The regular meeting of the City Council of the City of Fitchburg was held in the Memorial Middle School Library, 615 Rollstone St., Fitchburg, on February 5, 2019. The meeting was called to order by President Michael Kushmerek at 7:00 P.M. The Clerk called the roll and ten (10) Councillors were present. Councillor Kaddy was absent. The meeting opened with a salute to the Flag led by Councillor DiNatale.

Noted for the record:
FATV was recording the audio and video of the meeting.

REPORT OF COMMITTEE ON RECORDS

The Committee on records reported the minutes of the Regular Meeting of January 29, 2019 were correctly recorded. Report accepted and minutes adopted.

COMMUNICATION FROM HIS HONOR THE MAYOR

Appointment Letters:

1. Mr. John F. Viola, as a permanent full time Firefighter for the City of Fitchburg—(to fill the position of Firefighter Valentin Ramos who passed away in December).

2. Sergeant John E. Maki and Officer Ronald R. L’Ecuyer as Special Police Officers for the City of Fitchburg pursuant to General Ordinance 40-14.

The City of Fitchburg

FITCHBURG CITY CLERK

OFFICE OF THE MAYOR

STEPHEN L. DINATALE
MAYOR
166 BOULDER DRIVE
FITCHBURG, MA 01420
TEL. (978) 399-1801

January 30, 2019

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

RE: Firefighter Appointment

Dear Honorable Councillors,

I hereby appoint and ask for your confirmation of the following individual as a permanent full time Firefighter for the City of Fitchburg:

John F. Viola

Mr. Viola will fill the position of Firefighter Valentine Ramos who passed away in December.

Thank you for your attention to this important matter.

Sincerely,

Stephen L. DiNatale
Mayor
City of Fitchburg, Massachusetts
FIRE DEPARTMENT
33 North Street
Fitchburg, MA 01420

788-345-9666
FAX: 788-345-9989

Kevin D. Roy
Chief of Fire Department

January 29, 2019

To: Mayor Stephen L. DiNatale
From: Kevin D. Roy
Re: Firefighter Appointment

Dear Mayor DiNatale,

We are requesting that you appoint Mr. John F. Viola, as a permanent, full time Firefighter for the City of Fitchburg.

Mr. Viola is the top candidate on the current Civil Service Certification, Mr. Viola will be replacing Firefighter Valentini Ramos, who passed away in December.

We also ask that his name be submitted to the City Council on February 5, 2019, and he be sworn in at the February 19, 2019 City Council Meeting.

If you have any questions regarding this appointment, please contact me.

Respectfully,

Kevin D. Roy
Chief of Department

KDR/mk
cc: Anna Farrell, City Clerk
    A.J. Tourigny, Chief of Staff to Mayor
    Susan Davis, Human Resource Director
January 30, 2019

The Honorable City Council
Fitchburg Municipal Offices
166 Boulder Drive, Suite 108
Fitchburg, MA 01420

RE: Appointments Special Police Officers

Dear Honorable Councilors,

I hereby appoint Officer John E. Maki and Ronald R. L’Ecuyer as Special Police Officers for the City of Fitchburg pursuant to General Ordinance 40-14.

Sergeant Maki and Officer L’Ecuyer have had distinguished careers with the Fitchburg Police Department. Sergeant Maki recently retired after serving the City as a police officer for 33 years. Officer L’Ecuyer will begin his retirement on March 1, 2019 after serving the City for 32 years.

These appointments will allow both Officers to continue service to the City of Fitchburg in a limited role.

Thank you for your attention to this important matter.

Sincerely,

Stephen L. DiNatale
Mayor

----------------------------------------

Appointments referred to the Appointments Committee.
# Pension Reserves Investment Management Board

Fitchburg Retirement System  
General Allocation Account  
December 01, 2018 to December 31, 2018

### Month To Date  
115,145,453.84

### Fiscal Year To Date  
115,145,453.84

### Calendar Year To Date  
115,145,453.84

---

### Beginnig Net Asset Value for the period was:

<table>
<thead>
<tr>
<th>Month To Date</th>
<th>Fiscal Year To Date</th>
<th>Calendar Year To Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>115,145,453.84</td>
<td>115,145,453.84</td>
<td>115,145,453.84</td>
</tr>
</tbody>
</table>

### Year change in investment value for the period was:

- 115,145,453.84

### Year change from (b) the Cash Fund for the period were:

- 115,145,453.84

---

### Net Change in Investment Value represents the net change through investment activities as follows:

- **Gross Investment Income:** 312,922.85  
  - 1,554,699.51  
  - 3,253,101.88
- **Less Management Fees:**  (124,198.35)  
  - 315,129.96  
  - 628,230.83
- **Net Investment Income:** 188,724.50  
  - 1,239,570.55  
  - 2,621,871.05
- **Net Fund Unrealized Gains/Losses:**  (3,282,576.09)  
  - (7,832,355.69)  
  - (10,095,032.66)
- **Net Fund Realized Gains/Losses:**  156,395.59  
  - 1,995,102.66  
  - 3,483,151.68
- **Net Change in Investment Value as Above:**  (3,136,186.19)  
  - (4,417,755.28)  
  - (2,886,021.69)

---

As of December 31, 2018 the net asset value of your investment in the PRIT Fund was: $115,145,453.84

---

**PRIT Fund Core Asset Allocation**

### As of December 31, 2018

- **Cash Overlay:** 17.29%
- **Core Fixed Income:** 1.88%
- **Distressed Debt:** 5.48%
- **Domestic Equity:** 3.37%
- **Emerging Markets:** 6.34%
- **Equity Hedge:** 8.88%
- **Hedge Funds:** 0.29%
- **International Equity:** 0.25%
- **Liquidating Portfolio:** 8.87%
- **Other Credit Opportunities:** 11.96%
- **Private Equity:** 0.92%
- **Real Assets:** 4.21%
- **Real Estate:** 0.87%
- **Risk Premium:** 8.84%
- **Timberland:** 13.13%
- **Value-Added Fixed Inc.:** 0.87%

---

If you have any questions regarding your statement, please contact your Senior Client Services Officer Paul Todisco (617) 946-8423.  
A detailed statement of your account is attached to this summary sheet.
REPORTS OF COMMITTEES

Appointments Committee Oral Report
Meeting of February 5, 2019

The Appointments Committee recommended the following Appointment be confirmed:

Re-Appointment
Fitchburg Housing Authority
(Term to expire January 1, 2024)
Mr. David Rousseau

Report accepted. Appointment confirmed by unanimous vote. Board consists of 11 members. Upon Confirmation, Appointee was sworn in by the City Clerk.

Finance Committee Meeting
Meeting of February 5, 2019

The Finance Committee recommended the following Orders be adopted:

023-19. ORDERED THAT: The City Council authorizes the Superintendent to submit to the MA School Building Authority the Statement of Interest form dated 2/12/19 for the South Street Elementary School located at 376 South Street, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the MA School Building Authority in the future:

- South Street West Building Roof.
- South Street Building Boilers Priority #5.

Having convened in an open meeting on prior to the SOI submission closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated 2/12/2019 for the South Street Elementary School located at 376 South Street, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future.

South Street West Building Roof;

South Street South Building Boilers Priority #5;

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.
024-19. ORDERED THAT: The City Council authorizes the Superintendent to submit to the MA School Building Authority the Statement of Interest form dated 2/12/19 for the Goodrich Academy located at 111 Goodrich Street, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the MA School Building Authority in the future:

Goodrich Academy Roof Priority #5.

Having convened in an open meeting on __________ prior to the SOI submission closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated 2/12/2019 for the Goodrich Academy located at 111 Goodrich Street, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future

Goodrich Academy Roof Priority #5;

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.

______________________________
[Signature]
025-19. ORDERED THAT: The City Council authorizes the Superintendent to submit to the MA School Building Authority the Statement of Interest form dated 2/12/19 for the Fitchburg High School located at 140 Arm-How Farm Road, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which and application may be submitted to the MA School Building Authority in the future:

Fitchburg High School Roof Priority #5;

Having convened in an open meeting on __________, prior to the SOI submission closing date, the City Council of the City of Fitchburg, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated 2/12/2019 for the Fitchburg High School located at 140 Arm-How Farm Road, Fitchburg, MA which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future

Fitchburg High School Roof Priority #5;

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.

Report read and accepted. Orders adopted by unanimous vote. 10 members present. Board consists of 11 members. Orders signed by the Mayor February 6, 2019.
The Finance Committee recommended the following Petition be granted:

028-19. Anna M. Farrell, City Clerk, to establish an Ordinance in the appropriate section of the City Code for wages for City of Fitchburg poll workers, according to the attached table, to be in compliance with minimum wage laws.

<table>
<thead>
<tr>
<th>Position</th>
<th>Hours</th>
<th>Rate</th>
<th>Total paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$21.84</td>
<td>$338.47</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$16.98</td>
<td>$254.77</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$13.50</td>
<td>$202.50</td>
</tr>
<tr>
<td>AutoMARK/Float</td>
<td>15</td>
<td>$14.56</td>
<td>$218.37</td>
</tr>
<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$15.77</td>
<td>$236.57</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$13.50</td>
<td>$202.50</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Position</th>
<th>Hours</th>
<th>Rate</th>
<th>Total paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$22.93</td>
<td>$355.40</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$17.83</td>
<td>$267.50</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$14.75</td>
<td>$213.75</td>
</tr>
<tr>
<td>AutoMARK/Float</td>
<td>15</td>
<td>$15.29</td>
<td>$229.29</td>
</tr>
<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$16.56</td>
<td>$248.40</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$14.25</td>
<td>$213.75</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Position</th>
<th>Hours</th>
<th>Rate</th>
<th>Total paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$24.08</td>
<td>$373.17</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$18.73</td>
<td>$280.88</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$15.00</td>
<td>$225.00</td>
</tr>
<tr>
<td>AutoMARK/Float</td>
<td>15</td>
<td>$16.05</td>
<td>$240.75</td>
</tr>
<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$17.39</td>
<td>$260.82</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$15.00</td>
<td>$225.00</td>
</tr>
<tr>
<td>Position</td>
<td>Hours</td>
<td>Rate</td>
<td>Total paid</td>
</tr>
<tr>
<td>----------------------</td>
<td>-------</td>
<td>-------</td>
<td>------------</td>
</tr>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$18.00</td>
<td>$297.00</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$14.00</td>
<td>$210.00</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$11.00</td>
<td>$165.00</td>
</tr>
<tr>
<td>AutoMARK/float</td>
<td>15</td>
<td>$12.00</td>
<td>$180.00</td>
</tr>
<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$13.00</td>
<td>$195.00</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$11.00</td>
<td>$165.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>January 1 2019 rates</th>
<th>Hours</th>
<th>Rate</th>
<th>Total paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$19.62</td>
<td>$309.11</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$15.26</td>
<td>$228.90</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$12.00</td>
<td>$180.00</td>
</tr>
<tr>
<td>AutoMARK/float</td>
<td>15</td>
<td>$13.08</td>
<td>$196.20</td>
</tr>
<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$14.17</td>
<td>$212.55</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$12.00</td>
<td>$180.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>January 1 2020 rates</th>
<th>Hours</th>
<th>Rate</th>
<th>Total paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warden</td>
<td>15.5</td>
<td>$20.80</td>
<td>$322.36</td>
</tr>
<tr>
<td>Clerk</td>
<td>15</td>
<td>$16.18</td>
<td>$242.63</td>
</tr>
<tr>
<td>Inspector</td>
<td>15</td>
<td>$12.75</td>
<td>$191.25</td>
</tr>
<tr>
<td>AutoMARK/float</td>
<td>15</td>
<td>$13.86</td>
<td>$207.97</td>
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<tr>
<td>Inactive voter processor</td>
<td>15</td>
<td>$15.02</td>
<td>$225.30</td>
</tr>
<tr>
<td>Bi-lingual voter assist</td>
<td>15</td>
<td>$12.75</td>
<td>$191.25</td>
</tr>
</tbody>
</table>

Report not accepted. Petition sent back to the Finance Committee by unanimous vote. 10 members present. Board consists of 11 members.
ORDERS—FINANCE

The following Orders were referred to the Finance Committee by vote of 9 in favor and 1 opposed (Squailia):

030-19. ORDERED THAT: There be and hereby is appropriated the sum of THREE HUNDRED THOUSAND AND 00/100 DOLLARS ($300,000.00) to be charged against AVAILABLE FUNDS and credited to the following DEPARTMENT OF PUBLIC WORKS, SNOW & ICE accounts:

PERSONAL SERVICES, OVERTIME $70,000.00
EQUIPMENT RENTAL: $90,000.00
PLOWS AND BLADES: $50,000.00
SALT $90,000.00

031-19. ORDERED THAT: There be and hereby is appropriated the sum of FOUR HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS ($450,000.00) to be charged against AVAILABLE FUNDS and credited to DPW, CAPITAL EXPENDITURES, EQUIPMENT for the purpose of acquiring various vehicles in DPW fleet.

032-19. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-SIX THOUSAND, NINETY FOUR AND 00/100 DOLLARS ($36,940.00) to be charged against AVAILABLE FUNDS and credited to DPW STREETLIGHTS, STREET LIGHT MAINTENANCE ($23,883.00) and DPW TRAFFIC SIGNAL EXPENSES, TRAFFIC SIGNAL MAINTENANCE ($12,011.00) for the purpose of repairing fixtures and poles damaged by hit-and-run drivers.

033-19. ORDERED THAT: There be and hereby is appropriated the sum of EIGHTEEN THOUSAND, FOUR HUNDRED EIGHTY-EIGHT AND 00/100 ($18,488.00) to be charged against AVAILABLE FUNDS and credited to PARKS EXPENSES, BUILDING & GROUNDS REPAIRS for the purpose of asbestos abatement at Coolidge Park.

034-19. ORDERED THAT: There be and hereby is appropriated the sum of ONE HUNDRED FORTY-FOUR THOUSAND, SEVENTY-NINE AND 00/100 ($144,879.00) to be charged against AVAILABLE FUNDS and credited to POLICE, CAPITAL EXPENDITURES, VEHICLE REPLACEMENT for the purpose of replacing three police vehicles.

035-19. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-FIVE THOUSAND AND 00/100 DOLLARS ($35,000.00) to be charged against AVAILABLE FUNDS and credited to COMMUNITY DEVELOPMENT EXPENSES, RAIL TRAIL account, for the purpose of purchasing a parcel of land required for the development of the Twin Cities Rail Trail.

036-19. ORDERED THAT: There be and hereby is appropriated the sum of THIRTY-FIVE THOUSAND AND 00/100 DOLLARS ($35,000.00) to be charged against AVAILABLE FUNDS and credited to COUNCIL ON AGING, BUILDING MAINTENANCE for the purpose of constructing an interior French drain, sump pump, gutters, and connection to an existing discharge line, and for providing support for a timber beam in the basement.
ORDINANCES

037-19. AN ORDINANCE: Six (6) two-hour parking spaces, all being twenty (20) feet by eight (8) feet, shall be installed by amending Section 169-26, entitled "Time limit parking" as follows: (Oliver Street).
(Reference Petition #248-18)

CITY OF FITCHBURG
IN THE YEAR 2019

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

Six (6) two-hour parking spaces, all being twenty (20) feet by eight (8) feet, shall be installed by amending Section 169-26, entitled "Time limit parking" as follows:

A new line shall be inserted below the line beginning "Nursery Lane" and the following words shall be inserted thereon:

The words "Oliver Street" shall be inserted under the "Name of Street or Parking Lot" column;

The words "East" shall be inserted under the "Side" column;

The words "2hr; 8:00 a.m. to 8:00 p.m./except Sunday and legal holidays" shall be inserted under the "Time Limit; Hours/Days" column;

The words "From a point of 187 feet southwest from the intersection of Oliver and Elm to the stop line at the intersection of Oliver and Main Streets."

The resulting inserted line shall read as follows:

<table>
<thead>
<tr>
<th>Name of Street or Parking Lot</th>
<th>Side</th>
<th>Time Limit; Hours/Days</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Oliver Street</td>
<td>Easterly</td>
<td>2hr; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays</td>
<td>From a point of 187 feet southwest from the intersection of Oliver and Elm to the stop line at the intersection of Oliver and Main Streets.</td>
</tr>
</tbody>
</table>

Ordinance was sent to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.
Ordinance was sent to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.
039-19. AN ORDINANCE: Section 169-59, entitled "One-way streets" shall be amended as follows: (Prichard Street) (Reference Petition #255-18)

CITY OF FITCHBURG
IN THE YEAR
2019

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

Section 169-59, entitled "One-way streets" shall be amended as follows:

A new line shall be inserted below the line beginning "Prichard Street" and the following words shall be inserted thereon:

The words "Putnam Street" shall be inserted under the "Name of Street" column;

The word "South" shall be inserted under the "Direction of Travel" column; and

The words "From Main Street to Boulder Drive" shall be inserted under the "Limits" column.

The resulting amended line will read as follows:

Upon the following streets or parts of streets, vehicular traffic shall move only in the direction indicated below:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Direction of Travel</th>
<th>Limits</th>
</tr>
</thead>
<tbody>
<tr>
<td>Putnam Street</td>
<td>South</td>
<td>From Main Street to Boulder Drive</td>
</tr>
</tbody>
</table>

Ordinance was sent to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.
040-18. AN ORDINANCE: Six (6) two-hour parking spaces shall be installed between Main Street and Boulder Drive, by amending Section 169-26, entitled “Time limit parking” as follows: (Putnam Street)

(Reference Petition #255-18)

CITY OF FITCHBURG
IN THE YEAR
2019

AN ORDINANCE

Be it ordained by the City Council of the City of Fitchburg, as follows:

Six (6) two-hour parking spaces shall be installed between Main Street and Boulder Drive, by amending Section 169-26, entitled “Time limit parking” as follows:

A new line shall be inserted directly below the line beginning “Prichard Street” and the following words shall be inserted thereon:

The words “Putnam Street” shall be inserted under the “Name of Street or Parking Lot” column;

The words “East” shall be inserted under the “Side” column;

The words “2hr; 8:00 a.m. to 8:00 p.m./except Sunday and legal holidays” shall be inserted under the “Time Limit; Hours/Days” column;

The words “From Main Street to Boulder Drive with a ten-foot safety zone on each side of the fire hydrant.”

The resulting inserted line shall read as follows:

<table>
<thead>
<tr>
<th>Name of Street or Parking Lot</th>
<th>Side</th>
<th>Time Limit; Hours/Days</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Putnam Street</td>
<td>Easterly</td>
<td>2hr; 8:00 a.m. to 8:00 p.m./except Sundays and legal holidays</td>
<td>From Main Street to Boulder Drive with a ten-foot safety zone on each side of the fire hydrant.</td>
</tr>
</tbody>
</table>

Ordinance was sent to a first and second reading and ordered advertised by unanimous vote. 10 members present. Board consists of 11 members.
PETITIONS

The following Petition was referred to the Public-Safety Committee by vote of 9 in favor and 1 opposed. (Squella):

041-19. Francis Seme Miezan, to petition for a Class II Dealer's License to be located at 132 Highland Ave. and a Commercial Storage Unit located 59 Upham St., Fitchburg, MA.

THE COMMONWEALTH OF MASSACHUSETTS
City of Fitchburg

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a Class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern?
   FRANCIS SEME MIEZAN

2. Business address of concern.
   132 HIGHLAND AVE
   FITCHBURG, MA 01420

3. Is the above concern an individual, co-partnership, an association or a corporation?

4. If an individual, state full name and residential address.
   FRANCIS SEME MIEZAN
   132 HIGHLAND AVE, FITCHBURG, MA 01420

5. If a co-partnership, state full names and residential addresses of the persons composing it.

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles?
   YES

   If so, is your principal business the sale of new motor vehicles?
   N/A

   Is your principal business the buying and selling of second hand motor vehicles?
   YES

   Is your principal business that of a motor vehicle junk dealer?
   N/A
7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

THE COMBINATION OF A HOME OCCUPATION... AND
A COMMERCIAL STORAGE UNIT AT 59 UPHAM ST.
FITCHBURG, MA 01420

8. Are you a recognized agent of a motor vehicle manufacturer?  
   Yes ☑️ No ☐
   If so, state name of manufacturer: N/A

9. Have you a signed contract as required by Section 58, Class 1?  
   Yes ☐ No ☑

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof?  
    If so, in what city — town: N/A  
    Did you receive a license?  Yes ☐ No ☑
    For what year?  N/A

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked?  ☑

Sign your name in full: ________  
(Only authorized to represent the person hereby mentioned)
Residence: 122 HIGHLAND AVE Apt#4
FITCHBURG, MA 01420

IMPORTANT

EVERY QUESTION MUST BE ANSWERED WITH
FULL INFORMATION, AND FALSE STATEMENTS
HEREIN MAY RESULT IN THE REJECTION OF
YOUR APPLICATION OR THE SUBSEQUENT
REVOCATION OF YOUR LICENSE IF ISSUED.

Note: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar.  (See Sec. 59)
CHAPTER 140 OF THE GENERAL LAWS, TER. ED., WITH AMENDMENTS THERETO (EXTRACT)

SECTION 57. No person, except one whose principal business is the manufacture and sale of new motor vehicles or who incidentally acquires and sells second hand vehicles, or a person whose principal business is financing the purchase of or leasing motor vehicles but who incidentally acquires and sells second hand vehicles, shall engage in the business of buying, selling, exchanging or assembling second hand motor vehicles or parts thereof without securing a license as provided in section fifty-nine. This section shall apply to any person engaged in the business of conducting auctions for the sale of motor vehicles.

SECTION 58. Licenses granted under the following section shall be classified as follows:

Class 1. Any person who is a recognized agent of a motor vehicle manufacturer or a seller of motor vehicles made by such manufacturer whose authority to sell the same is created by a written contract with such manufacturer or with some person authorized in writing by such manufacturer to enter into such contract, and whose principal business is the sale of new motor vehicles, the purchase and sale of second hand motor vehicles being incidental or secondary thereto, may be granted an agent's or a seller's license; provided, that with respect to second hand motor vehicles purchased for the purpose of sale or exchange and not to be used in trade for new motor vehicles, such dealer shall be subject to all provisions of this chapter and of rules and regulations made in accordance therewith applicable to holders of licenses of class 2.

Class 2. Any person whose principal business is the buying or selling of second hand motor vehicles may be granted a used car dealer's license.

Class 3. Any person whose principal business is the buying of second hand motor vehicles for the purpose of remodeling, taking apart or rebuilding the same, or the buying or selling of parts of second hand motor vehicles or tires, or the assembling of second hand motor vehicle parts, may be granted a motor vehicle junk license.
Fitchburg, Massachusetts
Office of the Building Commissioner

1/29/2019

Francis Seme Miezan
132 Highland Street
Fitchburg, MA 01420

Re: Form of Intent for 132 Highland Street Map 33 Block 114 Lot 0 and 59 Upham Street
Fitchburg MA

Dear Francis Seme Miezan,

I have reviewed your 1/16/2019 form of intent to run a car dealership that purchases 1 car at a
time, stores that 1 car at indoors in a storage unit at 59 Upham Street, and then ships that 1 car
to a purchaser in Ghana.

This is a combination of a home occupation and commercial storage component. The home is
located in the Residential B zoning district. Based on Table 181.313 of the Fitchburg Zoning Code
a Single-family dwelling and a home occupation is permitted by right in this district. Storage is
permitted at 59 Upham Street, also known as 353-385 John Fitch Hwy, Map 60 Block 1 Lot 3. You
will need to apply for the following permits/licenses:
- A Car Dealer license for 1 car from city council
- A business certificate from the City Clerk
- An indoor car storage license for 1 car

No unregistered cars or cars related to the dealership are allowed at 132 Highland st. If you are
aggrieved by a Zoning interpretation, order, requirement, direction or failure to act by the
Building Commissioner you may file notice of appeal with the Zoning Appeals Board by
2/27/2019. Don’t hesitate to call or email me with any questions. Phone 978-829-1880 email
mbarbadoro@fitchburgma.gov.

Respectfully,
Mark Barbadoro

Building Commissioner

City Hall, 166 Boulder Drive, Fitchburg, MA 01420 (978) 829-1880 Fax (978) 829-1963
Page 1 of 1
City of Fitchburg
OFFICE OF THE TREASURER
166 Boulder Drive
Fitchburg, MA 01420

Anne M. Cervantes
Treasurer/Collector

Date: 1/30/19

Name: Francisco Miezan

Parcel ID: 33-114-0

Address: 132 Highland Ave

CERTIFICATE OF TAX COMPLIANCE

This document signed by the Treasurer certifies that as of the above date, that the above named Applicant is in compliance and in good standing with its tax obligations and fees payable under City code, including real estate, personal property and water and sewer fees and is not a delinquent taxpayer (longer than 12 months outstanding). This Certificate is issued in compliance with Part II, Article 3, Chapter 120, Section 22, Subsection (C) as amended by City Council. This Certificate is required for all original applications and renewal applications for any license or permit, other than those referred to in Section 120-24, and issued by any Department, Officer, Board, or Commission of the City but not limited to Building Permits, Zoning Board Appeals Applicants, Planning Board Applications, and Special Permits.

Very truly yours,

Anne M. Cervantes
Treasurer/Collector
City of Fitchburg
The following Petition was referred to the Public Works Committee by vote of 9 in favor and 1 opposed (Squailia):

042-19. Councillors Marcus DiNatale and Joel Kaddy, on behalf of Lisa Boulay, to install a berm at 270 Fifth Mass. Turnpike.

The meeting adjourned at 7:14 P.M.

Anna M. Farrell, Clerk