

Bylaw Review Meeting Minutes
May 15, 2019

Members Present: Alisa Brewer, Patricia De Angelis, Bernie Kubiak, Bob Ritchie (Chair), Evan Ross.

Staff Present: Geoff Kravitz

No members of the public present

Meeting called to order at 8:36

Minutes on SharePoint show as draft and we now have documents in multiple places. Decision: use the packets on the town website. Kravitz will notify the committee if there's a new posting.

Drafting conventions with dates: use Month-Day-Year (dashes)

Meeting scheduled: May 29, June 11 (ending at 10:00 AM), and June 25. Every other Tuesday starting July 1st. Time is 8:30 AM - 10:30 AM unless otherwise noted.

Ritchie did talk with Attorney Goldberg about accelerating due dates for opinions requested. Goldberg agreed to supply them in July.

Planning Board hearing: will likely set the date at the April 29th meeting, anticipate June 5th as the hearing date. Kravitz will check with the Planning Director on dates.

Conduct on the Public Ways: should "activities" be substituted for "conduct", eliminate "conveyance" or "transport" in paragraph B? Transport, transportation is used consistently, Decision: eliminate conveyance, leave in conduct. Paragraph C: use of zoning terms versus a more general term, same with "urban renewal project area?" Decision: leave the language as is. Town manager should be replaced by Town Council as the charter assigns public ways to the council. Paragraph B: operate substitutes for operation. Strike the term cars, add and other motorize devices. Discussion regarding paragraph C apparent prohibition on riding bicycles on the street. Decision: eliminate the term "street". The Council may decide to take put the matter and further refine it. Paragraph D: added "persons with disabilities" and grammatical changes.

3.37 Wetlands Protection: no changes suggested, defer to Conservation Commission for any future changes as they are reviewing the bylaw. Purpose statement and severability left in.

3.38 Collecting and Dealing in Used Articles: change "personal" to person. Discussion regarding the purpose of the bylaw, implications for tag or yard sales, should be aimed at preventing sale of stole materials. Decision: eliminate paragraph A. Change title of bylaw to "Dealing in Used Articles." Add non-criminal disposition provision.

3.39 Violation of Refuse Collection and Recyclable Materials Bylaw: Town attorney needs to clarify if the Board of Health can adopt non-criminal disposition, since it's not a legislative body.

3.40 Disposal of Refuse, Rubbish etc. on Highways or any Public Land: simply states that any provision of state law can be enforced by non-criminal disposition. For next meeting, review MGL 270/16

3.41: Signs. Discussion deferred.

3.42 Parades and Public Meetings: permit historically issued by Town Manager, appears to conflict with Charter as it concerns use of the Public Ways. To better conform to the Charter, this should be assigned to the Council. Council may choose to delegate this responsibility to the Town Manager. Continue discussion at the next meeting, first amendment issues with the sentence dealing with gatherings.

Kravitz will post the next meeting, post the packet with Ch.270 §16 and any other materials from the committee. Reports to the council added as an item to future agendas. June 17th and July 1st will be the Council's reading of the revised zoning bylaw.

Meeting adjourned at 10:40 AM

Respectfully submitted,
Bernie Kubiak, Clerk

Documents referred to:
Draft 6 of the Town Bylaws
Draft of Conduct on Public Ways bylaw
Minutes of May 19, 2019
Minutes of May 15, 2019