

City of Salem, Massachusetts



**"Know Your Rights Under the Open Meeting Law, M.G.L. c. 30A ss. 18-25 and
City Ordinance Sections 2-2028 through 2-2033."**

The City Council Committee on Ordinances, Licenses and Legal Affairs

met in the Council Chamber on April 8, 2021 at 6:30 P.M.

for the purpose of discussing the matters(s) listed below. Notice of this meeting was posted on

March 30, 2021 at 8:32 A.M.

(This meeting is being recorded)

ATTENDANCE

ABSENT WERE: None

Also in Attendance: Beth Renard, City Solicitor; Attorney Joseph Correnti (for item # 123)

SUBJECT(S)

Granting of Certain Licenses (Seaworms)

Councilor Prosniewski asks for clarification on the name of the person of the who requested the license. It was requested by Joe Mendonca of 22 Spring St. Peabody, MA.

Councilor Sargent moves for approval, seconded by Councilor Dominguez

Vote: 5-0 in favor of granting the license.

#123 Public Hearing to remove Cedar Road from Street Acceptance

Attorney Joseph Correnti joins the meeting.

Councilor Morsillo opens the Public Hearing.

Beth Renard, City Solicitor, explains that several streets were improperly accepted by the Council in 1996. The process for City Council approval is quite lengthy, but the Council mistakenly added the streets in one City Council meeting. Cedar Road is a paper road on private property and one that was improperly accepted in 1996. When Attorney Correnti's client, was investigating the relocation of the road, they ran into the issue that the street had been accepted incorrectly.

Attorney Correnti explains that he represents K R Starr Realty Holdings, LLC, owner of the land. The issue with the road came up when a previous attempt to develop the property into apartments had investigated moving the road to better accommodate the layout of the project. The owner now wants to clear up the issue about whether the street was properly accepted. He simply wants to correct the status of the road.

Councilor Morsillo asks for clarification that this won't leave any lots landlocked. Mr. Correnti underscores that this will not, and any future development will not leave any lots landlocked.

Councilor Dominguez asks whether any city utilities have been placed on the road. The City Solicitor demonstrates through a street map that this is only a paper street, with no utilities. She clarifies that this was accepted improperly in 1996.

Councilor Prosniewski asks for a history of the street and why it was built. Attorney Correnti explains that it was not built. It is a dirt pathway for the first 20 feet or so. The purpose is clearly to serve as access to the lots on either side and in the back of the space. The lot and street layout goes back decades. There is no road, it is a paper street.

Councilor Sargent explains that we really do not have any choice here. It is private property. The city does not have any say on how it is engineered or what utilities are put on it.

Councilor Prosniewski clarifies that Cedar Road is listed as a city street and the City Council needs to vote to remove it from the list of accepted streets.

Councilor Sargent explains that there are two lists of city streets: accepted and unaccepted (private) roads.

Councilor Morsillo opens the hearing up for public comment. There is none.

Councilor Hapworth moves to close the public hearing, seconded by Councilor Dominguez. Vote: 5-0 in favor.

Councilor Morsillo reads an Order from the City Solicitor stating that Cedar Road is a private way, and was incorrectly accepted as a city street in 1996. The order directs the City Clerk to correct the Salem Street Directory.

Councilor Dominguez makes a motion to grant the removal of the street from the list of accepted streets and that the order submitted by the City Solicitor be adopted, seconded by Councilor Hapworth. Vote: 5-0 in favor.

On the motion of C. Sargent meeting adjourned at 6:51P.M.



(Chairperson)