

**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 co-posted Committee of the Whole  
met in the Council Chamber on May 27, 2021 at 6:00 P.M.**

**for the purpose of discussing the matters(s) listed below. Notice of this meeting was posted on  
May 21, 2021 at 12:08 P.M.**

**(This meeting is being recorded)**

**ATTENDANCE**

**ABSENT WERE: Councilor Sargent joined after the first item.**

**Also present from the Committee of the Whole: Councilor Riccardi**

**Also in attendance: Beth Rennard, City Solicitor; Amanda Chiancola, Planning Department**

**SUBJECT(S)**

**Granting of Certain Licenses – Seaworms**

**Manuel Silva 80 Northend St Peabody**

**Councilor Dominguez moves to grant the license, seconded by Councilor Hapworth. Motion passes: 4-0 (Councilor Sargent absent)**

**#70 Ordinance Amending Short Term Rentals**

**(Continued from the May 13 OLLA meeting.)**

**Ms Chiancola shows a proposed update to the ordinance, which includes new language to prohibit Short Term Rentals in both the ADU and the Primary Dwelling Unit. This came from a discussion in the last OLLA meeting, raised by Councilor Dibble (COW), that both units should be omitted from the list of allowed housing for Short Term Rentals. The change is in Section 1, Chapter 15, within Section 15.4 (a) Ineligible Rental Units, "(5) affordable accessory dwelling units, and principal dwelling units that have an affordable accessory dwelling unit established pursuant to the Salem Zoning Ordinance Section 3.2.8 Affordable Accessory Dwelling Units."**

**Councilor Morsillo notes that Councilor Hapworth has recused himself, and that Councilor Sargent has joined the meeting.**

**Councilor Sargent asks if this is the language change requested by Councilor Dibble. Ms Rennard verifies that it is the requested change.**

**Councilor Dominguez moves to amend the Short Term Rental as specified above. Councilor Prosniewski seconds. Motion passes 4-0 (Councilor Hapworth recused).**

Ms Chiancola shows the recommended changes to the definition of Primary residence: "Primary residence. The residential unit where the operator has established permanent residency. Permanent residency may only be established by a natural person or persons and not by LLCs, corporations, partnerships, joint ventures, or other similar entities. Proof of permanent residency shall be established by showing that as of the date of registration of the residential unit, the operator has resided in the residential unit for six of the past 12 months, as demonstrated by the following: utility bills, voter registration, motor vehicle registration, deed/lease, driver's license/other state-issued identification, or other credible evidence of permanent residency. Operators who have lived in the residential unit for less than six months prior to the date of registration and assert permanent residency status based upon the above documentation, may be given authorization to register the unit only at the discretion of the Director of Inspectional Services."

Ms Chiancola also explains that the City Solicitor has written a memo with the opinion that this language is not in conflict with the ADU ordinance change. (This was a question at the last OLLA meeting.)

Councilor Dominguez moves to accept this change to the definition of Primary residence, seconded by Councilor Prosniewski. Motion passes 4-0 (Councilor Hapworth recused).

Councilor Dominguez moves to refer the ordinance change as amended to the full Council with a recommendation for first passage, seconded by Councilor Prosniewski. Motion passes 4-0 (Councilor Hapworth recused).

On the motion of C. Sargent the meeting adjourned at 6:17 P.M.

A handwritten signature in cursive script, reading "Patricia Morisset". The signature is written in dark ink and is positioned above a horizontal line.

(Chairperson)