CITY COUNCIL Regular Meeting



Roll Call of Members

appointments or hires.

City Councillor Joseph A. DelGrosso City Council Chamber – Revere City Hall 281 Broadway, Revere, Massachusetts 02151 Calendar Monday, September 25, 2023, 6:00 PM

Salute to the Flag

1.

9.

23-202

2.		Approval of the Journal of the Regular Meeting of September 11, 2023
3.	<u>23-153</u>	Motion presented by Councillor Zambuto: That the Revere City Council award a Certificate of Commendation to Philip Imperato in recognition of his 90th birthday.
		Public Hearings
4.	23-198	Hearing called as ordered on repealing Section 9.12.030 Posting Political Signs of the Revised Ordinances of the City of Revere whereas the ordinance is content-based and unconstitutional by violating the First Amendment pursuant to the Supreme Court's decision on Reed v. Town of Gilbert, 576 US (2015).
5.	<u>23-206</u>	Hearing called as ordered on a loan order in the amount of \$4,000,000 for Water Main Replacement Bonds.
6.	<u>23-209</u>	Hearing called as ordered on a loan order in the amount of \$2,000,000 for Stormwater Drainage System Bonds.
7.	23-210	Hearing called as ordered on the application of Broadway Capital CDPM, Inc., / 133 Salem Development, LLC, 932 Broadway, Unit 1, Chelsea, MA 02150, requesting a special permit from the Revere City Council to alter the existing special permit C-22-01 by increasing the number of affordable units within the permitted 72 unit mixed use development from 7 units to 18 units consisting of 6 units at 70% AMI and 12 units at 80% AMI at 133 Salem Street, Revere, MA 02151.
8.	<u>23-211</u>	Hearing called as ordered on the application of Youssef Abouriaili c/o Touma & Elias Realty Group, PO Box 16, Revere, MA 02151 requesting a special permit from the Revere City Council to expand and alter an existing non-conforming structure by constructing a second-story 1,064 s.f. addition for storage space at 570 Broadway, Revere, MA 02151.
		Veto Message RE Council Order 23-202

Communication from the Acting Mayor vetoing the following motion unanimously approved by the City Council (8-0, 2 absent): Pursuant to the legal opinion received by Anderson & Kreiger, LLP dated August 24, 2023 relative to the power and authority of the Acting Mayor, that the Acting Mayor immediately cease and desist taking actions admitting of delay resulting in permanent

Motions

- 10. <u>23-212</u> Motion presented by Councillor Cogliandro: That the City Council request a representative from RCN, Comcast, and Verizon to appear before the City Council to disucss pole # 1036.
- Motion presented by Councillor Cogliandro: That the Acting Mayor direct the Chief of Police to increase patrols at the intersection of Blaney Street, Coolidge Street, and Constitution Avenue. Drivers are not stopping at the "Stop Signs" nor abiding by the "Do Not Enter" signs.
- 12. **23-214** Motion presented by Councillor Cogliandro: That the Acting Mayor direct Superintended of RPS to work collaboratively with the Election Department and City Council to ensure that polling locations located in schools are empty of staff and students on November 7, 2023, the day of the general election.
- Motion presented by President Pro Tempore McKenna: That the Acting Mayor request the Traffic Commission and MassDOT to reconfigure the signalization and pedestrian light at intersection of Winthrop Avenue and Revere Beach Parkway. For traffic continuing on Winthrop Avenue towards Beachmont, the pedestrian signal turns red when the traffic light turns red for traffic continuing on Revere Beach Parkway towards Revere Beach. This is causing major traffic backups on Winthrop Avenue. The pedestrian signal should remain green until activated allowing traffic to flow towards Beachmont.

Late Communication

14. **23-216** Communication from the Election Commissioner requesting approval of the revised early voting schedule for the regular municipal election.



CITY COUNCIL

Regular Meeting

City Councillor Joseph A. DelGrosso City Council Chamber Journal Monday, September 11, 2023

Regular Meeting of the City Council was called to order at 6:00 PM. President Pro Tempore Joanne McKenna presiding.

5:00PM Committee of the Whole Meeting

Brian Dakin of Leftfield will conduct a presentation on the new schematic design for the high school project.

RESULT: PLACED ON FILE

2 <u>23-194</u> Dr. Kelly & Dr. Gallucci will appear before the City Council to address

plans for high school athletic programs during the development of the

new Revere High School.

RESULT: PLACED ON FILE

3 <u>23-195</u> Michael Hinojosa, Director of Parks & Recreation will appear before the

City Council to address the loss of revenue due to the development of the

new Revere High School.

RESULT: PLACED ON FILE

5:45PM Legislative Affairs Sub-Committee Meeting

6:00PM Meeting of the Revere City Council

Call to Order

4 Roll Call of Members

Attendee Name	Title	Status A	rrived
Anthony Cogliandro	Councillor	Present	
Steven Morabito	Councillor	Present	
Ira Novoselsky	Councillor	Present	
John F. Powers	Councillor	Absent	
Dan Rizzo	Councillor	Present	
Richard J. Serino	Councillor	Present	
Marc Silvestri	Councillor	Present	
Gerry Visconti	Councillor	Present	
Anthony T. Zambuto	Councillor	Present	

Joanne McKenna	President Pro Tempore	Present	
----------------	-----------------------	---------	--

5 Approval of the Journal of the Regular Meeting of August 28, 2023

RESULT: ACCEPTED

6 23-200

Cheryl McCormick, Building Department General Counsel will appear before the City Council to provide an update on the litigation status of the property at 585 North Shore Road.

Memo submitted by Attorney Cheryl McCormick, Building Department General Counsel. Received and made part of the record.

RESULT: PLACED ON FILE

7 23-193

Motion presented by Councillor Silvestri: Award to Call Takers Brennan Kieser & Christopher Stewart for their efforts and response during the shooting on Revere Beach Memorial Day Weekend.

Councillor Silvestri awarded the staff of the Metropolitan North Regional Emergency Communications Center with Certificates of Commendation for their efforts during the Memorial Day weekend shooting on Revere Beach.

RESULT: PLACED ON FILE

8 23-196

Motion presented by Councillor Serino, Councillor Cogliandro, Councillor Zambuto, Councillor Rizzo, Councillor Visconti, Councillor Novoselsky, President Pro Tempore McKenna, Councillor Powers, Councillor Morabito: That the City Council award a Certificate of Commendation to Director of Veterans' Services Marc Silvestri for his dedicated service to the veterans of Revere during his six-and-a-half-year tenure as the community's VSO.

The City Council awarded a Certificate of Commendation to Marc Silvestri in recognition of his tenure as the Veterans Services Officer for the City of Revere.

RESULT: PLACED ON FILE

Legislative Affairs Sub-Committee Report

9 23-146

An Ordinance Regulating Fees for Paper Bags at Retail Establishments: Section 8.04.090 of the Revised Ordinances of the City of Revere relative to use of disposable plastic bags at retail business establishments: Section 1. Section 8.04.090(C) of the municipal ordinances is hereby amended by adding the following sentence at the end of the section, "Stores that are

twenty thousand square feet or larger shall not charge a fee to patrons for a recyclable paper bag alternative."

A legal opinion from the City Solicitor indicated that the City Council has no authority to set prices for merchandise. The City Council placed the ordinance on file with no further action.

RESULT: PLACED ON FILE

An Ordinance Further Amending the Revised Ordinances of the City of Revere Relative to the Regulation of Fireworks (attached).

"SHALL THE CITY COUNCIL APPROVE AN ORDINANCE ESTABLISHING REGULATIONS FOR FIREWORKS?"

AN ORDINANCE FURTHER AMENDING THE REVISED ORDINANCES OF THE CITY OF REVERE RELATIVE TO THE REGULATION OF FIREWORKS

Be it ordained by the City of Revere, MA as follows:

<u>Section 1.</u> Section 8.16.200 Aerial Fireworks of the Revised Ordinances of the City of Revere is hereby amended by deleting the section in its entirety and inserting in place thereof the following new section:

Section 8.16.200 Aerial Fireworks

- A. No person shall have in their possession, or use, or explode, or cause to explode, any combustible or explosive composition or substance, or any combination of such compositions or substances, or any other article, including fireworks, which was prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation within the city limits of the City of Revere unless they are permitted to do so by express approval of the Revere Fire Department.
- B. For the purposes of this chapter the word "fireworks" shall include compositions, substances or other articles and shall also include blank cartridges or toy cannons in which explosives are used, the type of toy balloon which requires fire underneath to propel the same, firecrackers, cherry bombs, silver salutes, M-80's, torpedoes, skyrockets, Roman candles, rockets, wheels, colored fires, fountains, mines, serpents, or other fireworks of like construction or any fireworks containing any explosive or flammable compound, or any tablets or other device containing any explosive substance.
- C. Whoever shall have in their possession or under their control, or whoever shall use or explode or cause to explode any fireworks in violation of this chapter shall be punished by a civil fine of: not less than fifty dollars for the first offense, not less than one hundred dollars for the second offense, and not less than one hundred and fifty dollars for subsequent offenses. Any officer qualified to serve criminal process shall issue a civil fine in accordance with the section of this chapter and shall seize all of the fireworks mentioned herein without a warrant. The fireworks seized shall, upon conviction of such

violation, be forfeited to the Commonwealth.

D. Notice of such seizure of the fireworks shall immediately be sent to the marshal by the officer making the seizure, and the fireworks seized shall be held and securely stored by the Revere Police Department until the marshal or their authorized representative takes them into their possession for disposal.

<u>Section 2.</u> Section 8.16.210 Violations - Notice before action is hereby amended by continuing the last sentence of the paragraph and inserting "and Section 8.16.200." after "Section 8.16.080."

July 31, 2023 Ordered to a first reading.

September 11, 2023 Ordered on a second reading.

September 11, 2023 Ordered on a third and final reading.

September 11, 2023 Ordered ENGROSSED AND ORDAINED on a Roll Call.

RESULT: ORDERED - ROLL CALL [UNANIMOUS]

AYES: Cogliandro, Morabito, Novoselsky, Rizzo, Serino, Silvestri, Visconti, McKenna

ABSENT: Powers, Zambuto

Communications

11 <u>23-204</u> Communication from the City Auditor relative to the quarterly appropriation for RevereTV.

"SHALL THE CITY COUNCIL APPROVE AN APPROPRIATION FROM THE CABLE ACCESS RECEIPT RESERVED FUND IN THE AMOUNT OF \$112,264.22 FOR REVERETV'S QUARTERLY INVOICE?"

RESULT: ORDERED - ROLL CALL [UNANIMOUS]

AYES: Cogliandro, Morabito, Novoselsky, Rizzo, Serino, Silvestri, Visconti, McKenna

ABSENT: Powers, Zambuto

12 <u>23-205</u> Communication from the City Auditor relative to the Revere Crossing Guard Memorandum of Agreement.

"SHALL THE CITY COUNCIL APPROVE THE APPROPRIATION NECESSARY TO FUND THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF REVERE AND LOCAL 880 A COVERING THE PERIOD OF JULY 1, 2023 TO JUNE 30, 2026?"

RESULT: ORDERED - ROLL CALL [UNANIMOUS]

AYES: Cogliandro, Morabito, Novoselsky, Rizzo, Serino, Silvestri, Visconti, McKenna

ABSENT: Powers, Zambuto

Communication from the City Auditor Relative to the Bond Authorization FY24 Capital Improvement Budget.

Proposed Loan Order

Stormwater Drainage System Bonds

That \$2,000,000 is appropriated to pay costs of constructing improvements to the stormwater drainage system, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary to carry out this project.

That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under G.L. c.44A any and all bonds of the City authorized to be borrowed pursuant to this loan order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Proposed Loan Order Water Main Replacement Bonds

That \$4,000,000 is appropriated to pay costs of constructing, reconstructing, and replacing water mains citywide, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount and pursuant to Chapter 44, Section 8(5) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary to carry out this project.

That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under G.L. c.44A any and all bonds of the City authorized to be borrowed pursuant to this loan order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

RESULT: ORDERED TO PUBLIC HEARING - CC Next: 9/25/2023 6:00 PM

Motions

14 23-207

Motion presented by Councillor Cogliandro: That the Acting Mayor direct the Chief of Police to add patrols to the Southern side of Tuttle, Stowers, Bryant, and Waite Streets. These roads are being used as a cut through from Revere Street traffic and cars are going upwards of 50mph down these roads.

RESULT: ORDERED - VOICE VOTE

Late Communication

15 <u>23-208</u> Communication from the Chief of Planning & Community Development requesting approval of a revised Resolution relative to the PARC Grant for Gibson Park.

A RESOLUTION TO FILE AND ACCEPT GRANTS WITH AND FROM THE COMMONWEALTH OF MASSACHUSETTS, EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS FOR THE PARKLAND ACQUISITIONS AND RENOVATIONS FOR COMMUNITIES PROGRAM FOR IMPROVEMENTS TO GIBSON PARK

Whereas: Gibson Park is a community -wide asset and the preservation and improvements to this facility are a city priority as evidenced in the most recent Open Space and Recreation Plan and the RiverFront Master Plan; and

Whereas: Gibson Park is dedicated to park and recreation purposes under M.G.L. Chapter 45, Section 3; and

Whereas: Gibson Park renovations are guided in principle by the RiverFront Master Plan and will greatly enhance this facility with a multipurpose field, path systems that connect to adjacent amenities currently under development, site lighting for sport events and universal access; and

Whereas: The RiverFront Master Plan adopted by the Revere City Council in January of 2020 holds focus to improve resiliency and recreational opportunities at Gibson Park to increase the usability of the property for all ages and abilities as well as seasonal events and activities; and

Whereas: The Executive Office of Energy and Environmental Affairs (EEA) is offering reimbursable grants to cities and towns to support the preservation and restoration of urban parks through the Parkland Acquisitions and Renovations for Communities grant program {301CMR 5.00); and

Whereas: Phase I of the RiverFront Gibson Park Resiliency and Recreational Improvement Project, recreational amenities will cost a total of \$2,013,715 and the City has appropriated \$2,013,715 in ARPA funds for the Gibson Park RiverFront Resiliency and Recreation Project and the city seeks \$500,000 via the PARC Grant to complete the project. If the PARC grant is awarded the city would be eligible to be reimbursed from the Executive Office of Energy and Environmental Affairs following the full budget expenditure, via the PARC Grant reimbursement request. All work in the scope of the PARC grant, must be completed, billed, and paid for prior to June 1, 2025.

NOW, THEREFORE, BE IT RESOLVED:

- 1. That the Acting Mayor is hereby authorized to file and accept grants from the Executive Office of Energy and Environmental Affairs; and
- 2. That the Acting Mayor be and is hereby authorized to take such other actions as are necessary to carry out the terms, purposes, and conditions of this grant to be administered by the Planning and Community Development Department; and
- 3. That this resolution shall take effect upon passage.

RESULT: ORDERED - ROLL CALL [UNANIMOUS]

AYES: Cogliandro, Morabito, Novoselsky, Rizzo, Serino, Silvestri, Visconti, McKenna

ABSENT: Powers, Zambuto

Ordered adjourned at {MinutesClosed:h:mm tt}.

Attest:

City Clerk



Richard Viscay CFO/City Auditor

September 6, 2023

City Council President Pro Tempore McKenna Revere City Hall 281 Broadway Revere, MA 02151

RE: Bond Authorizations – FY24 Capital Improvement Budget

Dear Councilor McKenna,

Please find attached bond authorization language for the capital improvements from the FY24 capital budget. The \$4 million for water main replacement will continue to address the deferred maintenance of water mains throughout the city. The \$2 million will be for drainage improvements on Fenno/Penn as well as Liberty Ave.

City of Revere

CFO/City Auditor
281 Broadway
Revere, MA 02151
Tel: (781) 286-8131

All the proposed bond authorizations will be administered by the Chief of Infrastructure and the City Engineer.

I will not be available for Monday's meeting, but I hope we can schedule a public hearing and move forward accordingly.

Best regards,

Richard Viscay CFO/Gity Auditor

Cc: Patrick Keefe, Acting Mayor

Don Ciaramella, Chief of Infrastructure

Nick Rystrom, City Engineer

Assunta Newton, Assistant Budget Director

City of Revere, Massachusetts

Suggested form of Loan Order from Hinckley Allen

Stormwater Drainage System Bonds

Ordered: That \$2,000,000 is appropriated to pay costs of constructing improvements to the stormwater drainage system, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary to carry out this project.

<u>Further Ordered</u>: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized to be borrowed pursuant to this loan order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

City of Revere, Massachusetts

Suggested form of Loan Order from Hinckley Allen

Water Main Replacement Bonds

Ordered: That \$4,000,000 is appropriated to pay costs of constructing, reconstructing and replacing water mains citywide, including the payment of all costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Section 8(5) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary to carry out this project.

<u>Further Ordered</u>: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized to be borrowed pursuant to this loan order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

C-23-04 Also see C-22-01

PUBLIC HEARING

Notice is hereby given in accordance with the provisions of Chapter 40A of the Massachusetts General Laws and Sections 17.40.020 and 17.40.030 of the Revised Ordinances of the City of Revere that the Revere City Council will conduct a public hearing on Monday evening, September 25, 2023 at 6:00 P.M. in the City Councillor Joseph A. DelGrosso City Council Chamber, Revere City Hall, 281 Broadway, Revere, MA 02151 on the application of Broadway Capital CDPM, Inc., / 133 Salem Development, LLC, 932 Broadway, Unit 1, Chelsea, MA 02150, requesting a special permit from the Revere City Council to alter the existing special permit C-22-01 by increasing the number of affordable units within the permitted 72 unit mixed use development from 7 units to 18 units consisting of 6 units at 70% AMI and 12 units at 80% AMI at 133 Salem Street, Revere, MA 02151.

A copy of the aforementioned proposed plan and application (C-23-04) is on file and available for public inspection in the office of the City Clerk, Revere City Hall, Revere, Massachusetts, Monday through Thursday from 8:15 A.M. to 5:00 P.M. and Friday from 8:15 A.M. to 12:15 P.M.

Attest:

Ashley E. Melnik City Clerk

Revere Journal Check attached #1021 08/16/2023 08/23/2023 FORM B

APPLICATION	NO.	<u> </u>	<u>C</u>	23.	<u>01</u> 4
DATE:	14/	23			

City of Revere, Massachusetts Revere City Council Application For Special Permit

All parts of this application and the attached documents shall be completed and submitted under the pains and penalties of perjury. Incomplete filings may be rejected.

The applicant must be prepared to present data that tends to indicate that the public convenience and welfare will be substantially served by granting the exception or permission requested. That the exception or permission requested will not tend to impair the status of the neighborhood; that the exception or permission requested will be in harmony with the general purposes and intent of the Revised Ordinances of the City of Revere.

A. Application for Planned Unit Development Title 17, Chapter 17.20, Section 17.20.010, 17.20.200

B. Application for Special Permit (Revised Ordinances of the City of Revere), Title 17, Chapter 17.16,

I hereby request a hearing before the Revere City Council for the following:

(Revised Ordinances of the City of Revere),

Section

C. Application for Special Permit for Alteration and Extension of Nonconforming Uses (of the City of Revere), Title 17, Chapter 17.40, Section 17.40.020.	Revised O	rdinances
1. Applicant submitting this application is: Bearoury Capilal CDP	vn I	ñc.
Name: 133 SIGLEM Occidonent LLC/Mikae	R.	Viennea
1. Applicant submitting this application is: Browny Capital CDP Name: 133 SALEM Development LLC mikae Address: 932 Browny Unit of Chelsen Tel.#: 617-851-4957	WA	-ovsc
Tel.#: 617-851-4957		_
Applicant is: Tenant Licensee Prospective Purchaser Owner Other (Describe)	6 6	- 6
		ering Constant Constant orange

3. The following person is hereby designated to represent the applicant in matters arising hereunder:
Name: Wikae R. Vienneau
Title: MANHAER, 133 Sovem Revelopment Lee Address: 932 Bresoway Chelser MA 02150
Address: 932 Browning Chelser MA 02150
Tel.#: 617-857 - 4955
4. The land for which this application is submitted is owned by:
Name: 133 Sovem Revelopment LCC
Address: 932 Breson way Cholsen MAO2550
Tel. #: 617-851-4955
5. The land described in this application is recorded in Suffolk County Registry of
Book 54172, Page 89. Certificate # (if registered)
Book, Page
6. Plans describing and defining the Exception to Use Regulations In Certain Districts, the Special Permit or Special Permit For Alteration and Extension of Nonconforming Uses are included herewith and made a part hereof and are titled and dated:
No Change in Plans,
33-459-60 Lot # 33-459-69 Sq. Ft. 79, 919
7. A map describing the land uses of adjacent and nearby properties is included and made a part of this application. See initial submittee
8. A locus map (8½" x 11") copy of City of Revere or USGS topographic sheet with site marked for which permit is requested is included and made a part of this application. See (1) + (1) - (1)
Chapter 130, Sec. 105)?
yes no do not know
9B. Is the location of the site of this application within 100 feet of:
a coastal beach; salt marsh; land under the ocean; do not know; no.
do not know;no.

Describe the property for which this application is being submitted (including dimensions of land, existing buildings, if any, availability of utilities, sewer, water, etc.):

unit mixed use building located 133 Salem St.

11. What is the nature of the exception or special permit requested in this application?

The purpose of this application is to alter existing special spermit increase the number of afforder 18 units. W. from 7 units nodify the special perna to decreese after debitity level from 60% AUT to 70% 4ME (6 unds 80% AmI (12 units). All other

as pects of special Date of denial by Building Inspector and/or Planning Board

application is true and complete.	le foregoing information contained in this
Signature of Applicant	$\frac{7/26/23}{\text{Date}}$
MAD A Company Signature of Owner	7/26/23 Date
Signature of Designated Representative	7/26/23 Date
Received from above applicant, the sum of \$	to apply against administrative and
mailing costs.	

General Disclosure of Constituent Information

Relative to Applications Submitted to the Revere City Council

For Authorizations, Permits, Special Permits, Licenses, Variances, Orders of Conditions, Approvals, Modifications and Amendments Which are Subject of Proceedings Before the Revere City Council

1. Name and residential address of party submitting application.
Name: Milhael R Vierneera
Address: 1 McWaratt Cn, Sbravs MA 01906
2. Name and residential address of each landowner on whose property subject matter will be exercised: (Attach additional pages, if necessary.)
Name:
Address:
3. If the party is a partnership, state the name and residential address of all partners within sixty (60) days of this application:
Partner's Name: $\mathcal{N}(\mathcal{U})$
Address:
4. Name and residential address of each party to whom subject authorization will be issued:
Name: u/k
Address:
5. If the party is a trust, provide the name and residential address of each trustee and beneficiary within sixty (60) days of this application:
Trustee's Name:
Address:
The trust documents are on file at and will be delivered upon request.
5. If the party is a joint venture, state the name and residential address of each person, form of company that is party to the joint venture within sixty (60) days of the filing of this application.
Joint Venture Name:
Joint Venture Name:
A copy of the Joint Venture agreement is on file at and will be delivered upon request.

Page 2 General Disclosure Form

7. If the party is a corporation, provide the name and residential address of each officer, director and shareholder owning more than 50% of the interest in the Corporation within sixty (60) days of the date of this application:
Officer's Name: Wheel Viener
Address: 1 mensucy (a Secaes ma) Director's Name: Same
Director's Name: Same
Address: Smg
Shareholder's Name:
8. If the party is a General Partnership, provide the name and residential address of each partner in the partnership within sixty (60) days of the date of this application.
General Partner's Name:
Address:
9. If the party is a Limited Partnership, provide the name and residential address of each General Partner of the Limited Partnership within sixty (60) days from the date of this application.
General Partner's Name of Limited Partnership:
Address:
10. If the business is conducted under any title other than the real name of the owner, state the time when, and place where, the certificate require by Mass. General Law, Chapter 110, Section 5, is on file:
The foregoing information is provided under the Pains and Penalty of Perjury. Signature of each party and landowner:

Request for Finding of Fact – Special Permit

Now c	omes the applican	t <u>133</u>	SULEM	Develor	mad L	L.C.
who h	as applied to this F	lonorable City	Council for a speci	al permit for prope aid Council make th	rty located at <u> (</u>	33 SUL
1.	That the propos Ordinance for th		be in harmony with asons:	n the general purpo	se and intent of t	the Zoning
	(a)					
	(b) V	NO C	honse			
	(c)					
2.	That the specific	site is an app	propriate location fo	or such use for the f	ollowing reasons	::
	(a)					
	(b)	No	Cuje			
	(c)			•		
3.	That the specific site has adequate public sewerage and water facilities and water systems for the following reasons:					
	(a)		A 1			
	(b)	W.	Change			
	(c)					
4.	That the use as o	leveloped will	not adversely affect	ct the neighborhood	d, for the followin	ng reasons:
	(a)					
	(b)	1/U s	change			
	(c)	8*	ð			

Page 2 Finding of Fact Form

5.	That t	here will not be a i		hazard to vehicles or pedestrians using wing reasons:
		(streets)	***************************************	
	(a)			
	(b)		W a	Clery
	(c)			V
6	That a	dequate and annro	onriate facilities will	he provided for the proper use, for the following

- 6. That adequate and appropriate facilities will be provided for the proper use, for the following reasons
 - (a)
 - (b)

No Change

(c)

Respectfully submitted by: Wikae R. Viennew, manusake

To:	George Anzuoni, Director of Finance
From:	Ashley E. Melnik, City Clerk
Subj:	Review of Taxes, Assessments, Betterments and Other Municipal charges Relative to an Application for a
	City of Revere License and/or Permit.
Date:	
Reques	ted Return
Date: _	
Hearin	
Date: _	
informa munici	In accordance with the provisions of Section 57(a), of Chapter 40 of the Massachusetts General Laws, le 3, Chapter 3.04, Section 3.04.020 of the Revised Ordinances of the City of Revere, I herewith request ation relative to the payment of the City of Revere real estate taxes, assessments, betterments and other pal charges concerning the following persons, corporations or business enterprises who have made tion for a City of Revere license or permit or renewal thereof:
Name (of Applicant: 133 Savem Developmed CCC, corporation or business enterprise applying for license or permit)
Addres (busine	s of Applicant: 932 Breanny U2 College WB-07/60) ess address of above person, corporation or business enterprise)
Locatio	n Address: Sque
(locatio	on of property for which license or permit is required.

Certification

Pursuant to M.G.L. Chapter 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required by law.

Signature of Individual or

Corporate Name

by: wheat of Vienn

Corporate Officer (if applicable)

Certification

Pursuant to M.G.L. Chapter 40, Section 57(a), and Title 3, Chapter 3.04, Section 3.04.020 of the Revised Ordinances of the City of Revere, Massachusetts, I hereby certify, under penalties of perjury, that I have paid all City of Revere real estate taxes, water and sewer assessments and any other municipal charges required under law.

Signature of Individual or

Corporate Name

by: Whoo! W. Vremer

Corporate Officer (if applicable)

FORM E

CITY OF REVERE, MASSACHUSETTS REVERE CITY COUNCIL NOTICE FOR RECORDING IN THE REGISTRY OF A DECISION ON A SPECIAL PERMIT

Application No. C-22-01/22-063

<u>Date:</u> May 9, 2022

(A copy of this decision is hereby transmitted to the applicant and has also been filed with the City Clerk, of the City of Revere, together with the Record of Proceedings, plans.) Notice is hereby given that a special permit has been granted in compliance with the statutory requirements as set forth in Chapter 40A as amended and the provisions of the Revised Ordinances of the City of Revere.

Broadway Capital CDPM, Inc. 932 Broadway, Unit 1 Chelsea, MA 02150

Name and Address of Applicant

By the City Council of the City of Revere, affecting the rights of the owner with respect to the use of the premises on:

133 Salem Street, Revere, MA

By a deed duly received in the Suffolk County Registry.

Book 54172, Page 89

Suffolk County Land Court, Certificate No.(if registered)	Document No
The decision of the Revere City Council is on file with the pape of the City Clerk of the City of Revere.	rs and plans in the office

Signed and certified this	s 🕰 Day of	April	, 2022
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The Revere City Counc	il		
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Certificate of the City Clerk of the City of Revere for the filing of the Decision in the Suffolk County Registry of Deeds.

This is to certify that twenty (20) days have elapsed since the filing of the above decision with this office and no appeal has been filed, or an appeal has been filed, and denied in this case.

A True Copy Attest: Signature of the City Clerk of the City of Revere

Seal of the City of Revere

The owner or applicant shall pay for the fee for the registering.

The applicant is required to return evidence of the filing of the special permit with the Registry of Deeds with the City Clerk of the City of Revere.

CITY OF REVERE, MASSACHUSETTS REVERE CITY COUNCIL

NOTICE OF DECISION ON SPECIAL PERMIT

TO BE MAILED FORTHWITH TO THE PETITIONERS, ABUTTERS, AND OWNERS OF LAND WITHIN 300 FEET OF THE PROPERTY LINE, THE BUILDING INSPECTOR AND THE PLANNING BOARDS OF EVERY ABUTTING MUNICIPALITY AND TO EVERY PERSON PRESENT AT THE HEARING WHO REQUESTED THAT NOTICE BE SENT TO THEM AND STATED THE ADDRESS TO WHICH SUCH NOTICE WAS TO BE SENT, AS PROVIDED IN MASSACHUSETTS GENERAL LAWS, CHAPTER 40A, SECTION 15, AS AMENDED.

Applicant

Date

Broadway Capital CDPM, Inc. . 932 Broadway, Unit 1

April 11, 2022

Owner

Application Number

133 Salem Street Holdings, LLC 1422 Clarkview Road Baltimore, MD 21209

C-22-01/22-063

Premises Affected

Chelsea, MA 02150

(Parcel ID 33-459-5A, 33-459-09, 33-459-10) 133 Salem Street, Revere, MA, Sq. Ft. 78,302

Referring to the above application so as to permit

the extension and alteration of a nonconforming structure and use to enable the appellant to convert a former nursing home to a seventy-two (72) unit mixed use development consisting of seventy-one (71) condominium units and one (1) office at 133 Salem Street, Revere, MA 02151.

Page 1 of 4 C-22-01, 133 Salem Street, Revere, MA The City Council's determination is based upon consideration of each of the following factors as set forth in R.R.O. Section 17.48.080(C):

1. Social, economic, or community needs which are served by the proposal.

The project at 133 Salem Street will bring 72 units of condominiums to the City of Revere. These owner occupancy units will include a mix of studio, single- and double-bedroom units. Condominium association documents will govern the property and include a provision that prohibits sub-leasing units to 10% of the total number of units. Additionally, the provision will state that lease agreements must be a minimum of 12-months in length. These provisions ensure that most of the condos will remain occupied by owners. Seven (7) units will be allocated for affordable housing, which will include two units at 60% AMI for Veterans; two units at 60% AMI for senior citizens; two units at 70% AMI; and, one unit at 80% AMI. All the units will be initially available for Revere residents via a lottery (coordinated with the City).

2. Traffic flow and safety

Broadway Capital's team hired an outside consultant to review trip counts and traffic concerns in the area. The traffic study shows that traffic flow impact will be minimum. To ease the flow of vehicles coming to and from the property, Broadway Capital will limit the two access points on the property in a manner that forces vehicles to enter one way and exit the other. This will prevent backup into and coming from the property. Additionally, Broadway Capital will work with the City to pay for and install relevant signage, crosswalk identifications and other street elements to visually remind drivers of speed limits and other relevant information to inform safe driving. Broadway Capital will also remove trees at the front of the property to clean up site lines onto 133 Salem Street. From a parking perspective, there will be an abundance of unit-specific parking spots that will not be able to be leased or transferred in any manner. This stipulation will be written into the condominium documents.

3. Adequacy of utilities and other public services.

The proposed development at 133 Salem Street may increase the stress put on the area's wastewater technology. To alleviate those pressures, Broadway Capital is committed to allocating \$27,000 towards the acquisition of new technology to upgrade those systems on behalf of the neighborhood. Additionally, Broadway Capital will have onsite trash collection units that will be emptied by a privately hired company. The schedule for pick-up will be dictated by the volume created and Broadway Capital is committed to increasing pick-up volumes, as necessary. Additionally, Broadway Capital will ensure that truck noise and related disruptions are limited to certain times of the day or evening, to address neighborhood concerns over traffic/noise. Lastly, all residents will be required to bring their trash to dumpsters as to avoid the collection of trash within the building, which would cause health concerns.

Page 2 of 4 C-22-01, 133 Salem Street, Revere, MA

4. Neighborhood character and social structures.

The project is in harmony with the other uses in the neighborhood, the zoning district, and with the general purpose and intent of the Revised Ordinances of the City of Revere. Further, approval of the project will allow the applicant to restore and improve the condition of the project site, and therefore benefit the neighborhood and the general public.

5. Impacts on the natural environment.

Broadway Capital will replace the trees that are being removed to alleviate traffic concerns at other points on the property. Additionally, we have created a landscaping plan that will enhance the visual elements of the property. Broadway Capital is committed to working with site plan experts to ensure the landscaping elements are reviewed and approved by the City. Also, Broadway Capital hired an outside consultant to review shadowing concerns that were brought to attention by the neighborhood. The study shows that in the warmer months, the shadows are minimal, while during the winter months, are slightly increased. The concern was brought to the attention of Broadway Capital by a resident who was concerned about shadowing on her pool during summer months. This concern has been addressed by the shadow study. Noise was also an environmental concern, but Broadway Capital's outside consultant found that the noise from heating/cooling units (which will be on the roof), do not create noise above car traffic or other less-noisy devices/items. Additionally, Broadway Capital will construct barriers around the units to further prevent sound distribution.

6. Potential Fiscal Impact

The project will provide annual tax contribution to the City as well as excise tax on registered vehicles. Additionally, Broadway Capital will donate to the City of Revere's Community Improvement Trust Fund and will also pay all related I&I fees. All contributions and fees will be paid upon the approval of the special permit and through the finalization of site plan review. Broadway Capital will work with the city to ensure allocations of funds are appropriated when required and at the total amount requested.

The Revere City Council at its meeting on April 11, 2022.

VOTED TO GRANT the special permit application under Section 17.40.020 of the Revised Ordinances of the City of Revere, subject to following conditions, safeguards, and limitations on time or use if any:

1. That the special permit stipulate that the conversion of this property be restricted to the creation of seventy-one (71) residential condominium units with one (1) office unit and that no apartment use shall be allowed on the site. Seven (7) units will be allocated for affordable housing, which will include two units at 60% AMI for Veterans; two units at 60% AMI for senior citizens; two units at 70% AMI; and one unit at 80% AMI.

Page 3 of 4 C-22-01, 133 Salem Street, Revere, MA

- 2. In accordance with Chapter 17.47, the Community Improvement Trust Fund is applicable to this project. Under the Community Improvement Trust Fund, the developer must contribute 3% of the construction cost above and beyond what is allowed as of right towards the fund. In the case of this project, 3% of the construction cost shall be based on the construction cost related to the creation of the 71 residential condominium units and one office unit which are being proposed under this special permit.
- 3. The sewer, water and stormwater drainage plans shall be reviewed and approved by the City Engineer including the requirements for installing new water and sewer service lines to the property if the current services are deemed to be inadequate.
- 4. The improvements shall conform to all fire safety codes and shall be approved by the Fire Dept.
- 5. New concrete sidewalks shall be installed along the full frontage of the property.
- 6. The plans shall be reviewed and approved by the Site Plan Review Committee prior to the issuance of a building permit and shall be subject to additional conditions required by the Site Plan Review Committee with respect to landscaping and final design.
- 7. There shall be a minimum of one (1) electric vehicle charging station installed on site.
- 8. Construction shall not start until 7:30am Monday through Friday and shall not take place on Saturday or Sunday.

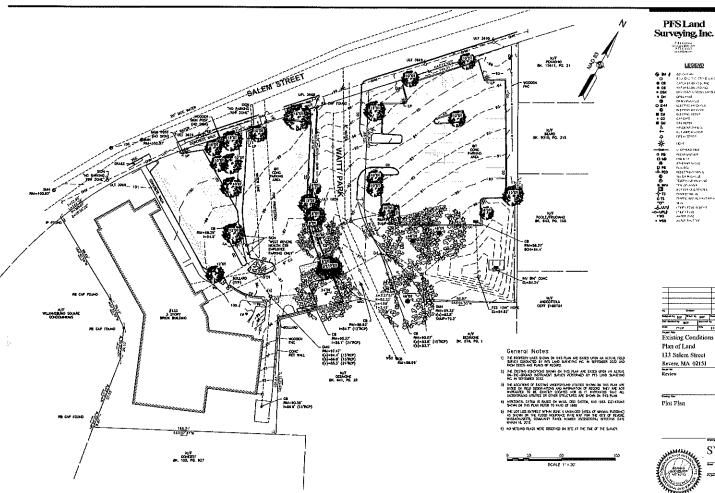
Decision filed with the City Clerk of the City of Revere April 13, 2022.

The Revere City Council

Ashley E. Melnik, City Cleri

IMPORTANT

Any appeal from the decision of the Revere City Council can be made only to the court and must be made pursuant to Massachusetts General Laws, Chapter 40A, Section 17, as amended, and must be filed within twenty (20) days after the date of filing of the decision with the City Clerk of the City of Revere.



LEGEHO

Plot Plan

SV-I

Mikael Vienneau

From: fstringi@revere.org

Tuesday, August 8, 2023 12:44 PM Sent:

To: Mikael Vienneau; amelnik@revere.org; lcavagnaro@revere.org

Subject: **Application Review Comments**

CITY OF REVERE APPLICATION REVIEW

City of Revere Site Plan Review Review Comments

From: Date:

Frank Stringi August 08, 2023

Application #: SPR22-000007 Address:

133 SALEM ST

Description:

Adaptive Reuse of Health Center

Review

Status:

Approved with conditions

Thank you for your recent permit application for Adaptive Reuse of Health Center. I have completed my initial review and my comments are listed below, you can view marked up plans on our Click here to view your application. Please note that you may receive additional comments from other city departments as your application is reviewed. You can follow the progress of your application by clicking on the link to the online portal above and signing into your account.

Community Development: Frank Stringi

The applicant must amend the special permit with respect to the following condition in order to increase the number of affordable units from 7 to 18:

In accordance with the special permit, the conversion of this property shall be restricted to the creation of 71 residential condominium units with one office unit and that no apartment use shall be allowed on the site. Seven (7) units shall be allocated for affordable housing, which will include two units at 60% AMI for Veterans; two units at 60% AMI for senior citizens; two units at 70% AMI; and one unit at 80% AMI.

Please do not reply to this automated email. All resubmittals should be done using our online portal at www.citizenserve.com/revere re-review. Furnishing the above requested information will help expedite the approval of your application.



Attachment: PH.C2304.133SalemStreet (23-210 : C-23-04, 133 Salem Street, Special Permit)



The City of REVERE, MASSACHUSETTS

Partity 80

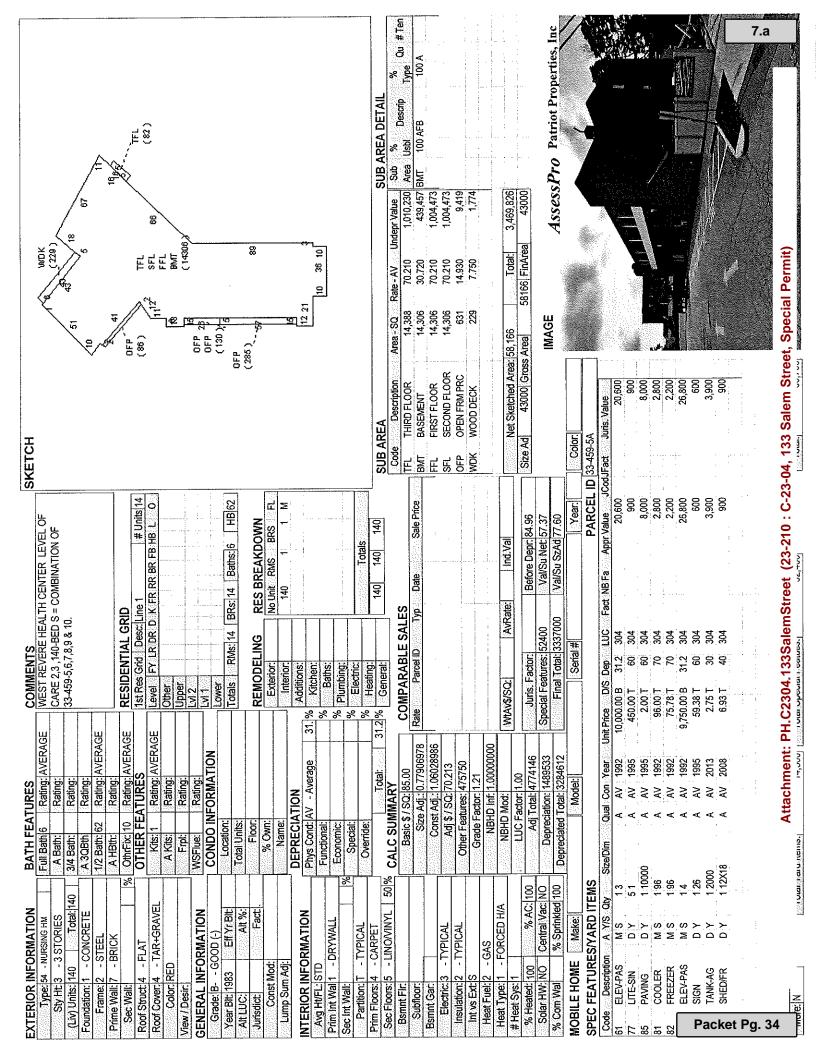
BOARD OF ASSESSORS Dana E. Brangiforte John J. Verrengla Mathew M. McGrath

Request for Abutters List

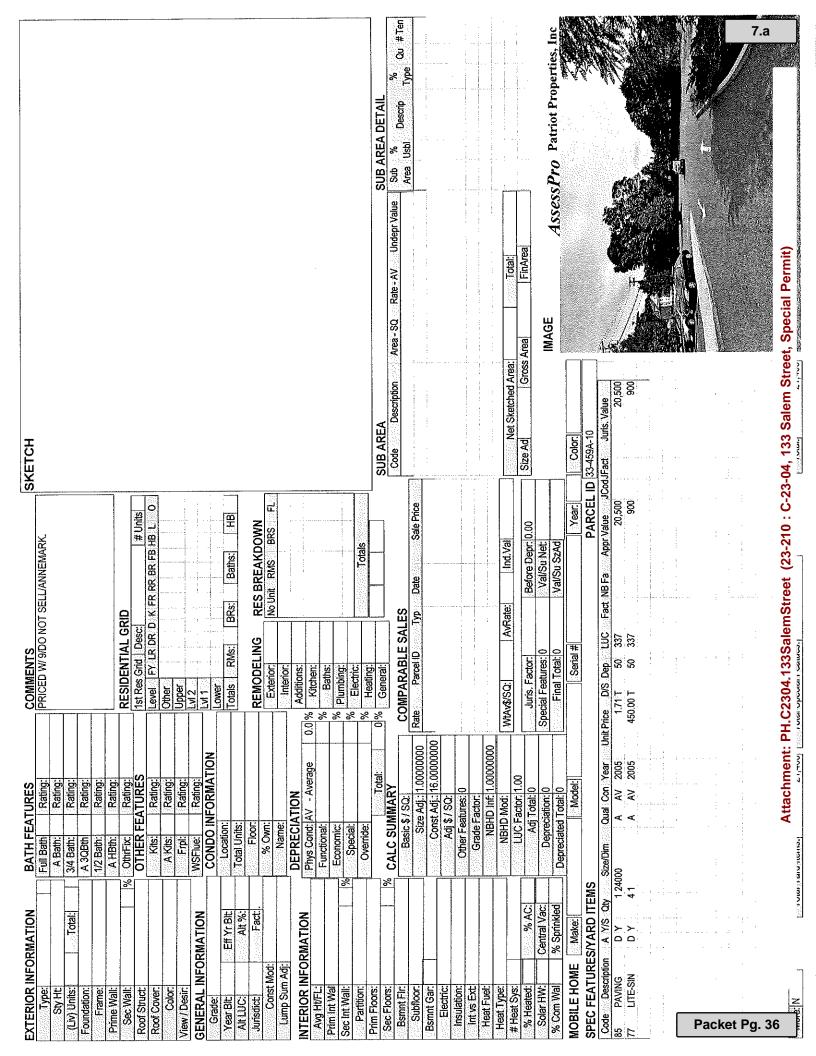
Date: 7/26/23
Property Location: 133 SALEM Street
Map: Block: Parcel:
Property Owner:
Is request for special permit or variance? YES NO
If yes than 300Ft is required distance. If no, than please indicate requested distance below.
Requested Distance:
<u>300</u> FT
Fee: \$80.00
Please make checks payable to City of Revere
Requester Information:
Name: Miliael Vienner
Address: 932 Bruss my
Cholsen MA 02150
Telephone: 617-851-4980
4955

281 Broadway • Revere, MA 02151 • 781-286-8170 • Fax 781-286-8388

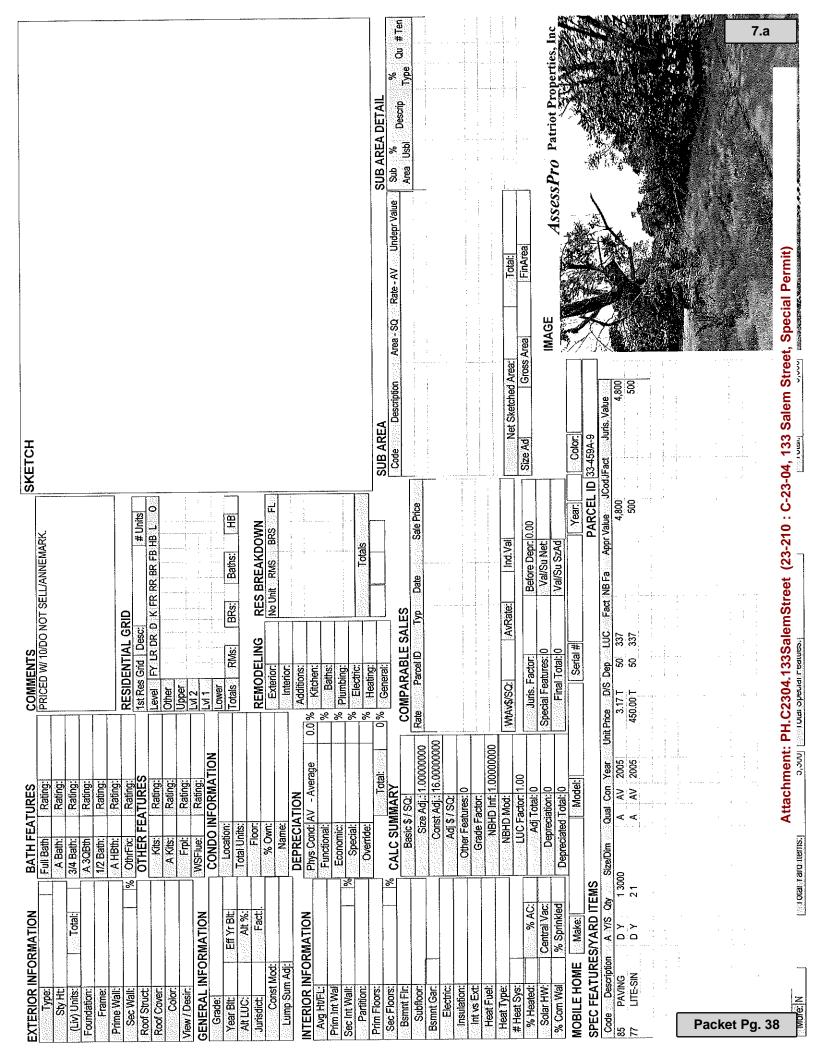
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NARRATIVE DESCRIPTION		SALES IN	KMAIL	not Doft Salting	A.	IAX DISTRICT	Cols Date:	Total Void	PAI ACCI.	14300	ASK Map	Map: 33
This Parcel contains .091 Acres of land mainly classified as	nd mainly classified as	133 SAI FM STREE	9	- IX	3/10/2022 N	MIN TIPLE PAR	Sale Fince V 4 500 000 No	No No	T. S. S. S. Moles		Fact Dist	Fact Dist
TARRICO		133 SALEM STREE		1321	7	MULTIPLE PAR	2,810,000 No			The second secon	UCAG	Vear
		WAITT PARK LLC,		28		MULTIPLE PAR	500,000 No				LandR	LandReason:
		CITY OF REVERE		[a]	_1	INVOLVED GOV	Z00,000 No	oN :			BldReason	eason.
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ERTY FACTORS		<u> </u>							12772017 MEASURED	G:	427 DEREK	
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LAND SECTION (First 7 lines only)	only)					**************************************		***************************************	io)	on or viole act of		
Use Description LUC No of Units	Unit Type	Land Type	Base	Ad		Ē	% IM2 %	Infl.3 % Appraised	Alf % Spec	Fact Use	Use Value	Notes
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337 PARKLUI 3952	Sq reet Silt		0.1	2010.5	4	SHAPE	67-	3	0 0/6,162		731,900	
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3-205	
102	
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3-208 102	m Street, Spec
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SALEM ST	32-458-1A	109 SALEM ST 101	33-459-3-101	109 SALEM ST 205	33-459-3-205
	LUC: 106		LUC: 102	ACONGO DANIELA O	LUC: 102
OVERLOOK RIDGE, LLC		ZINCK FAMILY LIVING TRUST		AFONSO DANIELA R	
CIO VERIS RESIDENTIAL		ZINCK EDWARD W TRUSTEE		109 SALEM ST	
210 HUDSON ST		109 SALEM ST		UNIT 205	
SUITE 400		UNIT 101		REVERE, MA 02151	
JERSEY CITY, NJ 07311	33-459-11	REVERE, MA 02151 109 SALEM ST 102	33-459-3-102	109 SALEM ST 206	33-459-3-206
WAITT PK	LUC: 132	100 GALLINGT 102	LUC: 102		LUC: 102
DEFREITAS DIRLEI M	,	CHIULLI GREGORY J		JEAN CAROLYN	
EFREITAS GIRLENE F		CHIULLI MARY A		MULLALLY KEVIN	
7 WAITT PARK		109 SALEM ST		109 SALEM ST	
Revere, MA 02151		UNIT 102		UNIT 206	
	33-459-12	REVERE, MA 02151 109 SALEM ST 103	33-459-3-103	REVERE, MA 02151 109 SALEM ST 207	33-459-3-207
7 WAITT PK	LUC: 101	109 SALEMIST 103	LUC: 102		LUC: 102
DEFREITAS DIRLEIM		BECK CAROL		MCKINLEY FAMILY IRREVOCABLE	TRUST
DEFREITAS GIRLENE F		109 SALEM ST		MCKINLEY JR PAUL T TRUSTEE	
7 WAITT PARK		UNIT 103		109 SALEM ST	
Revere, MA 02151		REVERE, MA 02151		UNIT 207	
			22 450 2 404	REVERE, MA 02151	33-459-3-208
31 WAITT PK	33-459-13	109 SALEM ST 104	33-459-3-104 LUC: 102	109 SALEM ST 208	LUC: 102
PEREZ ALBERTO	LUC: 101	PATEL DEEPTI		GAVENS MELISSA LAUREN	
ALPIN GERIE		SHAH HEMANT		109 SALEM ST	
31 WAITT PARK		109 SALEM ST		UNIT 208	
REVERE, MA 02151		บ ก เT 104		REVERE, MA 02151	
		REVERE, MA 02151			90 450 0 004
35 WAITT PK	33-459-14	109 SALEM ST 105	33-459-3-105	109 SALEM ST 301	33-459-3-301 LUC: 102
AMERIC ELIQUA DETU	LÜC: 101	NAIR ASHA V	LUC: 102	LEBLANC MICHAEL J	100. 102
JAMES ELISHA BETH		NAIR VINOD K		CRISANTI ERIN N	
B5 WAITT PARK REVERE, MA 02151		109 SALEM ST		109 SALEM ST	
CLACKE HAL OF 101		UNIT 105		บNIT 301	
		REVERE, MA 02151		REVERE, MA 02151	
41 WAITT PK	33-459-15	109 SALEM ST 106	33-459-3-106	109 SALEM ST 302	33-459-3-302
401 DVOVIDV 10110	LUC; 101	BURNS STEPHEN FRANCES	LUC: 102	KELLER COURTNEY N	LUC: 102
VAN BUSKIRK JOHN		MCKINLEY LISA MARIE		MURRAY KYLE T	
VAN BUSKIRK JOANNE M		109 SALEM ST		109 SALEM ST	
41 WAITT PARK REVERE, MA 02151		UNIT 106		UNIT 302	
MEVERE, INA 02101		REVERE, MA 02151		REVERE, MA 02151	
47 WAITT PK	33-459-16	109 SALEM ST 201	33-459-3-201	109 SALEM ST 401	33-459-3-401
	LUC: 101	ANNEAS	LUC: 102	MANFREDONIA MARYANN	EUC: 102
DOHERTY JR JOHN J		ANNESE JEANETTE		109 SALEM ST	
55 WAITT PARK		109 SALEM ST		UNIT 401	
REVERE, MA 02151		UNIT 201		REVERE, MA 02151	
		REVERE, MA 02151			
WAITT PK	33-459-17A	109 SALEM ST 202	33-459-3-202	109 SALEM ST 402	33-459-3-402
***************************************	LUC: 132		LUC: 102	CACATALO ANNIMADIE	LUC: 102
DOHERTY JOHN		ONEILL RYAN		GIOVINO ANN MARIE	
55 WAITT PARK		109 SALEM ST		109 SALEM ST	
REVERE, MA 02151		UNIT 202		UNIT 402	
		REVERE, MA 02151		REVERE, MA 02151	
	33-459-18A	109 SALEM ST 203	33-459-3-203	109 SALEM ST 403	33-459-3-403
55 WAITT PK	LUC: 101	109 GALLINGT 200	LUC: 102		LUC: 102
DOHERTY JOHN JR	200. 101	109 SALEM STREET, #203, REALT		CHASE THOMAS A	
56 WAITT PARK		MALARET ABNER, TRUSTEE		CHASE SHARON N	
REVERE, MA 02151		109 SALEM ST		109 SALEM ST	
		UNIT 203		UNIT 403	
		REVERE, MA 02151	23-450 2 204	REVERE, MA 02151 109 SALEM ST 404	33-459-3-404
109 SALEM ST	33-459-3-0000	109 SALEM ST 204	33-459-3-204 LUC: 102	TOS SALENIST 404	LUC: 102
WILLIAMSBURG SQUARE COND	LUC: N/A	SAHOO SHRINJOY		WOLFE FAMILY TRUST	
		400 GALEN OT		WOLFE GEORGE D TRUSTEE	
C/O EASTERN PROPERTY MANA	AGEMEN	109 SALEM ST			
	AGEMEN	UNIT 204		109 SALEM ST	
C/O EASTERN PROPERTY MANA POST OFFICE BOX 205 REVERE, MA 02151	AGEMEN			109 SALEM ST UNIT 404	

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109 SALEM ST 405	33-459-3-405	5 STONE ST	33-459A-11A	46 WAITT PK	33-459A-4
	LUC: 102		LUC: 101		LUC: 10
MCPHEE WILLIAM		PACHECO OLGA M VELIZ		OBORSKY MAXINE D	
109 SALEM ST		DUARTE MARY FABIOLA		46 WAITT PARK	
UNIT 405		5 STONE ST		REVERE, MA 02151	
REVERE, MA 02151		REVERE, MA 02151			
109 SALEM ST 406	33-459-3-406	11 STONE ST	33-459A-14	40 WAITT PK	33-459A-5
	LUC: 102		LUC: 101		LUC: 1
KELLEY MAUREEN T		BEARD FAMILY TRUST		DESISTO CAMILLE M	
SOLLOSY ROBIN S		HILL ANN MARIE TRUSTEE		44 WAITT PARK	
109 SALEM ST		11 STONE ST		REVERE, MA 02151	
UNIT 406		REVERE, MA 02151			
REVERE, MA 02151 109 SALEM ST 501	33-459-3-501	15 STONE ST	33-459A-15	34 WAITT PK	33-459A-
TOS GALLIN OT COT	LUC: 102		LUC: 101		LUC: 1
CAROL BAGLIO REVOCABLE TRUST		POOLE STEVEN M		SALGADO NESTOR J	
BAGLIO CAROL TRUSTEE		FRUCIANO DIANA		QUINTERO AMPARO	
109 SALEM ST		15 STONE ST		34 WAITT PARK	
UNIT 501		REVERE, MA 02151		REVERE, MA 02151	
REVERE, MA 02151			00 (50) 10	OO MANTERIA	33 4504 .
109 SALEM ST 502	33-459-3-502 LUC: 102	STONE ST	33-459A-16 LUC: 132	26 WAITT PK	33-459A-7
HU MENGWEI	102	POOLE STEVEN M		DESIMONE JOHN	,
ZHAO YIZUO		FRUCIANO DIANA		COLBY CHERYL	
34 CURVE ST		15 STONE ST		140 BOXWOOD LN	
NATICK, MA 01760		REVERE, MA 02151		BRIDGEWATER, MA 02324	
AGO CALEMET EGO	33-459-3-503	23 STONE ST	33-459A-17	WAITT PK	33-459A-
109 SALEM ST 503	LUC: 102	23 STORE GI	LUC: 101		LUC: 1
COMEAU DENNIS A		ANDREOTTOLA JR FRANK		DESIMONE JOHN	
COMEAU JUNE M		ANDREOTTOLA THERESE		COLBY CHERYL	
109 SALEM ST		23 STONE ST		140 BOXWOOD LN	
UNIT 503		REVERE, MA 02151		BRIDGEWATER, MA 02324	
REVERE, MA 02151					00 4504
109 SALEM ST 504	33-459-3-504	STONE ST	33-459A-18 LUC: 132	WAITT PK	33-459A-
GARCIA JR CARLOS W	LUC: 102	ESCOBAR LIBETH M REYES	100. 132	133 SALEM DEVELOPMENT LLC	
109 SALEM ST		31 STONE ST		932 BROADWAY	
UNIT 504		Revere, MA 02151		UNIT 1	
REVERE, MA 02151				CHELSEA, MA 02150	
SALEM ST	33-459-4	31 STONE ST	33-459A-19	10 STONE ST	33-460-10
SALEW ST					
			LUC: 101		LUC: 1
DOHERTY JOHN	LUC: 131	ESCOBAR LIBETH M REYES	101	CROSS GENE	LUC: 1
			roc: 101	CROSS GENE CROSS HATTIE M	LUC: 1
DOHERTY JOHN DOHERTY MARGARET 55 WAITT PK		ESCOBAR LIBETH M REYES	100. 101	CROSS HATTIE M 10 STONE ST	LUC: 1
DOHERTY MARGARET 55 WAITT PK		ESCOBAR LIBETH M REYES 31 STONE ST	100	CROSS HATTIE M	LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151		ESCOBAR LIBETH M REYES 31 STONE ST	33-459A-2	CROSS HATTIE M 10 STONE ST	33- 4 60-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST	LUC: †31	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK		CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST	33-460-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST	LUC: †31 33-459-5A	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA	33-459A-2	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L	33-460-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151	LUC: †31 33-459-5A	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK	33-459A-2	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA	33-460-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1	LUC: †31 33-459-5A	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA	33-459A-2	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST	33-460-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY	LUC: †31 33-459-5A	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK	33-459A-2	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA	33- 4 60-1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK	33-459A-2 LUC: 101 33-459A-20	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST	33-460-1 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151	33-459A-2 LUC: 101 33-459A-20 LUC: 101	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151	33-460-1 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE	33-459A-2 LUC: 101 33-459A-20 LUC: 101	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST	33-460-1 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN 58 WAITT PK	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE ASSORTATO MICHAEL P TRUSTE	33-459A-2 LUC: 101 33-459A-20 LUC: 101	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021 BRUM MICHAEL J TRUSTEE	33-460-1 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE	33-459A-2 LUC: 101 33-459A-20 LUC: 101	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021	33-460-1 LUC: 1 33-460-8
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN 58 WAITT PK Revere, MA 02151	33-459-5A LUC: 304 33-459A-1 LUC: 101	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE ASSORTATO MICHAEL P TRUSTE 41 STONE ST REVERE, MA 02151	33-459A-2 LUC: 101 33-459A-20 LUC: 101 TRU	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021 BRUM MICHAEL J TRUSTEE 34 STONE ST REVERE, MA 02151	33-460-1 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN 58 WAITT PK	33-459-5A LUC: 304	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE ASSORTATO MICHAEL P TRUSTE 41 STONE ST REVERE, MA 02151 50 WAITT PK	33-459A-2 LUC: 101 33-459A-20 LUC: 101 TRU EE 33-459A-3 LUC: 104	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021 BRUM MICHAEL J TRUSTEE 34 STONE ST REVERE, MA 02151 20 STONE ST	33-460-1 LUC: 1 33-460-8 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN 58 WAITT PK Revere, MA 02151	33-459-5A LUC: 304 33-459A-1 LUC: 101	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE ASSORTATO MICHAEL P TRUSTE 41 STONE ST REVERE, MA 02151 50 WAITT PK RICHARD A STEWART IRREVOCABLE	33-459A-2 LUC: 101 33-459A-20 LUC: 101 TRU EE 33-459A-3 LUC: 104	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021 BRUM MICHAEL J TRUSTEE 34 STONE ST Revere, MA 02151 20 STONE ST AZRAIBI RKIA	33-460-1 LUC: 1 33-460-8 LUC: 1
DOHERTY MARGARET 55 WAITT PK REVERE, MA 02151 133 SALEM ST 133 SALEM DEVELOPMENT LLC 932 BROADWAY UNIT 1 CHELSEA, MA 02150 58 WAITT PK BONES JAZMIN 58 WAITT PK Revere, MA 02151	33-459-5A LUC: 304 33-459A-1 LUC: 101	ESCOBAR LIBETH M REYES 31 STONE ST Revere, MA 02151 54 WAITT PK RHANEM ELMOSTAFA 54 WAITT PARK REVERE, MA 02151 41 STONE ST ASSORTATO FAMILY REVOCABLE ASSORTATO MICHAEL P TRUSTE 41 STONE ST REVERE, MA 02151 50 WAITT PK	33-459A-2 LUC: 101 33-459A-20 LUC: 101 TRU EE 33-459A-3 LUC: 104	CROSS HATTIE M 10 STONE ST REVERE, MA 02151 6 STONE ST NESE DOMINIC L DIORIO PAULA 6 STONE ST REVERE, MA 02151 34 STONE ST BRUM IRREVOCABLE TRUST 2021 BRUM MICHAEL J TRUSTEE 34 STONE ST REVERE, MA 02151 20 STONE ST	LUC: 1

146 SALEM ST	33-461-465-11	136 SALEM ST	33-461-465-9
THORNTON RONALD P THORNTON JANE A 146 SALEM ST REVERE, MA 02151	LUC: 104	ROWE CONTRACTING COMPANY 335 CENTRAL ST SAUGUS, MA 01906	LUC: 104
10 WAITT CT	33-461-465-12	162 SALEM ST	33-468A-1
KENDALL ROBERT J JR KENDALL JANE M 381 PORTER ST MELROSE, MA 02176	LUC: 104	FERREIRA AGUINALDO ALVES ALVES MAURILIA DE OLIVERA 162 SALEM ST REVERE, MA 02151	LUC: 105
20 WAITT CT	33-461-465-13	17 BREEDENS LN	33-468A-2
NABOULSI ABDESSAMAD 20 WAITT CT REVERE, MA 02151	LUC: 101	DESCOUTEAUX GEORGE 17 BREEDENS LN REVERE, MA 02151	EUC: 101
156 SALEM ST	33-461-465-14A	166 SALEM ST	33-468B-1
DELVA NYDIA 156 SALEM ST Revere, MA 02151	LUC: 104	DEMATTIA ARTHUR R DEMATTIA ELLEN M 166 SALEM ST REVERE, MA 02151	TUC: 101
20 BREEDENS LN	33-461-465-14B	15 LIBERTY AVE	33-468B-3 LUC: 101
BAJANA ALFONSO C BAJANA YANIRA 20 BREEDENS LN REVERE, MA 02151	LUC: 104	KAPPY TRUST HOGAN TIMOTHY G TRUSTEE 15 LIBERTY AVE Revere, MA 02151	
156 A SALEM ST	33-461-465-15		
LARRIU EDWARD 156A SALEM ST REVERE, MA 02151	LUC: 101		
SALEM ST	33-461-465-1A		
OVERLOOK RIDGE, LLC C/O VERIS RESIDENTIAL 210 HUDSON ST	LUC: 130		
SUITE 400 JERSEY CITY, NJ 07311 15 PARKSIDE PL	33-461-465-2A		THIS IS A TRUE & ATTESTE COPY OF THE RECORDS OF
11 OVERLOOK RIDGE DRIVE (MAP POST OFFICE BOX A3878 CHICAGO, IL 60690	LUC: 112 N) OWNER LLC		ASSESSOR'S OFFICE OF THE CITY OF REVERE
108 SALEM ST	33-461-465-6		
COX MARGARETT 108 SALEM ST Revere, MA 02151	LUC: 101		

33-461-465-7

LUC: 104

122 SALEM ST

DEWLING MICHELE D 122 SALEM ST REVERE, MA 02151

C-23-05

PUBLIC HEARING

Notice is hereby given in accordance with the provisions of Chapter 40A of the Massachusetts General Laws and Section 17.40.030 of the Revised Ordinances of the City of Revere that the Revere City Council will conduct a public hearing on Monday evening, September 25, 2023 at 6:00 P.M. in the City Councillor Joseph A. DelGrosso City Council Chamber, Revere City Hall, 281 Broadway, Revere, MA 02151 on the application of Youssef Abouriaili c/o Touma & Elias Realty Group, PO Box 16, Revere, MA 02151 requesting a special permit from the Revere City Council to expand and alter an existing non-conforming structure by constructing a second-story 1,064 s.f. addition for storage space at 570 Broadway, Revere, MA 02151.

A copy of the aforementioned proposed plan and application (C-23-05) is on file and available for public inspection in the office of the City Clerk, Revere City Hall, Revere, Massachusetts, Monday through Thursday from 8:15 A.M. to 5:00 P.M. and Friday from 8:15 A.M. to 12:15 P.M.

Attest:

Ashley E. Melnik City Clerk

Revere Journal Check attached #1217 09/06/2023 09/13/2023 FORM B

APPLICATION NO.	C-23-05
DATE: 4/30	22

City of Revere, Massachusetts Revere City Council Application For Special Permit

All parts of this application and the attached documents shall be completed and submitted under the pains and penalties of perjury. Incomplete filings may be rejected.

The applicant must be prepared to present data that tends to indicate that the public convenience and welfare will be substantially served by granting the exception or permission requested. That the exception or permission requested will not tend to impair the status of the neighborhood; that the exception or permission requested will be in harmony with the general purposes and intent of the Revised Ordinances of the City of Revere.

I hereby request a hearing before the Revere City Council for the following:

- A. Application for Planned Unit Development Title 17, Chapter 17.20, Section 17.20.010, 17.20.200 (Revised Ordinances of the City of Revere),
- B. Application for Special Permit (Revised Ordinances of the City of Revere), Title 17, Chapter 17.16, Section ______.
- C. Application for Special Permit for Alteration and Extension of Nonconforming Uses (Revised Ordinances of the City of Revere), Title 17, Chapter 17.40, Section 17.40.020.
- 1. Applicant submitting this application is:

Name: Youssef Abourjaili C/O Touma & Elias Realty Group			
Address: PO Box 16, Revere MA 02151			
Tel. # :617-406-8294	<u>a</u>	N 	
Email: joel3749@gmail.com			s
2. Applicant is: Tenant Licensee Prospective Purchaser		1.5	
2. Applicant is: renant cicensec rrospective ratenase.		72	} • • • • • • • •
X Owner Other (Describe)	_ \	Column Column St. D	
		S	

3. The following person is hereby designated to represent the applicant in matters arising hereunder:
Name: <u>Joseph Luna, AIA Principal: Luna Design Group</u>
Title: Owners Representative/ Project Architect
Address: 100 Conifer Hill Drive, Suite 406 Danvers, MA 01923
Tel. #: Office: 781-245-6530 ext. 11 Cell: 508-523-6881
Email: iluna@lunadesign.com
4. The land for which this application is submitted is owned by:
Name: Youssef Abourjaili C/O Touma & Elias Realty Group
Address PO Box 16, Revere MA 02151
Tel. #: 617-406-8294
5. The land described in this application is recorded in Suffolk County Registry of
Book 67403 , Page 272 . Certificate # (if registered),
Book <u>67392</u> , Page <u>254</u> .
6. Plans describing and defining the Exception to Use Regulations In Certain Districts, the Special Permit or Special Permit For Alteration and Extension of Nonconforming Uses are included herewith and made a part hereof and are titled and dated:
570 Broadway, Second Floor Storage, Prepared by: SAA Design Group, dated: 09:06:19
Lot # 570 Sq. Ft. 1,064 Proposed Addition
7. A map describing the land uses of adjacent and nearby properties is included and made a part of this application. 570 Broadway See attached locus map.
8. A locus map $(8\%'' \times 11'')$ copy of City of Revere or USGS topographic sheet with site marked for which perm is requested is included and made a part of this application.
9A. Is the site of this application subject to the Wetland Protection Act (M.G.L., Chapter 131, Sec. 40A or Chapter 130, Sec. 105)?
yes X no do not know
9B. Is the location of the site of this application within 100 feet of:
a coastal beach; salt marsh; land under the ocean;
do not know: X no.

10. Describe the property for which this application is being submitted (including dimensions of land, existing buildings, if any, availability of utilities, sewer, water, etc.):
Preexisting single story commercial structure located on a 10,603 s.f. lot. Building use is takeout restaurant. Owner swish to add a second story with exterior stair to provide additional storage area for the restaurant. Patron use is not permitted in this space.

11. What is the nature of the exception or special permit requested in this application?

Special Permit Application for preexisting nonconforming structure.

Date of denial by Building Inspector and/or Planning Board

March 16, 2020 Application SPR20-000044 by Frank Stringi

i nereby certify under the pains and penalties of perjury that t	ne foregoing information contained in this
application is true and complete.	
Jall.	8-30-2023
Signature of Applicant	Date
M.	8.30-2523
Signature of Owner ्	Date
cospolition	8/30/23
Signature of Designated Representative	Date
Received from above applicant, the sum of \$mailing costs.	to apply against administrative and

General Disclosure of Constituent Information Relative to Applications Submitted to the Revere City Council For Authorizations, Permits, Special Permits, Licenses, Variances, Orders of Conditions, Approvals, Modifications and Amendments Which are Subject of Proceedings Before the Revere City Council

1. Name and residential address of party submitting application: Name: Youssef Abourjaili C/O Touma & Elias Realty Group Address: <u>3 R Andover Street</u>, Peabody, MA 01960 2. Name and residential address of each landowner on whose property subject matter will be exercised: (Attach additional pages, if necessary.) Name: _____ 3. If the party is a partnership, state the name and residential address of all partners within sixty (60) days of this application: Partner's Name: N/A Address: 4. Name and residential address of each party to whom subject authorization will be issued: Name: Youssef Abourjaili C/O Touma & Elias Realty Group Address: 3 R Andover Street, Peabody, MA 01960 5. If the party is a trust, provide the name and residential address of each trustee and beneficiary within sixty (60) days of this application: The trust documents are on file at ______ and will be delivered upon request. 5. If the party is a joint venture, state the name and residential address of each person, form of company that is party to the joint venture within sixty (60) days of the filing of this application. Joint Venture Name: A copy of the Joint Venture agreement is on file at ______ and will be delivered upon request.

Page 2

General Disclosure Form

shareholder owning more than 50% of the interest in the Corporation within sixty (60) days of the date of this application:
Officer's Name:
Address:
Director's Name:
Address:
Shareholder's Name:(50% or more) Address:
8. If the party is a General Partnership, provide the name and residential address of each partner in the partnership within sixty (60) days of the date of this application.
General Partner's Name:
Address:
9. If the party is a Limited Partnership, provide the name and residential address of each General Partner of the Limited Partnership within sixty (60) days from the date of this application.
General Partner's Name of Limited Partnership:
Address:
10. If the business is conducted under any title other than the real name of the owner, state the time when, an place where, the certificate require by Mass. General Law, Chapter 110, Section 5, is on file:
The foregoing information is provided under the Pains and Penalty of Perjury. Signature of each party and landowner:

Request for Finding of Fact - Special Permit

Now comes the applicant Youssef Abourjaili C/O Touma & Elias Realty Group who has applied to this Honorable City Council for a special permit for property located at: <u>570 Broadway</u>, <u>Revere MA</u> and asks that said Council make the following findings of fact:

1.	That the proposed use would be in harmony with the general purpose and intent of the Zoning
	Ordinance for the following reasons:

- (a) Pre-existing nonconforming structure that requires a special permit for any alteration that requires a special permit under Section 17.40.030.
- (b) The applicant wishes to add 1,064 s.f. of additional storage space above an existing small restaurant.
- (c) There is no increase in the building footprint. Access to the storage area will be from an exterior stair and there will be no patron use of this space.

2.	That the specific site i	s an appropriate	location for such	use for the	following reasons:
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(a)	Use	is pre-ex	isting,	and	new	propos	sed :	space	is for	storage	only.

(b)

3. That the specific site has adequate public sewerage and water facilities and water systems for the following reasons:

/c)	Healis pro-existing with th	e proposed use is storage only.	There is no impact publ	ic water & sewe
เสม	use is ore-existing with th	e aranasea use is siorage ainv.	THERE IS NO BIDACL DUD!	IC MATCH IX SCINCI

(b)

(c)

- 4. That the use as developed will not adversely affect the neighborhood, for the following reasons:
 - (a) Storage use only with no patron use for proposed addition.

(b)

(c)

Page 2 Finding of Fact Form

- 5. That there will not be a nuisance or serious hazard to vehicles or pedestrians using <u>Broadway</u> for the following reasons:
 - (a) The proposed use is storage only with no increase in patron use. There is no impact on pedestrians or vehicles.
 - (b)
 - (c)
- 6. That adequate and appropriate facilities will be provided for the proper use, for the following reasons:
 - (a) N/A
 - (b)
 - (c)

Date: August 30, 2023

Respectfully submitted by: _

To: Richard Viscay, Director of Finance
From: Ashley E. Melnik, City Clerk
Subj: Review of Taxes, Assessments, Betterments and Other Municipal charges Relative to an Application for a
City of Revere License and/or Permit.
Date:
Requested Return
Date:
Hearing
Date:
In accordance with the provisions of Section 57(a), of Chapter 40 of the Massachusetts General Laws, and Title 3, Chapter 3.04, Section 3.04.020 of the Revised Ordinances of the City of Revere, I herewith request information relative to the payment of the City of Revere real estate taxes, assessments, betterments and other municipal charges concerning the following persons, corporations or business enterprises who have made application for a City of Revere license or permit or renewal thereof:
Name of Applicant: Youssef Abourjaili C/O Touma & Elias Realty Group (person, corporation or business enterprise applying for license or permit)
Address of Applicant: PO Box 16, Revere MA 02151
(business address of above person, corporation or business enterprise)
Location Address: 570 Broadway, Revere, MA 02151
(location of property for which license or permit is required.

Certification

Pursuant to M.G.L. Chapter 62C, Sec. 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required by law.

Signature of Individual or

Corporate Name

Corporate Officer (if applicable)

Certification

Pursuant to M.G.L. Chapter 40, Section 57(a), and Title 3, Chapter 3.04, Section 3.04.020 of the Revised Ordinances of the City of Revere, Massachusetts, I hereby certify, under penalties of perjury, that I have paid all City of Revere real estate taxes, water and sewer assessments and any other municipal charges required under law.

Signature of Individual or

∕Corporate Name

Corporate Officer (if applicable)

On Monday, March 16, 2020, 12:41:48 PM EDT, <fstringi@revere.org> wrote:

CITY OF REVERE APPLICATION REVIEW

City of Revere Site Plan Review Review Comments

From:

Frank Stringi

Date:

March 16, 2020

Application #:

SPR20-000044

Address:

570 BROADWAY

Description:

addition for storage

Review Status: Denied

Thank you for your recent permit application for addition for storage. I have completed my initial review and my comments are listed below, you can view marked up plans on our <u>online portal</u>. Please note that you may receive additional comments from other city departments as your application is reviewed. You can follow the progress of your application by clicking on the link to the online portal above and signing into your account.

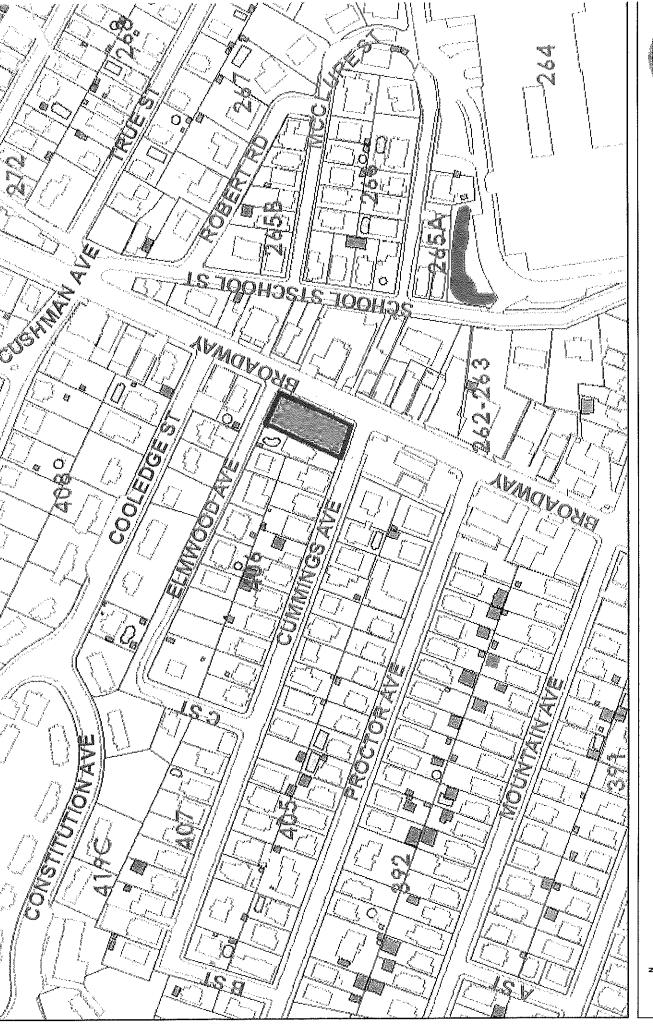
Community Development: Frank Stringi

• This plan has been denied for the following reasons: In accordance with Section 17.40.030 of the Revised Revere Zoning Ordinance, the expansion and alteration of an existing nonconforming structure may only be allowed by special permit of the City Council. The City Council may award a special permit only if it determines that such extension and alteration shall not be more substantially detrimental than the existing nonconforming structure to the neighborhood.

NOTE: If your application is marked "Resubmittal Required", you do not need to submit a new application.

Log back into your account and edit either your Registration or Permit as requested in the comments.

Please do not reply to this automated email. All resubmittals should be done using our online portal at www.citizenserve.com/revere re-review. Furnishing the above requested information will help expedite the approval of your application.





570 Broadway Locus Map



Attachment: PH.C2305.570Broadway (23-211: C-23-05, 570 Broadway, Special Permit) hformation presented is provided "as is." The City of Revere, MA disclaims all representations or warrantes manding following and a separative date in principal and principal disclaims to the creation of a separative date in the money will the Cylo Reverte in responsible for detanded and a rather white white severe resulting from use of or relative tools. If formation,

PROPOSED 2ND FLOOR STORAGE ADDITION **570 BROADWAY**

570 Broadway
and Floor Storage
Adoption
Expedit Restributar
PROJECT ADDRESS
570 Broadway,
Revere, MA D1251

r. YOUSEF BOURJEILI 570 BROADWAY REVERE, MA

PLANS PREPARED FOR: REVERE, MA

EL PONEL 2 RESTAURANT

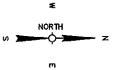
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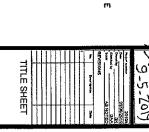
- **EXISTING & PROPOSED SOUTH ELEVATIONS**
- PROPOSED NORTH, WEST AND EAST ELEVATIONS
- **EXISTING FIRST FLOOR LAYOUT**
- PROPOSED SECOND FLOOR LAYOUT
- **EXISTING CONDITIONS**

SITE CIVIL DRAWINGS:

C-1 PROPOSED SITE PLAN







STRUCTURAL DRAWINGS:

DRAWING LISTS

A-1 TO A-5

ARCHITECTURAL DRAWINGS NOTES AND ABBREVIATIONS

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TITLE SHEET

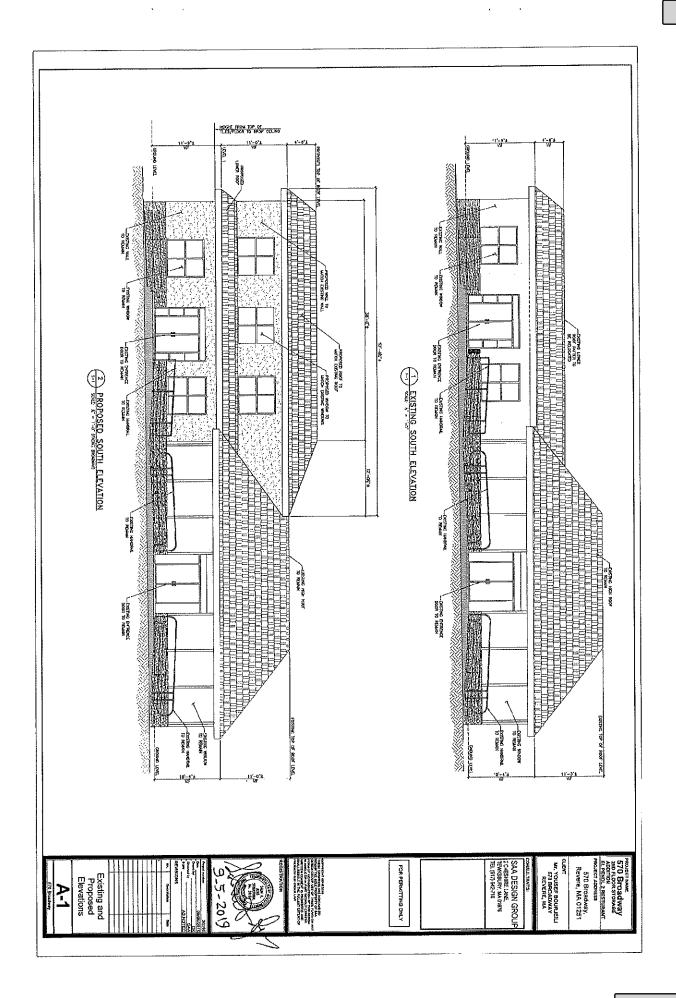
S-1 TO S-5

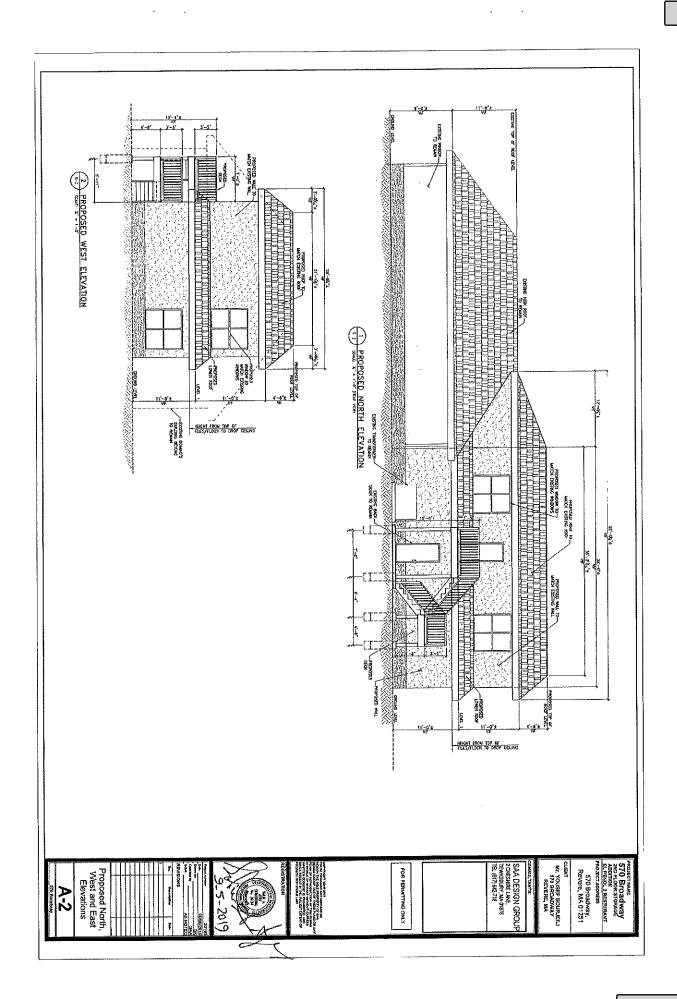
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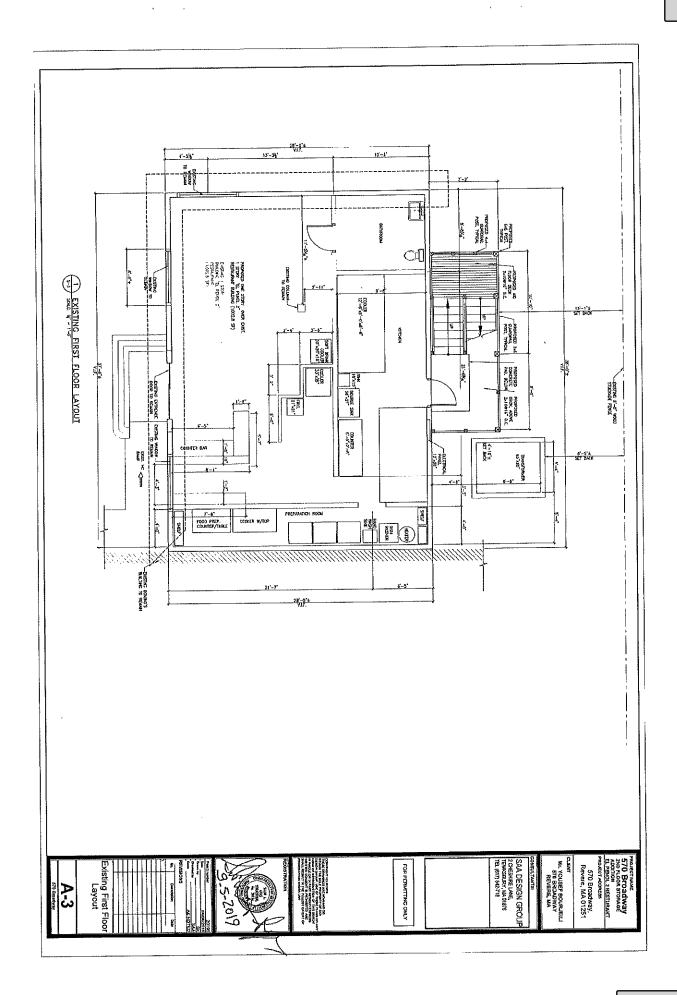
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- PROPOSED ROOF DETAILS
- PROPOSED ROOF ROOF OVERHANG FRAMING PLAN
- PROPOSED ROOF STAIR FRAMING DETAILS
- PROPOSED STRUCTURAL DETAILS

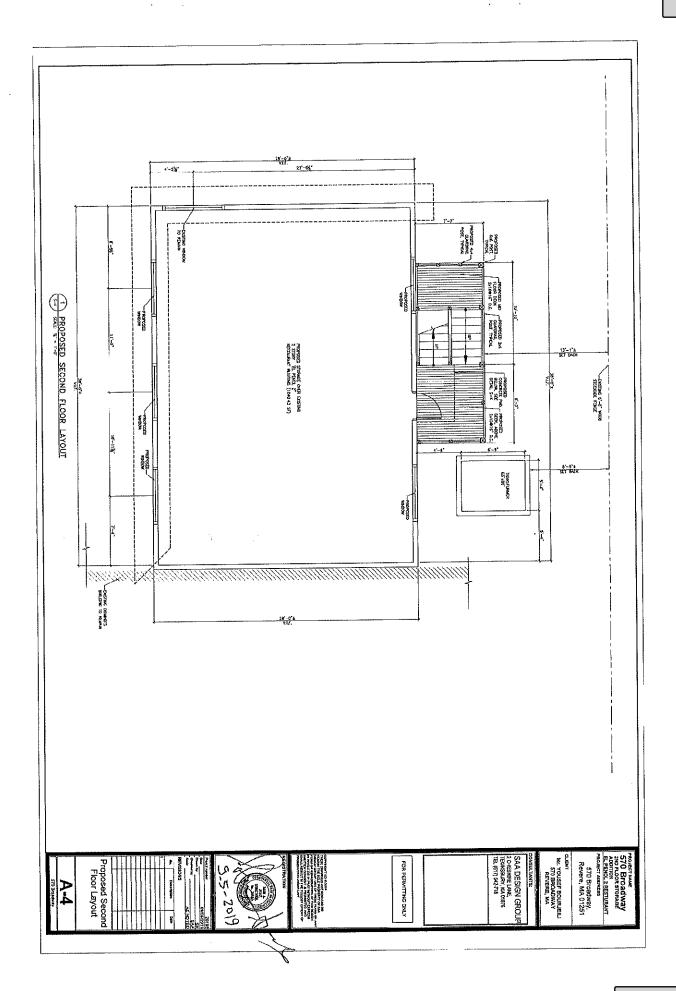
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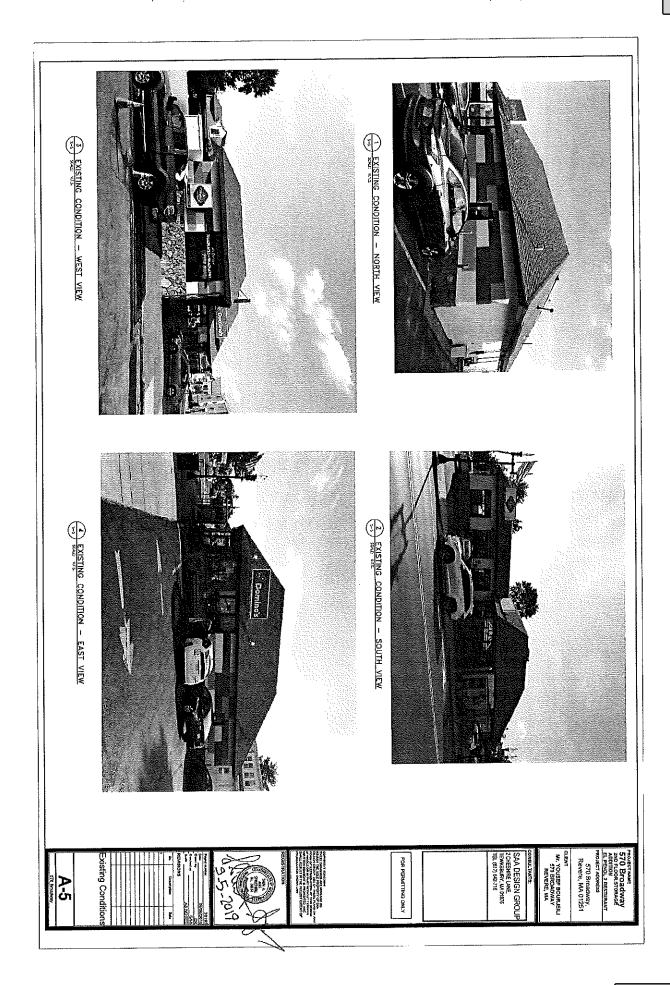
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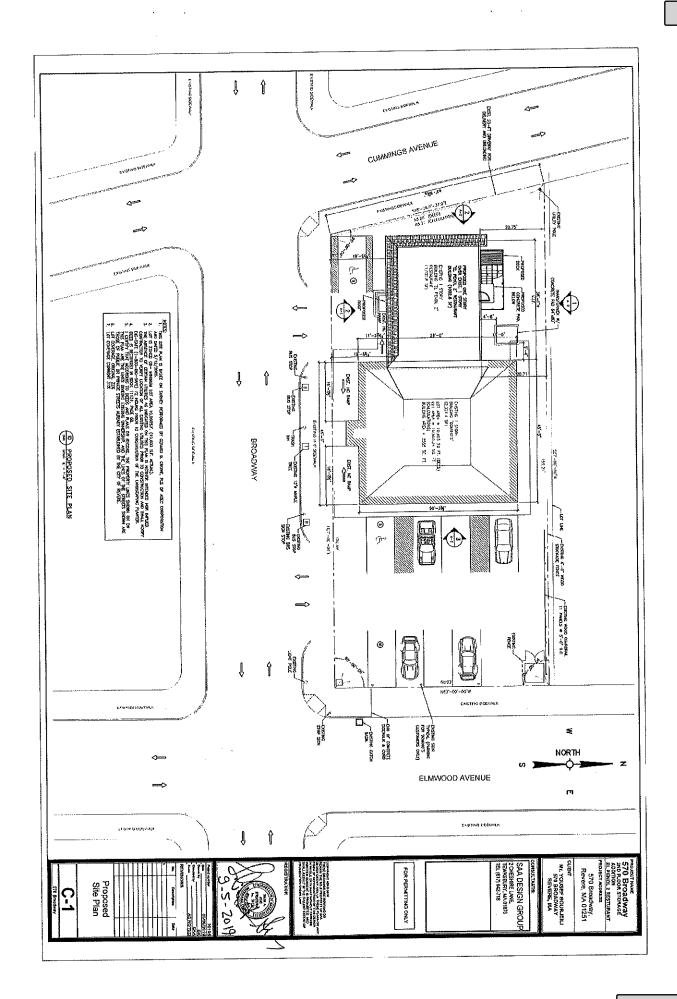


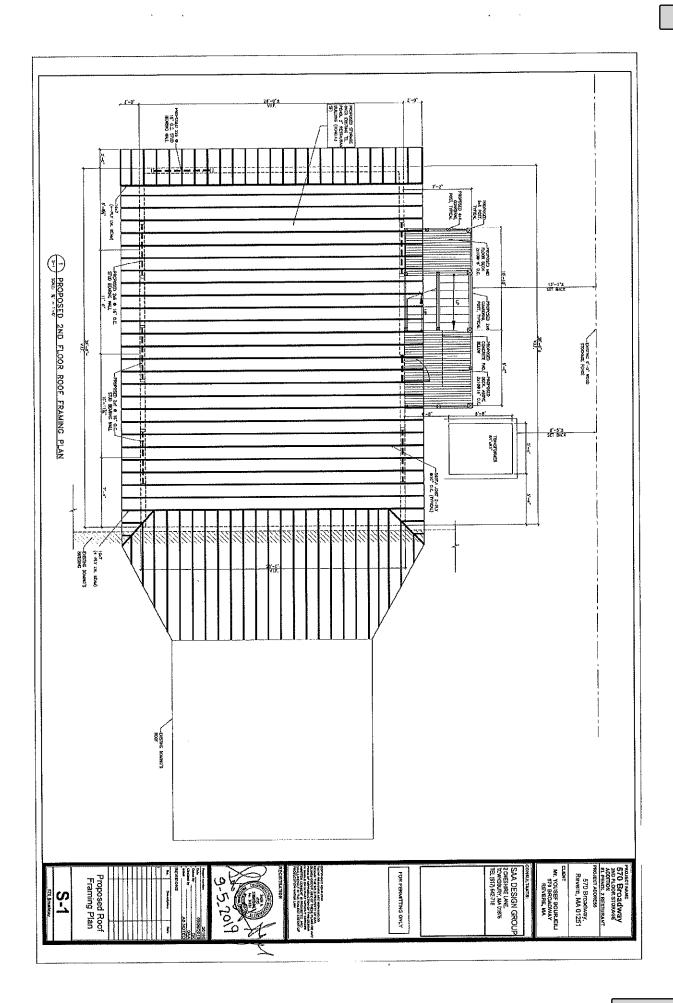


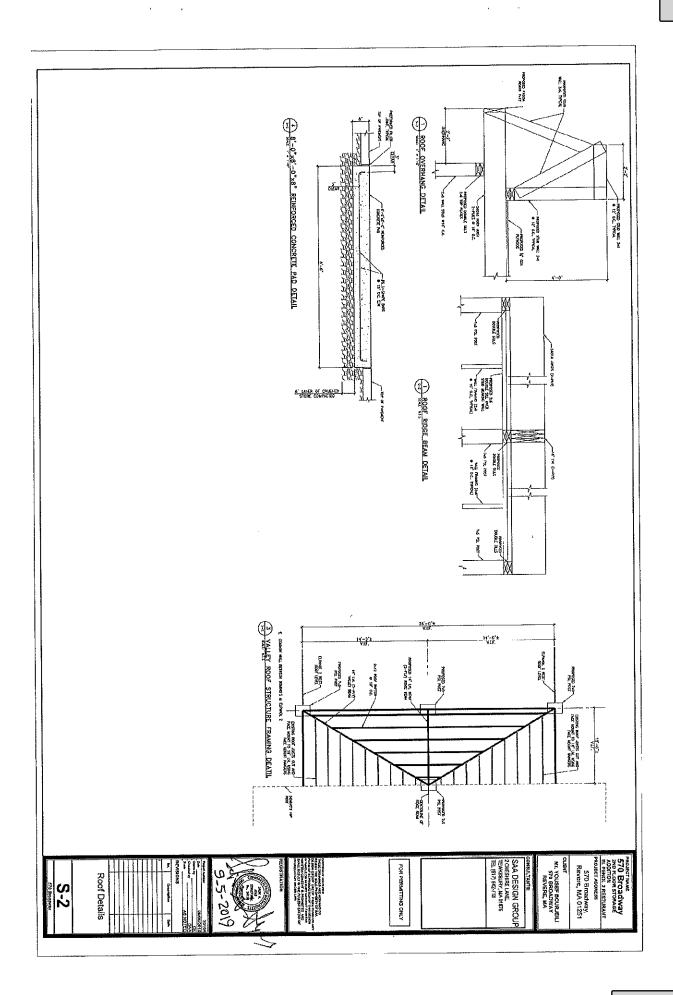


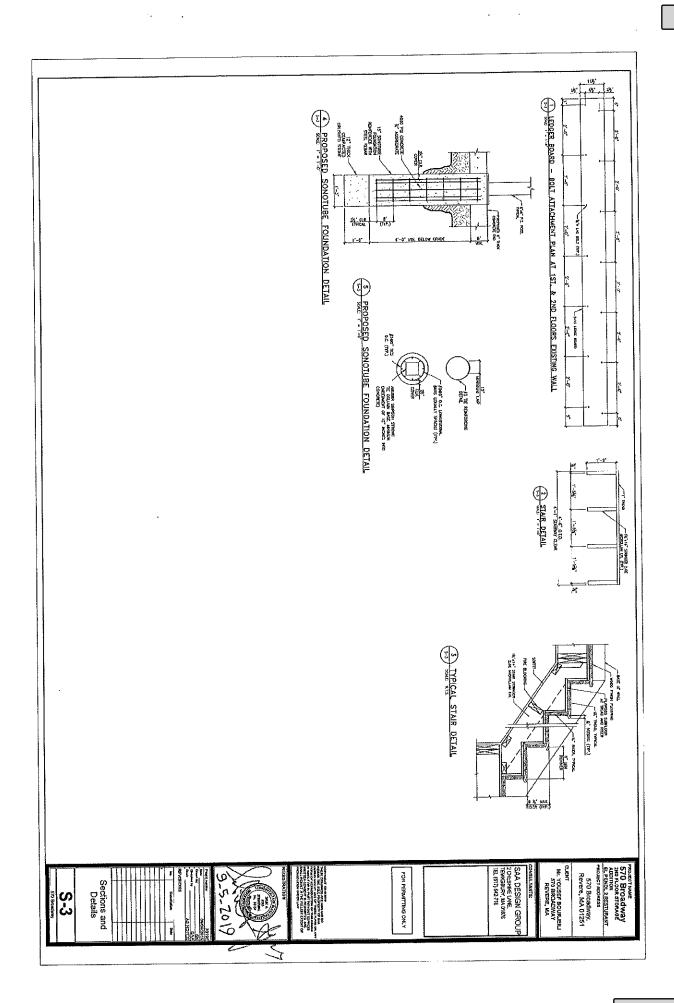


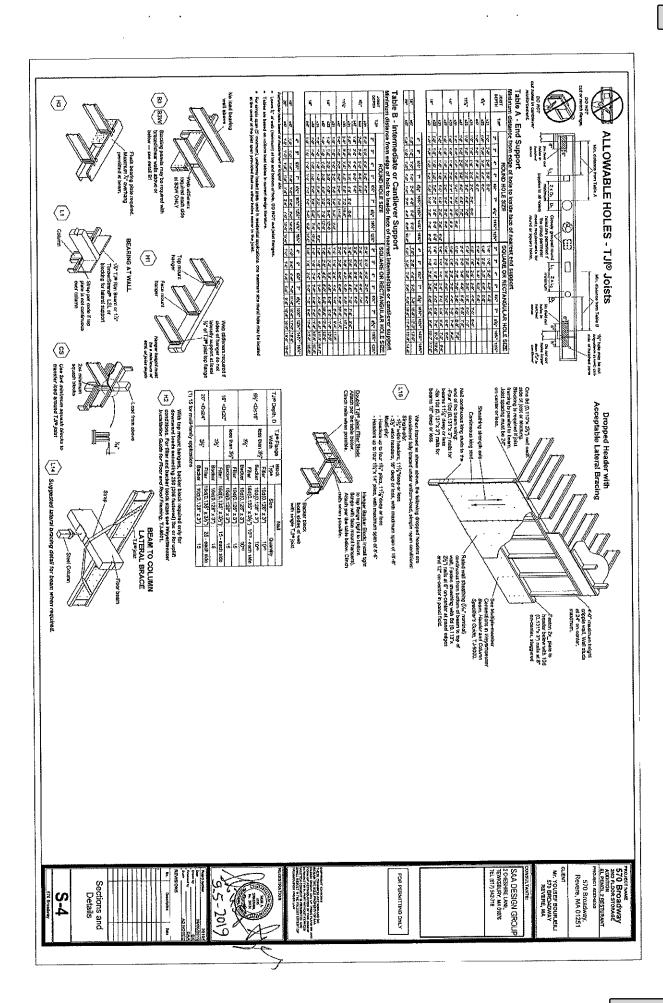


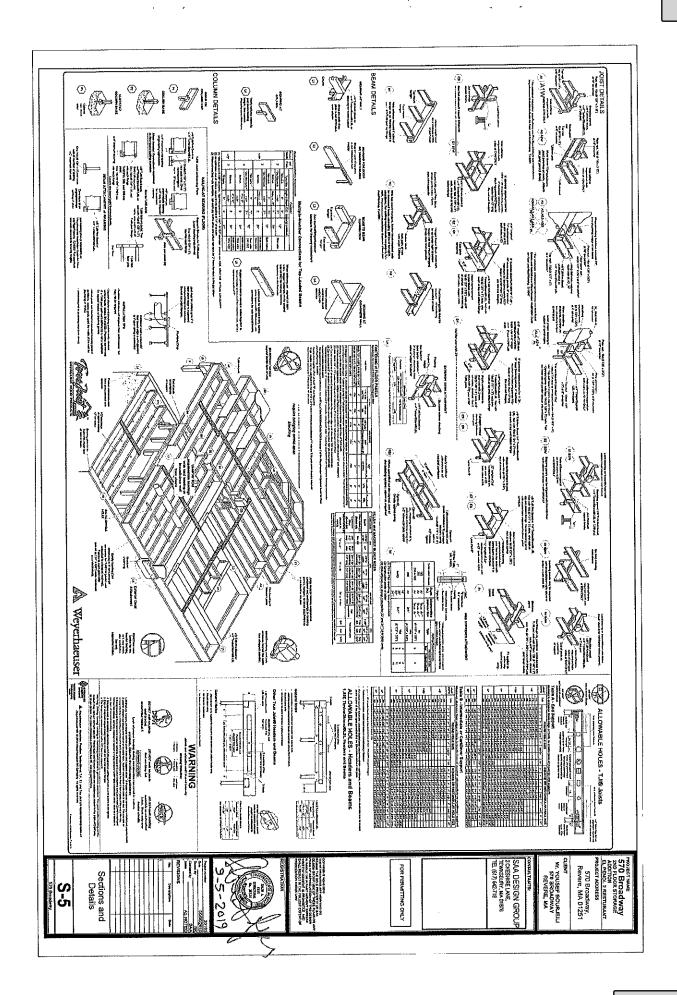
















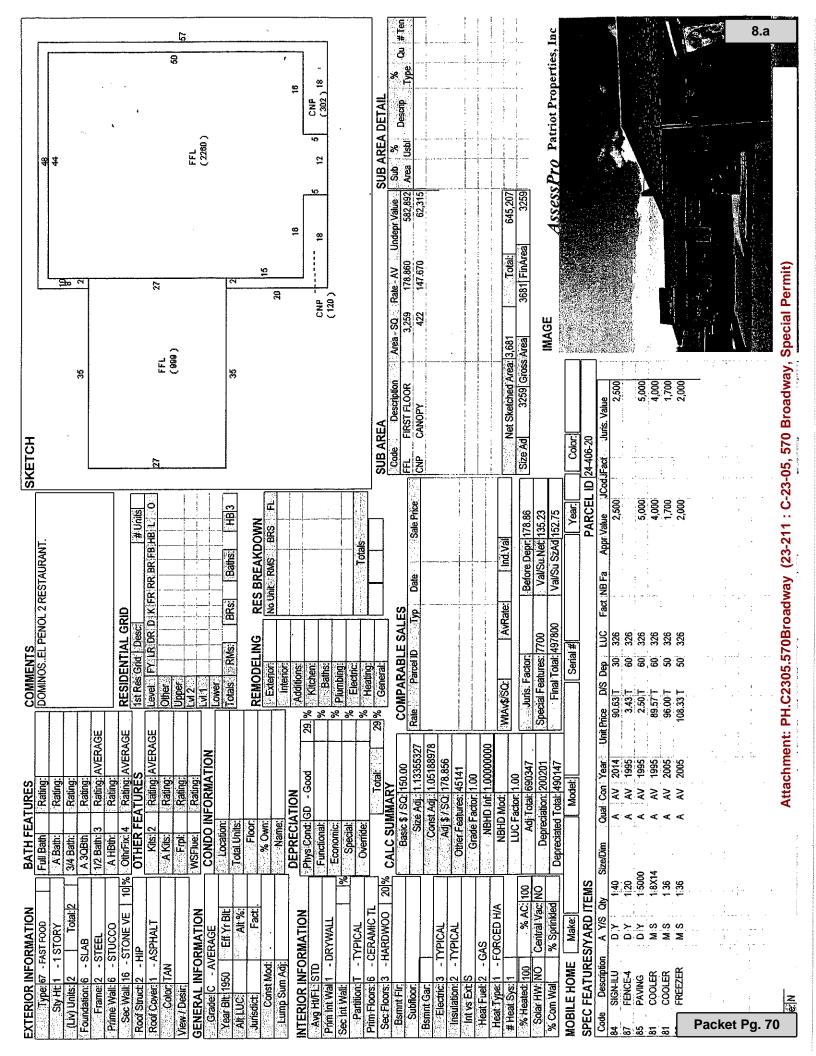


BOARD OF ASSESSORS Dana E. Brangiforte John J. Verrengla Mathew M. McGrath

Request for Abutters List

Date: 6-19-2023
Property Location: 570 Broadway
Map: Block: Parcel:
Property Owner: Touma & Elino Really Group
Is request for special permit or variance? <u>YES</u> <u>NO</u>
If yes than 300Ft is required distance. If no, than please indicate requested distance below.
Requested Distance:
<u>300</u> FT
Fee: \$80.00
Please make checks payable to City of Revere
Requester Information:
Name: Voussef ABOURINILI
Address: Rox/6
Relie M 03157
Telephone: 6/7 - 406-8284

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PROPERTY LOCATION		IN PROC	ESS APPR	IN PROCESS APPRAISAL SUMMARY	IMARY					ASSESSED		904,900/	904,900
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Owner 3:	DEF INUSIEE	Total Card	7	0.243	497,800	7,500	399,600	904,900		Entered Lot Size	OIO IVOI	2	
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PREVIOUS OWNER			٠.	497,800	7500				Year End Roll	10/21/2022	Date Time	-	
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OWNER 2: YOUSSEF ABOURJAIL! I KUS!EE	ALU IRUSTEE -			375,700	0069				Year End Roll	12/15/2020	LAST REV	Prior Id#3	
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This parcel contains .243 Acres c	of land mainly classified as		Grantor STA DE CANADA DE	20180 10E	1ype Date		Sale Code		леш	Notes		Fact Dist	
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12 COOLEDGE ST REVERE, MA 02151

CHIRICHIELLO JOHN LIFE ESTATE
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137 SCHOOL ST	16-265A-2 LUC: 104	16 CUMMINGS AVE	24-405-35 LUC: 10
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137 SCHOOL ST		16 CUMMINGS AVE	
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167 SCHOOL ST REVERE, MA 02151		PORTILLO DELMY D	
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2 BELGRADE ST	16-266-1	20 ELMWOOD AVE	24-406-18
CHINOS MAURICIO	EUC: 101	CRESTA MICHAEL	LUC: 10
VASQUEZ RAMIRO		CRESTA JEANNE F	
2 BELGRADE ST		20 ELMWOOD AVE	
Revere, MA 02151		REVERE, MA 02151	
151 SCHOOL ST	16-266-2	10 ELMWOOD AVE	24-406-19
MILLER MARJORIE A	LUC: 104	JARAMILLO EDWARD R	LUC: 10
MILLER JAMES R		JARAMILLO KEISHA M	
151 SCHOOL ST		10 ELMWOOD AVE	
REVERE, MA 02151		REVERE, MA 02151	
155 SCHOOL ST	16-266-3	13 CUMMINGS AVE	24-406-2
BONO JEANNE E	LUC: 104	GUZMAN WALTER A	LUC: 10
BONO MICHAEL J		GUZMAN HECTOR O	
155 SCHOOL ST		186 CHARGER ST	
REVERE, MA 02151		REVERE, MA 02151	
157 SCHOOL ST	16-266-4	570 BROADWAY	24-406-20
REYES AURA	LUC: 101	570 BROADWAY REALTY TRUST	LUC: 32
PRIETO HECTOR		ABOURJAILI YOUSSEF TRUSTEE	
157 SCHOOL ST		POST OFFICE BOX 16	
REVERE, MA 02151		REVERE, MA 02151	
516 BROADWAY	24-392-65	17 CUMMINGS AVE	24-406-3
512 BROADWAY REALTY TRUST	LUC: 332	GUZMAN HECTOR	LUC: 10
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512 BROADWAY		15-17 CUMMINGS AVE	
REVERE, MA 02151		REVERE, MA 02151	
540 BROADWAY	24-405-1	23 CUMMINGS AVE	24-406-4
520 BROADWAY REALTY TRUST	LÚC: 333	VILLALTA RENE	LUC: 104
ELKHAOULI ELIAS TRUSTEE		VILLALTA MARIA	
6 JEFFREY ST		23 CUMMINGS AVE	
SAUGUS, MA 01906		REVERE, MA 02151	
15 PROCTOR AVE	24-405-2	584 BROADWAY	24-407-1
15 PROCTOR AVENUE TRUST	LUC: 111	ZELAYA HECTOR	LUC: 104
STEWART ROBERTA TRUSTEE		NAJARRO ISABEL	
17 PROCTOR AVE		584 BROADWAY	
Revere, MA 02151		REVERE, MA 02151	
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17 PROCTOR AVENUE REALTY TRUS		COOLEDGE CORNER LLC	200, []2
STEWART ROBERTA TRUSTEE		P O BOX 365	
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THIS IS A TRUE & ATTESTED COPY OF THE RECORDS OF THE ASSESSOR'S OFFICE OF THE CITY OF REVERE



CITY OFREVERE

Patrick M. Keefe Jr. Acting Mayor

September 6, 2023

MEMORANDUM:

To:

The Honorable Revere City Council, Ashley Melnik, City Clerk

From:

Patrick M. Keefe Jr., Acting Mayor

Re:

Council Order 23-202

For the reasons explained in the City Solicitor's opinion provided to the City Council on August 30, I hereby deny the request expressed in Council Order 23-202.

A copy of the Solicitor's opinion is attached.

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Respectfully,

Patrick M. Keefe Jr. Acting Mayor

From: Paul Capizzi

Sent: Wednesday, August 30, 2023 3:29 PM

To: Councillor Anthony Zambuto azambuto@revere.org; Councillor Dan Rizzo drizzo@revere.org;

Councillor Gerry Visconti <gvisconti@revere.org>; Councillor Steve Morabito

<stevemorabito@revere.org>; Councillor Anthony Cogliandro <<u>CouncillorCogliandro@revere.org</u>>;

 $Councillor\ Joanne\ McKenna < \underline{imckenna@revere.org} >;\ Councillor\ John\ Powers < \underline{ipowers@revere.org} >;$

Councillor Ira Novoselsky < inovoselsky@revere.org >; Councillor Richard Serino < reerino@revere.org >;

Councillor Marc Silvestri < Councillor Silvestri@revere.org>

Cc: Ashley Melnik amelnik@revere.org

Subject: C.O. 23-202, Cease and Desist Permanent Hiring / Appointments

Councilor Zambuto and Members of the Revere City Council:

Please accept this email as a formal response to the above-referenced Council Order, which states the following:

Pursuant to the legal opinion received by Anderson & Kreiger, LLP dated August 24, 2023 relative to the power and authority of the Acting Mayor, that the Acting Mayor immediately cease and desist taking actions admitting of delay resulting in permanent appointments or hires.

The City Charter, M.G.L. ch. 43, § 60, and specifically R.R.O. 2.18.030, provides that "[i]t shall be the duty of the city solicitor . . . to render such professional services as may be required of the solicitor by . . . the city council" In response to C.O. 23-092 in April, in which members of the City Council requested an opinion of the City Solicitor as to the powers and duties of an acting mayor, and after appearing before the Council on April 24, I retained the services of Attorney Lauren Goldberg from KP Law to provide an opinion on the powers of an acting mayor. (I've attached Attorney Goldberg's opinion for your convenience.) Accordingly, Lauren Goldberg's opinion stands as my formal opinion to the City Council.

The Council procured their own attorney to provide a second opinion, and that opinion offered a slightly different conclusion. The Council, however, has no independent authority to overturn my opinion. The venue for the Council to challenge or overturn the Solicitor's opinion is through the judiciary.

Part 1, Article 30 of the Massachusetts Constitution guarantees the separation of powers by providing that "the legislative department [City Council] shall never exercise the executive [Mayor's] . . . powers . . ." The City Council, in accordance with M.G.L.ch. 43, § 59, is vested with the legislative powers of the City only. The City Council's attempt through this C.O. to exercise executive authority violates Article 30. Thus, the AK opinion is for the Council's benefit only and has no bearing on the Acting Mayor's Office. The City Council is not possessed with any oversight role of human resources other than approval of certain appointments specifically articulated by statue or ordinance. Absent exclusive authority to participate in the appointment or hiring of certain positions, the Council's functions are separate and apart from that of the Acting Mayor's.

Having said that, I do not agree the role of the Acting Mayor must be restricted in accordance with the AK opinion.

According to the AK opinion: "the Acting Mayor may only take an action if it meets both requirements: 1. that the action be so urgent as to "not admit of delay" and 2. that the action not result in a permanent appointment."

Note that the City Charter reads: "The president of the city council shall be called "Acting Mayor" and he shall possess the powers of mayor only in matters not admitting of delay, but shall have no power to make permanent appointments." The AK opinion interprets that sentence to say "and", not "but."

Attorney Goldberg's opinion accurately quotes the Charter: "Acting Mayor is limited to acting upon matters that do not admit of delay . . . but not including making permanent appointments."

Essentially, the two opinions mirror one another in their analysis of a 1912 case that involved an eminent domain taking by an Acting Mayor during a Mayor's temporary absence due to illness. Significantly, the incumbent Mayor in that case returned to his post within four weeks of the Acting Mayor's action, and of the subject matter in that case – eminent domain – the court noted: "the power of eminent domain is a governmental function of importance, both to the landowner whose property is taken and the public whose money must pay for it." The court emphasized that nothing in the record in *Dimick* indicated that the approval of the eminent domain taking in that case could not wait until the Mayor's return.

At issue in Revere, by comparison, the vacancy in the Mayor's office happened when Mayor Arrigo resigned to accept other employment. The vacancy, as it were, is not temporary but would exist for over eight months until a new Mayor takes office. Meanwhile, department heads, carrying out the regular function of city government, sought the hiring of rank-and-file employees to fill existing vacant or temporary positions—(some of these positions that had been posted during Mayor Arrigo's tenure)—In the case of the police and fire departments, the hires increased staffing levels in compliance with budgetary allocations, and the individuals appointed had completed related civil service and training requirements. None of the hires were of a high-level or authoritative position.

Attorney Goldberg's opinion entails an analysis that addresses the differences between employee and appointed position, citing *Attorney General v. Tillinghast*. The AK opinion lacks any scrutiny of the Charter phrase "permanent appointments."

In short, KP explains that "appointed" positions are "high level or policy making in character, provide for the exercise of sovereign authority . . . and are often found in law." According to *Tillinghast*, an appointed person's "duties are pubic in nature . . . [grant] the person some portion of sovereign authority . . . are not merely clerical . . . but involve the exercise of power and authority bestowed by the law" Clearly, the Acting Mayor could not appoint a Police Chief, but he could hire a principle clerk for the Police Chief in order to allow the police department to function properly.

Contrary to the Council's interpretation, the AK opinion never states that a person may never be hired while the Acting Mayor is in office. No reading of the *Dimick* case suggests that. I reiterate that the *Dimick* facts were unique, and the vacancy was brief.

There is no clear definition of "not admitting of delay." The ambiguity is intentional as it allows officials to act in the interests of the public. It's a standard not a rule, which creates grey areas and wiggle room. I think we can all appreciate that the standard applied in 1912 in *Dimick* may be different than the standard applied in 2023. As the KP law memo stated, "There is no particular "list" of what

constitutes a "matter not admitting of delay," or of matters of urgent and critical need, and it must be assumed that continuing to provide day to day governance of the City is the chief function of an Acting Mayor."

Based on City records the following positions were filled during the Acting Mayor's tenure, none of which qualify as permanent appointments:

- May 15, 2023: 11 fire recruits were hired for the Revere Fire Department. Public safety hires follow a vigorous Civil Service process that started well before Patrick Keefe became Acting Mayor.
- 2. May 24, 2023: 4 police officer hired, sworn in on August 14, 2023. The needs and hiring process of police officers needs no explanation.
- 3. May 25, 2023: Michael Polsonetti was hired for the part-time senior summer program.
- 4. May 25, 2023: Brody McNair was hired for the part-time senior summer program.
- 5. June 1, 2023: Robert Marra, Policy Advisor, a temporary appointment to the Mayor's Office. Not permanent and expires if Acting Mayor Keefe fails to win the election.
- 6. July 1, 2023: Daniel Vranos, a DPW laborer, changed from part time to full time per the request of the DPW Supervisor. The change was on hold pending the approval of the FY2024 budget.
- 7. July 18, 2023: Matthew Bowden, hired as a craftsman for the Water and Sewer Department, per the request and needs of the Water and Sewer Department Director.
- 8. July 17, 2023: Joseph Belcastro, Water and Sewer laborer, hired per the request and needs of the Water and Sewer Department Director.
- 9. July 31, 2023: Robert Noonan, Water and Sewer laborer, hired per the request and needs of the Water and Sewer Department Director.
- 10. August 1, 2023: Ryan Hunt, Library Assistant, the position was posted in February 2023 and was deemed necessary and essential by the Library Director.
- 11. August 1, 2023: Christin Puleo, Library Assistant, the position was posted in February 2023 and was deemed necessary and essential by the Library Director.
- 12. August 2, 2023: Calvin Boudreau, a former part-time summer worker the past five summers, at the Request of the DPW Supervisor the position was filled to assist with the Parks Division.
- 13. August 3, 2023: Andrew Guinasso, Parking Control Officer, assigned to overnight after the one fulltime overnight PCO quit and the other overnight PCO was transferred from full-time to part-time.
- 14. August 3, 2023: Giorgio Serrano, Parking Control Officer, assigned to overnight after the one fulltime overnight PCO quit and the other the other overnight PCO was transferred from full-time to part-time.
- 15. August 3, 2023: Arminda Canas, Elder Affairs Clerk, Spanish speaking, hired per the needs of the Elder Affairs Office and deemed necessary and essential by the Elder Affairs Director.
- 16. August 14, 2023: Salma Boukdad, Digital Navigator, part-time, no benefits position part of the Youth Work Program. Ms. Boukdad has been working as a part-time student for nearly a year. It's a grant-funded position, so we lose the grant if we don't apply it to a hire. She, like our other naviagators, including one at the Senior Center, was hired to assist Revere residents with access to online services. And she is also helping to answer phones in the Acting Mayor's Office when not assisting Revere residents with online assistance.
- 17. August 28, 2023: Hasnaa Eddaoudi, Public Health Nurse deemed necessary and essential by the Public Health Director.

- 18. August 31, 2023: Wyatt Walley, Parttime Public Health Harm Reduction Specialist, deemed necessary and essential by the Director to assist with outreach and support for homeless citizens.
- 19. Recently hired 4 new crossing guards that will report to the Parking Department. The guards were needed for the start of the school year.

A majority of these hires were made by the department heads, not the Acting Mayor. Members of the labor unions, and directors of both Water and Sewer and DPW, consistently advocate for additional manpower. In fact, two open positions remain, one in DPW and one in Water & Sewer that have not been advertised or filled.

No department heads were appointed, nor were other "officers" appointed. By way of example, Chris Ciaramella has been made Acting Water & Sewer Director, requiring him to perform his ordinary duties as well as that of the Acting Director. Recognizing that making permanent appointments are not within the scope of his power, Acting Mayor Keefe has not filled similarly situated appointment positions in the City.

In conclusion, the Acting Mayor will follow the advice provided in my/KP opinion and neither the AK opinion nor the Council's mindset would have any bearing on the office of Acting Mayor. Both the Mayor and myself are available to discusses the hiring needs, my opinion, or other matters related to the role of Acting Mayor for the City.

Respectfully submitted,

Paul Capizzi City Solicitor



Office of the City Solicitor Revere City Hall 281 Broadway Revere, MA 02151 781-286-8166 pcapizzi@revere.org