Lynn a safer and more desirable community for all of its citizens. We are requesting approval by the Lynn City Council to apply for these funds.*

*Thank you for your assistance. If you need any additional information, please let me know.*

*Sincerely,*

*Edward W. Blake*

*Deputy Chief of Police*

### **PUBLIC HEARINGS:**

Public Hearing on the City's Annual Action Plan, including the use of the Department of Housing and Urban Development appropriations for the Community Development Block Grant, HOME Investment Partnership Grant and the Emergency Solutions Grant.

Petition of Kettle Cuisine LLC for a sign permit at 330 Lynnway (*Capano*)

Petition of Vicky's Restaurant at 141 Essex St to serve wine and malt beverages in an existing restaurant with hours from 7 am to 10 pm. (*Cyr*)

Petition of N.S. Holdings LLC for an Apartment House use in a business district at 559, 563, 567, and 571 Summer Street (*Walsh*)

### **PUBLIC HEARINGS TO BE SET DOWN FOR SEPT 26<sup>th</sup> MEETING:**

Petition of National Grid to install a regulator valve in sidewalk at the corner of Rockaway St and Essex St. (*Colucci*)

Petition of National Grid and Verizon to install one joint pole and one pole with guy wire on Kent Road (*Lozzi*)

Petition of Thomas McGovern, Birchwood Estates, for residential use in the Boston St Business District (BSBD) by construction of seven dwelling units. (*Chakoutis*)

**COMMITTEES:**

**Public Safety and Public Health**

**Licensing**

**Utilities**

**Ways and Means**

**Public Property and Parks**

**Ordinance and Rules**

**NEW BUSINESS:**