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CITY OF AMESBURY, MA

CITY OF AMESBURY  
IN THE YEAR TWO THOUSAND TWENTY-THREE

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SPONSORED BY: Kassandra Gove **BILL No. 2023- 038**  
**Kassandra Gove, Mayor**

**An Ordinance** to update various fees for the Treasurer/Collector Department and adopt a Schedule of Fees.

**Summary:** The intention of this ordinance is to update the Treasurer/Collector Department's Schedule of Fees to help fund City services. Well-designed charges and fees serve to reimburse the City for the costs or particularized services and promote service efficiency. It is expected that these fees will be periodically reviewed and updated.

**Be it Ordained by the City Council of the City of Amesbury assembled, and by the authority of the same as follows:**

1. That various fees be revised in accordance with the attached Schedule of Fees and the same is hereby adopted.
2. That this Schedule of Treasurer/Collector Fees will replace any existing Schedule of Treasurer/Collector Fees.
4. That the Amesbury Code of Ordinances Chapter 334 Licenses and Permits is hereby amended by inserting new Section 334-5, entitled Treasurer/Collector Fees as follows:

| <b>Type</b>  | <b>Fees</b> |
|--|-------------|
| Municipal Lien Certificates                        | \$50.00     |
| Motor Vehicle Excise Demand Fee                    | \$15.00     |
| Motor Vehicle Excise Warrant Fee                   | \$15.00     |
| Personal Property Demand Fee                       | \$15.00     |
| Real Estate Demand Fee                             | \$15.00     |
| Duplicate Bill Fee                                 | \$1.00      |
| Returned Checks                                    | \$10.00     |
| Sale/Taking Posting Notice                         | \$5.00      |
| Sale/Taking Preparing<br>Advertisement             | \$10.00     |
| Sale/Taking Preparing<br>Deed/Instrument of Taking | \$10.00     |
| Boat Excise Demand Fee                             | \$20.00     |

4. This Ordinance shall become effective upon passage.



# AMESBURY

MASSACHUSETTS

## MEMORANDUM

**TO:** Amesbury City Council

**FROM:** Kassandra Gove, Mayor *KG*

**DATE:** April 3, 2023

**RE:** Schedule of Fees Treasurer/Collector

The City of Amesbury commissioned a Comprehensive Review of Municipal Fees by the Edward J. Collins, Jr. Center for Public Management. The report dated November 2021 provided the following recommendations relative to Amesbury's Treasurer/Collector Fees based on municipal comparisons between Gloucester, Salisbury, Abington, Hudson, Winthrop and Newburyport. The following fees were designated as Areas of Opportunity for the City of Amesbury:

- Motor Vehicle Excise Demand Fee
- Motor Vehicle Excise Warrant Fee
- Municipal Lien Certificates
- Personal Property Demand Fee
- Real Estate Demand Fee
- Returned Checks

In all of the fees cited above, it appeared that Amesbury was on the lower or lowest end of the spectrum for the amounts charged. These fees could be calibrated upwards to increase revenue and move into the median of amounts charged for these types of fees. It is unknown when the last time that these fees were updated, and it is estimated to exceed 30 years.

At the recommendation of Treasurer/Collector Donna Cornoni, we are proposing the following Schedule of Fees with the intention of helping to support City services, including administrative costs incurred in the Treasurer/Collector Office.

| <b>Treasurer/Collector Fees</b>                 | <b>current</b> | <b>proposed</b> |
|---|----------------|-----------------|
| Municipal Lien Certificates                     | \$25.00        | \$50.00         |
| Motor Vehicle Excise Demand Fee                 | \$5.00         | \$15.00         |
| Motor Vehicle Excise Warrant Fee                | \$10.00        | \$15.00         |
| Personal Property Demand Fee                    | \$5.00         | \$15.00         |
| Real Estate Demand Fee                          | \$5.00         | \$15.00         |
| Duplicate Bill Fee                              | \$1.00         | \$1.00          |
| Returned Checks                                 | \$10.00        | \$10.00         |
| Sale/Taking Posting Notice                      | \$5.00         | \$5.00          |
| Sale/Taking Preparing Advertisement             | \$10.00        | \$10.00         |
| Sale/Taking Preparing Deed/Instrument of Taking | \$10.00        | \$10.00         |
| Boat Excise Demand Fee                          | \$20.00        | \$20.00         |

### *Financial Analysis*

Municipal Lien Certificates- Based on an average collection of \$15 - \$18k per year, this fee increase is expected to yield an additional **\$15-\$18k annually**.

Motor Vehicle Demand Fee – Based on an average collection of \$17k per year, this fee increase is expected to yield an additional **\$34k annually**.

Motor Vehicle Warrant Fee – Based on an average collection of \$19k per year, this fee increase is expected to yield an **additional \$9.5k annually**.

Personal Property Demand Fee - Based on an average collection of \$300 per year, this fee increase is expected to yield an **additional \$600 annually**.

Real Estate Demand Fee - Based on an average collection of \$2.5k per year, this fee increase is expected to yield an **additional \$5k annually**.

Although collections vary from year to year, it is reasonable to assert that these nominal increases will yield an additional **\$65,000 annually for the City**.

# COMPREHENSIVE REVIEW OF MUNICIPAL FEES

## CITY OF AMESBURY, MASSACHUSETTS

EDWARD J. COLLINS, JR. CENTER FOR PUBLIC MANAGEMENT

NOVEMBER 2021

**Edward J. Collins, Jr. Center for Public Management**

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McCORMACK GRADUATE SCHOOL OF POLICY AND GLOBAL STUDIES

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| Street/Trench Permit Type            | Amesbury  | Gloucester | Salisbury | Abington | Hudson | Winthrop   | Newburyport        |
|--------------------------------------|-----------|------------|-----------|----------|--------|--|--------------------|
| Driveway Opening                     | N/A       | N/A        | N/A       | N/A      | Free   | \$75 asphalt + \$50 base; \$100 concrete + \$50 base; \$100 modification + \$50 base           | N/A                |
| Restoration Fee                      | N/A       | N/A        | N/A       | N/A      | N/A    | \$75 + \$50 base   | N/A                |
| Saw Cut for Cable/TV/Gas             | N/A       | N/A        | N/A       | \$25     | N/A    | \$50 + \$50 base   | N/A                |
| Sidewalk Opening                     | \$100     | \$500      | \$50      | \$25     | \$50   | \$150 concrete + \$50 base fee; \$50 concrete/stone wall abutting right of way + \$50 base fee | \$100              |
| Sump Pump Discharge to Public Street | N/A       | N/A        | N/A       | N/A      | N/A    | \$175 + \$50 base  | N/A                |
| Street Opening                       | \$150 per | \$500      | \$50      | \$25     | \$50   | \$50 base  | \$100 + \$2 per SF |
| Trench Opening                       | \$50 per  | N/A        | \$25      | \$100    | \$50   | N/A  | \$100 + \$2 per SF |

### Treasurer/Collector

The Amesbury Treasurer/Collector's Office administers billings and collections as well as the proper recording of all revenues levied by tax in the City. Common taxes include real estate and property taxes, motor vehicle excise taxes, and the handling of municipal liens.

The following fees were designated as **Areas of Opportunity** for the City of Amesbury:

- **Motor Vehicle Excise Demand Fee**
- **Motor Vehicle Excise Warrant Fee**
- **Municipal Lien Certificates** (moving to a progressive fee structure)
- **Personal Property Demand Fee**
- **Real Estate Demand Fee**
- **Returned Checks**

In all of the fees cited above, it appeared that Amesbury was on the lower or lowest end of the spectrum for the amounts charged. These fees could be calibrated upwards to increase revenue and move into the median of amounts charged for these types of fees.<sup>11</sup>

<sup>11</sup> It is worth noting that Boat Excise Taxes were not included in this comparison table, as each comparable municipality utilized the exact same fee schedule for boat excise tax.

In the instance of **Municipal Lien Certificates**, a progressive rate structure (or tiered rate structure) would effectively increase as the potential for greater levels of development (and more tax revenue) increases. For example, Gloucester has the following system:

- \$50 MLC for land with either three residential units or less on less than one acre;
- \$75 MLC for one or more acre of land with no units or farms, forest land, and all other real property (or mixed-use, as determined by Assessors);
- \$125 MLC for land with four or more residential units; and
- \$175 for land with a commercial, industrial, or public utility concern.

As more development occurs or is proposed to occur on the land, the lien would increase in accordance with the idea that the higher the level the development, the greater the ability to pay for the Municipal Lien Certificate.

| Permit Category                         | Amesbury | Gloucester  | Salisbury  | Abington    | Hudson                    | Winthrop  | Newburyport |
|---|----------|---|--|-------------|---------------------------|---|-------------|
| <b>Bulk Sticker (Recycling) Fee</b>     | \$5      | -   | \$25/year  | -           | N/A                       | -   | -           |
| <b>Compost Fee</b>                      | \$20     | -   | No   | -           | N/A                       | -   | -           |
| <b>Duplicate Bill Copy Fee</b>          | \$1      | -   | Private function   | -           | N/A                       | -   | N/A         |
| <b>Motor Vehicle Excise Demand Fee</b>  | \$5      | -   | \$20   | \$20        | \$5                       | \$10  | \$15        |
| <b>Motor Vehicle Excise Warrant Fee</b> | \$10     | -   | Private function   | -           | \$12 (\$17 final warrant) | N/A   | \$12        |
| <b>Municipal Lien Certificate</b>       | \$25     | \$50 three units or less on less than one acre; \$75 one acre or more with no structure or farms, forest land, and all other real property or mixed-use as determined by Assessors; \$125 land with four residential units or more; \$175 land with a commercial, industrial, or public utility concern | \$50 standard, farms, forest, real property, or land more than one acre; \$100 4+ residences; \$150 commercial, industrial, or utility | \$50/parcel | \$25                      | \$50 (1-4 family); \$75 (+4 family or commercial) | \$25        |
| <b>Personal Property Demand Fee</b>     | \$5      | -   | \$30   | \$20        | \$5                       | -   | \$15        |
| <b>Real Estate Demand Fee</b>           | \$5      | -   | \$30   | \$20        | \$5                       | -   | \$15        |
| <b>Returned</b>                         | \$10     | -   | \$25   | -           | \$25                      | \$25  | \$25        |

| Permit Category                                  | Amesbury | Gloucester | Salisbury   | Abington | Hudson | Winthrop | Newburyport   |
|--|----------|------------|---|----------|--------|----------|---|
| Checks   |          |            |   |          |        |          |   |
| Sale/Taking Posting Notice                       | \$5      | -          | maximum   | -        | \$105  | \$5      | N/A   |
| Sale/Taking Preparing Advertising                | \$10     | -          | Newspaper advertising cost divided by number of parcels | -        | -      | \$10     | Newspaper advertising cost divided by number of parcels |
| Sale/Taking Preparing Deed/ Instrument of Taking | \$10     | -          | Maximum   | -        | -      | \$10     | N/A   |

## Additional Findings & Recommendations

Outside of the initial scope, the Project Team considered several interrelated issues stemming from the assessment of Amesbury’s fee structure. In addition to recommending additional fees ranging from further articulating alcohol licensing fees, a “bring your own beverage” license for restaurants, and evaluating the current recombinant DNA (rDNA) research fee, the Project Team evaluated the current structure of Amesbury’s liquor licensing regime as well as assessed Amesbury’s proposals to regulate short-term rental units.

### Additional Fees

Other areas of opportunity include exploring some of the following types of fees that may not be as articulated in Amesbury currently:

**Brewery/Distillery/Winery License Fee:** Currently Amesbury’s Liquor License Commission has a “farmer series pouring” fee. Breweries, distilleries, and wineries are covered under the same exact rate. Depending on the types of establishments Amesbury hopes to attract in the future, it should consider exploring creation of a license pathway specifically for breweries, another for distilleries, and yet another for wineries. This could allow for encouragement of said businesses or a barrier to entry or could function as an inducement if a particular site in Amesbury appears conducive to one or a combination of others.

**Bring Your Own Bottle (BYOB) License:** Restaurants in the region have had success not carrying liquor licenses and operating as food establishments with a BYOB policy. This could open up opportunities for restauranteurs who may have more success without applying for a liquor license but would like patrons to have the option to consume alcohol on-site with their meal. It would afford the City a regimen by which to regulate such businesses and may help spur businesses that may not be able to currently afford to stock a full bar or liquor operation on-site.

**Recombinant DNA Research Fee:** In addition to evaluating the dollar amount associated with the current fee, ensure that enforcement of obtaining this fee is in line with the National Institute of

| Permit Category               | Permit subcategory                  | Amesbury  | Gloucester  | Salisbury   | Abington    | Hudson                     | Winthrop  | Newburyport   |
|-------------------------------|-------------------------------------|---|---|---|-------------|----------------------------|---|---|
| Boat Excise                   | Demand Fee (Waterways Improvement)  | \$20  |   | \$30  | N/A         | N/A                        |   |   |
| Boat Excise                   | 16' - 17.5'                         | \$1,500 (less than 4 years old); \$1,000 (4-6 years); \$800 (7+ years)      | \$1,500 (less than 4 years old); \$1,000 (4-6 years); \$800 (7+ years)      | \$1,500 (less than 4 years old); \$1,000 (4-6 years); \$800 (7+ years)      | N/A         | N/A                        | \$1,500 (less than 4 years old); \$1,000 (4-6 years); \$800 (7+ years)      | \$1,500 (less than 4 years old); \$1,000 (4-6 years); \$800 (7+ years)      |
| Boat Excise                   | 17.5'-20'                           | \$3,000 (less than 4 years old); \$2,000 (4-6 years); \$1,500 (7+ years)    | \$3,000 (less than 4 years old); \$2,000 (4-6 years); \$1,500 (7+ years)    | \$3,000 (less than 4 years old); \$2,000 (4-6 years); \$1,500 (7+ years)    | N/A         | N/A                        | \$3,000 (less than 4 years old); \$2,000 (4-6 years); \$1,500 (7+ years)    | \$3,000 (less than 4 years old); \$2,000 (4-6 years); \$1,500 (7+ years)    |
| Boat Excise                   | 20' - 22.5'                         | \$5,000 (less than 4 years old); \$3,300 (4-6 years); \$2,500 (7+ years)    | \$5,000 (less than 4 years old); \$3,300 (4-6 years); \$2,500 (7+ years)    | \$5,000 (less than 4 years old); \$3,300 (4-6 years); \$2,500 (7+ years)    | N/A         | N/A                        | \$5,000 (less than 4 years old); \$3,300 (4-6 years); \$2,500 (7+ years)    | \$5,000 (less than 4 years old); \$3,300 (4-6 years); \$2,500 (7+ years)    |
| Boat Excise                   | 22.5'-25'                           | \$7,500 (less than 4 years old); \$5,000 (4-6 years); \$3,800 (7+ years)    | \$7,500 (less than 4 years old); \$5,000 (4-6 years); \$3,800 (7+ years)    | \$7,500 (less than 4 years old); \$5,000 (4-6 years); \$3,800 (7+ years)    | N/A         | N/A                        | \$7,500 (less than 4 years old); \$5,000 (4-6 years); \$3,800 (7+ years)    | \$7,500 (less than 4 years old); \$5,000 (4-6 years); \$3,800 (7+ years)    |
| Boat Excise                   | 25'-27.5'                           | \$10,500 (less than 4 years old); \$7,000 (4-6 years); \$5,300 (7+ years)   | \$10,500 (less than 4 years old); \$7,000 (4-6 years); \$5,300 (7+ years)   | \$10,500 (less than 4 years old); \$7,000 (4-6 years); \$5,300 (7+ years)   | N/A         | N/A                        | \$10,500 (less than 4 years old); \$7,000 (4-6 years); \$5,300 (7+ years)   | \$10,500 (less than 4 years old); \$7,000 (4-6 years); \$5,300 (7+ years)   |
| Boat Excise                   | 27.5'-30'                           | \$14,000 (less than 4 years old); \$9,300 (4-6 years); \$7,000 (7+ years)   | \$14,000 (less than 4 years old); \$9,300 (4-6 years); \$7,000 (7+ years)   | \$14,000 (less than 4 years old); \$9,300 (4-6 years); \$7,000 (7+ years)   | N/A         | N/A                        | \$14,000 (less than 4 years old); \$9,300 (4-6 years); \$7,000 (7+ years)   | \$14,000 (less than 4 years old); \$9,300 (4-6 years); \$7,000 (7+ years)   |
| Boat Excise                   | 30' - 35'                           | \$18,500 (less than 4 years old); \$12,300 (4-6 years); \$9,300 (7+ years)  | \$18,500 (less than 4 years old); \$12,300 (4-6 years); \$9,300 (7+ years)  | \$18,500 (less than 4 years old); \$12,300 (4-6 years); \$9,300 (7+ years)  | N/A         | N/A                        | \$18,500 (less than 4 years old); \$12,300 (4-6 years); \$9,300 (7+ years)  | \$18,500 (less than 4 years old); \$12,300 (4-6 years); \$9,300 (7+ years)  |
| Boat Excise                   | 35'-40'                             | \$24,000 (less than 4 years old); \$16,000 (4-6 years); \$12,000 (7+ years) | \$24,000 (less than 4 years old); \$16,000 (4-6 years); \$12,000 (7+ years) | \$24,000 (less than 4 years old); \$16,000 (4-6 years); \$12,000 (7+ years) | N/A         | N/A                        | \$24,000 (less than 4 years old); \$16,000 (4-6 years); \$12,000 (7+ years) | \$24,000 (less than 4 years old); \$16,000 (4-6 years); \$12,000 (7+ years) |
| Boat Excise                   | 40'-50'                             | \$31,500 (less than 4 years old); \$21,000 (4-6 years); \$15,800 (7+ years) | \$31,500 (less than 4 years old); \$21,000 (4-6 years); \$15,800 (7+ years) | \$31,500 (less than 4 years old); \$21,000 (4-6 years); \$15,800 (7+ years) | N/A         | N/A                        | \$31,500 (less than 4 years old); \$21,000 (4-6 years); \$15,800 (7+ years) | \$31,500 (less than 4 years old); \$21,000 (4-6 years); \$15,800 (7+ years) |
| Boat Excise                   | 50'-60'                             | \$41,000 (less than 4 years old); \$27,300 (4-6 years); \$20,500 (7+ years) | \$41,000 (less than 4 years old); \$27,300 (4-6 years); \$20,500 (7+ years) | \$41,000 (less than 4 years old); \$27,300 (4-6 years); \$20,500 (7+ years) | N/A         | N/A                        | \$41,000 (less than 4 years old); \$27,300 (4-6 years); \$20,500 (7+ years) | \$41,000 (less than 4 years old); \$27,300 (4-6 years); \$20,500 (7+ years) |
| Boat Excise                   | 60'+                                | \$50,000 (less than 4 years old); \$33,000 (4-6 years); \$24,800 (7+ years) | \$50,000 (less than 4 years old); \$33,000 (4-6 years); \$24,800 (7+ years) | \$50,000 (less than 4 years old); \$33,000 (4-6 years); \$24,800 (7+ years) | N/A         | N/A                        | \$50,000 (less than 4 years old); \$33,000 (4-6 years); \$24,800 (7+ years) | \$50,000 (less than 4 years old); \$33,000 (4-6 years); \$24,800 (7+ years) |
| Bulk stickers (recycling) Fee | Under 16'                           | \$1,000 (less than 4 years old); \$700 (4-6 years); \$400 (7+ years)        | \$1,000 (less than 4 years old); \$700 (4-6 years); \$400 (7+ years)        | \$1,000 (less than 4 years old); \$700 (4-6 years); \$400 (7+ years)        | N/A         | N/A                        | \$1,000 (less than 4 years old); \$700 (4-6 years); \$400 (7+ years)        | \$1,000 (less than 4 years old); \$700 (4-6 years); \$400 (7+ years)        |
| Compost Fee                   |                                     | \$20  |   |   |             |                            |   |   |
| Duplicate Bill                | Duplicate Bill Copy Fee             | \$1   |   |   |             |                            |   |   |
| Motor Vehicle Excise          | Demand Fee                          | \$5   |   | \$30  | \$20        | \$5                        | \$10  |   |
| Municipal Lien                | Warrant Fee                         | \$10  |   |   |             |                            |   |   |
| Municipal Lien                | 4+ Residences                       | \$25  | \$125   | \$100   | \$50/parcel | \$112 (\$17 final warrant) | \$75  | \$25  |
| Municipal Lien                | Commercial/Industrial/Utility       | \$25  | \$175   | \$150   | \$50/parcel |                            | \$75  | \$25  |
| Municipal Lien                | Farms/forest/real Property          | \$25  | \$75  | \$40  | \$50/parcel |                            | \$50  | \$25  |
| Municipal Lien                | Land more than one acre             | \$25  | \$75  | \$50  | \$50/parcel |                            | \$50  | \$25  |
| Municipal Lien                | Mixed-use land                      | \$25  | \$75  | N/A   | \$50/parcel |                            | N/A   | \$25  |
| Municipal Lien                | Standard                            | \$25  | \$50  | \$40  | \$50/parcel |                            | \$50 (1-4 family); \$75 (4-4 family or commercial)                          | \$25  |
| Personal Property             | Demand Fee                          | \$5   |   | \$30  | \$20        | \$5                        | N/A   | \$15  |
| Real estate                   | Demand Fee                          | \$5   |   | \$30  | \$20        | \$5                        | N/A   | \$15  |
| Redemption                    | Certificate                         |   |   |   |             |                            |   |   |
| Returned Checks               |                                     | \$10  |   |   |             |                            | \$25  |   |
| Sale/Taking                   | Posting Notice                      | \$5   |   |   |             |                            | \$5   |   |
| Sale/Taking                   | Preparing Advertisement             | \$10  |   |   |             |                            | \$10  |   |
| Sale/Taking                   | Preparing Deed/Instrument of Taking | \$10  |   |   |             |                            | \$10  |   |

| Permit Category                                  | Amesbury | Gloucester  | Salisbury  | Abington    | Hudson                    | Wirthrop  | Newburyport   |
|--|----------|---|--|-------------|---------------------------|---|---|
| Bulk Sticker (Recycling) Fee                     | \$5      | -   | \$25/year  | -           | N/A                       | -   | -   |
| Compost Fee                                      | \$20     | -   | No   | -           | N/A                       | -   | -   |
| Duplicate Bill Copy Fee                          | \$1      | -   | Private function   | -           | N/A                       | -   | N/A   |
| Motor Vehicle Excise Demand Fee                  | \$5      | -   | \$30   | \$20        | \$5                       | \$10  | \$15  |
| Motor Vehicle Excise Warrant Fee                 | \$10     | -   | Private function   | -           | \$12 (\$17 final warrant) | N/A   | \$12  |
| Municipal Lien Certificate                       | \$25     | \$50 standard; \$75 mixed-use land, farms, forest, real property, or land more than one acre; \$125 \$+ residences or commercial; industrial, utility | \$50 standard, farms, forest, real property, or land more than one acre; \$100 4+ residences; \$150 commercial, industrial, or utility | \$50/parcel | \$25                      | \$50 (1-4 family); \$75 (+4 family or commercial) | \$25  |
| Personal Property Demand Fee                     | \$5      | -   | \$30   | \$20        | \$5                       | -   | \$15  |
| Real Estate Demand Fee                           | \$5      | -   | \$30   | \$20        | \$5                       | -   | \$15  |
| Returned Checks                                  | \$10     | -   | \$25   | -           | \$25                      | \$25  | \$25  |
| Sale/Taking Posting Notice                       | \$5      | -   | maximum  | -           | \$105                     | \$5   | N/A   |
| Sale/Taking Preparing Advertisement              | \$10     | -   | Newspaper advertising cost divided by number of parcels  | -           | -                         | \$10  | Newspaper advertising cost divided by number of parcels |
| Sale/Taking Preparing Deed/ Instrument of Taking | \$10     | -   | Maximum  | -           | -                         | \$10  | N/A   |

## Chapter 334

### LICENSES AND PERMITS

**[HISTORY: Adopted by the Town of Amesbury 5-10-1993 by Art. 17 (Art. 42 of the 1990 Bylaws). Amendments noted where applicable.]**

**§ 334-1. List of delinquent taxpayers.**

The Collector of Taxes shall annually furnish to each department, board, commission or division of the City, herein referred to as the "licensing authority," that issues licenses or permits, including renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the "party," that has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charge for not less than a twelve-month period and that such party has not filed in good faith a pending application for an abatement of such tax or a pending application before the Appellate Tax Board.

**§ 334-2. Denial, revocation or suspension of license or permit. [Amended 6-13-2000 by Bill No. 2000-108<sup>1</sup>]**

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the Collector of Taxes or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate owned by any party whose name appears on said list furnished to the licensing authority from the Collector of Taxes; provided, however, that written notice is given to the party and the Collector of Taxes as required by applicable provisions of law and the party is given a hearing, to be held not earlier than 14 days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The Collector of Taxes shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any finding made by the licensing authority with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the Collector of Taxes that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges payable to the municipality as the date of issuance of said certificate.

**§ 334-3. Payment agreements.**

Any party shall be given an opportunity to enter into a payment agreement, thereby allowing the licensing authority to issue a certificate indicating said limitations to the license or permit, and the validity of said license shall be conditioned upon the satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided,

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1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

however, that the holder shall be given notice and a hearing as required by applicable sections of law.

**§ 334-4. Waiver.<sup>2</sup>**

The Municipal Council may waive such denial, suspension or revocation if it finds there is no direct or indirect business interest by the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in MGL c. 268A, § 1, relating to conflict or interest in the business or activity conducted in or on said property.

**§ 334-5. Exceptions.**

This chapter shall not apply to the following licenses and permits: open burning permits, bicycle permits, sale of articles for charitable purposes, children at work permits, dog licenses, fishing licenses, hunting licenses, trapping licenses, marriage licenses and public exhibition permits.

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2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).