

CITY OF NEWTON

IN CITY COUNCIL

ORDINANCE NO. C-2

February 22, 2022

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON AS FOLLOWS:

That the Revised Ordinances of Newton, Massachusetts, 2017, as amended, be and are hereby further amended with respect to - ARTICLE I, Chapter 24 and ARTICLE III, Chapter 19 as follows:

1. **INSERT**, in Article I of Chapter 24, the following new section:

"Sec. 24-11 Supplemental Paid Traffic Control Detail Personnel

The chief of police may appoint, subject to the approval of the mayor, persons to be known as the Newton Supplemental Paid Traffic Control Detail Personnel to direct traffic at construction sites as needed within and about the public way, and who shall be paid when actually employed by the order of the chief of police. Such Supplemental Paid Traffic Control Detail Personnel shall obey all lawful orders of the chief of police and be subject to all the rules and regulations of the police department not inconsistent with their authority and duties. Appointment to the Supplemental Paid Traffic Control Detail under this section does not entitle that person to assignment to any detail."

2. **DELETE** in its entirety Section 19-46 of Article I, Chapter 19, and **INSERT** in place thereof the following language:

"Sec. 19-46 Police to direct traffic; construction sites; direction in event of fire or emergency.

It shall be the duty of officers designated by the chief of police to enforce the provisions of this chapter. Only sworn police officers, retired special police officers appointed pursuant to Sec. 24-6, and, when neither is available, supplemental paid traffic control detail personnel appointed pursuant to Sec. 24-11, are hereby authorized to direct all traffic either in person or by means of visible or audible signals in conformance with the provisions of this chapter, including at construction sites in the public way. However, in the event of a fire

or other emergency, to expedite traffic or safeguard pedestrians, officers of the police or fire department may direct traffic as conditions may require, notwithstanding the provisions of this chapter."

Approved as to legal form and character:

Alissa O. Giuliani

ALISSA O. GIULIANI

City Solicitor

Under Suspension of Rules

Readings Waived and Adopted

21 yeas 0 nays 3 absent (Councilors Grossman, Kalis and Noel)

EXECUTIVE DEPARTMENT

Approved:

Ruthanne Fuller

(SGD) RUTHANNE FULLER

Mayor

Carol Moore

(SGD) CAROL MOORE

City Clerk

2/28/2022