

COLLEEN A. TAYLOR
CLERK OF COMMITTEES

CITY OF FALL RIVER, MASSACHUSETTS

CITY COUNCIL

RECEIVED
2019 OCT -3 P 2:52

CITY CLERK _____
FALL RIVER, MA

CATHY A. HOWARD
ASSISTANT CLERK OF COMMITTEES

CITY COUNCIL COMMITTEE ON REGULATIONS

MONDAY, OCTOBER 7, 2019 AT 5:30 PM

CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

AGENDA

1. Citizen Input
2. Minutes – July 8, 2019 Meeting
3. Order – Souhad Saliba, d/b/a JZ Express, Inc. renewal of an auto repair shop license located at 969 South Main Street (referred 9-10-2019)
4. Resolution – Discuss odors and hours of operation of JZ Express, Inc. located at 969 South Main Street (tabled 5-15-2018)
5. Application – Structure over a public way – The Pink Bean Coffee, 85 Purchase Street requesting tables and chairs on the sidewalk from April to November 1st (referred 9-10-2019)

Colleen A. Taylor

Colleen A. Taylor
Clerk of Committees

ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2650

COMMITTEE ON REGULATIONS

MEETING: Monday, July 8, 2019 at 5:00 p.m. in the Council Chamber, One Government Center

PRESENT: Councilor Leo O. Pelletier, presiding
Councilor Pam Laliberte-Lebeau

ABSENT: Councilor Shawn E. Cadime

IN ATTENDANCE: Eduardo Alves, 189 Fifth Street, Fall River, MA
Inspector Paul Cote, Fall River Fire Department
Detective Brian Cordeiro, Fall River Police Department

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Leo O. Pelletier, it was unanimously voted to elect Councilor Leo O. Pelletier as chairperson pro tempore in the absence of Councilor Shawn E. Cadime who chairs this Committee.

The chair called the meeting to order at 5:06 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Agenda:

1. Citizen Input

No one came forward.

2. Minutes – May 28, 2018 Meeting

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Leo O. Pelletier, it was voted unanimously to approve the minutes, with Councilor Shawn E. Cadime absent and not voting.

3. Order – Zaqueu F. da Silva, d/b/a Zack’s Garage renewal of an auto repair shop license located at 65 Manchester Street (referred 5-28-2019)

Councilor Leo O. Pelletier asked for a brief explanation as to why the license was sent to the Committee on Regulations. The clerk explained that the auto repair shop license was presented to the City Council for renewal at its May 28, 2019 meeting. The license was referred to the committee because it was denied by the Fire Department for multiple violations, the Police Department for a non-renewable license and the City Collector for taxes owed. None of the issues have been rectified to date.

Inspector Paul Cote of the Fall River Fire Department stated that he inspected the garage on May 9, 2019 and found multiple violations and evidence of auto body work being performed and they are not licensed for auto body repair. Inspector Cote also stated there were vehicles taped in preparation to be painted, various paints, and a homemade heater. They informed the owner what needed to be done to correct the various violations. On May 20, 2019 he returned to re-inspect the facility and found that none of the violations have been addressed and an employee was preparing a different vehicle for auto body work.

Detective Brian Cordeiro of the Fall River Police Department stated that after conducting a background check Mr. da Silva's license was denied due to a non-renewable status for taxes owed to the city or state.

Eduardo Alves stated that he is Zaqueu da Silva's son-in-law and came to speak on his behalf due to a language barrier. He stated he was unaware that his father-in-law's license was non-renewable and that there were taxes owed. Mr. Alves stated that the only violations he was aware of was regarding the painting and auto body work being performed at the garage. Councilor Leo O. Pelletier informed Mr. Alves that the auto repair license has now expired and that Mr. da Silva may have to re-apply as a new license. Mr. Alves stated that they are aware of this. Councilor Pam Laliberte-Lebeau asked if the garage was currently closed to which Mr. Alves responded that it was.

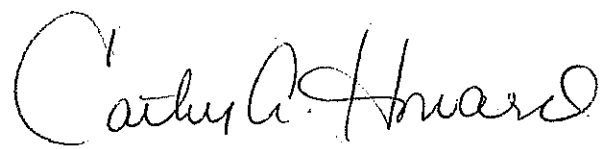
Councilor Leo O. Pelletier asked if Mr. da Silva was going to address the taxes that are owed to the city. Mr. Alves stated that his father-in law will have to address those issues. Mr. Alves further stated that his father-in-law is interested in selling the business and there was a party interested in taking it over. He said his intentions were to renew the license to then transfer it to a new owner, however they are now aware that the new owner will have to apply for a new license. Councilor Leo O. Pelletier informed Mr. Alves that Mr. da Silva should pay all the taxes owed prior to selling the business.

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Leo O. Pelletier, it was unanimously voted to table the matter, with Councilor Shawn E. Cadime absent and not voting.

On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adjourn at 5:15 p.m., with Councilor Shawn E. Cadime absent and not voting.

List of documents and other exhibits used during the meeting:

- Agenda packet (attached)
- DVD of meeting



Assistant Clerk of Committees

City of Fall River, *In City Council*

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ORDERED, that the attached applications for the renewal of auto body shop licenses be and the same are hereby approved:

<u>Name</u>	<u>Location</u>	<u>Lic. #</u>
Souhad Saliba JZ Express, Inc.	969 South Main Street	148

CITY OF FALL RIVER
IN CITY COUNCIL

SEP 10 2019

Referred to the
Committee on Regulations

City of Fall River, *In City Council*

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(Councilor Leo O. Pelletier)

WHEREAS, licenses to operate an auto body shop and an auto repair shop were granted to Souhad Saliba, doing business as JZ Express, Inc., in October of 2017, and

WHEREAS, during the license renewal process, neighbors expressed concerns regarding odors emanating from the business, and

WHEREAS, neighbors recently expressed similar concerns regarding odors and hours of operation, now therefore

BE IT RESOLVED, that the Committee on Regulations meet to review the licenses held by Souhad Saliba, operating at 969 South Main Street, to address these concerns.

In City Council, April 10, 2018
Adopted.

A true copy. Attest:

Alison M. Bouchard

City Clerk

Tabl...

5-15-18

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CITY OF FALL RIVER
OFFICE OF THE CITY CLERK

RECEIVED

To the City Council:

Application for permit to place or maintain a structure or device on or over a public way. 2019 AUG -9 P 4: 23

Name of Applicant: Bonnie Souza CITY CLERK FALL RIVER, MA

Name of Business (if applicable): The Pink Bean Coffee

Address: 85 Purchase St Fall River MA
Street City State

Phone: 508 567 3336

Type of structure or device: 2 Tables + Chairs

Description (include dimensions): 2 round tables (approx 24" diam)
and metal chairs; 2 at each table

Location: 85 purchase st. sidewalk against building

Dates: April - November 1st

The applicant agrees to maintain this structure or device in accordance with the requirements of the Building Inspector and the City Council and that this permit may be revoked at the pleasure of the City Council.

Signature of Applicant Bonnie Souza
Date 7/25/2019

1. (approve)
 (disapprove) the issuance of this permit.

[Signature] 8/8/19
Building Inspector Date

2. In City Council, SEP 10 2019, Referred to the Committee on
Date Regulations

Permit (approved)
 (disapproved)

[Signature]
Alison M. Bouchard
City Clerk

OFFICE USE ONLY
 Fee Paid

This permit shall expire on January 1, unless otherwise noted.