

COMMONWEALTH OF MASSACHUSETTS

CITY OF LOWELL

In City Council

ORDINANCE

An Ordinance Amending "The Code of Ordinances City of Lowell, Massachusetts" With Respect to Chapter 150 thereof Entitled, "Fees" by amending certain sections.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWELL, as follows:

"The Code for the City of Lowell," hereinafter called the "Code", adopted by the City Council on December 23, 2008, is hereby amended with respect to 150 thereof, by amending certain sections.:

1. By amending Chapter 150, Entitled **Fees; Health and Human Services Department Fines and Penalties** by adding the following new numbers 14 as follows:

	<b>Department/Reference</b>	<b>Unit/ Frequency</b>	<b>Fee</b>
14	Consumption of marijuana in public.	First Offense: Second Offense: Third Offense: Fourth or subsequent offenses	\$100.00 \$200.00 \$300.00 \$300.00

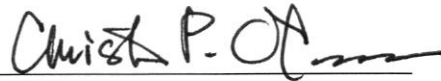
2. By amending Chapter 150, Entitled Fees, Department of Public Works, **Waste and Recycling**, by creating a new section 3.1 entitled "Violation of Prohibition of Single Use Bag Ordinance"

	<b>Department/Reference</b>	<b>Unit/ Frequency</b>	<b>Fee</b>
3.1	Any retail or grocery store distributing plastic grocery bags in violation of Ordinance "Prohibiting Single Use Bag" shall be fined as follows:	First Offense: Second Offense: Third Offense: Fourth or subsequent offenses	Warning \$100.00 \$200.00 \$300.00

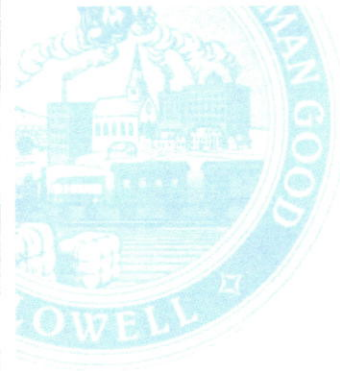
3. All provisions of the Lowell City Code, as amended, which are consistent with this Ordinance, shall continue in effect, but all provisions of said Code inconsistent herewith, are repealed.

4. This Ordinance shall take effect upon its passage in accordance with the provisions of Chapter 43 of the Massachusetts General Laws.

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Christine P. O'Connor", written over a horizontal line.

Christine P. O'Connor  
City Solicitor



## City of Lowell - Law Department

375 Merrimack Street, 3<sup>rd</sup> Floor • Lowell MA 01852-5909  
Tel: 978.674.4050 • Fax: 978.453.1510 • [www.lowellma.gov](http://www.lowellma.gov)

Christine P. O'Connor  
*City Solicitor*

Rachel M. Brown  
*1<sup>st</sup> Assistant City Solicitor*

Gary D. Gordon  
John Richard Hucksam, Jr.  
Adam LaGrassa

Hannah Pappenheim  
Elliott J. Veloso

James F. Wellock  
*Assistant City Solicitors*

May 11, 2018

City Manager Eileen M. Donoghue  
Mayor William Samaras  
And  
Members of the City Council

Re: Ordinance to propose adjustments to Fee Schedule

Dear Manager Donoghue, Mayor Samaras and Members of the City Council:

Attached is a companion ordinance proposing adjustments to the City's *Fee Schedule* relative to prohibiting the consumption of marijuana in public, and prohibiting the distribution of single-use bags in retail stores 3,000 sq. ft. or greater.

While both Ordinances include escalating fines, the bag ordinance includes a warning for the initial violation.

As a result of preparing the ordinance prohibiting the consumption of marijuana, it has become apparent that the current fees associated with other non-criminal offenses should be further reviewed and updated. Accordingly, in the upcoming weeks further amendments to the Fee Schedule may be presented to the Council

Very truly yours,

Christine P. O'Connor  
City Solicitor