

COMMITTEE ON BILLS ON SECOND READING

January 26, 1998

5:00 PM

Chairman Wihby called the meeting to order.

The Clerk called the roll.

Present: Aldermen Wihby, Shea, Cashin
Aldermen Klock and Sysyn arrived late.

Messrs.: Asst. Solicitor Arnold, Atty. Callaghan, Atty. Gould

Chairman Wihby advised that the first purpose of the meeting shall be organizational in nature and requested the Clerk to provide a brief overview regarding typical issues addressed by the Committee.

Clerk Bernier stated the Committee had jurisdiction over policy regarding planning and zoning issues, and responsible for the review and development of ordinances and to insure that proposed ordinances are consistent with all federal, state and local laws and such other matters as may be referred by the Board of Mayor and Aldermen. The Committee shall review all such referrals and where required shall report back to the Board of Mayor and Aldermen.

Chairman Wihby addressed item 4 of the agenda:

Communication from former Alderman Robert requesting the Board amend the Zoning Ordinance to allow for a property owner to repair his own car on his own property.

On motion of Alderman Cashin, duly seconded by Alderman Shea, it was voted to receive and file the communication from former Alderman Robert.

Chairman Wihby addressed item 5 of the agenda:

Ordinance Amendments:

“Amending Sections 33.0240 and 33.025 (Lifeguard, Senior Lifeguard, Head Lifeguard, Pool Supervisor) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.0240 and 33.025 (Reorganization of the Personnel Department to Human Resources Department, Grant Administrator) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.041 (Establishing Summer/Seasonal/ Temporary Compensation Schedule ID) of the Code of Ordinances of the City of Manchester.”

“Amending the Code of Ordinances of the City of Manchester by deleting Section 111.45.1., Electronic Video Poker Machines.”

Alderman Shea asked whether or not the ordinance relating to the video poker machines was the same as had been discussed at the last Board meeting during the non-public session.

Chairman Wihby replied it was.

On motion of Alderman Shea, duly seconded by Alderman Wihby, it was voted to recommend that the ordinances ought to pass.

Chairman Wihby addressed item 6 of the agenda:

Ordinance amendment submitted by the Chief of Police relative to unclaimed, lost and abandoned property.

On motion of Alderman Cashin, duly seconded by Alderman Shea, it was voted that the ordinance amendment ought to pass.

Chairman Wihby stated Chief Driscoll was unable to attend this evening's meeting, however, he wished the Committee to know that he was in full support of it and asked that the Committee recommend it ought to pass.

Chairman Wihby addressed item 7 of the agenda:

Ordinance:

“Authorizing the Mayor to dispose of certain tax deeded property known as Phillip Street City Map #862, Lot 62.”

On motion of Alderman Cashin, duly seconded by Alderman Shea, it was voted to recommend that the Ordinance ought to pass.

Chairman Wihby addressed item 8 of the agenda:

Petition to rezone properties in the vicinity of Goffe, South Main and West Hancock Streets from B-1 (Commercial) to B-2 (General Commercial).
(Note: public hearing held on July 29, 1997).

Alderman Shea asked why there was no backup material included.

Clerk Bernier replied there had been a public hearing scheduled noting the information which was attached was all that the Clerk's Office had on file.

Alderman Shea expressed his concerns on behalf of the abutters and asked if there had been any opposition.

Alderman Cashin replied he had been working on this matter for months and that the neighbors were in support of the change noting that if it did not change, any signage which would be required would need to go before the Zoning Board of Adjustment.

On motion of Alderman Cashin, duly seconded by Alderman Shea, it was voted to recommend that the petition ought to pass and be enrolled.

Chairman Wihby addressed item 9 of the agenda:

Communication from Attorney Kathleen Sullivan submitting a rezoning petition for property located on Holt Avenue on behalf of Norris Viviers, President of Krysnoor Homes, Inc.

On motion of Alderman Shea, duly seconded by Alderman Sysyn, it was voted to recommend that the petition be referred to public hearing on Tuesday, February 24, 1998 at 7:00 PM, School Administration Building, 196 Bridge Street/

Chairman Wihby addressed item 10 of the agenda:

Communication from William and Linda Sirak requesting that Lewis Street be returned to its former zoning designation of R-1.

On motion of Alderman Cashin, duly seconded by Alderman Sysyn, it was voted to recommend that the petition be referred to public hearing on Tuesday, February 24, 1998 at 7:00 PM, School Administration Building, 196 Bridge Street/

Chairman Wihby addressed item 11 of the agenda:

Communication from Attorney Callaghan submitting a rezoning petition for property located in the area of Zachary Road from R-2 (Residential) to I-2 (Industrial) submitted by Daniel Callaghan on behalf of O.O.C.K.E., L.L.C.

Alderman Shea expressed his concern regarding the rezoning of this property because of the current status of the School Department with respect to Lake Shore Hospital noting traffic, usage and asked permission to have Attorney Gould address the Committee.

Chairman Wihby replied the Committee was merely being sent to public hearing at this time and that upon the night of the public hearing all questions could be asked that evening.

Attorney Callaghan stated that they were merely attempting to change the land use as it was currently about one-third industrial use with two-thirds being commercial noting the parcel involved was approximately 41 acres and wanted to reverse it to two-thirds industrial and one-third commercial.

Alderman Cashin explained to Alderman Shea that by the Committee referring this petition to public hearing did not necessarily mean they were in favor of it, but rather attempting to receive more information from not only City staff but abutters as well.

Mr. MacKenzie stated right now the School Department was involved in negotiations relative to the purchase of this property.

Alderman Sysyn moved to recommend that the petition be referred to public hearing on Tuesday, February 24, 1998 at 7:00 PM, School Administration Building, 196 Bridge Street. Alderman Cashin duly seconded the motion. The motion carried with Alderman Shea duly recorded in opposition.

TABLED ITEM

Communications from Messrs. Arnold and Bergeron seeking the Board's consideration of technical corrections to the City's Code of Ordinances.
(Note: corrected ordinance amendments enclosed.)
(Tabled 8/26/97)

This item remained on the table.

There being no further business to come before the Committee, on motion of Alderman Shea, duly seconded by Alderman Cashin, it was voted to adjourn.

A True Record. Attest.

Clerk of Committee