**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 public hearings held jointly with the Planning Board**

Tuesday, June 28, 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/85049163043?pwd=HpGr-HWQprOVz3Jj0Ke9i8Dg7kNk1J.1
Meeting ID: 850 4916 3043 Meeting Passcode: 704492 or by call in at 1 (646) 558-8656 with the same Meeting ID and Passcode.

Agenda

Item 1: PUBLIC HEARING 5-17-22 Special Permit Application Amendment for Mill Town Agriculture LLC at 1 Cabot St (048-01-010) continue to operate a marijuana cultivation business having completed a structural change application with the CCC.

Item 2: PUBLIC HEARING 5-17-22 Special Permit Application Amendment for Buudda Brothers LLC at 90 Sargeant St (018-01-018) to amend the special permit due to plans to remove certain added-on structures and replace with a new addition.

Item 3 PUBLIC HEARING (joint hearing with the Planning Board, continued from 4-26-22) 3-15-22 Zone change application from DR to BH for Daniel Laflamme at 41 Temple St (085-00-012) to operate a truck repair shop in a district zoned DR so that the business can be conforming.

Item 4: PUBLIC HEARING (joint hearing with the Planning Board) 5-3-22 Zone change application from R2 to BH for Dennis Bolduc at 474 Pleasant St (091-00-062 & 063) to develop into museum, restaurant, and motorcycle dealership.

Item 5: PUBLIC HEARING (joint hearing with the Planning Board) 5-17-22 MURPHY-ROMBOLETTI -- Ordered that the City Council vote to amend section 7.10 to include the following definitions, which reflect the language from the state's Cannabis Control Commission:
Marijuana Courier: an entity licensed to deliver finished marijuana products, marijuana accessories and branded goods directly to consumers from a licensed marijuana retailer.  It cannot wholesale, warehouse, process, repackage, or white label these products.  A Marijuana Courier does not require a City Council Special Permit but does need to obtain a business certificate from the City Clerk’s office.
Marijuana Delivery Operator:  an entity licensed to purchase at wholesale and warehouse finished marijuana products acquired from a licensed marijuana cultivator, marijuana product manufacturer, microbusiness or craft marijuana cooperative, and white label, sell, and deliver finished marijuana products, marijuana accessories and marijuana branded goods directly to consumers, but is not authorized to repackage marijuana or marijuana products, or operate a storefront under this license.

Item 6: PUBLIC HEARING (joint hearing with the Planning Board, continued from 2-22-22, 3-22-22, 5-24-22) 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 7: 1-18-22 MURPHY-ROMBOLETTI, ANDERSON-BURGOS -- Ordered that the City Council amend Holyoke Zoning Ordinances to correct the site plan review process in Section 7.10.6.5(b).
\*Public hearing closed 4-26-22

Item 8: 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, 5-24-22

Item 9: 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, 5-24-22

Item 10: 5-3-22 From Mayor Garcia, letter regarding Historical Commission Proposal
\*Tabled 5-24-22

Item 11: 4-5-22 GIVNER, MALDONADO-VELEZ -- Ordered that the Holyoke City Council review and amend Section 86-322 of the Zoning Ordinance to allow for restricted electric vehicle charging station parking spots.  Adding Subsection F to include ; F. Electric vehicle charging stations.
The following locations are designated as electric vehicle charging stations:
Parking
Area Location Area/Number of Spaces Time Limit/Class
(CHART) (Attached)

Item 12: 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, 5-24-22

Item 13: 2-1-22 BARTLEY -- Ordered, That until residents are offered an opportunity to meet IN THE NEIGHBORHOOD with public officials and public board members, who are making decisions with little to zero neighborhood input, the City shall not spend any funds or incur any costs for any new buildings including any school.
\*Tabled 2-22-22, 5-11-22

Item 14: 4-5-22 MALDONADO VELEZ -- Ordered, that the city council invites a representative from the Department of Early Education and Care to an Ordinance committee meeting to discuss home day cares - their current processes, licensing, and if a special permit at the local level is a suggested practice.

Item 15: 5-3-22 BARTLEY -- Ordered, the city DELETE the following two ordinances affecting the west-side of Russell Terrace as follows:
\*Russell Ter. West from Carlton St. running in a southerly direction to a Point 292 feet more or less
\*Russell Ter. Westerly Beginning of Russell Ter. End of Russell Ter. No parking any time.

Item 16: 5-3-22 BARTLEY -- Ordered, The city amend its ordinance by ADDING the following language affecting the East-side of Russell Terrance as following:
Russell Ter. East South St. running in a northerly direction Point 143 feet more or less No Parking

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.