



Public Safety & Transportation Committee Agenda

City of Newton In City Council

Wednesday, April 20, 2016

7:00 PM
Room 205

Items Scheduled for Discussion:

- #107-16** **Semi-annual taxi license/public auto inspections.**
POLICE DEPARTMENT submitting reports of semi-annual taxi license/public auto inspections for review. [03/02/16 @ 1:47 PM]

Referred to Public Safety & Transportation and Finance Committees

- #197-15(2)** **Pilotless Aircraft Operation**
Councilors Albright, Baker, and Norton proposing an ordinance regulating the operation and registration of pilotless aircraft in the City of Newton. [04/07/16 @ 4:25 PM]

CITY COUNCIL RECOMMENDED TO PUBLIC SAFETY ON 04/04/16

- #197-15** **Discussion on policy or ordinance to deal with the use of drones**
ALD. ALBRIGHT, on behalf of a constituent requesting a discussion with the Chief of Police and the Commissioner of Parks and Recreation on the use of drones in the City of Newton to discuss what means and methods could become policy or ordinances to deal with an increase of privacy complaints as well as uses of more serious consequences. [08/14/15 @ 11:51 AM]
Public Safety Approved 4-0-1 on 03-23-16, Yates abstaining, Lipof not voting

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, *please contact Jini Fairley, at least two days in advance of the meeting: jfairley@newtonma.gov, or 617-796-1253.* For Telecommunications Relay Service dial 711.

Items Not Scheduled for Discussion at this meeting:

#123-16 **Request for Presentation of the “Complete Streets Policy and Prioritization Plan”**
PUBLIC SAFETY & TRANSPORTATION COMMITTEE, requesting a presentation and discussion of the “Complete Streets Policy” and “Complete Streets Prioritization Plan” with the Department of Public Works and Planning Department. [03/25/16 @ 10:49 AM]

#106-16 **Appeal of Traffic Council Decision of new parking regulations on Chestnut Street**
COUNCILOR HESS-MAHAN, appealing the Approval of TC56-15 Traffic Council Decision on February 25, 2016: 15-minute parking zone, 8:00 a.m. to 5:00 p.m. in front of 25 Chestnut Street. Requesting on behalf of business owners 1) Reduce or eliminate the five approved 15-minute parking spaces. 2) Reinstate the one-hour limit, west side, 7:00 a.m. to 6:00 p.m. (Ward 3) [Appeal filed 03/04/16]

#80-16 **Discussion on alternative bus routes impacting the closing of the Elliott Street Bridge**
COUNCILOR YATES, requesting a discussion with the Massachusetts Department of Transportation and Massachusetts Bay Transportation Authority to work with the City to develop alternative routes for bus route 59 that lessen the impact of closing the Elliot Street (Cooks) Bridge. [02/22/16 @ 4:45 PM]
Held 5-0 on 03/23/16, Councilor Lipof not voting

Referred to Public Safety & Transportation and Finance Committees

#64-16 **Increase the number of Chief of Operation positions in the Fire Department**
HIS HONOR THE MAYOR, requesting a temporary increase in the number of Chief of Operations in the Fire Department from one to two Chief, as the current Assistant Chief of Operations is on extended sick leave, does not intend to return to his position, and his accrued time does not run out until August 2016. An Assistant Chief has been working as the acting Chief of Operations and the Fire Chief would like to permanently appoint him as the Chief of Operations before August 2016, as the acting Chief of Operations cannot attend bargaining sessions due to a possible conflict of interest should he return to a union position as Deputy Chief. [02/09/16 @ 2:47 PM]
Held 6-0 on 02/17/16

REFERRED TO PROGRAMS & SERVICES AND PUBLIC SAFETY COMMITTEES

#312-15 **Update from Health Department on opiate overdose epidemic**
ALD. COTE, HARNEY AND NORTON, requesting a review and discussion of the opiate overdose epidemic including an update from the Health Department appraising the board on the current situation to include comparative statistics from previous years as to the number of opiate overdoses handled by first responders. In addition, what is being done immediately to take this on and what support can the Board provide. [10/19/15 @ 1:30 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15(2) Submittal of the FY 2017 Municipal/School Operating Budget**
HIS HONOR THE MAYOR submitting in accordance with Section 5-1 of the City of Newton Charter the FY17 Municipal/School Operating Budget totaling \$378,969,244 passage of which shall be concurrent with the FY17-FY21 Capital Improvement Program (#288-15). [04/11/16 @ 11:31]
EFFECTIVE DATE OF SUBMISSION 04/19/16; LAST DATE TO PASS THE BUDGET 06/03/16.

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15 Submittal of the FY17 Capital Improvement Plan**
HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter. [10/01/15 @ 1:53 PM]

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15(4) Submittal of the FY 2017 – FY 2021 Supplemental Capital Improvement Plan**
HIS HONOR THE MAYOR submitting the FY 2017 – FY 2021 Supplemental Capital Improvement Plan. [04/11/16 @ 11:31 AM]

REFERRED TO PUB FACIL, PROG & SERV, AND PS&T COMMITTEES

- #46-15 Discussion of parking options and permits at municipal and school parking lots**
ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits. [02/11/15 @ 1:35 PM]
- #72-14 Discussion of installing a possible bike lane on Walnut Street**
ALD. CICCONE & JOHNSON, requesting a discussion of the installation of a possible bike lane on Walnut Street between Otis Street and Commonwealth Avenue. [03/03/14 @ 8:17 AM]
- #28-14 Discussion on duplicate street names**
ALD. CICCONE AND FULLER, on behalf of the Health Department and the Emergency Medical Services (EMS) requesting a discussion on duplicate street names. [01/09/14 @ 10:57 AM]
- #240-12 Request Chapter 19 Motor Vehicles & Traffic be amended, Sec. 19-224 and 19-226 RECODIFICATION COMMITTEE**, requesting that **Chapter 19 MOTOR VEHICLES AND TRAFFIC** be amended to determine who has jurisdiction for parking on municipal land, the owning department as described in **Sec. 19-224. Parking prohibited on city grounds.** or the Traffic Council as described in **Sec. 19-26. Authority and role of Traffic Council.**

REFERRED TO PS&T AND PUBLIC FACILITIES COMMITTEES

#413-11

Updates on the renovations to the City's fire stations

ALD. CICCONE, SALVUCCI, GENTILE & LENNON, updating the Public Facilities and Public Safety & Transportation Committees on the progress of renovations to the city's fire stations. [11/17/11 @11:07 AM]

#137-11

Possible changes to long-term meter fees to discourage short-term use

ALD. DANBERG AND FULLER, requesting possible changes to City Ordinance 19-191, Parking Meter Fees, to require a minimum purchase at long-term parking meters in order to discourage short-term use. [04/26/11 @ 9:52 AM]

Respectfully submitted,

Allan Ciccone, Jr. Chair

Docket # 107-16

This list reflects current information regarding business address and business phone as of 04/06/16.

Taxi/Public Auto List**Semi-annual taxi license/public auto inspections**

prepared by Officer Rocco Marini on 04-14-16

Company and Business Address	Contact and Business Phone	Medallion/PA	Pass/Fail
Veterans Taxi of Newton, LLC. 224 Calvary Street Waltham, MA 02453	Michael Antonellis 781-693-5423	Medallions 1-29,66-85, PA 2,3,11,12 (Total 4)	PASS
Newton Yellow Cab, Inc. 25 Border Street Newton, MA 02465	Richard Johnston 617-332-7700	Medallions 30-49 (Total 20)	PASS
Holden's Taxi, Inc. 50 Union Street Newton, MA 02459	George Marry 617-244-2404	Medallions 59, 60, 61	PASS
Newtonville Cab Co., Inc. 50 Union Street Newton, MA 02459	George Marry 617-244-2404	Medallions 54, 55	PASS
Newton Taxi Co. 50 Union Street Newton, MA 02459	George Marry 617-244-2404	Medallions 56,57,58	PASS
Newton Luxury Cab 77 Cedar Street Boston, MA 02119	Mohamed Saidi 617-293-4300	Medallion 65	PASS
Newton Town Taxi 8201 Inwood Drive Woburn, MA 01801	Anis Lahiani 617-244-7444	Medallion 53	PASS
Crystal Lake Express 15 Moreland Avenue Newton, MA 02459	Dorothy Dundas 617-510-0336	PA 6	PASS
Weldon Group, Inc. 253 Riverview Avenue Newton, MA 02466	Jerald Robbins 617-928-1888	PA 4,5,9,10	PASS
Don's Car Service 395 Lexington Street Auburndale, MA 02466	Donald LaPlante 617-962-4446	PA 15	PASS
Newton Car Service 12 Appleton Street Waltham, MA 02453	Hamdi Tlilli 617-244-9044	PA 8	PASS

ITEM # 197-15(2): DRAFT ORDINANCE FOR DISCUSSION PURPOSES

Add the following new section:

Sec. 20-64. Pilotless Aircraft Operation.

Purpose: The use of pilotless aircraft has become increasingly prevalent and has a significant impact on the safety and security of the people of the City of Newton. In order to protect the privacy of residents throughout the City, and to prevent nuisances and other disturbances of the enjoyment of both public and private space, regulation of pilotless aircraft is required. The following section is intended to promote the public safety and welfare of the City and its residents. In furtherance of its stated purpose, this section is intended to be read and interpreted in harmony with all relevant rules and regulations of the Federal Aviation Administration, and any other federal, state and local laws and regulations.

(1) Definitions:

Pilotless Aircraft – an unmanned, powered aerial vehicle, weighing less than 55 pounds, that is operated without direct human contact from within or on the aircraft.

(2) Registration: The owner of a pilotless aircraft shall register each pilotless aircraft with the City Clerk’s office, prior to operation. The cost of registering a pilotless aircraft shall be \$TBD. Owners must have proof of registration in their possession when operating a pilotless aircraft. Registration shall include the following:

- (a) The owner’s name, address, email address and phone number;
- (b) The make, model, and serial of each pilotless aircraft to be registered;
- (c) A copy of the owner’s Federal Aviation Administration Certificate of Registration for pilotless aircraft;
- (d) A photograph of each pilotless aircraft, clearly indicating that each pilotless aircraft is marked with the Federal Aviation Administration registration number.

(3) Operating Prohibitions. The use and operation of all pilotless aircraft within the City shall be subject to the following prohibitions.

- (a) No pilotless aircraft shall be operated:
 - (i) over private property at an altitude below 400 feet without the express permission of the owner of said private property;
 - (ii) at a distance beyond the visual line of sight of the Operator;
 - (iii) in a manner that interferes with any manned aircraft;

- (iv) in a reckless, careless or negligent manner;
- (v) over any school, school grounds, City property, conservation land, or sporting event without prior permission from the appropriate City Department;
- (vi) for the purpose of conducting surveillance unless expressly permitted by law or court order;
- (vii) for the purpose of capturing a person's visual image, audio recording or other physical impression in any place where that person would have a reasonable expectation of privacy;
- (viii) over any emergency response efforts;
- (ix) with the intent to harass, annoy, or assault a person, or to create or cause a public nuisance;
- (x) in violation of federal or state law, or any Ordinance of the City of Newton.

(b) The Chief of Police, or designee, may prohibit the use or operation of pilotless aircraft where it is allowed, or allow the operation of pilotless aircraft where it is prohibited, during an impending or existing emergency, or when such use or operation would pose a threat to public safety.

(4) Permit Required: No person shall use public property to launch or land a pilotless aircraft without a permit issued by the appropriate jurisdictional Department, Board or Commission of the City of Newton.

(5) Noise Ordinance: All Operators shall comply with the Noise Ordinance at Section 20-13, as amended, at all times while operating pilotless aircraft within the City.

(6) Penalties: A violation of any section of this Ordinance shall be punishable by a fine of not more than \$(TBD).

(7) Separate Violations: Action taken pursuant to this section shall not bar any separate action by any other City Department for any other violations.

(8) Severability: If any provision of this section is held to be invalid by a court of competent jurisdiction then such provision shall be considered severable from the remaining provisions, which shall remain in full force and effect.

(9) Regulations: The City and its Departments may promulgate rules, regulations and policies for the implementation of this Ordinance.