City of Holyoke  
IN CITY COUNCIL

Introduced by Councilor Linda L. Vacon
Ordered, that the City Council consider updating the Demolition Delay ordinance with changes proposed by the Holyoke Historical Commission (see attached)

In City Council, January 5, 2021. Received and referred to the Ordinance Committee.
In City Council, on August 2, 2022, the report of Committee received and the Ordinance passed its first reading.
The Ordinance passed its second reading.
The Ordinance was passed to be enrolled.
The Committee has considered the same and find that it is truly and properly enrolled.
Report of Enrollment received.
The Ordinance was passed to be Ordained and denied on a call of the roll of the yeas and nays --Yeas 8--Nays 3 (McGee, McGiverin, Murphy-Romboletti)--Absent 2 (Puello, Rivera, J).
Motion was made and seconded to reconsider the action. Motion was made and seconded to lay the item on the table.

In City Council, on October 4, 2022, the report of Committee received and the Ordinance passed its first reading.
The Ordinance passed its second reading.
The Ordinance was passed to be enrolled.
The Committee has considered the same and find that it is truly and properly enrolled.
Report of Enrollment received.
The Ordinance was passed to be Ordained and Adopted on a call of the roll of the yeas and nays --Yeas 10--Nays 2 (McGee, McGiverin)--Absent 1 (Givner).

Brenna M. McFee  
Clerk

Presented to the Mayor  
For Approval October 5, 2022
Brenna M. McFee  City Clerk

Mayor's Office  
Holyoke, Mass. Oct. 5, 2022
Approved
Mayor

A True Copy  
Attest: Brenna Murphy McFee  City Clerk
IN THE YEAR TWO THOUSAND AND TWENTY-TWO

AMENDMENT TO CHAPTER 18 OF THE REVISED CODE OF ORDINANCES OF THE CITY OF HOLYOKE, MASSACHUSETTS 1997

AN ORDINANCE

Be it ordained by the City Council of the City of Holyoke as follows:


BY REMOVING THE FOLLOWING LANGUAGE

“Section 18-34. – Demolition Delay Ordinance”

AND REPLACING WITH THE FOLLOWING LANGUAGE

“Section 18-34. – Preservation of Historic Buildings Ordinance:

SECTION 2. In paragraph (c) entitled “Procedure”:

BY REMOVING THE FOLLOWING LANGUAGE

“(6) The commission shall make its written determination within 14 days of the close of the public hearing and shall notify the commissioner and the applicant of the same by certified mail. If the commission determines that the demolition of the historically significant building or structure would not be detrimental to the historical, cultural or architectural heritage or resources of the city, the commissioner shall issue the demolition permit forthwith. If the commission determines that the demolition of the historically significant building or structure would be detrimental to the historical, cultural or architectural heritage or resources of the city, a demolition delay shall be imposed and no demolition permit shall be issued for six months from the date of the commission’s decision.”

A True Copy

Attest:

Brenna Murphy McCle
City Clerk
BY ADDING THE FOLLOWING LANGUAGE

"(6) The commission shall make its written determination within 14 days of the close of the public hearing and shall notify the commissioner and the applicant of the same by certified mail. If the commission determines that the demolition of the historically significant building or structure would not be detrimental to the historical, cultural or architectural heritage or resources of the city, the commissioner shall issue the demolition permit forthwith. If the commission determines that the demolition of the historically significant building or structure would be detrimental to the historical, cultural or architectural heritage or resources of the city, a demolition delay shall be imposed and no demolition permit shall be issued until the Holyoke Historical Commission has been given a period of no more than three (3) months to conduct a public hearing and then for a period of nine (9) months from the date of the commission’s decision."

SECTION 3. In paragraph (c) entitled “Procedure”, subparagraph (3), before the term “All costs related to the public hearing shall be borne by the applicant.”

BY ADDING THE FOLLOWING LANGUAGE

“Notice of the public hearing must also be made by placing a written notice at the site of the historic building or structure.”

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect upon its passage.

APPROVED AS TO FORM:

[Signature]
Kathleen E. Degnan
Assistant City Solicitor

[Signature]
Brenna Murphy / Attest
City Clerk