**City Council
Holyoke Massachusetts**

**Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25,
and Section 20 of Chapter 20 of the Acts of 2021,
notice is hereby given of a meeting of the committee on
Ordinance
with hearings held jointly with the Planning Board**

Tuesday, May 24, 2022
6:30 PM

Meeting to take place at
Holyoke City Hall, 536 Dwight St
and can be accessed remotely on Zoom Meetings
Per order of the Chair: Linda Vacon

Remote access via www.zoom.us
https://us02web.zoom.us/j/88030068046?pwd=RkhVZ1pnNll0ZEg4eEk2ZXY1T3VEUT09
Meeting ID: 880 3006 8046 Meeting Passcode: 968058 or by call in at 1 (646) 558-8656 with the same Meeting ID and Passcode.

Agenda pending

Item 1: PUBLIC HEARING (joint hearing with the Planning Board) 4-5-22 Zone change application from BH to BC for Gennaro Santaniello at 18 Cabot St (029-04-001) to make the pre-existing non-conforming structure under BH zone a conforming structure under BC zone

Item 2: PUBLIC HEARING (joint hearing with the Planning Board) 4-19-22 Zone change application from R-2 to BL for Betlai, LLC c/o Edison Yee at 0 Pleasant St (092-00-112) to create continuity from the abutting parcel to the south to allow for future development.

Item 3: PUBLIC HEARING (joint hearing with the Planning Board, continued from 2-22-22, 3-22-22) 12-21-21 BARTLEY, LEAHY, MURPHY, VACON -- That the Health Director, Building Commissioner and any other relevant city official meet ASAP with the Ordinance Committee to discuss odor mitigation at marijuana entities in Holyoke for the purpose of a) amending city ordinances and/or b) adding language to the list of conditions typically added to the Marijuana Special Permit.

Item 4: PUBLIC HEARING (joint hearing with the Planning Board) 4-5-22 BARTLEY, GIVNER, PUELLO, RIVERA\_J -- Ordered that the Holyoke City Council review and amend Section 5.4 of the Zoning Ordinance to allow for Accessory Dwelling Units (AUDs) in the DR zone, in addition to amending Section 2 Definitions, and any other sections that may apply to allow this use in the DR zone. Accessory dwelling unit (ADU) is a smaller, independent residential dwelling unit located on the same lot as a stand-alone (i.e., detached) single-family home. (planning.org)

Item 5: PUBLIC HEARING (continued from 11-23-21, 12-14-21, 2-22-22, 3-22-22) 9-7-21 VACON -- Amend the zoning ordinance to read any home construction in a residential zone shall be greater than 50% living space. A special permit from CC is required if the home construction will have 50% or less living space.
Recently home plans have been approved and it has been communicated from the Building Commissioner that our current residential zoning allows for construction of a home that is 80% garage and 20% living space.

Item 6: 6-15-21 MCGEE -- Order that City Ordinance Chapter 2, Article II, Division 5, Sections 2-152, 2-156, and 2-158 be updated as necessary based on any new proposed structuring of the City’s law department.
\*Tabled 5-11-22

Item 7: 6-15-21 MCGEE -- Order that the City Solicitor research how other law departments are set up in Western Massachusetts. How many lawyers does each law department employ, are they full or part-time, do they hire outside counsel or handle all legal matters in their law department?
\*Tabled 5-11-22

Item 8: 2-15-22 JOURDAIN -- Ordered, That the City Council adopt an ordinance that requires all department heads and employees to electronically track (i.e. Munis or other such system as determined by the Personnel Department) all time off accrued and used on a monthly basis. They are also required to report all time off requests, approvals, denials and usage tracking centrally to the Personnel department on a monthly basis. The personnel department shall ensure compliance with city time off policies. Any employee or department head who knowingly provides false information on the reporting of time shall be subject to discipline up to and including termination. They shall also be subject to restitution and/or other civil fine as may be established by ordinance.
\*Tabled 5-11-22

Item 9: 2-1-22 BARTLEY -- The Holyoke zoning ordinances shall be amended to no longer allow daycare services in R-1 or R-2 district by right but only by a city council special permit.
\*Public hearing closed 4-26-22

Item 10: 1-5-21 LISI -- Ordered, that the City Council consider updating the Demolition Delay ordinance with changes proposed by the Historical Commission
\*Tabled 4-26-22

Item 11: 8-3-21 MURPHY -- Ordered, that the ordinance committee meet to discuss amending the demolition order regarding historical commission review to begin the process once a property has been listed by the problem property group. The goal of this would be to enhance the possibility of preserving structures, and to do so prior to extensive building deterioration, which then escalates costs.
\*Tabled 4-26-22

Item 12: 5-3-22 From Mayor Garcia, letter regarding Historical Commission Proposal

Item 13: 5-3-22 ANDERSON-BURGOS -- Ordered, That a handicap sign be placed in front of 439 Beech St. for Luis Figueroa, placard #PL4620943.

Administrative Assistant: Jeffery Anderson-Burgos

The listing of matters are those reasonably anticipated by the chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items may also be brought up for discussion to the extent permitted by law. Also one or two items may require the committee to enter into executive session at this meeting. Agenda subject to change up to two business days (48 hours) prior to posted meeting time.