



Programs & Services Committee Agenda

City of Newton In City Council

Wednesday, October 20, 2021

7:30 PM-PLEASE NOTE LATE START TIME

The Programs & Services Committee will hold this meeting as a Zoom Meeting on Wednesday, October 20, 2021 starting at 7:30 pm. To view this meeting using Zoom use this link: <https://us02web.zoom.us/j/84908094836> or call 1-646-558-8656 and use the Meeting ID 849 0809 4836.

Items Scheduled for Discussion:

- #365-21** **Appointment of John Rice to the Parks and Recreation Commission**
HER HONOR THE MAYOR appointing JOHN RICE, 9 Selden Street, Waban, as an Alternate member of the PARKS AND RECREATION COMMISSION for a term to expire on October 31, 2024. (60 Days: 12/03/21)
- #366-21** **Appointment of Sam Figler to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR appointing SAM FIGLER, 63 Sumner Street, Newton Centre, as a member of the NEWTON COMMONWEALTH FOUNDATION for a term to expire on October 30, 2024. (60 Days: 12/03/21)
- #367-21** **Appointment of Joyce Picard to the Council on Aging**
HER HONOR THE MAYOR appointing JOYCE PICARD, 14 Halcyon Road, Newton, as a member of the COUNCIL ON AGING for a term to expire on November 1, 2024. (60 Days: 12/03/21)

(Continued)

The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the City of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: jfairley@newtonma.gov or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

Chair's Note: *The Committee will be joined by the Public Safety and Transportation Committee at approximately 8:00pm for discussion of the following two (2) items:*

Referred to Public Safety & Transportation and Programs & Services Committees

#49-20(3) Requesting report as to the implementation of the leaf-blower landscaper registration and enforcement
COUNCILORS ALBRIGHT, BAKER, WRIGHT, HUMPHREY, NOEL AND GREENBERG requesting a report from the Executive Department, including the Chief of Police and the Commissioner of Inspectional Services, as to the implementation of the leaf-blower landscaper registration and enforcement ordinance amendments effective Labor Day 2021.

Referred to Programs & Services and Public Safety & Transportation Committees

#271-21 Request for a discussion on School Bus Transportation
COUNCILORS BOWMAN, CROSSLEY, DANBERG, DOWNS, GREENBERG, GROSSMAN, HUMPHREY, KALIS, KELLEY, KRINTZMAN, LAREDO, LUCAS, MARKIEWICZ, NOEL, NORTON, OLIVER, RYAN, LEARY AND WRIGHT requesting a discussion with the Newton Public Schools to review the school bus transportation program including expenses and fees charged to students and upcoming bus contract and as part of a comprehensive school transportation strategy.

Respectfully Submitted,

Josh Krintzman, Chair



Ruthanne Fuller
Mayor

City of Newton, Massachusetts
Office of the Mayor

#365-21
Telephone
(617) 796-1100
Fax
(617) 796-1113
TDD/TTY
(617) 796-1089
Email
rfuller@newtonma.gov

September 20, 2021

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

To the Honorable City Councilors:

I am pleased to appoint John Rice of 9 Selden Street, Waban 02468 as an Alternate member of the Parks and Recreation Commission. His term of office shall expire on October 31, 2024 and his appointment is subject to your confirmation.

Thank you for your attention to this matter.

Warmly,

Ruthanne Fuller
Mayor

RECEIVED
2021 SEP 27 AM 11:51
CITY CLERK
NEWTON, MA. 02459

Application Form

Profile

John _____ Rice _____
First Name Middle Initial Last Name

Email Address

9 Selden Street _____
Home Address Suite or Apt

Waban _____ MA _____ 02468
City State Postal Code

What Ward do you live in?

Ward 5

Primary Phone

Alternate Phone

Hyde Community Center _____ Executive Director _____
Employer Job Title

Which Boards would you like to apply for?

Parks and Recreation Commission: Submitted

Interests & Experiences

Please tell us about yourself and why you want to serve.

Why are you interested in serving on a board or commission?

As a life long Newton Resident and working at a job at the Hyde Community Center that interacts with Parks, Recreation and Culture makes the Parks an Recreation Commission the ideal group for me to participate after my time on Newton City Council.

Rice, John Resume.pdf
Upload a Resume

JOHN BRIAN RICE

9 Selden Street · Newton, MA 02468 · [REDACTED]

SUMMARY

- A deep commitment to community service with 25 years of experience coordinating Newton community programs and services.
- 30 years of experience in the trade show industry, bringing a broad vision and consistent record of achievement in sales, marketing, business development and management to start-ups, small businesses, and international corporations.
- A dynamic team leader able to bring energy, enthusiasm, and humor to motivate team members to achieve potential and meet objectives.
- A highly effective and hands-on manager able to quickly assess needs and provide tools to resolve difficulties.
- An experienced executive ready to offer strong customer care, public relations, event management, and negotiation skills.

WORK EXPERIENCE

Newton City Council, Newton, MA

January 2010–December 2019

Ward 5 City Councilor

The legislative branch of Newton's municipal government composed of sixteen at-large Councilors and eight Ward Councilors.

- Programs and Services Committee, **Chairman**, 2016–2019, **Vice Chairman**, 2014-2015, **Member**, 2010-2013
- Finance Committee, **Member**, 2010-2019
- Waban, Newton Highlands, and Upper Falls Area Councils, **Ex Officio Councilor**, 2010-2019
- Zervas Elementary School Building Committee, **Member**, 2015-2017
- Angier Elementary School Building Committee, **Member**, 2013-2016
- Senior Center NEWCAL Building Committee, **Member**, 2018-2019

Hyde Community Center, Newton, MA

September 2005–Present

Executive Director

A vibrant nonprofit community center, providing educational programming, entertainment, and charitable support to the Newton community.

Responsibilities:

- Provide leadership to foster the Hyde Center's growth and set benchmarks to ensure the successful achievement of goals
- Respond to the Community's needs, develop programs that enrich the village, and strengthen relationships within Newton Highlands and the City at large.
- Manage the Hyde Center's revenue growth and cost efficiency to ensure continued balanced budgets.
- Implement policies established by the Hyde Board of Directors and provide insight to the Board to ensure the successful operation of the Center

JOHN BRIAN RICE

9 Selden Street · Newton, MA 02468 · [REDACTED]

- Foster and maintain collaborative relationships with community organizations, businesses, and municipal entities
- Promote the Center's programs and services to attract new members to the Hyde community
- Ensure the short-term and long-term maintenance of facilities, grounds, and equipment, and supervise the building maintenance staff

Accomplishments:

- Tripled annual revenue within four years as Executive Director
- Founded the only middle school afterschool program on the south side of Newton
- Supervised the renovation of the Hyde Playground
- Established a summer concert series that attracts a wide range of multi-generational community members
- Fundraised, designed, and managed the only dedicated bandstand in the City of Newton
- Created a community garden at the Hyde Playground
- Built and operated the first self-contained ice-skating rink on Newton park land
- Partnered with the Taipei Economic and Cultural Office in Boston to facilitate programs that foster community between Newton residents and members of the Taiwanese community
- Coordinated with Newton Parks, Recreation and Culture to organize Acres in the Falls, Funtastic Friday and Highlands Haunted House at the Hyde Center
- Collaborated with the Newton Festival of the Arts to host classical music concerts and Shakespeare in the Park
- Worked with Newton Senior Services to provide recreational programming for Newton seniors
- Coordinated with the City of Newton Election Department to facilitate local, state, and federal elections

Trade Show News Network (TSNN)

August 2001–Present

- ❖ **Trade Show News Network-Tarsus Media Affiliate, London, UK** September 2006–Present
Vice President of Sales
An international media company with a portfolio of exhibitions, conferences, publications, and online media
- ❖ **Trade Show News Network, Newton, MA** August 2001–September 2006
President
A pioneering trade show internet company and leading online resource for the \$5 billion exhibition industry

Responsibilities:

- Manage staff of 20 in all aspects of day-to-day operations, including accounting, financial reporting, sales, marketing, scheduling, business development, event setup, and technology
- Oversee the implementation of guidelines set by the Board of Directors through tracking benchmarks
- Administer the organization's operating budget and foster revenue growth

Accomplishments:

- Significantly increased the content and customer base, making TSNN the Internet's fastest-growing and most dynamic business-to-business media company
- Doubled revenue for each of the five years I served as president

JOHN BRIAN RICE

9 Selden Street · Newton, MA 02468 · [REDACTED]

- Implemented new technologies that greatly enhanced employee productivity and revenue generation
- Developed marketing and public relations strategies that increased TSNN's annual audience from 1 million to 5 million
- Consultant for Italian exhibition centers to design international trade show software
- Coordinated financial and product software transition during acquisition by Tarsus Media, an international corporation

Trade Show Central, Wellesley, MA

May 1997–August 2001

Vice President of Business Development

A start-up internet company, which developed content to help consumers navigate the emerging online exhibition industry.

Responsibilities:

- Negotiated terms and conditions of mergers and acquisitions of competing trade show companies
- Created new product lines to increase revenue, based on evaluation of an emerging and fluid online marketplace
- Built partnerships with vendors and investors

Accomplishments:

- Created new sources of revenue for the Internet portal division by engaging in partnerships with complementary companies which resulted in a larger purchasing audience
- Member of the senior management team that increased the company's equity base from 0 to \$22 million in 3 years

Vision Arts, Newton, MA

May 1990–December 1997

President

A computer integration company that converted high resolution computer images to video for major software companies and high-end multimedia & video production houses.

Responsibilities:

- Hired and oversaw 30 technical subcontractors
- Managed the corporation's finances
- Supervised computer to video integration for the television industry and major corporations such as Microsoft, IBM, and Digital Equipment Corporation
- Organized large audio-visual events

Accomplishments:

- Pioneered innovative technology to take advantage of an emerging market
- Created a technology platform that was adopted by corporations throughout North America

Digital Equipment Corporation, Littleton, MA

June 1982–May 1990

Technology Innovation Specialist

A leading vendor of computer systems and software.

- Consulted with content directors to produce educational and training films
- Organized logistics for location shoots

JOHN BRIAN RICE

9 Selden Street · Newton, MA 02468 · [REDACTED]

CITY OF NEWTON COMMUNITY ENGAGEMENT

Newton Highlands After-School Program , <i>Founder and Executive Director</i>	2008–Present
Newton PTO Council , <i>Board of Directors</i>	2005–2006
Oak Hill Parent Teacher Organization , <i>Co-President</i>	2005–2006
Newton Child Care Commission , <i>Commissioner</i>	2004–2008
Newton Highlands Village Day , <i>Chairman</i>	1999–2012
Newton Highlands Area Council , <i>Elected Member</i>	2002–2009
Newton Girls Soccer , <i>Board Member</i>	2001–2005
Brigham Community House , <i>Executive Director and Board Member</i>	1997–Present
Zervas Parent Teacher Organization , <i>Board Member</i>	1997–2004
Zervas Elementary School Spring Fair , <i>Chairman</i>	1997–2004
Burr Cooperative Nursery School , <i>Co-President</i>	1994–1996

EDUCATION

University of Massachusetts Amherst, Amherst, MA
Bachelor of Science in Communications
Cum Laude

May 1981



Ruthanne Fuller
Mayor

City of Newton, Massachusetts
Office of the Mayor

#366-21
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(617) 796-1100
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(617) 796-1089
Email
rfuller@newtonma.gov

September 3, 2021

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

To the Honorable City Councilors:

I am pleased to appoint Sam Figler of 63 Sumner Street, Newton Center 02459 as a member of the Newton Commonwealth Foundation. His term of office shall expire on October 30, 2024 and his appointment is subject to your confirmation.

Thank you for your attention to this matter.

Warmly,

Ruthanne Fuller
Mayor

RECEIVED
2021 SEP 17 AM 9:17
CITY CLERK
NEWTON, MA. 02459

Application Form

Profile

samuel _____ figler _____
First Name Middle Initial Last Name

Email Address

63 Sumner Street _____
Home Address Suite or Apt

Newton Center _____ MA _____ 02459
City State Postal Code

What Ward do you live in?

Ward 6

Primary Phone Alternate Phone

SARC LLC _____ Business Development
Employer Job Title
Consultant

Which Boards would you like to apply for?

Newton Commonwealth Foundation: Submitted

Interests & Experiences

Please tell us about yourself and why you want to serve.

Why are you interested in serving on a board or commission?

I am a long time Newton resident with a passion for recreational activities. I have 3 children (ages 12-21) that have participated in many of the City's youth recreational offerings, including Golf at Newton Commonwealth. I have served on the Parks and Recreation Commission for approximately 8 years and I'm familiar with Newton Commonwealth's unique management structure. I believe there are opportunities to improve the Golf Course's contribution to recreation in Newton and its value to Newton residents.

Figler Resume .docx
Upload a Resume

SAM FIGLER

BUSINESS DEVELOPMENT EXECUTIVE

Business development executive combining a corporate law background with expertise in complex digital media transactions to steer high-value partnerships, acquisitions and investments. Proven, hands-on leader with a track record in sourcing, structuring, and negotiating large-scale partnerships. Innovator of deals at the cross section of technology, social media, and entertainment. Trusted advisor on business, legal and technology matters.

Key Strengths

Strategy & Planning | Partnership Structure & Negotiation | Tech Investments & Acquisitions | Digital Media Expertise | Domestic & International Transactions | Contract Negotiation & Review

PROFESSIONAL OVERVIEW

SARC LLC | 2006 - PRESENT

Founder

Through this closely held entity, have led multiple new business ventures, including: co-founding a publicly traded commercial bank, angel investing and advising start-ups.

BUZZFEED | 2014 - 2018

Global Head of Business Development

Led global business development strategy, planning and execution across all divisions. Identified, structured and negotiated strategic partnerships and investments in advertising, entertainment, technology, and news. Leveraged expertise in technology and media acquisitions to perform due diligence, negotiate contract terms and execute partnerships that drove global revenue, profits and content distribution.

Key Accomplishments:

- ▣ Structured and negotiated material social media platform partnerships, including deals with Facebook, Snap and Twitter.
- ▣ Negotiated and managed sweeping NBC commercial relationship, including joint sales initiatives.
- ▣ Defined terms and led negotiations for key international transactions, including a joint venture with Yahoo! Japan to launch the BuzzFeed Japan property.
- ▣ Structured and led innovative digital media partnerships, including deals with NBC and Snap to create and manage NBC's first ever Snapchat Olympic property.
- ▣ Structured and executed BuzzFeed's first sale of premium Digital Show Content to YouTube.
- ▣ Hired and managed a team of six business development professionals to operationalize the business development function and develop partnerships across Entertainment and News business divisions.

CRITEO | 2011 - 2012

Executive Vice President, Business Development

Directed North American business development for this European-based advertising technology company. Led strategic planning to identify and cultivate partnerships and media purchases in support of global business objectives.

Key Accomplishments:

- ▣ Drove significant growth for the North American publishing division by structuring publisher-to-publisher inventory purchases parlayed into publishing technology purchases on behalf of advertisers.

SAM FIGLER

650-269-4780 | sfigler@yahoo.com | linkedin.com/in/samfigler | Page 2 of 2

- Hired and managed a team of twelve business development professionals

THE GEORGE WASHINGTON UNIVERSITY LAW SCHOOL | 2010 - 2012 **Professorial Lecturer in Law**

Taught an advanced corporate transactions course with an emphasis on the practical elements of digital media transactions.

THE HUFFINGTON POST | 2010 - 2011 **Senior Vice President, Partnerships & Ventures**

Devised and executed business development plans with a focus on technology partnerships. Created, negotiated and reviewed partnership contracts and M&A deals to maximize revenue, minimize risk and drive the closure of deals critical to the organization's evolution and growth.

Key Accomplishments:

- Led the deals and partnerships that culminated in the sale of The Huffington Post to AOL.
- Leveraged the innovative strategy of monetizing remnant inventory to build programmatic business.

NETSEER | 2008 - 2009 **Vice President, Business & Legal Affairs**

Directed business operations, business strategy and legal affairs for this venture-backed technology start-up.

YAHOO | 1998 - 2006 **Vice President, North American Operations & Business Development**

Joined the company as its sixth lawyer and lead transactional counsel, drafting and negotiating commercial transactions valued at \$500M+. Transitioned to business development to negotiate and execute deals focused on technology acquisitions and strategic partnerships. Positions included Senior Director, Commerce Operations; Vice President, Business Development; and Vice President, North American Operations.

Key Accomplishments:

- Delivered 40% annual revenue growth as the strategic and operations manager of a diverse group of media and sales businesses accounting for one-third of Yahoo!'s annual revenue.
- Structured and negotiated several of Yahoo!'s most significant partnerships, including the Overture Services relationship, leading to a shift in product and sales priorities and the eventual acquisition of Overture.
- Led multiple Yahoo! firsts, including its first decentralized, property-level business operations team responsible for FP&A; first property-level account management function; first Strategic Account Management team; and first Media Sales dedicated business development team.
- Developed standard business development deal terms and drafted the company's first Universal Terms of Service.

ADDITIONAL EXPERIENCE

ARNOLD & PORTER | Corporate Associate (1995 - 1998)
HON. WILLIAM M. NICKERSON | Law Clerk (1994 - 1995)

BOARD MEMBERSHIPS

SAM FIGLER

| Page 2 of 2

CHILDREN'S CENTER FOR LAW AND POLICY | | Member, Board of Directors (2006 - Present)
YOUTH LAW CENTER | Member, Board of Directors (1998 - 2006)

EDUCATION

Doctor of Law, *magna cum laude* | The George Washington University Law School

Bachelor of Arts, Political Science & Government, *cum laude* | Clark University



Ruthanne Fuller
Mayor

City of Newton, Massachusetts
Office of the Mayor

#367-21
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(617) 796-1089
Email
rfuller@newtonma.gov

September 20, 2021

Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459

To the Honorable City Councilors:

I am pleased to appoint Joyce Picard of 14 Halcyon Road, Newton 02459 as a member of the Council on Aging. Her term of office shall expire on November 1, 2024 and her appointment is subject to your confirmation. Ms. Picard is currently serving as a member of the Council on Aging Advisory Board from October 12, 2020.

Thank you for your attention to this matter.

Warmly,

Ruthanne Fuller
Mayor

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CITY CLERK
NEWTON, MA. 02459

Application Form

Profile

Joyce	K	Picard
<small>First Name</small>	<small>Middle Initial</small>	<small>Last Name</small>

[Redacted]

Email Address

14 Halcyon Road	14 Halcyon Rd
<small>Home Address</small>	<small>Suite or Apt</small>

Newton	MA	02459
<small>City</small>	<small>State</small>	<small>Postal Code</small>

What Ward do you live in?

Ward 6

[Redacted]	[Redacted]
<small>Primary Phone</small>	<small>Alternate Phone</small>

retired	Former Career Counselor
<small>Employer</small>	<small>Job Title</small>
	Director

Which Boards would you like to apply for?

Council on Aging Advisory Board: Appointed
 Newton Housing Partnership: Submitted

Interests & Experiences

Please tell us about yourself and why you want to serve.

Why are you interested in serving on a board or commission?

I have a rich activist history in Newton, having lived here since 1962. I have served the city in many capacities, as PTA President of Bowen School, on The Citizen's Advisory Committee on Declining Enrollment, The Community Education Committee as well as being active in the League of Women Voters and my political party. My present concern is housing for seniors or the lack thereof. As such the COA seems an appropriate agency for advocacy of this concern. I am the recipient of the 2020 Age Friendly Award by the Council on Aging.

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Upload a Resume

JOYCE KADIS PICARD

Joyce Kadis Picard is the founder and Director of Career Counseling Associates (dba), a career service organization in Newton, Massachusetts established in 1986. Prior to founding CCA, Ms. Picard was Director of Field Placement and Senior Counselor with Continuum, a licensed career education school for adults in career transition. Continuum focused on the internship experience as a vehicle for effective career transition and served over six hundred women in the career transition process.

Over her counseling career, spanning thirty years, Ms. Picard has counseled hundreds of clients including adults in transition, recent college graduates, mid and upper-level managers and executives and professionals seeking career entrance, career change and career advancement. As a trainer she has developed and presented numerous professional development workshops, authoring her own curriculum materials. As a field placement specialist she has developed several hundred professional level internships in the functional area of administration, marketing, sales, human resources, communications, and development in all sectors of the economy. As such she has acquired an in-depth perspective of multiple industries and a realistic view of how one gains access to an organization at the professional level.

Her credits include serving as adjunct faculty for seven years at Daniel Webster College in New Hampshire where she taught business management courses. Her articles were regularly published in several trade publications including the former *New England Employment Review*, a weekly publication on business employment in the Northeast. Several of these articles are now incorporated into her book, *Common Sense for Careers*.

Ms. Picard holds a BS degree from Boston University and an M.Ed. with honors from Northeastern University. Pre retirement she was a National Certified Counselor (NCC), a National Certified Career Counselor (NCCC) and a MCC (Master Career Counselor)

Ms. Picard cites several career changes in her own history, starting as a physical therapist, moving on to significant community service roles while raising along with her physician husband three sons, and simultaneously acquiring her counseling credentials and practicing as a career counselor. Her writing has taken on increasingly more importance. Her writings include a book of memoirs, called *Messages*. Her professional book, *Common Sense for Careers, Mapping Your Way to Focus, Change, Satisfaction* is in circulation with both clients and professionals in the Greater Boston area.

COMMUNITY BIO

Joyce Picard

14 Halcyon Road
Newton Center, MA 02459

Moved to Newton in 1962

Family:

Husband: Dr. Ernest H. Picard, Neurologist
Three adult sons; Aaron, Daniel, Eliot
All attended Newton Public Schools
Dr. Ernest currently a SHINE certified counselor at Newton Senior Centre

League of Women Voters 1962-1970
Several Committee Chairs

Bowen School PTA President in early 70s

PTA Council 1973

Newton Citizen's Advisory Committee on Declining Enrollment 1973-74
Appointed by Mayor Mann
Final report in Newton Free Library

Newton Community Education Committee in the 90s
Appointed by Mayor Mann
Final report in Newton Free Library

Democratic Ward Committee through the 70s

Currently 2011, Group Leader, Women in Career Transition. Meets monthly at the
Newton Free Library
Six years running

Current Issue: Senior Housing
Newton Tab, six articles, Guest columns and Letters: all available on Google.com
under Joyce Picard

PUBLICATIONS

Joyce K. Picard

Periodicals:

Serving Massachusetts

MASS HIGH TECH

Consulting: Making It Work 7/13-7/30, 1987

Changing Directions in Mid-Stream, 1988

NEW ENGLAND EMPLOYMENT REVIEW

Is That All There Is 1/29-1/24, 1987

Job Skills Needed for the 90s 12/18, 1987

From Doing Windows to Doing Lunch 9/2, 1988

Internships 2/19-2/25, 1989

NEW ENGLAND TIMES JOB FINDER

The Career Change Process 6/3, 1988

Career Change: How It Works 5/12, 1987

Career Routes 4/7-4/13, 1988

RELOCATION JOURNAL

Job Counseling and Internships, 1989

Solutions to the Trailing Spouse Dilemma, 1989

EMPLOYMENT FORUM (Help Wanted On-Line)

Changing Mid-Stream Requires a Plan, 9/90

Outside Massachusetts:

CAREER AND HIGHER EDUCATION NEWS Palantine Bridge, NY

Different Approaches to First Rung of Career Ladder, 1986

Books:

*COMMON SENSE FOR CAREERS, MAPPING YOUR WAY TO FOCUS,
CHANGE, SATISFACTION (self-published)*

MESSAGES, a memoir (self-published)

JOYCE PICARD

-2-

- 1986 Adjunct Faculty continued:
BENTLEY COLLEGE Waltham, MA
Women in the Corporation
- 1984 KATHARINE GIBBS SCHOOL Boston, MA
Introduction to Business Management
- o **Director of Field Placement, Senior Counselor** 1976-86 CONTINUUM Newton, MA (1975-86)
Innovative career development program for women employing counseling, internships and group support facilitating entrance into administrative, technical and professional positions in organizational settings. Licensed by the Massachusetts Department of Education.
 - o **Field Supervisor** 1980-86 NORTHEASTERN UNIVERSITY Boston, MA
Supervised counselors in training in their internships at Continuum. Submitted evaluations.
 - o **Trainer, Lecturer, Consultant** CONTINUUM, BRANDEIS UNIVERSITY CONTINUING EDUCATION, JEWISH VOCATIONAL SERVICES, NORTHEASTERN UNIVERSITY and service groups

EDUCATION

NORTHEASTERN UNIVERSITY Boston, MA
M.Ed.
Field Placement:
Family Counseling Region West Newton, MA
Newton South High School Newton, MA

BOSTON UNIVERSITY Boston, MA
BS with a major in Physical Therapy

AFFILIATIONS/CERTIFICATION

National Career Development Association
National Certified Counselor
National Certified Career Counselor

JOYCE K. PICARD, M.Ed.

14 Halcyon Road

Newton, MA 02459

SUMMARY

Counseling/Placement

Counseled many hundreds of entry and professional clients on issues of career and academic choice, personal and work adjustment, resume, placement, job search. Test competency with SII, CISS, EPPS, MBTI, CDM.

Founded and marketed a private career services shop (dba in Newton as Career Counseling Associates) including development of newsletters, brochures, public materials.

Played leadership role including field placement development, over ten year period, in the growth of a nationally recognized adult career transition program. Field placement sites effected in software, finance, health care, association management and service industries.

Training/Consulting

Taught business management courses over seven years at the college level.

Trained hundreds in professional development workshops covering Assertiveness Training, Interviewing, Resume Writing and Career Focus.

Author of *COMMON SENSE FOR CAREERS, Mapping Your Way to Focus, Change, Satisfaction*, plus numerous career related articles in trade periodicals.

Health Care

Early career: Several years as a staff physical therapist at the Massachusetts General Hospital. Case manager over ten year period for family member with spinal chordoma.

RELATED EXPERIENCE

- o **Career counselor, Director** CAREER COUNSELING ASSOCIATES (dba)
Newton, MA
1986 to present Private career service offering consultation, testing, job search skills, resume and counseling for professional development serving college bound and the professional adult population.
- o **Adjunct Faculty** DANIEL WEBSTER COLLEGE Nashua, NH
1993-97, 97-99 Freshman: *Introduction to Business Management*
Upper classes: *Business Decision Making*

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT
Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

Move the definition of leaf blower from section 20-13 (d) to section 20-13 (h) and amend the provisions of Sections. 20-13 (h), (j) and (n) as follows:

(h) *Restrictions on use of leaf blowers.*

Notwithstanding the provisions of sections 20-13 (f) and (g), no property owner or property manager or other person in control of a property shall authorize or permit the operation of leaf blowers on property under their control; no contractor or commercial landscaper, including a City contractor or employee, shall use or operate or authorize or permit any agent or employee to use or operate a leaf blower; nor shall any person use or operate a leaf blower within the City unless they do so in compliance with the provisions of this section. The following definitions shall apply to this section:

Leaf blower: any portable motorized device, whether carried or pushed, whether powered by gasoline or other fuel, electricity or battery, used in any landscape or property construction or maintenance activity, for the purpose of blowing, dispersing, redistributing, or removing dust, dirt, leaves, grass or plant clippings, litter or other debris.

Commercial leaf blower operator: any individual, entity or organization, including a contractor or commercial landscaper that receives compensation for services that include operation of a leaf blower.

(1) *Summer Ban.* No leaf blower may be operated from Memorial Day through Labor Day in each year, except that one 65 dB(A) electric or battery powered leaf blower per lot may be used during this period subject to the permitted hours of use specified in (2) below. At all other times leaf blowers may be operated subject to the following provisions:

(2) Permitted hours of use. Leaf blowers may be operated only during the following times:

Monday – Friday: 7:00 a.m. – 5:00 p.m., except that the City of Newton, through its parks, recreation and culture department, shall be allowed to use leaf blowers prior to 7:00 a.m. for the sole purpose of maintaining city village centers.

Saturday: 8:00 a.m. – 5:00 p.m.

Sundays and legal holidays: prohibited except for operation by a resident of the property on which the leaf blower is operated between 9:30 a.m. and 5:00 p.m.; and except for operation of leaf blowers on contiguous lots under single ownership that total a minimum of thirty acres used for institutional or recreational purposes between 9:30 a.m. and 12:00 p.m.

(3) Only leaf blowers meeting the following criteria are permitted for use:

A. Leaf blowers must be manufactured after January 1, 2005 for EPA Class 4 engines and after January 1, 2008 for EPA Class 5 engines;

B. Leaf blowers must bear an affixed manufacturer’s label indicating the model number of the leaf blower;

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT

Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

- C. Leaf blowers must bear an affixed manufacturer’s label documenting a noise rating of 65 dB(A) or less; and
 - D. Leaf blowers may only be used with any muffler, full extension tube and sound attenuating devices supplied by the manufacturer of the leaf blower. Non-factory modifications are not permitted.
- (4) During times of emergency caused by a storm or other special circumstance, the Mayor or his designee may temporarily suspend application of all or a portion of this section for purposes of cleaning up from such storm or other special circumstance.
- (5) The provisions of section 20-13 (i) shall not apply to leaf blower operation.
- (6) Any violation of the restrictions contained in sections 20-13 (h)(1) through (h)(6) above shall be subject to the penalties set forth in sections 20-13 (k) and (m) below, provided that the first offense by any person subject to this section shall be subject to a warning only, and provided further that a violation committed by a commercial operator holding a valid permit and in good standing on the public list provided for in section (7) A, shall be enforced against the commercial operator only, and not against the property owner, manager or person in control of the property upon which the violation has occurred.
- (7) *Commercial Leaf Blower Operators – permit required.*
- A. No commercial leaf blower operator may operate a leaf blower or permit or authorize an agent or employee to operate a leaf blower in the City of Newton without an annual permit from the commissioner of inspectional services, who shall provide application forms; who may establish rules governing the display of permits on permittee’s vehicles; and who shall maintain a public list of commercial leaf blower operators who hold a valid permit under this section. The commissioner may set a reasonable fee for such permit. Such application form shall require the name and telephone number of a contact and shall require the applicant to certify under pains and penalties of perjury that they have read and understand this ordinance pertaining to leaf blower restrictions, and that they will inform all employees of the restrictions. If a violation of any leaf blower restriction under this ordinance is committed by an employee or agent of and while performing work for said commercial leaf blower operator, the commercial leaf blower operator shall be responsible for the violation and the employee or agent shall not be individually liable.
 - B. A commercial leaf blower operator shall ensure that its name, address, telephone number and its commercial leaf blower permit number are clearly visible on any vehicle it uses to conduct business in Newton.
 - C. In addition to the penalties set forth in sections (k) and (m) below, the permit of any commercial leaf blower operator who has received two or more notices of violation of leaf blower restrictions by it or its employees or agents in a 12-month period shall be suspended for a period of sixty days. The permit of any commercial leaf blower operator whose permit has been suspended two times shall be revoked, and the operator shall be ineligible for a permit for a period of one year. The operator’s name shall be removed from the public list during any period of suspension or revocation. The penalty for operating a leaf blower without a commercial operator permit shall be \$300.00.

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT
Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

D. The commissioner of inspectional services may promulgate rules and regulations to implement this section.

(i) *Permits for exemptions from this ordinance and for extensions of time to comply with this ordinance.*

(1) The mayor or his designee may grant a permit for any activity otherwise forbidden by the provisions of this ordinance upon a determination by the mayor or his designee that compliance in the conduct of such activity would cause undue hardship on the person or persons conducting such activity or on the community, taking into account: (i) the extent of noise pollution caused by not requiring such compliance; and (ii) whether reasonable efforts have been made to abate the noise. The mayor or his designee shall establish appropriate procedures for the processing of requests for such permits, including such hearings as the mayor or his designee deems appropriate. In granting any such permit, the mayor or his designee may impose such appropriate conditions as he deems necessary pursuant to this section. Copies of all such permits shall be filed with the clerk of the city council promptly after issuance. Promptly after issuance, copies of all such permits shall be filed with the clerk of the city council and to each ward city councilor for the affected ward.

(2) The mayor or his designee may extend to a specified date the time for compliance with this ordinance in the case of any particular activity with respect to which a determination is made that such extension is necessary to provide a reasonable opportunity for such activity to be brought into compliance. No such extension shall be granted which has the effect of exempting such activity from compliance with this ordinance. The mayor or his designee shall establish appropriate procedures for the processing of requests for such extensions of time, including such hearings as the mayor or his designee deems appropriate.

(j) *Judicial Review.* Any person aggrieved by the grant or denial of a permit pursuant to subsection (i)(1) or an extension of time pursuant to subsection (i)(2), or a suspension or revocation of a commercial leaf blower operator permit pursuant to subsection (h)(7) may seek relief therefrom by a civil action in any court of competent jurisdiction as provided by the laws of the Commonwealth of Massachusetts.

(k) *Penalties.* Violation of any of the provisions of this section shall constitute a misdemeanor and any person, upon conviction of such violation, shall be fined an amount not to exceed three hundred dollars (\$300.00). Each day that such violation continues shall be considered to be a separate offense.

(l) *Enforcement.* The Newton Police Department and the Inspectional Services Department shall be responsible for enforcement of this ordinance. Each department shall document the disposition of all complaints by written report available to the public. The written report shall clearly indicate whether the complaint resulted in a warning or fine. If a warning or fine was not issued for a complaint, the responding city employee shall clearly indicate the reason.

(m) *Non-criminal disposition.* In addition to the penalties set forth in subsection (k), where non-criminal disposition of specified sections of this ordinance by civil fine has been provided for in sections 17-22 and 17-23 of the Revised Ordinances, as amended, pursuant to the authority granted by G.L. c. 40, sec. 21D, said violations may be enforced in the manner provided in such statute. The civil penalty for each such violation is set out in Sections 17-23(c) and 17-23(d).

(n) In the event the person in violation of section 20-13 (h) pertaining to leaf blower use is a commercial leaf blower operator, the property owner shall be notified of the violation and of any warning or other enforcement issued to the operator.

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT
Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

(o) *Severability*. If any provision(s) of this ordinance or the application of such provision(s) to any person or circumstances shall be held invalid, the validity of the remainder of this ordinance and the applicability of such provision to other persons or circumstances shall not be affected thereby. (Ord. No. R-331, 6-20-83; Ord. No. T-62, 12-4-89; Ord. No. T-200, 12-16-91; Ord. No. V-286, 3-6-00; Ord. Z-32, 7-14-08; Ord. No. Z-78, 02-22-11; Ord. No. Z-104, 04-02-12; Ord. No. A-100, 01-17-17; Ord. No. B-53, 03-02-20)

Cross reference—Sounding warning devices on motor vehicles, § 19-72; noise by hawkers and peddlers, § 20-75.

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT
Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

Add the following language (redline underscored) to the provisions of Sec. 17-23 (c):

c) DEPARTMENT OF INSPECTIONAL SERVICES: The commissioner of inspectional services, and/or his or her designee, and building inspectors of the department of inspectional services shall be authorized to issue written notice of the following violations:

..... FINE
Sec. 20-13. Noise Control, any section except Sec. 20-13 (h)(7)

() First offense in calendar year Warning

() Second offense in calendar year \$100.00

() Third offense in calendar year \$200.00

() Fourth or subsequent offense in calendar year \$300.00

Sec. 20-13 (h)(7) Commercial leaf blower operator – operation of leaf blower without
a permit \$300.00

#49-20 DRAFT AS APPROVED IN FINANCE COMMITTEE –includes POLICE ENFORCEMENT
Passed by City Council 5/17/2021 (to be effective Labor Day 2021)

Add the following language (redline underscored) to the provisions of Sec. 17-23 (d):

(d) POLICE DEPARTMENT: City police officers shall be authorized to issue written notice of the following violations:

..... FINE
Sec. 20-13. Noise Control, any section except Sec. 20-13 (h)(7)

() First offense in calendar year Warning

() Second offense in calendar year \$100.00

() Third offense in calendar year \$200.00

() Fourth or subsequent offense in calendar year \$300.00

Sec. 20-13 (h) (7) Commercial leaf blower operator – operation of leaf blower without
a permit\$300.00

Nathan Giacalone

From: Nadia Khan
Sent: Monday, September 20, 2021 10:45 AM
To: Nathan Giacalone
Subject: FW: Preparing for leafblower registration and enforcement
Attachments: Council Order - leafblower amendments.pdf; leaf blower questions from citizens.docx

From: 'Lisle Baker'
Sent: Friday, September 3, 2021 9:44 AM
To: Ruthanne Fuller <rfuller@newtonma.gov>
Cc: City Council <citycouncil@newtonma.gov>; Nadia Khan <nkhan@newtonma.gov>
Subject: RE: Preparing for leafblower registration and enforcement

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Mayor Fuller:

Thank you for your response. I saw your helpful newsletter last week, but that does not go into what the administration has been doing to be prepared. The city ordinances on line do not yet reflect the changes in the Council Order from May, attached. Also, I and others have been receiving inquiries from citizens, like the attached, which we would like to respond to, but have been awaiting hearing from Mr. Yeo and Commissioner Lojek in response to my prior email below. Several of us are docketing a request for an update but it will not likely be taken up until later in the season, and it would be helpful to know more of what has been done to date to help make these revisions effective when they become the law next week.

Thank you. - Councilor Baker

On 08/27/2021 12:39 PM Ruthanne Fuller <rfuller@newtonma.gov> wrote:

We'll get right back to you Councilor.Ruthanne

From: Lisle Baker
Sent: Friday, August 27, 2021 12:30 PM
To: Ruthanne Fuller <rfuller@newtonma.gov>
Cc: City Council <citycouncil@newtonma.gov>
Subject: Fwd: Preparing for leafblower registration and enforcement

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear Mayor Fuller:

The email we all received from a concerned citizen about leaf-blower enforcement is echoed by others I have also received asking how the revised ordinance is going to be administered.

You may recall that while the Council passed the revised ordinance in May, the effective date was deferred until Labor Day to allow time to notify landscapers and to set up the registration process and to hire the new seasonal person in Inspectional Services which was part of the fiscal .2022 budget. (It was helpful for you to have advised citizens about the change in one of your newsletters.)

I had written Mr. Yeo and Mr. Lojek on August 16, below, asking for an update on the preparation for the implementation of the revised ordinance, but to date I have had no response.

Would you be able to do so?

Thank you.

Councilor Baker

----- Original Message -----

From: Lisle Baker

To: Jonathan Yeo <jyeo@newtonma.gov>, John Lojek <jlojek@newtonma.gov>

Cc: "jkrintzman@newtonma.gov" <jkrintzman@newtonma.gov>, salbright <salbright@newtonma.gov>

Date: 08/16/2021 2:32 PM

Subject: Preparing for leafblower registration and enforcement

Dear colleagues:

As the effective date of the new leafblower ordinance is two weeks away, I (and I imagine the Council) would appreciate an update on the preparation for its implementation. Rather than docket an item before the Programs and Services Committee, which has its hands full right now with the Clerk search, I thought an email would be a better way to begin.

I can testify from personal observation that the use of gas powered leaf blowers has persisted during the summer - at least in my neighborhood, so I hope the fall season will be more successful in assuring compliance with our revised ordinance.

Thank you,

Councilor Baker

When responding, please be aware that the Massachusetts Secretary of State has determined that most email is public record and therefore cannot be kept confidential.

1. Has someone been hired as the enforcer of our ordinance?
2. Is the registration process in place to register landscapers?
3. Who will process the registrations?
4. Might we have a list on the city website listing the landscapers who have registered? For residents to know if their landscaper would be liable, and, also, for residents who would like to hire a green landscaper.
5. We have seen no notice to landscapers or residents about the new registration process. Are flyers or notification going to be sent to Newton residents? Through the Mayor's newsletter, for example?
6. Once a landscaper is registered what do they receive? Is it a sticker on each of their trucks that residents can look for?
7. How do companies receive fines if the boss is not on the job and the workers do not speak English?
8. What if there are multiple houses in a row being blown with illegal blowers from the same company? Who gets the fine? Many Newton residents have this situation.
9. Do the police give out tickets to the workers? How do they ascertain the address of the company if the workers don't speak English? Do homeowners get fined also?
10. Language barrier? What do the police do if a company does not have the sticker (or whatever it is that indicates they have registered) and the workers do not speak English?
11. Who is the contact person in ISD for violations?

CITY OF NEWTON

IN CITY COUNCIL

ORDINANCE NO. B-74

May 17, 2021

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON That the Revised Ordinances of Newton, Massachusetts, 2017, as amended, be and are hereby further amended with respect to **Section 20-13 of Article II Noise, Chapter 20** as follows:

1. DELETE in its entirety the definition of Leaf Blower from Sec. 20-13 (d)
2. DELETE Sec. 20-13(h) in its entirety and INSERT in place thereof the following language:

(h) *Restrictions on use of leaf blowers.*

Notwithstanding the provisions of sections 20-13 (f) and (g), no property owner or property manager or other person in control of a property shall authorize or permit the operation of leaf blowers on property under their control; no contractor or commercial landscaper, including a City contractor or employee, shall use or operate or authorize or permit any agent or employee to use or operate a leaf blower; nor shall any person use or operate a leaf blower within the City unless they do so in compliance with the provisions of this section. The following definitions shall apply to this section:

Leaf blower: any portable motorized device, whether carried or pushed, whether powered by gasoline or other fuel, electricity or battery, used in any landscape or property construction or maintenance activity, for the purpose of blowing, dispersing, redistributing, or removing dust, dirt, leaves, grass or plant clippings, litter or other debris.

Commercial leaf blower operator: any individual, entity or organization, including a contractor or commercial landscaper, that receives compensation for services that include operation of a leaf blower.

(1) *Summer Ban.* No leaf blower may be operated from Memorial Day through Labor Day in each year, except that one 65 dB(A) electric or battery powered leaf blower

per lot may be used during this period subject to the permitted hours of use specified in Subsection (2) below. At all other times leaf blowers may be operated subject to the following provisions:

(2) *Permitted hours of use.* Leaf blowers may be operated only during the following times:

Monday – Friday: 7:00 a.m. – 5:00 p.m., except that the City of Newton, through its parks, recreation and culture department, shall be allowed to use leaf blowers prior to 7:00 a.m. for the sole purpose of maintaining city village centers.

Saturday: 8:00 a.m. – 5:00 p.m.

Sundays and legal holidays: prohibited except for operation by a resident of the property on which the leaf blower is operated between 9:30 a.m. and 5:00 p.m.; and except for operation of leaf blowers on contiguous lots under single ownership that total a minimum of thirty acres used for institutional or recreational purposes between 9:30 a.m. and 12:00 p.m.

(3) Only leaf blowers meeting the following criteria are permitted for use:

- A. Leaf blowers must be manufactured after January 1, 2005 for EPA Class 4 engines and after January 1, 2008 for EPA Class 5 engines;
- B. Leaf blowers must bear an affixed manufacturer's label indicating the model number of the leaf blower;
- C. Leaf blowers must bear an affixed manufacturer's label documenting a noise rating of 65 dB(A) or less; and
- D. Leaf blowers may only be used with any muffler, full extension tube and sound attenuating devices supplied by the manufacturer of the leaf blower. Non-factory modifications are not permitted.

(4) During times of emergency caused by a storm or other special circumstance, the Mayor or his designee may temporarily suspend application of all or a portion of this section for purposes of cleaning up from such storm or other special circumstance.

(5) The provisions of section 20-13 (i) shall not apply to leaf blower operation.

(6) Any violation of the restrictions contained in sections 20-13 (h)(1) through (h)(6) above shall be subject to the penalties set forth in sections 20-13 (k) and (m)

below, provided that the first offense by any person subject to this section shall be subject to a warning only, and provided further that a violation committed by a commercial operator holding a valid permit and in good standing on the public list provided for in section (7) A, shall be enforced against the commercial operator only, and not against the property owner, manager or person in control of the property upon which the violation has occurred.

(7) *Commercial Leaf Blower Operators – permit required.*

- A. No commercial leaf blower operator may operate a leaf blower or permit or authorize an agent or employee to operate a leaf blower in the City of Newton without an annual permit from the commissioner of inspectional services, who shall provide application forms; who may establish rules governing the display of permits on permittee's vehicles; and who shall maintain a public list of commercial leaf blower operators who hold a valid permit under this section. The commissioner may set a reasonable fee for such permit. Such application form shall require the name and telephone number of a contact and shall require the applicant to certify under pains and penalties of perjury that they have read and understand this ordinance pertaining to leaf blower restrictions, and that they will inform all employees of the restrictions. If a violation of any leaf blower restriction under this ordinance is committed by an employee or agent of and while performing work for said commercial leaf blower operator, the commercial leaf blower operator shall be responsible for the violation and the employee or agent shall not be individually liable.
- B. A commercial leaf blower operator shall ensure that its name, address, telephone number and its commercial leaf blower permit number are clearly visible on any vehicle it uses to conduct business in Newton.
- C. In addition to the penalties set forth in sections (k) and (m) below, the permit of any commercial leaf blower operator who has received two or more notices of violation of leaf blower restrictions by it or its employees or agents in a 12-month period shall be suspended for a period of sixty days. The permit of any commercial leaf blower operator whose permit has been suspended two times shall be revoked, and the operator shall be ineligible for a permit for a period of one year. The operator's name shall be removed from the public list during any period of suspension or revocation. The penalty for operating a leaf blower without a commercial operator permit shall be \$300.00.
- D. The commissioner of inspectional services may promulgate rules and

regulations to implement this section.

- 3. DELETE Sec. 20-13 (j) in its entirety and INSERT in place thereof the following language:

(j) *Judicial Review.* Any person aggrieved by the grant or denial of a permit pursuant to subsection (i)(1) or an extension of time pursuant to subsection (i)(2), or a suspension or revocation of a commercial leaf blower operator permit pursuant to subsection (h)(7) may seek relief therefrom by a civil action in any court of competent jurisdiction as provided by the laws of the Commonwealth of Massachusetts.

- 4. DELETE Sec. 20-13(n) in its entirety and INSERT in place thereof the following language:

(n) In the event the person in violation of section 20-13(h) pertaining to leaf blower use is a commercial leaf blower operator, the property owner shall be notified of the violation and of any warning or other enforcement issued to the operator.

- 5. DELETE, in Sec. 17-23(c) DEPARTMENT OF INSPECTIONAL SERVICES, the listing of Sec. 20-13 Noise Control in its entirety and INSERT in place thereof the following language:

Sec. 20-13. Noise Control, any section except Sec. 20-13 (h)(7)

- () First offense in calendar year Warning
- () Second offense in calendar year \$100.00
- () Third offense in calendar year\$200.00
- () Fourth or subsequent offense in calendar year\$300.00

Sec. 20-13 (h)(7) Commercial leaf blower operator – operation of leaf blower without a permit \$300.00

- 6. DELETE, in Sec. 17-23(d) POLICE DEPARTMENT, the listing of Sec. 20-13 Noise Control in its entirety and INSERT in place thereof the following language:

Sec. 20-13. Noise Control, any section except Sec. 20-13 (h)(7)

- () First offense in calendar year Warning
- () Second offense in calendar year \$100.00
- () Third offense in calendar year\$200.00
- () Fourth or subsequent offense in calendar year\$300.00

Sec. 20-13 (h)(7) Commercial leaf blower operator – operation of leaf blower without a permit \$300.00

7. This ordinance shall take effect on Labor Day, 2021.

Approved as to legal form and character:

Alissa O. Giuliani
ALISSA O. GIULIANI
 City Solicitor

Under Suspension of Rules
 Readings Waived and Adopted
 23 Yeas 0 Nays 1 Absent (Councilor Gentile)

NKhan

(SGD) NADIA KHAN
 Acting City Clerk

EXECUTIVE DEPARTMENT
Approved:

Ruthanne Fuller

(SGD) RUTHANNE FULLER
 Mayor

Date: 6/1/2021

Nathan Giacalone

From: Nadia Khan
Sent: Monday, September 20, 2021 10:45 AM
To: Nathan Giacalone
Subject: FW: Leaf Blower Response from Commissioner Lojek
Attachments: Landscaper Registration Program Question Responses.docx

From: Lisle Baker
Sent: Tuesday, September 7, 2021 3:56 PM
To: City Council <citycouncil@newtonma.gov>
Cc: Nadia Khan <nkhan@newtonma.gov>; Jonathan Yeo <jyeo@newtonma.gov>; Ruthanne Fuller <rfuller@newtonma.gov>; John Lojek <jlojek@newtonma.gov>
Subject: FW: Leaf Blower Response from Commissioner Lojek

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Dear colleagues:

You may recall I had passed along a number of citizen questions to the Mayor about the revised leaf-blower ordinance. Commissioner Lojek responded to them today. Mr. Yeo indicated I could also share them with the full Council, which I am glad to do. It is good to see this early progress. - LB

----- Original Message -----

From: John Lojek <jlojek@newtonma.gov>
To: "R. Lisle Baker" <lbaker@newtonma.gov>, Susan Albright <salbright@newtonma.gov>
Cc: Jonathan Yeo <jyeo@newtonma.gov>
Date: 09/07/2021 2:49 PM
Subject: FW: Leaf Blower Response

The following is our present response to leaf blower questions.

John D. Lojek, Commissioner

Inspectional Services Department

1000 Commonwealth Avenue

Newton, MA 02459

(617) 796-1061

Councilors,

In response to Councilor Baker's questions regarding the upcoming landscaper registration program, here are the answers, as best we know going into the new program.

1. Has someone been hired as the enforcer of our ordinance?

ISD is working on recruiting the registration surveillance part-time staff person. NPD is assisting with that search. In the meantime, ISD will train current personnel who are out across the city each day to begin the program enforcement. Call-in response to violations will continue to be conducted by NPD.

2. Is the registration process in place to register landscapers?

Yes. See the application at:

www.newtonma.gov/home/showpublisheddocument/73583/637659119331690373

3. Who will process the registrations?

ISD personnel will process the applications. It will eventually become part of the OpenGov on-line permitting/licensing system.

4. Might we have a list on the city website listing the landscapers who have registered? For residents to know if their landscaper would be liable, and, also, for residents who would like to hire a green landscaper.

As of today there are 17 registered landscapers. We expect that list to increase quickly. The [list](#) will be update frequently on ISD's leafblower [webpage](#).

5. We have seen no notice to landscapers or residents about the new registration process.

Are flyers or notification going to be sent to Newton residents? Through the Mayor's newsletter, for example?

The Mayor's Update has included a few notes about the new requirement, including [last week](#). Newton Patch has a [story](#) today on it. ISD inspection staff are handing out registration forms to

contractors across the City over the past several weeks. The initial fall 2021 season will undoubtedly be a start-up period that involves getting all landscapers engaged in the registration process year after year. This will be the first time the City obtains contact information (email, addresses, phone) for landscapers.

6. Once a landscaper is registered what do they receive? Is it a sticker on each of their trucks that residents can look for?

Applicants are asked on the registration form how many stickers they need for their trucks. Stickers will be numbered and coded, with an annual color change.

7. How do companies receive fines if the boss is not on the job and the workers do not speak English?

Warnings and fines will be sent to the company address if City personnel (ISD and NPD) are not able to converse with the workers.

8. What if there are multiple houses in a row being blown with illegal blowers from the same company? Who gets the fine? Many Newton residents have this situation.

The fines will be per incident, so that they are fined and not allowed to continue even if there are multiple homes involved. Fines are assessed to the landscape company. See the noise control ordinance [revisions](#) passed by the Council.

9. Do the police give out tickets to the workers? How do they ascertain the address of the company if the workers don't speak English? Do homeowners get fined also?

Enforcement tickets (warnings, fines) will be given out to the staff for the commercial leaf blower operator (the ordinance's term for the landscaping company) or mailed directly to the company depending on the situation. All actions will be logged in and tracked. The ordinance revision made it clear that staff for the landscaping company are not individually liable for violations.

If the company has a registration sticker on the vehicle, and there is a noise violation, then it will be very simple for the ticket to be mailed. If the violation involves a vehicle without a registration sticker the City staff will ascertain the company name and address.

Yes, the final version of the ordinance revisions includes the responsibility of the homeowner, but only in situations where they hire an unregistered landscaping company. In that situation they are co-liable for violations and can be issued warnings and fines. Hopefully it will only be warnings and homeowners will not repeat the mistake of hiring unregistered landscapers. If a homeowner hires a

registered landscaper who then violates the noise ordinances, only the landscaping company is responsible.

10. Language barrier? What do the police do if a company does not have the sticker (or whatever it is that indicates they have registered) and the workers do not speak English?

All City employees deal with language barriers on a regular basis and find ways to communicate simple instructions. "Stop" has certainly become a universal word. As noted above, if the landscaping team involved in the situation do not have registration stickers, the City staff will ascertain the company's contact information and contact them directly. We do have the Spanish section of the leaf blower ordinance [flyer](#) and will work to include new Spanish versions of program documents.

11. Who is the contact person in ISD for violations?

Kristen Patten (kpatten@newtonma.gov) in ISD will be the contact for the registration program, but not for responding to immediate violations. She will work with the ISD inspectors, and the seasonal employee, to make sure companies get registered and that registration enforcement actions get followed up on. Immediate response to violations will continue to be conducted by NPD.

Please let me know if you have any questions.

John Lojek

Commissioner, ISD

When responding, please be aware that the Massachusetts Secretary of State has determined that most email is public record and therefore cannot be kept confidential.

Councilors,

In response to Councilor Baker's questions regarding the upcoming landscaper registration program, here are the answers, as best we know going into the new program.

1. Has someone been hired as the enforcer of our ordinance?
ISD is working on recruiting the registration surveillance part-time staff person. NPD is assisting with that search. In the meantime, ISD will train current personnel who are out across the city each day to begin the program enforcement. Call-in response to violations will continue to be conducted by NPD.
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Yes. See the application at:
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5. We have seen no notice to landscapers or residents about the new registration process. Are flyers or notification going to be sent to Newton residents? Through the Mayor's newsletter, for example?
The Mayor's Update has included a few notes about the new requirement, including [last week](#). Newton Patch has a [story](#) today on it. ISD inspection staff are handing out registration forms to contractors across the City over the past several weeks. The initial fall 2021 season will undoubtedly be a start-up period that involves getting all landscapers engaged in the registration process year after year. This will be the first time the City obtains contact information (email, addresses, phone) for landscapers.
6. Once a landscaper is registered what do they receive? Is it a sticker on each of their trucks that residents can look for?
Applicants are asked on the registration form how many stickers they need for their trucks. Stickers will be numbered and coded, with an annual color change.
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Warnings and fines will be sent to the company address if City personnel (ISD and NPD) are not able to converse with the workers.

8. What if there are multiple houses in a row being blown with illegal blowers from the same company? Who gets the fine? Many Newton residents have this situation. The fines will be per incident, so that they are fined and not allowed to continue even if there are multiple homes involved. Fines are assessed to the landscape company. See the noise control ordinance [revisions](#) passed by the Council.

9. Do the police give out tickets to the workers? How do they ascertain the address of the company if the workers don't speak English? Do homeowners get fined also? Enforcement tickets (warnings, fines) will be given out to the staff for the commercial leaf blower operator (the ordinance's term for the landscaping company) or mailed directly to the company depending on the situation. All actions will be logged in and tracked. The ordinance revision made it clear that staff for the landscaping company are not individually liable for violations.

If the company has a registration sticker on the vehicle, and there is a noise violation, then it will be very simple for the ticket to be mailed. If the violation involves a vehicle without a registration sticker the City staff will ascertain the company name and address.

Yes, the final version of the ordinance revisions includes the responsibility of the homeowner, but only in situations where they hire an unregistered landscaping company. In that situation they are co-liable for violations and can be issued warnings and fines. Hopefully it will only be warnings and homeowners will not repeat the mistake of hiring unregistered landscapers. If a homeowner hires a registered landscaper who then violates the noise ordinances, only the landscaping company is responsible.

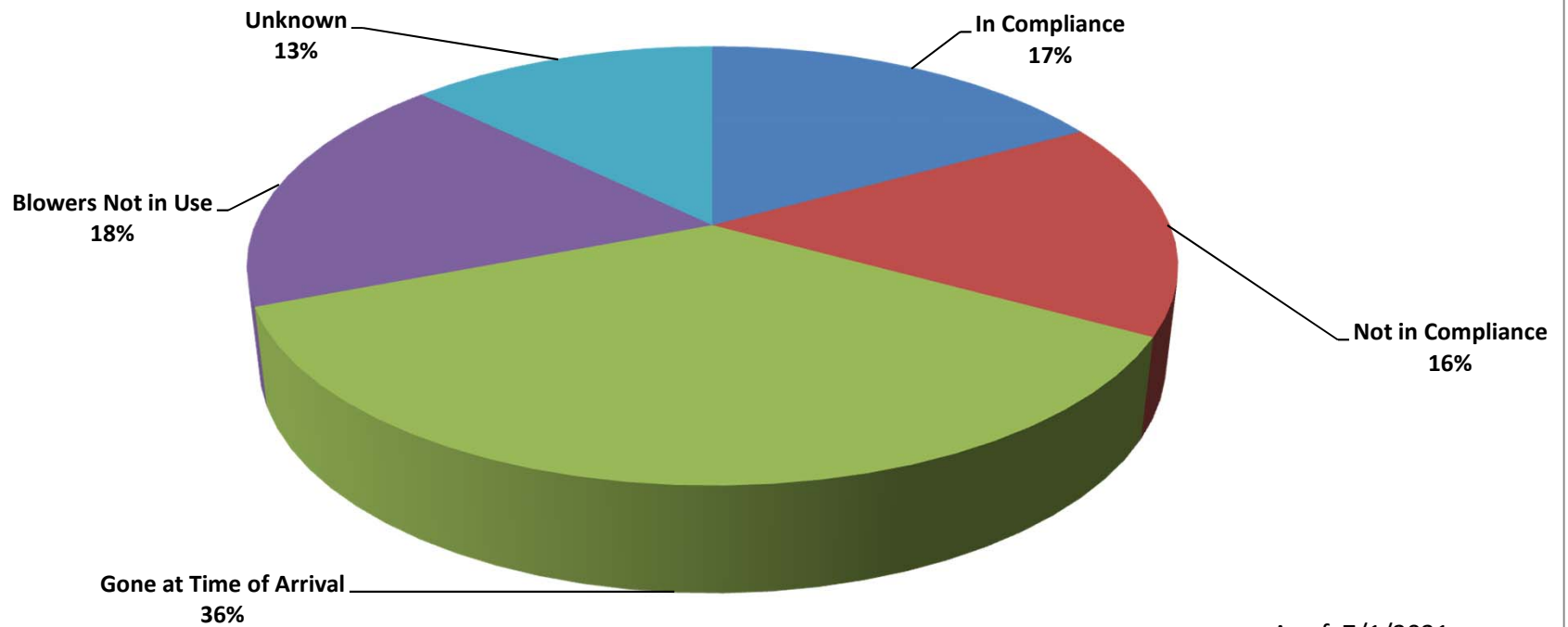
10. Language barrier? What do the police do if a company does not have the sticker (or whatever it is that indicates they have registered) and the workers do not speak English? All City employees deal with language barriers on a regular basis and find ways to communicate simple instructions. "Stop" has certainly become a universal word. As noted above, if the landscaping team involved in the situation do not have registration stickers, the City staff will ascertain the company's contact information and contact them directly. We do have the Spanish section of the leaf blower ordinance [flyer](#) and will work to include new Spanish versions of program documents.

11. Who is the contact person in ISD for violations? Kristen Patten (kpatten@newtonma.gov) in ISD will be the contact for the registration program, but not for responding to immediate violations. She will work with the ISD inspectors, and the seasonal employee, to make sure companies get registered and that registration enforcement actions get followed up on. Immediate response to violations will continue to be conducted by NPD.

Please let me know if you have any questions.

John Lojek
Commissioner, ISD

Newton Police Department 2021 Compliance of Landscapers with the Leaf Blower Ordinance



Data provided by the NPD Crime Analysis Unit

As of 7/1/2021

2021 Newton Police Leaf Blower Log

#49-20(3)

Case#	Date/Time	Location	Landscaper	Notes	Disposition	Officer
21010277	3/8/2021 15:32	0 Jasset St/ Stearns Play	Sami O'Reilly	No Leaf Blowers in Use	N/A	Helms
21011812	3/18/2021 9:02	Avalon Rd	Grazianos Landscaping	Leaf blower not in compliance, over 65db	Verbal Warning	Kane
21011816	3/18/2021 19:29	Forest Ave	Torcasio Landscaping	Landscaper in compliance	No warning or fine	Marini
21011816	3/18/2021 10:25	Forest Ave	Unknown	No Report		Marini
21012507	3/22/2021 12:34	Victoria Cir	Tony Landscaping	Landscaper in compliance	No warning or fine	Boudreau M
21012639	3/23/2021 8:03	Mt Vernon St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21012699	3/23/2021 14:46	Walnut St	Sunscapes Landscaping	Leaf blower not in compliance, Uknown reason	Verbal Warning	Walsh
21012800	3/24/2021 8:32	Craigie Ter & Lowell Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21012805	3/24/2021 9:30	Avalon Rd	Glenn Pacheco Landscaping	No Leaf Blowers in Use	N/A	Setiabudi
21012851	3/24/2021 15:35	Hammond St & Lawrence Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	March J
21013177	3/26/2021 14:01	Walnut Hill Rd	Jose Lopreto	Landscaper in compliance	No warning or fine	Durickas
21013316	3/27/2021 9:59	Oak St	Indresano Landscaping	No Leaf Blowers in Use	N/A	Hatfield
21013344	3/27/2021 13:07	Plainfield St	RZ Gardener Landscape	No Leaf Blowers in Use	N/A	Setiabudi
21013352	3/27/2021 14:27	Beecher Pl	Byron Landscaping	Landscaper in compliance	No warning or fine	Panica
21013633	3/29/2021 11:19	Crescent Ave & Pelham St	Newton Landscaping	Landscaper in compliance	No warning or fine	Gabriel
21013635	3/29/2021 11:21	Centre St & Clark St	Minuteman Landscaping	Leaf blower not in compliance, over 65db	Verbal Warning	Gabriel
21013818	3/30/2021 14:51	Woodcliff Rd	SRD Landscaping	Landscaper in compliance	No warning or fine	Durickas
21013916	3/31/2021 9:12	Collins Rd & Southwick Rd	Nicolazzo and Son	Landscaper in compliance	No warning or fine	Lazarakis
21013929	3/31/2021 9:44	Woodward St	Nicolazzo and Son	No Leaf Blowers in Use	N/A	Setiabudi
21013961	3/31/2021 13:24	Moulton St	Tong's Pro gardening & Landscape	Leaf blower not in compliance, over 65db	Verbal Warning	Lazarakis
21013983	3/31/2021 16:31	Wyman St	Absolute Landscaping	Leaf blower not in compliance, no sticker	Verbal Warning	Chieu
21014090	4/1/2021 8:56	Upland Rd	Muzzioli Landscaping	Landscaper in compliance	No warning or fine	Tocci
21014254	4/2/2021 8:52	Woodward St	Japanese Garden Design	No Leaf Blowers in Use	N/A	Setiabudi
21014257	4/2/2021 9:00	Allen Ave	MV & Sons Enterprise Inc	Leaf blower not in compliance, over 65db	Verbal Warning	Setiabudi
21014269	4/2/2021 12:46	Brackett Rd & Park Ave	Unknown	No Report		Hagopian
21014310	4/2/2021 16:18	Pine Ridge Rd	Greenspan Landscaping	Landscaper in compliance	No warning or fine	Keefe
21014449	4/3/2021 16:33	Moffat Rd	RZ Gardener Landscape	Unknown if in violation based on officers report	N/A	Fay
21014647	4/5/2021 8:25	Sumner St	Planet Pascale Landscaping	Leaf blower not in compliance, over 65db	Verbal Warning	Coletti
21014812	4/6/2021 8:07	Woodward st	Unknown	No Lanscapers on scene when officers arrived	N/A	Gabriel
21014813	4/6/2021 8:29	Kingsbury Rd	Dr Green Thumb	No Leaf Blowers in Use	N/A	Coletti
21014818	4/6/2021 8:34	Allen Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Gabriel
21014857	4/6/2021 14:24	Sumner St	Greenspan Landscaping	No Lanscapers on scene when officers arrived	N/A	Coletti
21014968	4/7/2021 11:38	Homer St	Bonadio & Sons	No Leaf Blowers in Use	N/A	Mclean
21015105	4/8/2021 7:56	Frederick St & Harvard St	Lima Landscaping	Leaf blower not in compliance, no sticker	Verbal Warning	Cicccone
21015110	4/8/2021 9:15	Avalon Rd	Caira Landscaping	No Leaf Blowers in Use	N/A	Gabriel
21015163	4/8/2021 15:58	Vaughn Ave	Unknown	No Report		Larson
21015682	4/12/2021 9:20	Beethoven Ave	Ciro Carbone & Sons	No Leaf Blowers in Use	N/A	Gabriel
21015853	4/13/2021 10:02	Cherry St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21015869	4/13/2021 11:38	Stearns St	Garzona Landsape Services	Leaf blower not in compliance, over 65db	Verbal Warning	Setiabudi
21015896	4/13/2021 14:01	Jackson St	Louis Pineda Landscape	No Leaf Blowers in Use	N/A	Iarossi
21015896	4/13/2021 15:39	Arnold Rd & Sharpe Rd	Briamonte Landscaping	Landscaper in compliance	No warning or fine	Sohn
21016084	4/14/2021 15:56	Lake Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Keefe
21016091	4/14/2021 16:03	Miller Rd	Renovos Landscaping	Landscaper in compliance	No warning or fine	Keefe
21016198	4/15/2021 9:46	Stearns St	Fragale & Sons Landscaping	Leaf blower not in compliance, over 65db	Verbal Warning	Lazarakis
21016534	4/17/2021 15:00	0 Jasset St/ Stearns Play	Unknown	No Lanscapers on scene when officers arrived	N/A	Sohn

21016762	4/19/2021 8:22	Bernard St	Outdoor Maintenance Company	Leaf blower not in compliance, over 65db	Verbal Warning	Gabriel
21016771	4/19/2021 9:33	Hammond St	Unknown	No Report		Iarossi
21016767	4/19/2021 9:02	Kingsbury Rd	Peter DiClemente Gargening	Landscaper in compliance	No warning or fine	Iarossi
21016770	4/19/2021 9:26	Lake Ave	Green Forest Landscaping	Leaf blower not in compliance, over 65db	Verbal Warning	Setiabudi
21016796	4/19/2021 13:38	Waban Hill Rd North	Rodrigo Berti Landscaping	Leaf blower not in compliance, no sticker	Verbal Warning	Boudreau M
21017114	4/21/2021 8:36	0 Jasset St/ Stearns Play	Resident using blower	Landscaper in compliance	No warning or fine	Lazarakis
21017302	4/22/2021 11:25	Applegarth St	CC & Sons Landscaping	Landscaper in compliance	No warning or fine	Boudreau M
21018025	4/27/2021 12:02	Madison Ave	Unknown	No Report		Nardelli
21018171	4/28/2021 9:07	Trinity Ter	YP Landscaping	No Leaf Blowers in Use	N/A	Iarossi
21018194	4/28/2021 12:00	Elgin St	Ramos Landscapin	Leaf blower not in compliance, Unknown reason	Verbal Warning	Iarossi
21018458	4/30/2021 7:53	Gammons Rd	Cedrone Landscaping	No Leaf Blowers in Use	N/A	Raymond
21018652	5/1/2021 11:04	Copley St	Unknown	No Lanscapers on scene when officers arrived	N/A	Tocci
21018902	5/3/2021 11:20	Woodward St	Unknown	No Lanscapers on scene when officers arrived	N/A	Gabriel
21018910	5/3/2021 12:10	Rowena Rd	Domingo Nicolazzo Landscapers	No Leaf Blowers in Use	N/A	Gabriel
21019089	5/4/2021 14:11	0 Jasset St/ Stearns Play	Unknown	No Lanscapers on scene when officers arrived	N/A	Coletti
21019708	5/8/2021 14:01	Upland Rd	Rudy Landscaping	No Leaf Blowers in Use	N/A	Gabriel
21019946	5/10/2021 9:58	Lincoln St	Rubino Landscapers	Landscaper in compliance	No warning or fine	Nardelli
21020935	5/16/2021 8:31	0 Jasset St/ Stearns Play	Unknown	No Report		McCarthy
21021083	5/17/2021 11:36	Woodward st	Unknown	No Lanscapers on scene when officers arrived	N/A	Setiabudi
21021281	5/18/2021 13:33	Lawmarissa Rd & Oak Vale	Unknown	No Lanscapers on scene when officers arrived	N/A	Lazarakis
21021291	5/18/2021 14:06	Chestnut Hill Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Mclean
21021938	5/22/2021 10:41	Upland Rd	Tong's Pro gardening & Landscape	Leaf blower not in compliance, over 65db	Verbal Warning	Gabriel
21022585	5/26/2021 13:28	Marshall St	Greenspan Landscaping	Leaf blower not in compliance, Unknown reason	Verbal Warning	Iarossi
21023443	6/1/2021 14:00	Newbrook Cir	Unknown	No Report		Boudrot
21023451	6/1/2021 15:10	Lakeview Ave & Walnut St	Unknown	No Lanscapers on scene when officers arrived	N/A	Kane
21023556	6/2/2021 7:42	Willow St	Unknown	No Lanscapers on scene when officers arrived	N/A	Iarossi
21023574	6/2/2021 10:25	Willow St/ Station 3	Unknown	No Lanscapers on scene when officers arrived	N/A	Iarossi
21023586	6/2/2021 10:49	Prospect St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21023605	6/2/2021 14:02	Willow St/ Station 3	Unknown	No Lanscapers on scene when officers arrived	N/A	Iarossi
21023734	6/3/2021 11:02	Collins Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Gourdeau
21023771	6/3/2021 15:08	Collins Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Larson
21023876	6/4/2021 8:30	Elinor Rd & Woodcliff Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Raymond
21023886	6/4/2021 8:44	Upland Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Raymond
21023964	6/4/2021 17:47	0 Jasset St/ Stearns Play	Unknown	No Report		Healy
21024062	6/5/2021 13:33	Chestnut St & Oak Vale Rd	Unknown	No Report		Gourdeau
21024081	6/5/2021 15:08	Chestnut St & Oak Vale Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Chieu
21024314	6/7/2021 9:02	Westchester Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Tocci
21024325	6/7/2021 9:52	Tamworth Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Lazarakis
21024341	6/7/2021 11:49	Puritan Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Setiabudi
21024513	6/8/2021 11:37	Grove Hill Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21024546	6/8/2021 14:36	Washington St	Unknown	No Lanscapers on scene when officers arrived	N/A	Daly
21025179	6/12/2021 12:53	Lakeview Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21025442	6/14/2021 7:53	Westchester Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Tocci
21025615	6/15/2021 9:47	Graydale Cir & Hancock St	Iemmello Landscapers	No Leaf Blowers in Use	N/A	Nardelli
21025761	6/16/2021 7:03	Crescent Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Gabriel
21025809	6/16/2021 14:21	Mill St & Morton St	Unknown	No Lanscapers on scene when officers arrived	N/A	Lazarakis
21026591	6/21/2021 14:37	Maplewood Ave	Unknown	No Report		Boudrot

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21026718	6/21/2021 10:56	Oak Vale Rd	Unknown	No Report		Gourdeau
21026855	6/23/2021 8:00	Thaxter Rd	Unknown	No Leaf Blowers in Use	N/A	Healy
21027204	6/25/2021 10:11	Prince St	Moniz Landscaping	No Leaf Blowers in Use	N/A	Walsh
21027224	6/25/2021 13:07	Floral St	Unknown	No Lanscapers on scene when officers arrived	N/A	Setiabudi
21027614	6/28/2021 11:25	Maplewood Ave	Don Luiz Pineda Landscaping	Leaf blower not in compliance, Gas Powered	Verbal Warning	Setiabudi
21028134	7/1/2021 10:21	Kingsbury Rd	Dr Green Thumb	No Leaf Blowers in Use	N/A	Iarossi
21028145	7/1/2021 11:22	Suffolk Rd	O&A Mariano Landscaping	No Leaf Blowers in Use	N/A	Iarossi
21028483	7/3/2021 9:20	Watertown St	T&S Landscaping	No Leaf Blowers in Use	N/A	Walsh
21028896	7/6/2021 7:25	Garland Rd	Middlesex Asphalt Services	No Leaf Blowers in Use	N/A	Setiabudi
21029106	7/7/2021 13:33	Puritan Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Setiabudi
21029213	7/8/2021 7:55	Kingman Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Gaudet
21029540	7/10/2021 11:20	Prince St	Moniz Landscaping	Leaf blower not in compliance, Gas Powered	Verbal Warning	Fay
21029843	7/12/2021 12:06	Puritan Rd	Moniz Landscaping	Leaf blower not in compliance, Gas Powered	Verbal Warning	Sohn
21030004	7/13/2021 10:35	OakDale Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Durickas
21030204	7/14/2021 14:49	Sun Hill La	Fragale & Sons Landscaping	No Leaf Blowers in Use	N/A	Iarossi
21030348	7/15/2021 11:39	Puritan Rd	RZ Landscaping	No Leaf Blowers in Use	N/A	Gabriel
21030363	7/15/2021 13:17	Lakeview Ave & Walnut St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21030516	7/16/2021 8:32	Prince St	Moniz Landscaping	No Leaf Blowers in Use	N/A	Roche
21030543	7/16/2021 11:19	Moffat Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Jellinek
21030753	7/17/2021 15:23	Needham st	Waverly Develpers	No Leaf Blowers in Use	N/A	Emmanuel
21030881	7/18/2021 13:54	Trinity Ter	Elmer Paiz	Leaf blower not in compliance, Gas Powered	Verbal Warning	March J
21031017	7/19/2021 9:09	Washington Pk	Unknown	No Lanscapers on scene when officers arrived	N/A	Dragone
21031059	7/19/2021 13:13	Pine Ridge Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Marini
21031219	7/20/2021 10:42	Washington St	Mariano Landscaping	No Leaf Blowers in Use	N/A	Clafin
21031220	7/20/2021 10:46	Oak Vale Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Hatfield
21031415	7/21/2021 9:49	Prince St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21031416	7/21/2021 10:01	Plainfield St	Unknown	No Lanscapers on scene when officers arrived	N/A	Coletti
21031460	7/21/2021 14:10	Oak Vale Rd	Unknown	No Report		Gourdeau
21031801	7/23/2021 14:25	Callahan Path	Unknown	No Report		Helms
21032368	7/27/2021 10:31	Puritan Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Coletti
21032548	7/28/2021 13:16	Washington St	Haynes Management	No Leaf Blowers in Use	N/A	Gourdeau
21032728	7/29/2021 17:32	Crescent Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Bergdorf
21033121	8/1/2021 17:59	Washburn Ave	Unknown	No Lanscapers on scene when officers arrived	N/A	Mildner
21033215	8/2/2021 10:23	Tamworth Rd	Moniz Landscaping	Leaf blower not in compliance, Gas Powered	Verbal Warning	Lazarakis
21033227	8/2/2021 12:05	Lakeview Ave & Walnut St	Unknown	No Lanscapers on scene when officers arrived	N/A	Walsh
21033368	8/3/2021 10:37	Oak Vale Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Coletti
21033366	8/3/2021 10:51	Puritan Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Coletti
21033383	8/3/2021 14:05	Washington St	Unknown	No Lanscapers on scene when officers arrived	N/A	Lazarakis
21033525	8/4/2021 12:51	Collins Rd	Proia Landscaping	No Leaf Blowers in Use	N/A	Lazarakis
21033521	8/4/2021 12:51	Fenwick Rd	Cataldo Landscape & Masonry	Leaf blower not in compliance, Gas Powered	Verbal Warning	Lazarakis
21033688	8/5/2021 15:34	Washington St	Unknown	No Lanscapers on scene when officers arrived	N/A	Sullivan
21033798	8/6/2021 8:57	Kingsbury Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Iarossi
21033985	8/7/2021 14:56	Bristol Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Roche
21034190	8/9/2021 9:02	Caroline PK	Unknown	No Lanscapers on scene when officers arrived	N/A	Gourdeau
21034352	8/10/2021 11:02	Puritan Rd	Unknown	No Lanscapers on scene when officers arrived	N/A	Keefe
21034640	8/12/2021 8:58	Cottage St	Unknown	No Lanscapers on scene when officers arrived	N/A	Raymond
21034856	8/13/2021 13:21	Sun Hill La	Unknown	No Lanscapers on scene when officers arrived	N/A	Gabriel

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21035231	8/16/2021 13:41	Pine Ridge Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Guarino
21035368	8/17/2021 10:30	Oak Vale Rd		No Report		Gourdeau
21035386	8/17/2021 13:00	Tamworth Rd	Moniz Landscaping	No Leaf Blowers in Use	N/A	Sohn
21035763	8/20/2021 9:39	Kingsbury Rd	Dr Green Thumb	No Leaf Blowers in Use	N/A	Iarossi
21036445	8/25/2021 9:07	Moulton St	Unknown	No Landscapers on scene when officers arrived	N/A	Gourdeau
21036470	8/25/2021 14:01	Washington St	Unknown	No Landscapers on scene when officers arrived	N/A	Gourdeau
21036884	8/28/2021 13:55	Waltham St	Unknown	No Landscapers on scene when officers arrived	N/A	Acuna
21037284	8/31/2021 10:54	Oak Vale Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Lazarakis
21037317	8/31/2021 15:45	Prescott St	Torcasio Landscaping	Landscaper in compliance	No warning or fine	Vazhenin
21037558	9/2/2021 10:05	Hammond St & Lawrence Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Durickas
21038289	9/7/2021 15:43	Sun Hill La	Unknown	No Landscapers on scene when officers arrived	N/A	Bergdorf
21039201	9/13/2021 13:56	Chestnut Hill Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi
21039216	9/13/2021 16:04	Suffolk Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Guarino
21039644	9/16/2021 9:16	Cotswold Ter & Sumner St	Unknown	Call Canceled by reporter	N/A	Iarossi
21039825	9/17/2021 14:17	Kingsbury Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi
21039839	9/17/2021 14:36	River St	Unknown	No Landscapers on scene when officers arrived	N/A	Dragone
21040344	9/21/2021 8:37	Miller Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Setiabudi
21040547	9/22/2021 11:18	Sumner St	Bonadio & Sons	Landscaper in compliance	No warning or fine	Iarossi
21040704	9/23/2021 11:33	Plainfield St	Unknown	No Landscapers on scene when officers arrived	N/A	Setiabudi
21040828	9/24/2021 8:01	Woodward St	Unknown	No Landscapers on scene when officers arrived	N/A	Gabriel
21040864	9/24/2021 14:51	Lawrence Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi
21040964	9/25/2021 8:07	O Jasset St/ Stearns Play	Resident using blower	Woman using Blower 65DB to dry off tennis court	No warning or fine	Newton
21041417	9/28/2021 8:32	Suffolk Rd	Oscars Landscaping	Landscaper in compliance	No warning or fine	Iarossi
21041589	9/29/2021 9:28	Chestnut Hill Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi
21041627	9/29/2021 13:26	Chestnut Hill Rd	R&D Landscaping	Leaf blower not in compliance, Unknown reason	Verbal Warning	Iarossi
21041921	10/1/2021 12:16	Suffolk Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Mclean
21042059	10/2/2021 11:14	Hammond St & Old Orchard	Cutting Edge Landscaping	No Leaf Blowers in Use	N/A	Setiabudi
21042299	10/4/2021 10:06	Ward St	Unknown	No Landscapers on scene when officers arrived	N/A	Boudreau M
21042450	10/5/2021 8:56	Blithedale St	Unknown	No Landscapers on scene when officers arrived	N/A	Walsh
21042446	10/5/2021 8:22	Chestnut Hill Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi
21042631	10/6/2021 11:38	Marshall St & Sumner St	Tong's Pro gardening & Landscape	Landscaper in compliance	No warning or fine	Boudreau M
21042764	10/7/2021 10:07	Stearns St	Unknown	No Landscapers on scene when officers arrived	N/A	Gabriel
21043043	10/9/2021 9:45	Upland Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Sullivan
21043444	10/12/2021 8:32	Park St	Unknown	No Landscapers on scene when officers arrived	N/A	Tocci
21043449	10/12/2021 8:34	Suffolk Rd	Unknown	No Landscapers on scene when officers arrived	N/A	Iarossi

Date Stamp

City of Newton, Massachusetts
Inspectional Services Department
1000 Commonwealth Avenue
Newton, Massachusetts 02459



Registration No.: _____

Date Issued: _____

Date Received: _____

ANNUAL PERMIT FOR LEAF BLOWER OPERATORS

**IMPORTANT: OPERATORS MUST COMPLETE ALL ITEMS ON THIS PAGE
INCOMPLETE APPLICATIONS WILL BE RETURNED WITH PERMIT FEE AND PERMITS WILL NOT BE ISSUED**

IDENTIFICATION (PLEASE TYPE OR PRINT CLEARLY)

Name of Company: _____

D.B.A (Doing Business As): _____

Business Owner Name: _____

Business Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Phone Number: _____ E-Mail: _____

**Permit sticker must be clearly visible and affixed to the rear bumper on any vehicle it uses
to conduct business in Newton**

Number of requested permit stickers: _____

I hereby certify under the pains and penalties of perjury that I have read and understand the ordinance pertaining to leaf blower restrictions and will inform all employees of the restrictions.

SIGNATURE

SIGNATURE OF BUSINESS OWNER

DATE

PERMIT FEE: PAYABLE TO CITY OF NEWTON - \$50.00

***NOTE: ANNUAL PERMIT FOR 2021- \$25.00**

Check No.: _____

Receipt No.: _____

THE FOLLOWING SECTION IS FOR OFFICE USE ONLY

Permit Sticker No.:	
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Ordenanza sobre sopladores de hojas

Ordenanza No. A-100

¿Por qué el cambio?

En el 2017, el consejo de la Ciudad de Newton pasó La Ordenanza de Sopladores de Hojas, para regular el uso y controlar el ruido asociado con estas máquinas.

Importancia de la regla

El uso de todos los sopladores de hojas marcados a más de 65 decibeles están prohibidos en la ciudad de Newton. No hay excepciones.

Las fechas y las horas del uso de los sopladores bajo el requisito están estrictamente reguladas.

Aquellos que violen la ley serán multados.

Prohibición temporal para todos los sopladores de gas

Fechas prohibidas: Los meses de verano. De Memorial Day hasta Labor Day.

Fechas Permitidas: Los sopladores de hojas de gasolina, eléctricos y de batería que están marcado a 65 decibeles o menos están permitidos 9 meses del año, esto es después de Labor Day hasta el día antes de Memorial Day.

Solo un soplador de electricidad o de batería es permitido por terreno de tierra entre Memorial Day y Labor Day. Los sopladores de gas están prohibidos en el verano.

Horas de uso permitidas

De Lunes a Viernes: de 7:00 a.m. a 5:00 p.m.

Sábados: de 8:00 a.m. a 5:00 p.m.

Domingos y Días Feriados: Prohibidos excepto a los residentes dueños de su propiedad de 9:30 a.m.-5:00 p.m. Dueños de 30 o más hectáreas pueden usar el soplador de 9:30 a.m.- 12:00 p.m.

Penalidades

- 1ra ofensa: advertencia escrita
- 2da ofensa: \$100.00
- 3ra ofensa: \$200.00
- 4ta ofensa: \$300.00
- Cada ofensa subsecuente: \$300.00

Las violaciones pueden ser reportadas a Servicios de Inspección al (617) 796-1063 o al departamento de Policía de Newton al (617) 796-2100.

CONTACT US

For more information about leaf blower use in Newton, visit newtonma.gov/leafblower



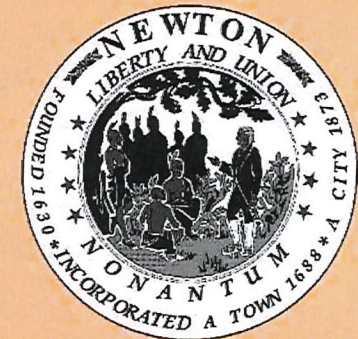
LEAF BLOWER BEST PRACTICES

- Don't point a blower towards people, property, or pets.
- Make sure bystanders are at least 50 feet away.
- Work carefully. Be safe, courteous, and responsible.

NEW LEAF BLOWER ORDINANCE



Please read carefully to find out how the new regulations affect you and how violations will be handled.



WHY THE CHANGE?

In 2017, the Newton City Council passed a Leaf Blower Ordinance (law) to regulate the use and to control the noise associated with these machines.

KEY PROVISIONS OF THE LAW

The use of all leaf blowers above **65 decibels** is prohibited in the City of Newton. There are no exceptions.

65 dB(A) **Category I**
Measured at 50ft (15m) per ANSI B175.2

Dates and hours of permitted use of leaf blowers meeting the noise requirement are strictly regulated.

Violators will be fined.



SEASONAL BAN FOR ALL GAS-POWERED LEAF BLOWERS

Dates Prohibited: The Summer Months Memorial Day through Labor Day.

Only **one** electric or battery-powered leaf blower per lot is allowed to be used **between Memorial Day and Labor Day**. Gas-powered leaf blowers, regardless of decibel levels, are prohibited during the summer.

DATES OF ALLOWED USE



Gas, electric or battery-powered leaf blowers labeled at or below 65 decibels are allowed for nine months a year from **the day after Labor Day to the day before Memorial Day**.

HOURS OF ALLOWED USE

Mon - Fri: 7:00 a.m. to 5:00 p.m.

Saturdays: 8:00 a.m. to 5:00 p.m.



Sundays and Legal Holidays: Prohibited except by residents on their own property between 9:30 a.m. and 5:00 p.m., and by owners of 30 or more contiguous acres of property between 9:30 a.m. and noon.



ENFORCEMENT

Leaf blower violations should be reported to Inspectional Services at (617) 796-1061

and/or

To the Newton Police Department at (617) 796-2100. Wait for the prompt for dispatch.



PENALTIES

1ST VIOLATION: Written warning will be given to the person or company using the leaf blower.

2ND VIOLATION: \$100 fine

3RD VIOLATION: \$200 fine

4TH VIOLATION: \$300 fine

EACH SUBSEQUENT VIOLATION: \$300 fine

Property owners will be notified of the penalties.



City of Newton



Ruthanne Fuller
Mayor

Inspectional Services Department

John D. Lojek, Commissioner
1000 Commonwealth Avenue
Newton, MA 02459
www.newtonma.gov

#49-20(3)

Telephone
(617) 796-1060
Fax
(617) 796-1086
Email
ISD@newtonma.gov

Permitted Leaf Blower Operators

(As of September 30, 2021)

Name of Company
A. Bonadio & Sons
AD & Nelson Landscaping Services
Antonio Arcuri & Sons Landscaping
Allan Landscaping
Blessing of Blessings Landscape
Boteo Irrigation Services
Boteo Landscaping Corp
C & P Carbone, Inc
Corrado Landscaping Co
David Sauro Landscaping, Inc
F & R Leone, Inc
Faria Landscape Inc
Glenn A Pacheco Landscaping, Inc
Gold Landscaping Service, LLC
J.A Crowdle Corp
Japanese Garden Design, Inc
J C Neto Landscape Inc
Jon Sneider Corporation
Keltic Landscaping Inc
Landscape Collaborative Inc
Lebrun & Sons Landscape Construction, LLC
Lenny Deluca Landscaping
Madrona Bros Inc
Mario Carbone Landscaping, Inc
MJ Enterprise Inc
NatureWorks Landscape
Newton Wellesley Landscaping
Nicola Paola
Park Landscape Associates, Inc
Romo Landscaping and Snowplowing CO
Ruiz Landscaping
S. Lombardi & Son
The Narrow Lane Landscape Company
T.J. Collins Landscaping LLC