Chapter 17

FEES FOR LICENSING AND PERMITS; AND CIVIL FINES GENERALLY*

Art. I. In General, §§ 17-1
Art. II. Fees for licenses and permits, 17-2—17-20
Art. III. Civil Fines/Non-criminal Disposition, §§ 17-21—17-23

ARTICLE I.
IN GENERAL

Sec. 17-1. Licensing authority.

When in these Revised Ordinances or any other ordinance of the city anything is prohibited from being done without the license or permission of a certain officer or board, such officer or board shall have the power to license or permit such thing to be done. (Rev. Ords. 1973, § 11-1)

ARTICLE II.
FEES FOR LICENSING AND PERMITS

Sec. 17-2. Fees for places storing gasoline over one hundred twenty gallons.

Fees for licenses for public garages, gasoline stations, private garages and all gasoline tanks over one hundred twenty (120) gallon capacity, and fees for renewal of licenses or certificates of continuation, are established as follows:

(1) Public garages with or without gasoline permit .......................................................................................................................... $10.00

(2) Gasoline stations and gasoline or fuel oil permits, with authority to sell gasoline or fuel oil......$20.00
   plus for each hose ........................................................................................................................................................................ $5.00

(3) Renewal of permit for year, or certificate of continuation of above described permits
   ........................................................................................................................................................................................................ $5.00

(4) Permit for garage for more than three (3) cars or gasoline tank over one hundred twenty (120) gallon capacity, private use ........................................................................................................................................... $2.00

(5) Renewal of permit for one year, or certificate of continuation of above described permit..........$5.00

(Rev. Ords. 1973, § 11-2; Ord. No. 257, 12-19-77)
Cross references—Fire protection and prevention, Ch. 10; hours for gas stations, § 20-55

Sec. 17-3. Fees for certain licenses, permits and fees.

Notwithstanding any contrary provision in any other section of these Revised Ordinances, there shall be paid a fee

State law reference—Licenses generally, G.L. c. 140
(on an annual basis or unless otherwise noted to the city clerk for each of the following applications, permits, licenses or charges, the sum set forth as follows:

1. Motor vehicle dealer's license first, second and third class .............................................................. $200.00
2. Billiard, pool tables, bowling centers (non-coin operated) ................................................................. $15.00 each
3. Dealer in second-hand articles (antique, consignment or pawn broker shops) ........................................ $50.00
4. Reserved
5. Blasting bond permits (G.L. c. 148, § 19) .......................................................................................... $10.00
6. Junk collector's license ....................................................................................................................... $100.00
7. Junk dealer's license (storage yards) ................................................................................................... $100.00
   a) Dealers in secondhand articles ..................................................................................................... $50.00
8. Lodging house licenses ....................................................................................................................... $50.00
9. Dormitory license ............................................................................................................................... $50.00
10. Musical instrument performers and street singers
    a) Commercial applicants per event ................................................................................................. $20.00
    b) Non-profit applicants per event .................................................................................................. $5.00
11. Public Auto/Van/Limousine permit fee, each vehicle ........................................................................ $25.00
12. Taxi license, each vehicle ................................................................................................................ $25.00
    a) Taxi license, each driver ............................................................................................................. $25.00
    b) Replacement for lost taxi license, each driver ............................................................................ $10.00
13. Taxi stand, each location .................................................................................................................. $15.00
14. Sale of municipal ordinances per copy ............................................................................................ $75.00
    a) Sale of zoning ordinances per copy ......................................................................................... $25.00
    b) Sale of government and officers booklet, per copy .................................................................... $3.00
15. Auction permits:
    a) Auction house, annual permit ..................................................................................................... $100.00
    b) Auctioneers, per diem ................................................................................................................. $20.00
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(16) Special permits:

a) Residential district.................................................................................................................. $350.00
   plus $100.00 for each new unit, not to exceed $2500 total
b) Business, mixed use, manufacturing, limited manufacturing .............................................. $750.00
c) All other districts.................................................................................................................... $2.00
d) Accessory apartments ............................................................................................................ $250.00
   (City Council—§30 6.7.1.E.1)
e) Signs....................................................................................................................................... $350.00

(17) Zone change petition ............................................................................................................. $350.00

(18) Curb-cut petitions (all districts)............................................................................................ $100.00

(19) Offers for city-owned land (all districts)................................................................................ $250.00

(20) Public utility petitions:

a) Petitions for facilities other than wireless communications facilities per location .......... $35.00

b) A single petition for wireless communications facilities to be attached to a single utility-owned or City-owned pole, streetlight pole or other structure located within a public way......................... $500.00
c) A single petition covering multiple sites:
   for the first five sites ............................................................................................................. $500.00
   for each additional site ........................................................................................................ $100.00
d) Multiple separate petitions filed at the same time, each petition for one or more sites:
   for the first five sites ............................................................................................................. $500.00
   for each additional site ........................................................................................................ $100.00

(21) Recording order granting location of poles, piers, abutments or conduits, alterations or transfers thereof, and increase in the number of wires and cables or attachments under the provisions of G.L. c. 166, § 22 .................................................................................. $25.00

(22) Creditor filings:

a) Filing & indexing assignment for the benefit of creditors ...................................................... $10.00
b) Bulky property attachment .................................................................................................. $10.00

Dissolution ........................................................................................................................ $5.00
(23) Name certificates for businesses:
   a) Filing certificate of a person conducting business under any title other than the given name $35.00
   b) Filing by a person conducting business under any title other than the given name of a statement or change of his residence, or of his discontinuance, retirement or withdrawal from, or change of location of, such business $10.00
   c) Furnishing certified copy of certificate of person conducting business under any title other than his real name or a statement by such person of his discontinuance, retirement or withdrawal from such business $10.00

(24) Assignment of future wages $10.00
   a) Dissolution $5.00

(25) Recording power of attorney $10.00

(26) Receiving and filing a complete inventory of all items to be included in a "closing out sale", etc. G.L. c. 93, § 28A
   a) 1st page $10.00
   b) add'l page $2.00

(27) Filing a copy of written instrument or declaration of trust by trustees of an association or trust, or any amendment thereof as provided by G.L. c. 182, § 2 $20.00

(28) Recording deed of lot or plot in a public place or cemetery $10.00

(29) Recording certificate of registration granted to a person to engage in the practice of podiatry, or issuing a certified copy thereof $50.00

(30) Recording certificate of registration granted to a person to engage in the practice of optometry, or issuing a certified copy thereof $20.00

(31) Recording the name of the owner of a certificate of registration as a physician or osteopath in the commonwealth $50.00

(32) Recording any other documents
   a) 1st page $10.00
   b) add'l page $2.00

(33) Birth records
   a) Furnishing a certificate of birth $10.00
   b) Furnishing an abstract copy of birth
§ 17-4. Sunday licenses.

There shall be paid to the office of the mayor for licenses issued pursuant to G.L. c. 136, § 4, fees as follows:
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(1) Licenses for motion picture theaters, which shall be issued annually.................................................$150.00

(2) Licenses for public bowling alleys, which shall be issued annually..................................................$100.00

(3) Annual licenses for a single location, other than those set forth in (1) and (2) above .................$50.00

(4) Licenses for a single day at a single location ..................................................................................$2.00

provided that no fee shall be payable for a license issued to a corporation organized under G.L. c. 180 or for a license issued upon an application in which the applicant shall state under the penalties of perjury that no part of the proceeds of the event or events covered by said application shall be paid to any participant therein or promoter thereof nor inure to the benefit of any such participant or promoter other than by payment of the actual cost of such event or of equipment used therein or for a license issued for any event sponsored by any department of the city. (Rev. Ords. 1973, § 11-4)

Sec.17-5. Permits for the public consumption of alcoholic beverages; procedures; fee.

(a) Any person(s) seeking a permit under section 20-5(b)(2) of the Revised Ordinances shall make an application in writing to the chief of police. The application shall specify the name and address of the applicant(s), the date, hour and location, number and ages of persons and nature of the function associated with the proposed use.

(b) Prior to the issuance of a permit, the chief of police shall request and receive the approval or denial of any other municipal board, agency or department which has jurisdiction. Any permit or consent given under paragraphs (a) through (d) of this section may be revoked by the chief of police without prior notice, when, with probable cause in the opinion of the chief, a disturbance or other public nuisance may or shall occur.

(c) In the instance of a group or organization function, one permit may be issued to an officer or duly appointed representative of said group or organization in lieu of individual permits.

(d) The chief of police or his duly authorized representative shall not be required to issue such permit if, in his opinion, after proper investigation, it appears that a public disturbance or annoyance may be created thereby or that the public welfare, convenience or necessity will not be served thereby.

(e) There shall be a charge imposed of ten dollars ($10.00) for the issuance of such permits, payable to the city through the chief of police, such permit to be in a form duly determined by the city.

(f) A permit issued in accordance with the terms of this section shall be valid only for the date, time, place and individuals or groups set forth in the approved application.

(g) Anyone found guilty of a violation of this section shall be punished by a fine of not more than fifty dollars ($50.00) for each such violation. (Rev. Ords. 1973, § 11-5; Ord. No. 13, 9-3-74; Ord. No. T-168, 9-3-91)

Cross reference—Restrictions on public consumption of alcoholic beverages, § 20-5

Sec. 17-6. Fees for Building, Electrical, Gas and Plumbing permits.

The fees for all building permits shall be computed at a rate of $20.00 per one thousand dollars ($1,000) of estimated construction cost or any fraction thereof, provided however, that in no event shall the fee be less than the minimum fee set out below.

Estimated Construction Costs shall be computed by multiplying the gross floor area (sq. ft.) by the average square foot costs as published in the latest edition of “Means Cost Data” by R.S. Means Co., Duxbury, MA or...
other similar recognized national survey data.

(1) Minimum Permit Fee – Residential (1 and 2 family) ................................................................. $50.00
(2) Minimum Permit Fee – Residential (3-family and Up) ........................................................... $100.00
(3) Minimum Permit Fee – Commercial ....................................................................................... $100.00
(4) Building Permit (including signs) ........................................................................................... $20.00
(5) Electrical Permit ....................................................................................................................... $20.00
(6) Plumbing Permit ....................................................................................................................... $20.00
(7) Gas Permit ............................................................................................................................... $20.00
(8) Mechanical Permit .................................................................................................................. $20.00
(9) Demolition Permit ................................................................................................................... $20.00
(10) Sprinkler Permit ...................................................................................................................... $20.00
(11) All other work requiring permits .............................................................................................. $20.00
(12) If at any point, work has started before the issuance of a permit, the required fee shall be doubled.
(13) Re-inspection fee – first re-inspection .................................................................................... $50.00
(14) Re-inspection fee – second and subsequent re-inspection ....................................................... $100.00
(15) Temporary or Partial Certificate of Use and Occupancy per unit, per month ......................... $50.00

Sec. 17-7. Fees for certain license applications and permits to be filed with the health and human services department.

(a) There shall be a fee paid for each of the following permits and licenses, the sum set forth as follows:

(1) Swimming pool permit fees:
   a) Swimming pools in operation less than six (6) months per year ........................................ $150.00
   b) Swimming pools in operation more than six (6) months per year ...................................... $300.00

(2) Food service establishment/retail food store license fees shall be paid as follows. For those fees that are based on risk category classification, the health and human services commissioner shall determine the classification based on the provisions set out in the State Sanitary Code:
   a) Risk Category 1 ....................................................................................................................... $50.00
   b) Risk Category 2 ..................................................................................................................... $150.00
c) Risk Category 3
   $250.00

d) Risk Category 4:
   i) Food service establishments
      $300.00
   ii) Retail food stores
      $400.00

e) Risk Category 5
   $500.00

f) Temporary food establishment permit (maximum 14 days)
   $50.00

g) Special event seasonal food establishment permit (maximum six months)
   $75.00

h) Mobile/pushcart food vendor
   $90.00

i) Plan reviews:
   i) Initial review for Risk Category 1 or 2
      $50.00
   ii) Initial review for Risk Category 3
      $100.00
   iii) Initial review for Risk Category 4 or 5
       $150.00
   iv) Subsequent plan reviews, any risk category
      $25.00

(3) Body art establishment and practitioner fees:

   a) Body art establishment license fee
      $100.00
   b) Body art practitioner fee
      $75.00

(4) Massage establishment and therapist fees:

   a) Massage establishment license fee
      $100.00
   b) Massage therapist license
      $75.00

(5) Summer camp license fees
   $50.00

(6) Milk sales license fees
   $10.00

(7) Miscellaneous fees:

   a) Late application
      $25.00
   b) Permit change
      $15.00
   c) Returned check
      $25.00
d) Duplicate permit ............................................................................................................................. $10.00

(8) rDNA research facilities (Sec.12-24) .............................................................................................. $250.00

(9) Cafeteria furniture permits (Sec. 12-70) ............................................................................................ $100.00

Permit Renewal (Sec 12-70) .................................................................................................................. $50.00

(10) Plastic bag exemption request fee .................................................................................................. See Sec. 12-71(f)(4)

(b) Unless otherwise noted, all permits and licenses shall be issued on an annual basis. Whenever a food service establishment license or retail food store license is issued after the first day of July, the fee therefor shall be fifty percent (50%) of the fee set out above. (Ord. No. R-165, 8-10-81; Ord. No. S-231, 12-15-86; Ord. No. T-6, 1-17-89; Ord. No. T-168, 9-3-91, Ord. No. W-43, 5-29-01; Ord. No. X-175, 05-26-05)

Sec. 17-8. Fees for certain license applications and permits filed with the board of license commissioners.

(a) Automatic amusement machine – coin-operated annual license, each device .................................. $100.00

(b) Annual fee for common victualler license ....................................................................................... $100.00

(c) Restaurant – all alcoholic beverages license .................................................................................... $3,250.00

(d) Restaurant - wine/malt beverages license ....................................................................................... $2,250.00

(e) Inn holder – all alcoholic beverages license ...................................................................................... $4,800.00

(f) Clubs – all alcoholic beverages .......................................................................................................... $2,000.00

(g) General on premise – all alcoholic beverages license ....................................................................... $1,500.00

(h) General on premise - wine/malt beverages ....................................................................................... $1,300.00

(i) Educational institute – wine/malt beverages license .......................................................................... $1,900.00

(j) Seasonal license – all alcoholic beverages ......................................................................................... $1,000.00

(j) Seasonal license – wine/malt beverages ............................................................................................. $800.00

(k) One day temporary license – all alcoholic beverages ................................................................. $100.00
*Can only be issued to non-profit organizations, education institutes, or responsible manager of any indoor or outdoor activity or enterprise

(l) One day temporary license – wine/malt beverages ............................................................................ $100.00

(m) Package goods store - all alcoholic beverages license ....................................................................... $2,500.00

(n) Package goods store – wine/malt beverages license .......................................................................... $2,000.00

(o) Weekday entertainment annual license ............................................................................................. $200.00
(p) One day entertainment license ........................................................................................................ $100.00
(q) Carnival license (weekdays) ................................................................................................................ $50.00 per day
(r) Rides & games license ......................................................................................................................... $10.00 per day
(s) Sidewalk seating license .................................................................................................................... $100.00
(t) Sidewalk seating renewal ..................................................................................................................... $50.00
(u) Licensing board application fee .......................................................................................................... $200.00
(v) Annual entertainment application fee .................................................................................................. $100.00
(w) Annual weekday automatic amusement machine application fee ...................................................... $100.00
(Ord. No. R-175, 10-19-81; Ord. No. Z-21, 04-07-08)

Sec. 17-9. Fees for certain license applications and permits filed with the sealer of weights and measures.

(a) The office of the sealer of weights and measures shall be paid fees for sealing devices for measuring and weighing in accordance with the schedule of fees set forth in G.L. c. 98, § 56, except as otherwise herein provided.

(b) The office of the sealer shall be paid the following fees for sealing the following weighing or measuring devices:

1) Each scale or balance, as follows:
   a) with a weighing capacity over ten thousand pounds ................................................................. $100.00
   b) with a weighing capacity of more than five thousand to ten thousand pounds ...................... $50.00
   c) with a weighing capacity of more than one thousand to five thousand pounds ..................... $40.00
   d) with a weighing capacity of one hundred to one thousand pounds .......................................... $25.00
   e) with a weighing capacity of more than ten pounds and less than one hundred pounds .......... $15.00
   f) with a weighing capacity of ten pounds or less .......................................................................... $10.00

2) All Avoirdupois, Metric, Apothecary and Troy weights, each ......................................................... $2.00

3) Each liquid capacity measure, except vehicle tanks:
   a) one gallon or less ............................................................................................................................... $10.00
   b) more than one gallon ....................................................................................................................... $15.00

4) Vehicle tanks used in the sale of commodities by liquid measure shall be charged based both on tank capacity and per indicator, as follows:
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a) for each hundred gallons or fraction thereof ................................................................. $20.00
b) for each sealed indicator .............................................................................................. $15.00

(5) Each liquid measuring meter, except water meters:

a) gasoline pump ............................................................................................................... $20.00
b) vehicle-tank pump ......................................................................................................... $30.00
c) vehicle-tank gravity ....................................................................................................... $30.00
d) bulk storage, with user furnished certified prover ....................................................... $50.00
e) all others, based on the diameter of the inlet pipe, as follows:

i) one half inch or less ...................................................................................................... $15.00
ii) one half inch to one inch ......................................................................................... $10.00
(iii) inlet more than one inch ........................................................................................ $10.00

(6) Each taximeter or measuring device used upon vehicles to determine the cost of transportation $20.00

(7) Each odometer-hub odometer ..................................................................................... $15.00

(8) Each fabric measuring device ....................................................................................... $10.00

(9) Each yardstick or tape measure .................................................................................... $10.00

(c) In the event that the sealer determines that a security seal has been broken or removed from a device for weighing or measuring and such device has been in use for public sale in such unsealed condition, the fee which must be paid for sealing such device shall be double the amount of the usual sealing fee specified in subsection (b).

(Ord. No. S-204, 7-14-86; Ord. No. V-61, 5-1-95)

State law references—Appointment of local weighers and measurers, G.L. c. 41, §§ 85, 87; appointment of local sealers of weights and measures, G.L. c. 98, §§ 34, 35

Sec. 17-10. Fees to be paid to the fire department.

Notwithstanding any contrary provision in any other section of these Revised Ordinances, there shall be a fee paid on an annual basis or unless otherwise noted to the fire chief for each of the following applications, permits, licenses or charges, the sum set forth as follows:

(a) Permit fees:

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<th>Type</th>
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(1) Installation or removal of underground storage tank:

a) Non-gasoline ................................................................................................................ $100.00
b) Gasoline .......................................................................................................................... $200.00

(2) Blasting permit .................................................................................................................. $50.00

(3) Installation of oil burning equipment .................................................................................. $125.00

(4) Fireworks display permit .................................................................................................. $50.00

(5) Annual storage permits (non-household):
   a) Liquid petroleum gas ........................................................................................................ $50.00
   b) Flammable fluids ............................................................................................................... $50.00
   c) Flammable solids ............................................................................................................... $50.00
   d) Flammable gas .................................................................................................................. $50.00
   e) Smokeless powder ............................................................................................................ $50.00

(6) Reissue of permit ................................................................................................................ $50.00

(7) Welding permit .................................................................................................................. $50.00

(8) Christmas tree permit ....................................................................................................... $50.00

(9) Use of tar kettle permit ..................................................................................................... $50.00

(10) Annual paint spray booth permit ...................................................................................... $50.00

(11) Permit to shut down sprinkler and/or standpipe ................................................................. $50.00

(12) Storage of inflamables; public and private
   a) 500 gals or less ................................................................................................................. $10.00
   b) 501 gals to 5,000 .............................................................................................................. $30.00
   c) 5001 gals to 10,000 .......................................................................................................... $40.00
   d) 10,000 gals to 20,000 ...................................................................................................... $50.00
   e) over 20,000 gals .............................................................................................................. $60.00

(b) Inspection fees:

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<tr>
<th>Type of inspection</th>
<th>Cost per inspection</th>
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<tr>
<td>(1) Tank truck inspection (every two years)</td>
<td>$200.00</td>
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(2) On-site inspection fire protection
......................................................................................................................................................$50.00

(3) On site certificate of occupancy

Residential ...................................................................................................................................$50.00
Commercial ................................................................................................................... .............$100.00

(4) Annual common victualler safety inspection ..............................................................................$100.00

(5) Annual lumber yard.....................................................................................................................$100.00

(6) Annual junk yard .........................................................................................................................$100.00

(7) Oil burner .....................................................................................................................................$ 25.00

(8) Quarterly on-site inspection, nursing homes:

a) Less than 25 beds .................................................................................................................... $ 50.00
b) 25 or more beds ...................................................................................................................... $100.00

(9) Quarterly on-site inspection, schools:

a) Private..................................................................................................................... .................$ 25.00
b) Nursing....................................................................................................................................$ 25.00
c) Clinics.......................................................................................................................................$50.00

(10) Quarterly on-site inspection, inns:

a) Less than 100 rooms ................................................................................................................ $ 50.00
b) 100 or more rooms ................................................................................................................. $100.00

(11) Quarterly on-site inspection, public gathering places .................................................................$50.00

(12) Quarterly on-site inspection, theaters ..........................................................................................$50.00

(13) Quarterly on-site inspection, commercial: garage/gasoline station............................................$100.00

(c) Other fees:

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<th>Type</th>
<th>Amount</th>
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<tr>
<td>(1) Initial connection to municipal master box system .................................................................$500.00</td>
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<tr>
<td>(2) Annual fee for connection to master box system .................................................................$300.00</td>
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(3) Annual fee for connection to municipal central station.................................................................$100.00

(4) Pumping water from basement due to inclement weather:
   a) First visit per calendar year ........................................................................................................ $0.00
   b) Second visit per calendar year ........................................................................................... $50.00 per hour

(d) Certificates:
   (1) Smoke detectors:
       a) Up to 5 units ............................................................................................................................. $50.00
       b) 6 to 25 units........................................................................................................................ $10.00 per unit
       c) 26 or more units...................................................................................................................... $250.00 plus
       d) $5.00 per each unit over 26

   (2) Review of plans/prints and/or specifications:
       a) Per stamp, under 100,000 square feet ...................................................................................... $50.00
       b) Per stamp, over 100,000 square feet ...................................................................................... $100.00

(Ord. No. T-7, 1-17-89; Ord. No. T-168, 9-3-91; V-14, 4-3-95; Ord. No. B-7, 03-19-18)

Sec. 17-11. Fees to be paid to the planning department.

(a) Any person(s) filing an application for administrative site plan review pursuant to section 30-5(a)(2)(a) shall pay a fee of three hundred fifty dollars ($350.00) at the time of the filing of such application.

(b) Any person(s) filing an application for review of accessory apartment petition ("RAAP") pursuant to section 30-22 shall pay a fee of one hundred dollars ($100.00) at the time of the filing of such application.

(c) Any person(s) filing an application for wetlands protection shall pay a filing fee of fifty dollars ($50.00) at the time of the filing of such application. (Ord. No. S-338, 11-7-88; Ord. No. T-168, 9-3-91)

Sec. 17-12. Permit for a temporary street closure for block parties, street festivals and neighborhood functions.

(a) An application for a permit for temporary street closure for a block party, street festival or other neighborhood function shall be made upon a form provided by the police department and shall contain the following information:

   (1) The name, residence and business, and phone number of each person and organization sponsoring a temporary street closure.

   (2) The date, or dates, and beginning and ending hours of such temporary street closure.
(3) Such other information as the chief of police deems reasonably necessary in order to carry out the provisions of this article.

(b) In the instance of a group or organization function, one permit may be issued to an officer or duly appointed representative of said group or organization in lieu of individual permits.

(c) The chief of police or his duly authorized representative may issue such a permit if, in his opinion, after proper investigation, it appears that (1) no public disturbance or annoyance is likely to be created thereby; and (2) the issuance of such a permit is consistent with public interest and the general welfare of the community.

(d) Any permit may be revoked by the chief of police without prior notice, when, with probable cause in the opinion of the chief, a disturbance or other public nuisance may or shall occur. (Ord. No. S-80, 8-13-84)

Cross References — §§ 19-47, 17-5, 26-29

Sec. 17-13. Fees to be paid to the police department.

(a) Letter of good conduct

(b) F.I.D. cards/permits to purchase

(c) Range and examination fees

(d) Special police ID cards

(e) Fingerprints (non-criminal)

(f) Temporary parking permit (Sec. 19-49)

At a metered public parking space Add $5.00 per day.

(g) Parking meter fees

(h) Residential sticker and visitor permit parking Permits (Sec. 19-191)

(i) Residential sticker and visitor permit parking permit replacement (Sec. 19-201)

(j) Neighborhood district non-resident permits (Sec. 19-202(2)(3)

Newton North High School Tiger Parking Permits

Auburndale Village Parking District

Newtonville Village Parking District

Newton Highland Village Parking District

Newton Highland Village Parking District

(k) Public auto medallion fee (Sec. 19-336)


Sec. 17-14. Denial, revocation or suspension of certain local licenses and permits for failure to pay
municipal taxes or charges.

(a) The collector-treasurer shall annually provide each officer, board, department or commission having the power to grant licenses or permits (each of which hereinafter referred to as the "licensing authority") a list of any person, corporation or business enterprise that has failed to pay any local taxes, fees, assessments, betterments or any other municipal charges for at least twelve months and that has not in good faith filed a pending abatement application for such tax or a pending application before the appellate tax board. The licensing authority may deny an application for, revoke or suspend, or deny an application for renewal or transfer of such license or permit, if the name of such applicant for or holder of such license or permit appears on the collector-treasurer's list, or if the name of the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, appears on such list, provided that the procedures described in paragraphs (b) through (g) below are followed.

(b) Such licensing authority shall send written notice to the collector-treasurer and to the applicant for or holder of such license or permit, if the name of such applicant for or holder of such license or permit appears on the collector-treasurer's list, or shall send written notice to the collector-treasurer and the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, if the name of the owner of such real estate appears on such list. Such written notice shall state the name of the individual whose name appears on the collector-treasurer's list, briefly describe the action which the licensing authority is considering and the license or permit which may be affected and provide a notice of the hearing described in paragraph (c).

(c) The applicant for or holder of the license or permit, or the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, shall be given a hearing before such licensing authority, which hearing shall occur no sooner than fourteen (14) days after the notice provided for in paragraph (b). The collector-treasurer shall have the right to intervene in such hearing and the collector-treasurer's list shall be prima facie evidence for the denial of an application for, revocation or suspension of, or denial of an application for renewal or transfer of such license or permit. Any findings made by the licensing authority shall be made only for the purposes of the hearing and shall have no relevance to or be introduced in any other proceeding of law, except for an appeal from such denial, revocation or suspension of such license or permit.

(d) No license or permit denied, suspended or revoked shall be reissued, renewed or transferred until the licensing authority receives a certificate issued by the collector-treasurer that the applicant, holder or owner, as the case may be, is in good standing with regard to any and all local taxes, fees, assessments, betterments or any other municipal charges payable to the city as of the date of issuance of such certificate.

(e) The applicant for or holder of the license or permit, or the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, shall be given the opportunity to enter into a payment agreement. If such agreement is entered into, the licensing authority shall issue a certificate limiting the license or permit pursuant to the payment agreement and indicating that the validity of such license or permit is conditioned upon satisfactory compliance with such agreement. Failure to comply with the payment agreement shall be grounds for the suspension or revocation of the license or permit, subject to written notice and a hearing as described in paragraphs (b) and (c) above.

(f) Either the city council or the mayor may waive such denial, revocation or suspension by finding there is no direct or indirect business interest by the real estate owner, its officers or stockholders, if any, or members of the owner's immediate family, as defined in G.L. Chapter 268A, Section 1, in the business or activity conducted on the real estate.

(g) Notwithstanding the foregoing paragraphs, there can be no denial, revocation or suspension of the following licenses or permits for failure to pay any local taxes, fees, assessments, betterments or any other municipal charges pursuant to G.L. Chapter 40, Section 57: open burning permits pursuant to G.L. Chapter 48, Section 13; bicycle
permits pursuant to G.L. Chapter 85, Section 11A; sales of articles for charitable purposes permits pursuant to G.L. Chapter 101, Section 33; children work permits pursuant to G.L. Chapter 149, Section 70; clubs, associations dispensing food or beverage licenses pursuant to G.L. Chapter 140, Section 21E; dog licenses pursuant to G.L. Chapter 140, Section 137; fishing, hunting, trapping licenses pursuant to G.L. Chapter 131, Section 12; marriage licenses pursuant to G.L. Chapter 207, Section 28 and theatrical events, public exhibition permits pursuant to G.L. Chapter 140, Section 181. (Ord. No. V-41, 10-16-95)

Sec. 17-15. Overdue Police and Fire Detail Charges and Bills.

Pursuant to Massachusetts General Laws, chapter 40, section 21E, the City may establish due dates for the payment of municipal police and fire detail charges and bills, and may fix a rate at which interest shall accrue if such charges remain unpaid after such due dates; provided, however, that the rate of interest shall not exceed the rate of interest which may be charged on tax bills under the provisions of section fifty-seven of chapter fifty-nine of the Massachusetts General Laws. (Ord. No. A-3, 10-01-12)

17-16. Fees to be paid to the Department of Public Works

(a) Recycling and Trash – Non-profits .......................................................... See Sec. 11-6

(b) White Goods (large appliances, scrap metal, including electronics) curbside recycling Pickup (Sec. 11-15) per item, .......................................................... $25.00

(c) TV and computer monitor recycling drop off at Newton Resource Recovery Center per item, $25.00

(d) Residential curbside pickup of bulky waste items for disposal (Sec. 11-14) ............ per item, $20.00

(e) Awning, shades and marquee permit (Sec. 26-2) .............................................. $1.00

(f) Apertures under streets and sidewalks permit ................................................. See Sec. 26-11

(g) Street Occupancy Permit (Sec. 26-17) .......................................................... $50.00

(h) Sidewalk vending machine permit (Sec. 26-2) .................................................. $50.00

(i) Water service line replacement contractor license (Sec. 29-27) ......................... $100.00

(j) Water service to buildings under construction fee (Sec. 29-39) ......................... $25.00

(k) Water service turn on/off fee (Sec. 29-40) ..................................................... $25.00
(Ord. No. B-51, 12-16-19)

Sec. 17-17. Fees to be paid to the Tree Warden.

(1) Tree Permit (Sec. 21-72) ........................................................................... $150.00

Sec. 17-18 Fees for Interdepartmental Inspections.

Notwithstanding any contrary provision in any other section of these Revised Ordinances, there shall be a fee paid on an annual basis or unless otherwise noted to the Commissioner of Inspectional Services for each of the following interdepartmental inspections:
§ 17-19    NEWTON ORDINANCES – LICENSING, PERMITS; & CIVIL FINES GENERALLY    § 17-22

   (1) Lodging House Inspection Fee .................................................................................................................$300.00
(Ord. No. B-7, 03-19-18)


ARTICLE III.
CIVIL FINES/NON-CRIMINAL DISPOSITION

Sec. 17-21. General Fine
Whoever violates a provision of any ordinance of the city, whether included in this Revision or any other
ordinances of the city, whereby any act or thing is enjoined or prohibited or required, shall, unless other provision is
expressly made, be liable to a Fine not exceeding three hundred dollars ($300.00) for each offense unless another
Fine is specifically provided. Each day any violation of these Revised Ordinances or of any other ordinance of the
R-204, 12-21-81)

State law reference—Fine authorized, G.L. c. 40, § 21

Sec. 17-22. Certain ordinance violations subject to civil fine.

(a) As an alternative to initiating criminal proceedings, the sections of these revised ordinances which are listed in
section 17-21 may be enforced in the manner provided in General Laws c. 40, section 21D.

(b) Any such enforcing person, as listed in section 17-23, who takes cognizance of a violation of such an
ordinance may give to the offender a written notice to appear before the clerk of the district court for Newton at any
time during the court's office hours, not later than twenty-one (21) days after the date of such notice.

(c) Non-criminal disposition upon payment of notice of violation. Any person notified to appear before the clerk
of a district court as hereinafter provided may so appear and confess the offense charged, either personally or
through a duly authorized agent or by mailing to the city clerk together with the notice such specific sum of
money as established under section 17-23 as Fine for violation of the ordinance. Upon receipt of such notice and
payment, the city clerk shall forthwith notify the district court clerk of such payment and the receipt by the district
court clerk of such notification shall operate as a final disposition of the case. An appearance under this
subsection shall not be deemed to be a criminal proceeding. No person so notified to appear before the clerk of a
district court shall be required to report to any probation officer, and no record of the case shall be entered in any
probation records.

(d) Right of appeal and hearing in the district court. If any person so notified to appear desires to contest the
violation alleged in the notice to appear and also to avail himself of the procedure established pursuant to this
section and G.L. c. 40 § 21D, he may, within twenty-one days after the date of the notice, request a hearing in
writing. Such hearing shall be held before a district court judge, clerk, or assistant clerk, as the court shall direct,
and if the judge, clerk or assistant clerk shall, after hearing, find that the violation occurred and that it was
committed by the person so notified to appear, the person so notified shall be permitted to dispose of the case by
paying the specific sum of money established as a Fine as aforesaid or such lesser amount as the judge, clerk or
assistant clerk shall order, which payment shall operate as a final disposition of the case. If the judge, clerk, or
assistant clerk shall, after hearing, find that the violation alleged did not occur or was not committed by the
person notified to appear, that finding shall be entered in the docket, which shall operate as a final disposition of
the case. Proceedings held pursuant to this subsection shall operate as a final disposition of the case. Proceedings
held pursuant to this subsection shall not be deemed to be criminal proceedings. No person disposing of a case by
payment of such a Fine shall be required to report to any probation office as a result of such violation, nor shall any record of the case be entered in the probation records.
(e) **Failure of appeal and return to criminal process.** If any person so notified to appear before the clerk of a district court fails to pay the fine provided hereunder within the time specified or, having appeared, does not confess the offense before the clerk or pay the sum of money established as a Fine after a hearing and finding as provided in subsection (d), the clerk shall notify the enforcing person who issued the original notice, who shall determine whether to apply for the issuance of a criminal complaint for the violation of the appropriate ordinance. (Ord. No. V-255, 8-9-99)

**Sec. 17-23. Enforcing persons and revised ordinances subject to civil fine.**

(a) **FIRE DEPARTMENT:** The fire chief, fire alarm superintendent, all assistant chiefs and fire prevention personnel shall be authorized to issue written notice of following violations:

<table>
<thead>
<tr>
<th>Description</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Setting fire to a tree brush, grass, brushwood, rubbish or other substance</td>
<td>$50.00</td>
</tr>
<tr>
<td>Improper basement storage of combustibles and/or inflammables</td>
<td>$50.00</td>
</tr>
<tr>
<td>Obstruction of hall(s) and/or stairway(s) of a school building</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to provide smoke detectors as required for one or two dwelling units (Sec. 10-11(b))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to provide smoke detectors as required for three or more dwelling units (Sec. 10-11(c))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to provide smoke detectors as required for misc. units or rooms (Sec. 10-11(d))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to provide fire protective system</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to obtain permit (Sec. 10-43(a))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to undertake or to complete installation of a fire protective system (Sec. 10-43(c))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to schedule final inspection (Sec. 10-43(c))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to perform test for acceptance (Sec. 10-43(c))</td>
<td>$50.00</td>
</tr>
<tr>
<td>Failure to maintain 100% operating system (Sec. 10-43(d))</td>
<td>$50.00</td>
</tr>
</tbody>
</table>
Sec. 10-44. Maintenance and testing

( ) Failure to provide for required maintenance or testing (Sec. 10-44(1)) $50.00

( ) Failure to notify fire department of maintenance, testing or other work (Sec. 10-44(2)) $50.00

Sec. 10-45. False alarms, malfunctions

( ) First offense $50.00

( ) 2nd & 3rd* offense $100.00

( ) 4* or more offenses $200.00

*References to 2nd, 3rd and 4th or more offenses shall be for subsequent offenses occurring within the same fiscal year.

Sec. 10-46. Connection to municipal alarm

( ) Failure to complete connection to municipal alarm system (Sec. 10-46(a)) $50.00

( ) Unauthorized connection to municipal alarm system (Sec. 10-46(b)) $50.00

( ) Unauthorized disconnection from municipal alarm system (Sec. 10-46(c)) $50.00

Sec. 10-47. Violation of state fire prevention code

( ) Violation of 527 CMR 1.00 - 50.00 (citation to note section violated) $50.00

Sec. 26-7. Numbering of buildings

Failure to properly display building numbers or display of unauthorized number:

( ) First offense $0.00

( ) Second and each subsequent offense provided however that a written notice of violation for a second offense may not be issued until at least twenty-one (21) days have passed from the date of issuance of the first offense for the same property $50.00

(b) HEALTH AND HUMAN SERVICES DEPARTMENT: The commissioner of health and human services, and/or his or her designee, sanitary inspectors of the health and human services department, the chief of police and/or his or her designee, and the administrative director of the board of license commissioners and/or his or her designees shall be authorized to issue written notice of the following violations:

........................................................................................................................................................................... FINE

( ) Warning (ticket to note violation) $0.00

Any offense:

Sec. 12-1. Change of certificate of habitability $50.00
Section 12-20 through 12-27, recombinant DNA

( ) Any offense ................................................................. $300.00

Sec. 12-70. Café Furniture on Sidewalk

( ) Any offense ................................................................. $100.00

Section 12-71. Plastic Bag Reduction Ordinance

( ) First offense ................................................................. Warning
( ) Second offense ........................................................... $100.00
( ) Third offense ............................................................... $200.00
( ) Fourth or subsequent offenses ....................................... $300.00

Section 12-72. Polystyrene Prohibition Ordinance

( ) First offense ................................................................. Warning
( ) Second offense ........................................................... $100.00
( ) Third offense ............................................................... $200.00
( ) Fourth or subsequent offenses ....................................... $300.00

Section 20-2. Sale of tobacco products

( ) First offense of any provision of § 20-2, except subsection (d)(1) ................. $100.00
( ) Second offense of any provision of § 20-2, except subsection (d)(1) ................. $200.00
( ) Third or subsequent offense of any provision of § 20-2, except subsection (d)(1) ....... $300.00
( ) Any offense of the provisions of § 20-2, subsection (d)(1) ....................................... $300.00

Sec. 20-7. Smoking prohibited on sidewalks and other public property

( ) First offense ................................................................. $50.00
( ) Second offense ........................................................... $100.00
( ) Third or subsequent offense .......................................... $200.00

Section 20-70. Café furniture on sidewalks

( ) Any offense ................................................................. $100.00
HEALTH AND HUMAN SERVICES DEPARTMENT REGULATIONS

Any offense:

<table>
<thead>
<tr>
<th>Violation</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Private wells, permits and registration</td>
<td>$50.00</td>
</tr>
<tr>
<td>Sandblasting</td>
<td>$50.00</td>
</tr>
<tr>
<td>Keeping of animals</td>
<td>$50.00</td>
</tr>
<tr>
<td>Practice of massage</td>
<td>$50.00</td>
</tr>
<tr>
<td>Operating a massage establishment</td>
<td>$50.00</td>
</tr>
<tr>
<td>Removal/transport of offal or garbage</td>
<td>$50.00</td>
</tr>
<tr>
<td>Administrative procedures (105 CMR 400.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Housing standards (105 CMR 410.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Recreational camps for children (105 CMR 430.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Swimming pools (105 CMR 435.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Medical and/or biological waste (105 CMR 480.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Food establishments (105 CMR 590.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Tanning facilities (105 CMR 123.000)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Subsurface disposal of sanitary sewage (310 CMR 15.00)</td>
<td>$50.00</td>
</tr>
<tr>
<td>General nuisance (G.L. c. 111 § 122 through § 125A)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Atmospheric air pollution (G.L. c. 111 § 31C)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Animal quarantine (G.L. c.129 § 21)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Noisome trades (G.L. c.111 § 143)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Solid waste disposal facilities (G.L. c.111 § 150A - § 150B)</td>
<td>$50.00</td>
</tr>
<tr>
<td>Bakeries and bakery products (G.L. c.94 § 1 through through § 4)</td>
<td>$50.00</td>
</tr>
</tbody>
</table>

(c) DEPARTMENT OF INSPECTIONAL SERVICES: The commissioner of inspectional services, and/or his or her designee, and building inspectors of the department of inspectional services shall be authorized to issue written notice of the following violations:

........................................................................................................................................................................... FINE

Sec. 20-13. Noise Control
§ 17-23 NEWTON ORDINANCES – LICENSING, PERMITS; & CIVIL FINES GENERALLY

( ) First offense in calendar year ........................................................................................................... Warning
( ) Second offense in calendar year ...................................................................................................... $100.00
( ) Third offense in calendar year ....................................................................................................... $200.00
( ) Fourth or subsequent offense in calendar year ................................................................................. $300.00

Sec. 20-161 Short Term Rentals, Requirements ......................................................................................... $300.00
Sec. 20-162 Short Term Rentals, Registration Requirements ....................................................................... $300.00
Sec. 20-164 (a) (b) Short Term Rentals, Compliance with City Ordinances and State and Local Codes ................................................................................................................................. $300.00
Sec. 20-165 Short Term Rentals, Responsibilities of Operators ................................................................... $300.00
Sec. 20-166 (e) Short Term Rentals, Failure to Register .......................................................................... $300.00

Sec. 30-5.2. Signs
( ) Non-accessory sign (Sec. 30-5.2.5.A) .............................................................................................. $50.00
( ) Roof sign (Sec. 30-5.2.5.B) .............................................................................................................. $50.00
( ) Portable sign (Sec. 30-5.2.5.C) ......................................................................................................... $50.00
( ) Excessive area of window signs (Sec. 30-5.2.5.D) ......................................................................... $50.00
( ) Outdated signs (Sec. 30-5.2.5.E) ..................................................................................................... $50.00
( ) String lights (Sec. 30-5.2.5.F) .......................................................................................................... $50.00
( ) Illegal temporary sign (Sec. 30-5.2.6.B) ......................................................................................... $50.00
( ) Illegal short term event sign (Sec. 30-5.2.6.B.1) .......................................................................... $300.00
( ) Illegal election sign (Sec. 30-5.2.6.B.7) ......................................................................................... $50.00
( ) Streamer, display, etc. (Sec. 30-5.2.3) ............................................................................................ $50.00

Sec. 30-3.4. Use regulations for residential districts;
( ) Trailer, recreational vehicle in setback (Sec. 30-3.4.2.A.3) ................................................................. $50.00
( ) Commercial vehicle: excessive size (Sec. 30-6.7.2B.1) ................................................................. $50.00
( ) Commercial vehicle in setback (Sec. 30-6.7.2B.3) ........................................................................ $50.00
( ) Too many commercial vehicles (Sec. 30-3.4.2.A.4)) ................................................................. $50.00

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§ 17-23 NEWTON ORDINANCES — LICENSING, PERMITS; & CIVIL FINES GENERALLY § 17-23

( ) Storage of construction equipment or materials not proper and usual with single-family dwellings (Sec. 30-3.4.2.A) ................................................ $50.00

Sec. 30-3.1; 30-3.4. Density/dimensional requirements

Any part of a building in a residence district extending nearer the street line than ten (10) feet (Sec. 30-1.5.3.B)

( ) First offense ........................................................................................................................................... $0.00
( ) Second offense ........................................................................................................................................... $50.00
( ) Third offense ........................................................................................................................................... $100.00
( ) Fourth offense .......................................................................................................................................... $200.00
( ) Fifth or subsequent offense ...................................................................................................................... $300.00

An accessory building in a residence district nearer to any lot line than five (5) feet (Sec. 30-3.4.3.A.1)

( ) First offense ........................................................................................................................................... $0.00
( ) Second offense .......................................................................................................................................... $50.00
( ) Third offense .......................................................................................................................................... $100.00
( ) Fourth offense .......................................................................................................................................... $200.00
( ) Fifth or subsequent offense ...................................................................................................................... $300.00

Sec. 30-5.1. Parking and loading facility requirements

( ) Parking in setbacks (less than 5 stalls) (Sec. 30-5.1.7.A) ................................................................. $50.00
( ) Parking in setbacks (more than 5 stalls) (Sec. 30-5.1.8.A) ................................................................. $50.00
( ) Business or manufacturing parking facilities in a residential district without a special permit (Sec. 30-5.1.6.C) ................................................................. $50.00

SPECIAL PERMIT CONDITIONS:

Violations of conditions included in special permits granted by the city council:

( ) First offense ........................................................................................................................................... $50.00
( ) Second offense ......................................................................................................................................... $100.00
( ) Third offense ......................................................................................................................................... $200.00
( ) Fourth or subsequent offense .................................................................................................................. $300.00
Sec. 20-24. Light pollution

( ) First offense in a one-year period ................................................................. warning

( ) Second offense in a one-year period .......................................................... $75.00

( ) Third offense in a one-year period ............................................................. $150.00

( ) Fourth and subsequent offenses in a one-year period .............................. $300.00

Sec. 20-25. Light trespass

( ) First offense in a one-year period ................................................................. warning

( ) Second offense in a one-year period .......................................................... $75.00

( ) Third offense in a one-year period ............................................................. $150.00

( ) Fourth and subsequent offenses in a one year period ............................. $300.00

Sec. 5-30. Perimeter Fences

( ) Erection of fence greater than four (4) feet in height without a permit (Sec. 5-30(c)) ................................................................. $50.00

( ) Improper height of fence, residential zoning district (Sec. 5-30(d)) ................ $50.00

( ) Improper height of fence, non-residential zoning district (Sec. 5-30(e)) .......... $50.00

( ) Improper positioning and/or use of inappropriate material of fence (Sec. 5-30(f)(1)) ................................................................. $50.00

( ) Use of barbed or razor wire; sharp prongs (Sec. 5-30(f)(2)) .......................... $50.00

( ) Failure to comply with requirements for Scenic Road fences (Sec. 5-30(f)(6)) .... $50.00

( ) Failure to comply with requirements for visibility on corner lots (Section 5-30(f)(7)) ................................................................. $50.00

Sec. 5-21. Regulation of Inadequately Maintained Vacant Properties

( ) Any offense ................................................................................................. $300.00

Sec. 5-22 Regulation of Public Nuisances: Keeping of Junk, Debris, Overgrown Vegetation

( ) Any offense; days one (1) through seven (7) that the violation continues .......... $100.00 per day

( ) Any offense; days eight (8) through fourteen (14) that the violation continues ....... $200.00 per day

( ) Any offense; days fifteen (15) and each subsequent day thereafter that the violation continues ......................................................... $300.00 per day
Sec. 22-5. Regulation of Scenic Roads

( ) Any Offense ....................................................................................................................................... $300.00

Sec. 22-50 Demolition of historically significant buildings or structures

( ) Any offense ....................................................................................................................................... $300.00

Sec. 22-71 Landmark violation

( ) Any offense ....................................................................................................................................... $300.00

(d) POLICE DEPARTMENT: City police officers shall be authorized to issue written notice of the following violations:

........................................................................................................................................................................... FINE

( ) Warning ................................................................................................................................................. $0.00

Sec. 3-22. Vaccination certification.

( ) Any offense ....................................................................................................................................... $50.00

Sec. 3-23. License fees; vaccination; certification and exemptions (dogs)

( ) Any offense ....................................................................................................................................... $50.00

Sec. 3-24. Disturbing the peace by barking, etc.

( ) Any offense ....................................................................................................................................... $50.00

Sec. 3-25. Complaint of nuisance; investigation by dog officer.

( ) Any offense ....................................................................................................................................... $50.00

Sec. 3-26. Restraint of dogs.

( ) Any Offense ....................................................................................................................................... $50.00

Sec. 3-27. Muzzling or confinement of dogs.

( ) Any offense ....................................................................................................................................... $50.00

Sec. 3-29. Removal and disposal of canine waste.

( ) Any Offense ....................................................................................................................................... $50.00

Sec. 19-8. Penalty generally.

Except as otherwise provided by law, any person convicted of a violation of any regulation or order made pursuant
to this chapter shall be punished by a fine not exceeding twenty dollars ($20.00) for each offense. (Rev. Ords. 1973, § 13-11)

Sec. 19-9. Penalty for parking violations*

(a) Pursuant to General Laws, chapter 90, section 20A, chapter 40, section 22A, and chapter 40, section 21, clause 24, the following schedule of fines for parking offenses is established subject to such section and to the provisions of this chapter and the Traffic and Parking Regulations:

<table>
<thead>
<tr>
<th>Offense</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Angle parking zone, otherwise than at the required angle (sec. 19-175)</td>
<td>$15.00</td>
</tr>
<tr>
<td>Bridge and the approach thereto, parking on (sec. 19-166(m))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Bus stop, illegally parking in (sec. 19-170)</td>
<td>$100.00</td>
</tr>
<tr>
<td>Crosswalk, upon (sec. 19-166(c))</td>
<td>$25.00</td>
</tr>
<tr>
<td>Curb cut, blocking a curb cut designated for handicapped access (sec. 19-178; sec. 19-199)</td>
<td>$200.00 (first offense) $300.00 (each subsequent offense)</td>
</tr>
<tr>
<td>Curb, parking over twelve (12) inches from (sec. 19-166(e))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Driveway, parking in front (sec. 19-166(h))</td>
<td>$25.00</td>
</tr>
<tr>
<td>Fire hydrant, parking within ten (10) feet of (sec. 19-166(g))</td>
<td>$25.00</td>
</tr>
<tr>
<td>Fire lane, parking in or obstructing access to (sec. 19-166(o))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Fire station, within 15 ft. of the wall of, or directly across the street from (sec. 19-166(j))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Handicapped space, illegally parking in a space reserved for the handicapped (sect. 19-178; sec. 19-199)</td>
<td>$200.00 (first offense) $300.00 (each subsequent offense)</td>
</tr>
<tr>
<td>Intersecting Way, within twenty (20) feet of (sec. 19166(i))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Intersection, parking within (sec. 19-166(a))</td>
<td>$15.00</td>
</tr>
<tr>
<td>Loading Zone, within in excess of the time permitted (TPR-172)</td>
<td>$15.00</td>
</tr>
<tr>
<td>Night, parking a vehicle at night in violation of the provisions applicable thereto (secs. 19-174, 19-174(b))</td>
<td>$25.00</td>
</tr>
<tr>
<td>Overtime parking in excess of posted time limits (Sec. 19-181):</td>
<td></td>
</tr>
<tr>
<td>Sec. 19-181 (a) metered space</td>
<td>$15.00</td>
</tr>
</tbody>
</table>
Sec. 19-181 (b) non-metered time restricted space ................................................................. $15.00

Parking meter, parking in violation of the provisions applicable thereto (secs. 19-188 to 19-190, TPR-194 and TPR-195) ................................................................. $15.00

Private road, parking in front of (sec. 19-166(h)) ................................................................. $25.00

Residential area, within without appropriate sticker (sec. 19-201) ................................ $15.00

Restricted area, in violation of the applicable restrictions (except overtime) (TPR-176) $20.00

Safety zone, within twenty (20) feet of either end of (sec. 19-167) ................................ $15.00

School drop off zone, parking in in excess of time permitted (TPR-179) ......................... $25.00

Sidewalk, parking on (sec. 19-166(b)) .............................................................................. $15.00

Snow or Ice Removal, parking on any way in such a manner as to impede (sec. 19-166(n)) $20.00

Stopping in violation of the applicable restrictions (TPR-180) ........................................ $15.00

Taxicab stand, parking within (sec. 19-171) ................................................................. $15.00

Traffic passing lane, obstruction of (sec. 19-166(f)) ..................................................... $15.00

Trailer, at night in violation of the provisions applicable thereto (section 19-174, 19-174(b)) $25.00

Wrong direction, parking in the (sec. 19-166(e)) ......................................................... $15.00

(b) Should the fines established herein not be paid within twenty-one (21) days of the offense, the following surcharges shall be due and payable to the parking clerk of the city in addition to the fine originally assessed:

For a $5.00 fine – initial surcharge shall be an additional $10.00.

For a $15.00 fine – initial surcharge shall be an additional $10.00.

For a $20.00 fine – initial surcharge shall be an additional $10.00.

For a $25.00 fine – initial surcharge shall be an additional $10.00.

(c) If any part of the fine and/or initial surcharge remains unpaid at any time subsequent to the parking clerk reporting the matter to the Registrar of Motor Vehicles of the Commonwealth of Massachusetts, pursuant to M.G.L. chapter 90, section 20A, an additional surcharge of $5.00 shall be due and payable to the parking clerk of the city.

(d) Notwithstanding the fines established for the offenses identified in section (a) as having a fine of either $15.00 or $20.00, such offenses shall be punished by a fine of twenty-five dollars ($25.00) if the offense occurs within the geographic area designed as subject to the Tiger Parking program established by TPR-204 while such program is in effect.
Sec. 19-122. Pedestrian Controls ................................................................. $20.00


( ) First offense ................................................................. Warning
( ) Second offense ................................................................. $25.00
( ) Subsequent offense ................................................................. vehicle towed

Sec. 19-330. Taxi and Public Auto License

( ) Any Offense ................................................................. $300.00

Sec. 20-13. Noise Control

( ) First offense in calendar year ................................................................. Warning
( ) Second offense in calendar year ................................................................. $100.00
( ) Third offense in calendar year ................................................................. $200.00
( ) Fourth or subsequent offense in calendar year ................................................................. $300.00

Sec. 20-51 Depositing of Litter

( ) First offense in calendar year ................................................................. Warning
( ) Second offense in a calendar year ................................................................. $100.00
( ) Third offense in a calendar year ................................................................. $200.00
( ) Fourth or subsequent offense in calendar year ................................................................. $300.00

Sec. 24-31 Control and curtailment of signals emitted by alarm systems.

( ) Any offense ................................................................. $200.00

Sec. 24-33 False Alarms

( ) Any offense ................................................................. $25.00

Sec. 24-34(a). Alarm System Penalties

( ) Any offense ................................................................. $50.00

Sec. 26-8. Removal of snow and ice from sidewalks in certain districts.

( ) First offense in calendar year ................................................................. $100.00
Sec. 26-9. Putting snow and ice upon streets, sidewalks and bridges

<table>
<thead>
<tr>
<th>Offense</th>
<th>First offense in calendar year</th>
<th>Second offense in calendar year</th>
<th>Third offense and subsequent offenses in calendar year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Placing snow or ice on a public way (street, sidewalk or bridge)</td>
<td>$100.00</td>
<td>$200.00</td>
<td>$300.00</td>
</tr>
<tr>
<td>Causing or permitting snow or ice to be placed upon a public way (street, sidewalk or bridge)</td>
<td>$100.00</td>
<td>$200.00</td>
<td>$300.00</td>
</tr>
</tbody>
</table>

Sec. 21-82. Removal of a tree without a permit

<table>
<thead>
<tr>
<th>Offense</th>
<th>Any offense</th>
</tr>
</thead>
<tbody>
<tr>
<td>Any offense</td>
<td>$300.00</td>
</tr>
</tbody>
</table>

Sec. 21-83. Failure to comply with a condition contained in a tree removal permit

<table>
<thead>
<tr>
<th>Offense</th>
<th>Any offense</th>
</tr>
</thead>
<tbody>
<tr>
<td>Any offense</td>
<td>$300.00</td>
</tr>
</tbody>
</table>
§ 17-23 NEWTON ORDINANCES – LICENSING, PERMITS; & CIVIL FINES GENERALLY § 17-23

Sec. 21-85. Failure to replace a tree

( ) Any offense ................................................................................................................................. $300.00

Sec. 21-86. Failure to make a payment into the tree replacement fund

( ) Any offense ................................................................................................................................. $300.00

Sec. 21-87. Failure to comply with a stop work order

( ) Any offense ....................................................................................................................................... $300.00

(f) DEPARTMENT OF PUBLIC WORKS: The commissioner of public works, and/or his or her designee, shall be authorized to issue written notice of the following violations:

................................................................................................................................................................... FINE

Sec. 11-7. How trash to be placed for collection.

( ) First offense per 365 day period ....................................................................................... written warning

( ) Second offense per 365 day period ........................................................................................................... $50.00

( ) Third offense and subsequent offenses per 365 day period .......................................................... $75.00

Sec 11-8. How recyclables to be placed for collection.

( ) First offense per 365 day period ................................................................................................. written warning

( ) Second offense per 365 day period ........................................................................................................... $50.00

( ) Third offense and subsequent offenses per 365 day period .......................................................... $75.00

Sec. 11-9(a). Participation in and enforcement of recycling and trash program

( ) First offense per 365 day period ................................................................................................. written warning

( ) Second offense per 365 day period ........................................................................................................... $50.00

( ) Third offense and subsequent offenses per 365 day period .......................................................... $75.00

Sec. 11-10 (c) When trash and recyclable materials to be placed for collection

( ) First offense per 365 day period ................................................................................................. written warning

( ) Second offense per 365 day period ........................................................................................................... $50.00

( ) Third offense and subsequent offenses per 365 day period .......................................................... $75.00

Sec. 11-14 Bulky Waste set out for collection without application
§ 17-23 NEWTON ORDINANCES – LICENSING, PERMITS; & CIVIL FINES GENERALLY § 17-23

( ) First offense ...................................................................................................................... written warning
( ) Second offense .................................................................................................................... $50.00
( ) Third offense and subsequent offenses ........................................................................... $75.00

Sec. 11-15 White goods set out for collection without application
( ) First offense ............................................................................................................... written warning
( ) Second offense ......................................................................................................................... $50.00
( ) Third offense and subsequent offenses .................................................................................... $75.00

Sec. 11-16. Moveouts and Cleanouts
( ) Any offense (per Sec. 17-21) ........................................................................................... $300.00

Sec. 26-8D. Removal of snow and ice from sidewalks.
( ) First offense per 365 day period ............................................................................................. written warning
( ) Second and subsequent offenses per 365 day period ................................................................. $50.00

Sec. 26-29. Use of portable grills for cookouts on city streets.
( ) Any offense .......................................................................................................................... $50.00

Sec. 26-31. Sidewalk vending machines; permit required.
( ) Inspection Fee ....................................................................................................................... $10.00
( ) Any offense .......................................................................................................................... $25.00

Sec. 29-24. Cost of, and responsibilities for, water meters.
( ) Any offense ............................................................................................................................. $300.00

Sec. 29-25. Failure to keep pipes in good order, protect meter.
( ) First offense ........................................................................................................................ $2.00
( ) Subsequent offense .............................................................................................................. $10.00

Sec. 29-83. Duty to maintain building sewers in proper working order; failure to maintain after notice.
( ) Any offense ........................................................................................................................ $20.00

Sec. 29-88. Fine for continued violation.
( ) Any offense .......................................................................................................................... $200.00
Sec. 29-131. Failure to maintain private drains.

( ) Any offense ................................................................................................................................... $20.00

Sec. 29-143. Illicit discharge to storm drains.

( ) Any offense ................................................................................................................................. $300.00

(g) PLANNING DEPARTMENT: The director of planning, and/or his or her designee, shall be authorized to issue written notice of the following violations:

Sec. 22-40 Historic district; purpose, governance, appointments, officers.

( ) Any offense ................................................................................................................................... $300.00


*Editor’s note—See subsections (h), (i) and (j) of TPR-204 regarding penalties pursuant to certain violations of the temporary permit parking program known as Tiger Permit parking