

## AGENDA

### COMMITTEE ON PUBLIC SAFETY, HEALTH AND TRAFFIC

April 15, 2008  
Aldermen Shea, O'Neil,  
Sullivan, J. Roy, Ouellette

5:30 PM  
Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)

1. Chairman Shea calls the meeting to order.
2. The Clerk calls the roll.
3. The Traffic Division has submitted an agenda which needs to be addressed:

**RESCIND ONE HOUR PARKING:**

On Hall Street, west side, from Lake Avenue to Central Street South Back Street  
(Ord. 3078)

Alderman Osborne

**TWO HOUR PARKING:**

On Hall Street, west side, from Lake Avenue to Central Street

Alderman Osborne

**15 MINUTE PARKING:**

On Hall Street, east side, from Lake Avenue to a point 60 feet northerly

Alderman Osborne

**TWO HOUR PARKING:**

On Hall Street, east side, from a point 60 feet north of Lake Avenue to Central Street

Alderman Osborne

**RESCIND 30 MINUTE PARKING:**

On A Street, south side, from a point 30 feet west of South Main Street to a point 75 feet westerly (Ord. 2533)

Alderman Smith

**RESCIND NO PARKING DURING SCHOOL HOURS – EMERGENCY  
ORDINANCE**

On Walker Street, north side, from Third Street to Fourth Street  
Alderman Smith

**NO PARKING BUS STOP DURING SCHOOL HOURS – EMERGENCY  
ORDINANCE:**

On Ferry Street, south side, from Fourth Street to a point 170 feet east  
Alderman Smith

**Gentlemen what is your pleasure?**

**TABLED ITEMS**

*A motion is in order to remove any item from the table.*

4. Communication from Alderman Shea proposing the establishment of a Manchester Crime Prevention Committee.  
*(Tabled 12/12/2006.)*
  
5. Report from Police and City Solicitor regarding commercial vehicle definitions, if available.  
*(Tabled 12/04/2007; Note: Response from Deputy Public Works Director enclosed.)*
  
6. Communication from Mitch Sawaya, owner of the Strange Brew Tavern at 88 Market Street, requesting that he be allowed to temporarily close a portion of Franklin West Back Street each week from Thursday through Saturday between the hours of 5:00 p.m. and 11:00 p.m.  
*(Tabled 2/19/08 – to provide time for the abutters and Mr. Sawaya to work out an agreement regarding his request and return to the Committee.)*
  
7. If there is no further business, a motion is in order to adjourn.



# CITY OF MANCHESTER

## Board of Aldermen

12-14-06 Tabled  
1-15-08 REMAINED TABLED  
2-19-08 REMAINED TABLED  
3-18-08 REMAINED TABLED



IN BOARD OF MAYOR & ALDERMEN

DATE: November 28, 2006

ON MOTION OF ALD. Shea

### MEMORANDUM

SECONDED BY ALD. Pinard

refer to the Committee on  
VOTED TO Public Safety and Traffic.

*Sam Pinard*  
CITY CLERK

To: Board of Mayor and Aldermen

From: Alderman Shea *M.P.S.*

Date: November 28, 2006

Re: Establishment of a Manchester Crime Prevention Committee

My purpose in proposing the establishment of such a committee would be to examine the causes for increases in serious crimes in Manchester and I am recommending that members of the committee include the following:

- a) Manchester Police Chief (Chairman);
- b) a representative of the NH State Police;
- c) a representative of the Sheriff's Department;
- d) a representative of the Manchester Police Commission;
- e) a representative of the DEA (research purposes);
- f) a representative of the FBI (research purposes);
- g) Chairman of the Board of Aldermen;
- h) a representative of the Office of Youth Services;
- i) a representative of the Mayor's office; and
- j) utilization of local colleges for research purposes.

The committee would be in conjunction with the Mayor's action plan for neighborhood improvements and predicated upon the Manchester Refugee Resettlement Advisory Committee report submitted in May 2006.

Upon conclusion a report would be submitted to the Board of Mayor and Aldermen for their review no later than March 2007.



**City of Manchester  
Department of Highways**

227 Maple Street  
Manchester, New Hampshire 03103-5596  
(603) 624-6444 Fax # (603) 624-6487

1-15-08 Remained Tabled  
2-19-08 REMAINED TABLED  
3-18-08 REMAINED TABLED

**Commission**

Edward J. Beleski  
- Chairman  
Joan Flurey  
William F. Houghton Jr.  
Robert R. Rivard  
William A. Varkas

Frank C. Thomas, P.E.  
Public Works Director

Kevin A. Sheppard, P.E.  
Deputy Public Works Director

December 11, 2007

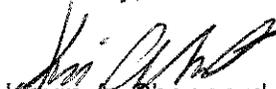
Alderman Ed Osborne, Chmn.  
Committee on Public Safety, Health and Traffic  
CITY OF MANCHESTER  
c/o City Clerk's Office  
Manchester, New Hampshire 03101

**Re: Commercial Vehicles**

Dear Chairman Osborne:

In response to Alderman O'Neil's request for sample vehicle weights, I have attached the definition of a commercial motor vehicle per City Ordinance 70.06 as well as sample weights of various vehicle classes.

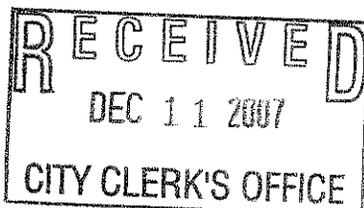
Sincerely,

  
Kevin A. Sheppard, P.E.  
Deputy Public Works Director

/cd

cc: Frank C. Thomas, P.E.  
City Solicitor's Office  
Lt. Jon Hopkins, MPD

Encl.



# COMMERCIAL MOTOR VEHICLE

## CHAPTER 70: MOTOR VEHICLES AND TRAFFIC

### DEFINITION 70.06

#### COMMERCIAL MOTOR VEHICLE:

A vehicle designed or used to transport passengers or property if:

- (1) The vehicle has a gross vehicle weight rating or gross combination weight rating of 26,001 or more pounds; or
- (2) The vehicle is designed to transport more than 15 passengers including the driver; or
- (3) The vehicle is of any size and is used in the transportation of materials found to be hazardous pursuant to R.S.A. 259:12-3(c); or
- (4) The vehicle is used primarily for business and industry as contrasted with pleasure vehicles.
- (5) Exclusion. COMMERCIAL MOTOR VEHICLE shall not include a city vehicle, or emergency vehicles engaged in the provision of emergency medical, Police or Fire services.

#### WEIGHT DEFINITIONS

**CURB WEIGHT** – The weight of a fueled automobile with standard equipment but without cargo or passengers.

**GROSS VEHICLE WEIGHT RATING (GVWR)** – The maximum allowable total weight of a road vehicle or trailer that is loaded, including the weight of the vehicle itself plus fuel, passengers, cargo, and trailer tongue weight.

**Note: Both curb weights and gross vehicle weights vary depending on vehicle model, trim and options. The numbers presented are an average for that vehicle type.**

**FORD FOCUS**



**CURB WEIGHT – 2,840 lbs.  
GVWR – 3,825 lbs.**

**FORD ESCAPE**



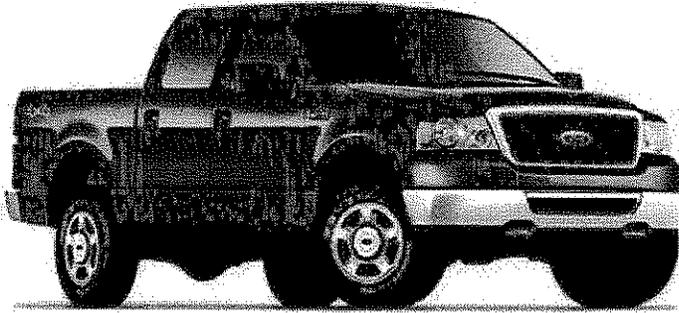
**CURB WEIGHT – 3,387 lbs.  
GVWR – 4,520 lbs.**

**FORD EXPLORER**



**CURB WEIGHT – 4,531 lbs.  
GVWR – 6,051 lbs.**

**FORD F150**



**CURB WEIGHT – 4,904 lbs.**  
**GVWR – 6,744 lbs.**

**FORD F450**



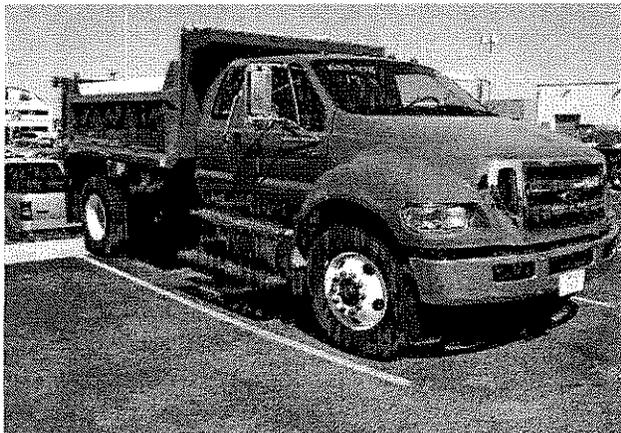
**CURB WEIGHT – 8,290 lbs.**  
**GVWR – 14,500 lbs.**

**FORD E-150 VAN**



**CURB WEIGHT – 5,186 lbs.**  
**GVWR – 14,500**

**FORD F750 DUMP TRUCK**



**GVWR – 33,000**

*STRANGE BREW TAVERN  
Comm. to Public Safety, Traffic & Health  
February 19, 2008*

*Tabled 2-19-08  
3-18-08 REMAINED TABLED.*

**STRANGE BREW TAVERN**  
88 Market Street  
Manchester, NH 03101

January 22, 2008

City of Manchester, NH  
Office of the City Clerk  
Attn: Matthew Normand  
Deputy Clerk

Re: Encumbrance Permit

Dear Sir:

As per our October discussion, I am requesting permission to close the alley adjacent to Strange Brew known as Franklin West Back Street.

The area in question is 84'3" long (from one end of the building to the other) by 23'6" wide on the Market Street side.

The initial proposed closure times would be Thursday through Saturday from approximately 5pm until a last call for drinks at 10pm. All service would be discontinued in the alley by 11pm. We are picking these times for the initial test of this proposal because we always hire a detail Thursday, Friday, and Saturday. If this works out, I will ask that we reevaluate and close the alley for additional days (in particular, all day Sunday and Saturday).

The Heritage Commission has given conceptual approval for an awning 35 feet in length with an overhang of 10 feet 6 inches. This is a retractable awning which would only be open during hours of operation. During whatever review we have of the alley closure, I suggest we discuss "air rights" for the awning. Once air rights are approved, the building department will issue a permit.

As we discussed, we will not close the alley during snow emergencies.

For the short term, I intend to purchase nylon rope barriers which we will wrap in white lights. If the program works out with no issues, I will look to put in a more permanent barrier, such as a wrought iron divider that swings out from the wall.

Please let me know if you have any further questions regarding this request. I can be reached in my office most days at (603)666-0293, or on my cell at (603) 670-3236.

Thank you in advance for your assistance in this matter.

Sincerely,

Mitch Sawaya  
President  
Strange Brew Tavern

20

WALKWAY TO  
FRONTY IN ST  
FRONT

Back Alley

MARKET ST.  
TITLE

STANBE BEEW

84' 3"

5' 0"

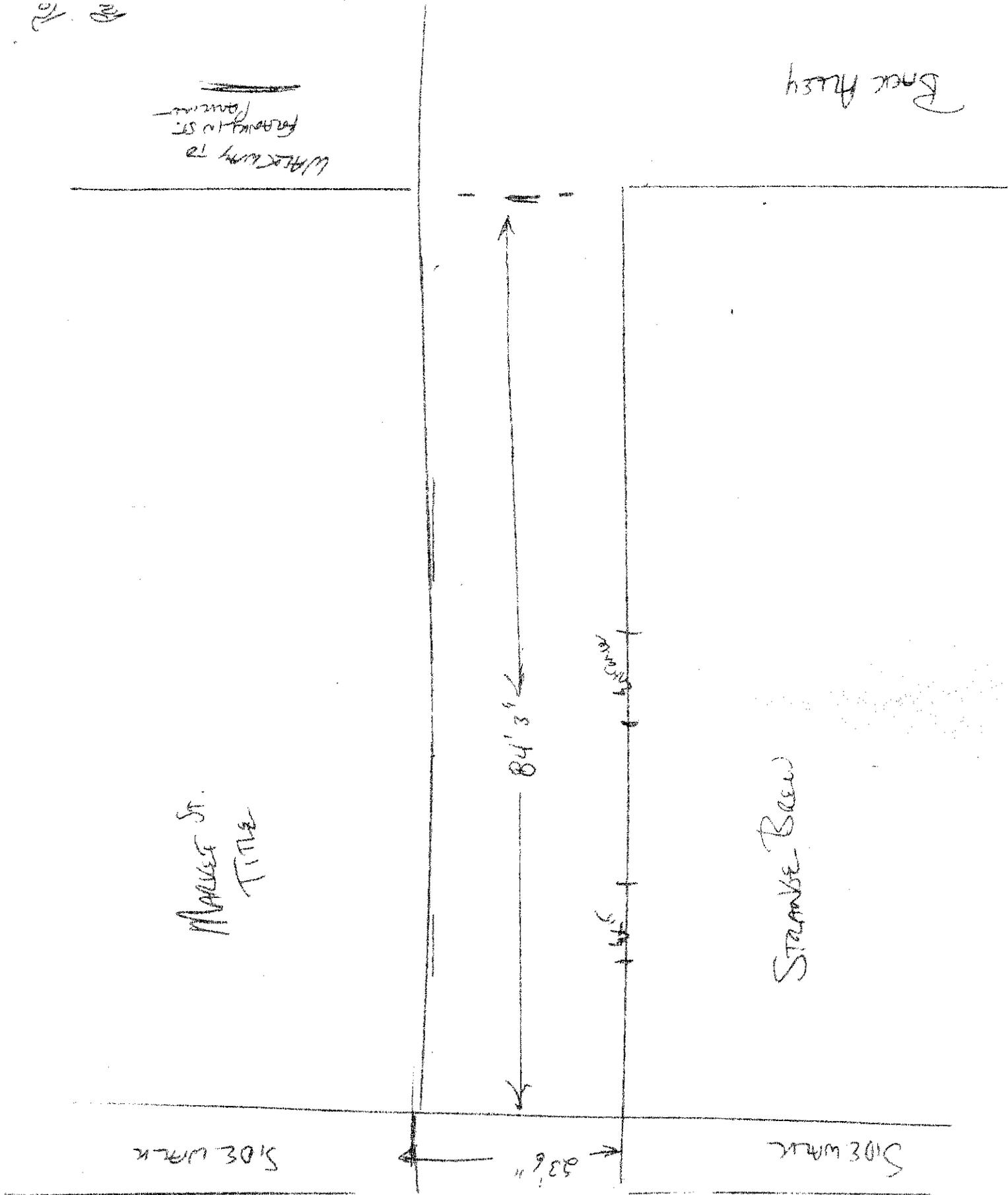
5' 0"

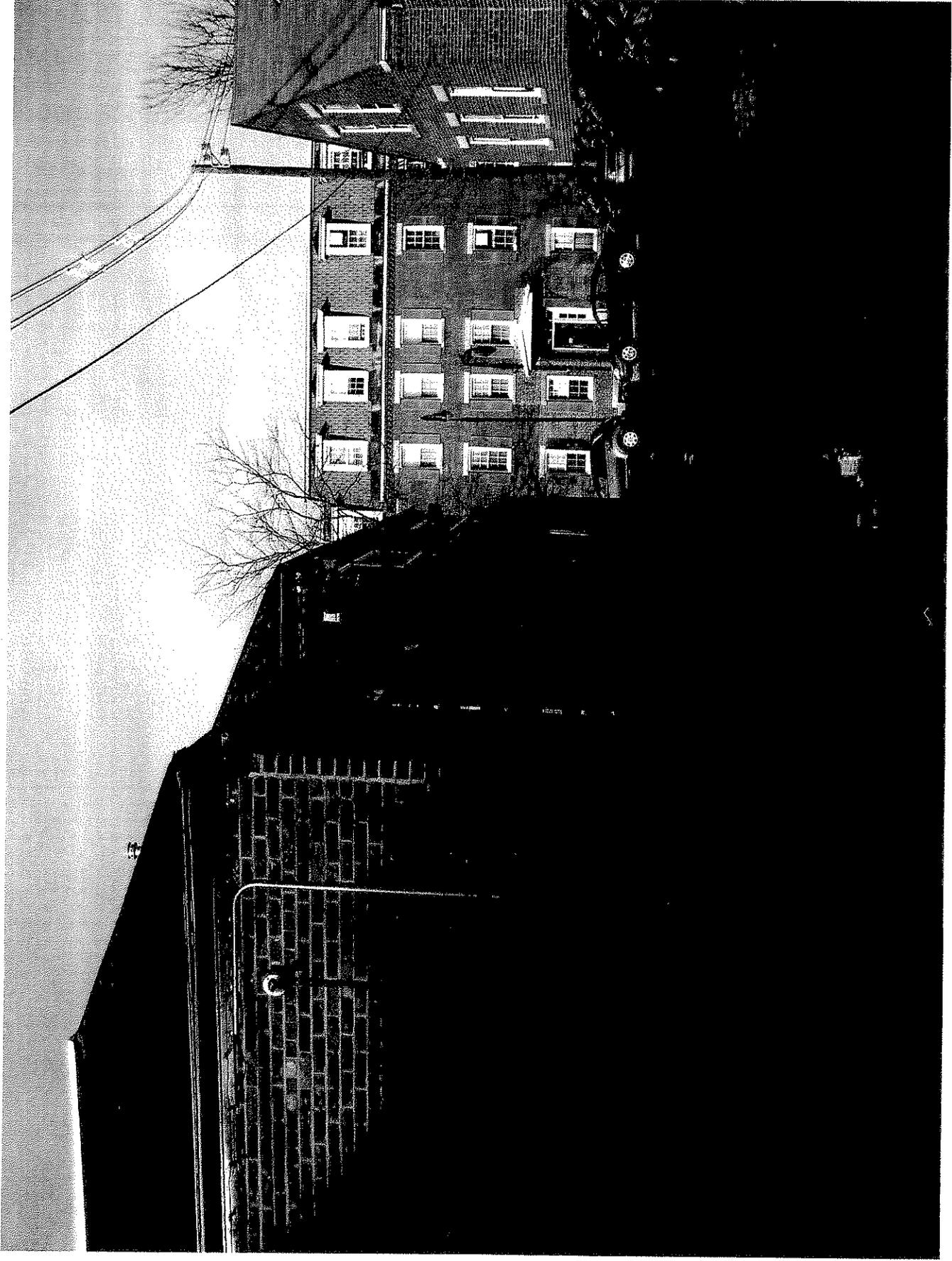
SIDE WALK

SIDE WALK

MARKET STREET

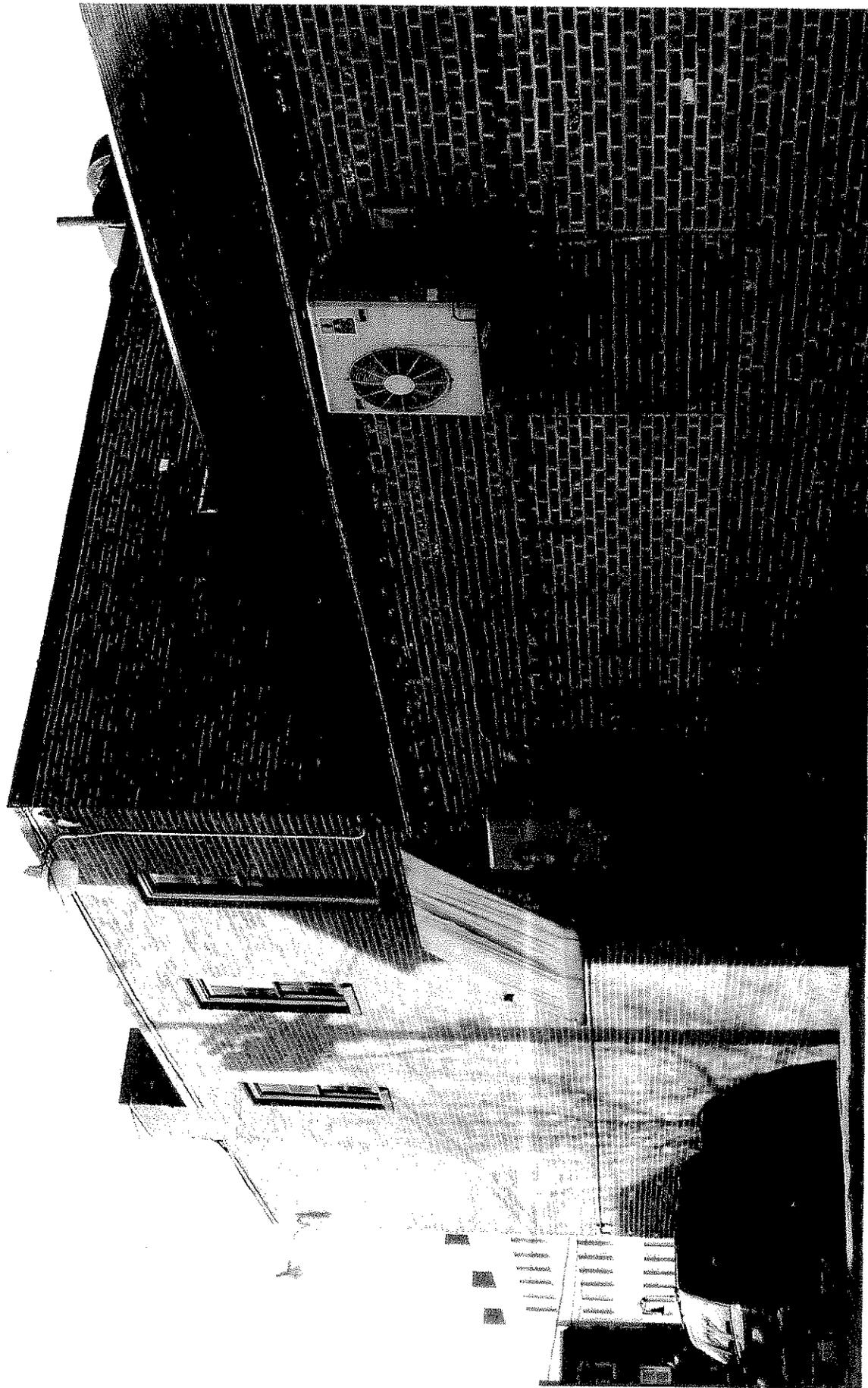
53' 6"



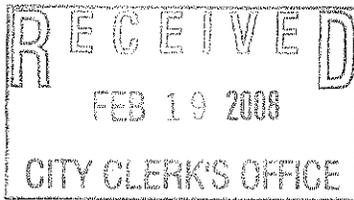








*Atty Cliff Rose Haddon  
Comm. on Public Safety, Traffic, Health  
February 19, 2008*



February 17, 2008

To the Honorable Board of Mayor and Aldermen  
c/o the Office of the City Clerk  
City Hall, Manchester, New Hampshire

Gentlemen,

We have just been notified that the owner of Strange Brew on Market Street in Manchester is petitioning the city for permission to close off a portion of the back street that runs between our property and Strange Brew, from Middle Street to Market Street, as certain hours on certain evenings. My wife and I and our tenants strongly object to the granting of this request

We have and our tenants have occupied our building for close to 35 years. Our building has been rented to residential as well as commercial tenants for close to 170 years. We never experienced noise and vandalism problems until Strange Brew came to the area. For quite a while, motorcycle noise was a nightmare on many evenings because Strange Brew actively solicited the motorcycle trade. Thank God motorcycle noise is not as much of a problem in recent years and we and our tenants are able to get some sleep, at least until Strange Brew closes because the noise has been confined to the interior of their building. Once it closes, on many evenings, the tanked up young people go into the City Parking lot on Middle Street where the boys yell at one another and the girls scream at one another. We are often obliged to call the police who, to their great credit, promptly respond. It's a shame that they have to become involved because they have more important work to perform. But at least until Strange Brew closes, we can get some sleep though we have just lost one of the best

tenants that we ever had, due to the after hours noise.

The requested closings, for one thing, would clearly interfere with the substantial traffic that passes through the back street and would diminish the access that we and our tenants have to our property. Far more important is the fact that there would be a substantial amount of noise, as more and more beer is consumed, which noise would be disturbing to us and our tenants. My wife and I are elderly and our bedroom is about 25 feet from the area that they seek to close off. We would risk disturbing noise from early evening until the last patron leaves the parking lot which is about 25 feet from our apartment.

We like the owner of Strange Brew. He is a good businessman and has been successful at a location where many other restaurants have failed. He appears to be doing very well and, in our opinion, he can do well without bringing noise out into our street.

I am 80 years old My wife and I have asked very little of the city that we love. Please accomodate us and our tenants in this matter.

Respectfully and sincerely yours

A handwritten signature in cursive script, appearing to be the name of the sender, written in dark ink.