



# CITY OF LYNN

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## **IN THE YEAR TWO THOUSAND AND THIRTEEN AN ORDINANCE AMENDING THE ORDINANCE REGULATING PUBLIC SAFETY WITHIN CONVENIENCE STORES IN THE CITY OF LYNN**

Be it ordained by the City Council of the City of Lynn and by the authority of the same as follows, to wit:-

**SECTION 1.** An Ordinance Amending the Ordinance Regulating Convenience Stores in the City of Lynn is hereby established.

**SECTION 2.** A convenience store shall mean:

- a. A retail establishment that has as its primary business the sale of basic food items and in addition sells household products. Basic food items may include, but are not limited to, milk and dairy products, bread products, prepared sandwiches, frozen entrees, refrigerated food and baby food. Household products may include, but are not limited to, cleaning products, paper products, baby products and pet foods; and/or
- b. A filling station that sells basic food items and in addition sells household products as described in Section 2a.

**SECTION 3.** All convenient food stores shall

- a. Locate the cash register in a manner so that at the time of a sales transaction, a person directly outside the store has an unobstructed view of the employee and the customer.
- b. Keep glass entrance and exit doors clear of any signs or advertisements.
- c. Maintain signage and advertisements covering no more than 30% of the exterior windows or glass within and upon the building.
- d. Maintain a conspicuous sign near the convenience store entrance which states that the cash register contains Fifty (\$50.00) Dollars or less and that the safe is not accessible to employees.
- e. Maintain one of the following on the licensed premise:
  1. A safe in existence at the time of adoption of this Ordinance that is inaccessible and has been modified to be used as a drop safe which has been approved by the Lynn Police Department.

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2. A drop-safe or time-release safe that weighs at least 200 pounds or which is attached to or set into the floor in a manner approved by the Lynn Police Department
- f. Provide sufficient lighting for the store's parking area during all hours of darkness when employees and customers are on the premises, unless the store is not open for business after sunset or before sunrise.
- g. Install and maintain in proper working order, and operate during all hours the store is open to customers, a security system that includes cameras which face the register counter area from both the front and rear, and a camera that faces the entrance door from within said store. Said cameras should offer recorded continuous digital images and be available for inspection by the Lynn Police Department. Store owners shall be responsible to ensure that persons working at the time of an incident that requires a police response be capable of accessing and operating the security system allowing responding officers an opportunity to view the requested video or store owners should make themselves or a representative available within thirty (30) minutes of the time of a police response to provide responding officers the opportunity to view the requested video. Store owners shall ensure that security video systems shall store/save all recorded video for a period of no less than fifteen (15) days. Store owners shall also be responsible for providing the Lynn Police Department with a viewable digital copy of the requested video upon request.
- h. Maintain window signage so that there is a clear and unobstructed view of the cash register and transaction area.
- i. Prohibit window tinting on the windows of the establishment if such tinting reduces exterior or interior viewing during the hours of operation to which this Ordinance is applicable.
- j. Install height markers at the entrance of the establishment which display height measures from the floor.
- k. Establish a cash management policy to limit the amount of available cash on hand between the hours of 9:00 p.m. and 6:00 a.m.
- l. Maintain a conspicuous sign near the entrance area which states that facemasks and ski masks and the like are prohibited from being worn inside the establishment.
- m. Provide a silent panic button or holdup alarm system. This system shall, at a minimum, include a panic button located within reach of the cash register and out of view of the customer. Such panic button will generate

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an alarm signal indicating a holdup or other life-threatening emergency requiring a police department response.

- n. Post at all public exits and entrances signs or decals indicating that a security system is in use.

**SECTION 4.** The Lynn Police and the Department of Inspectional Services shall have enforcement authority over the provisions of this Ordinance.

**SECTION 5.** Violation of the provisions of this Ordinance, or failure to comply with any of the requirements, shall be punishable by a fine of three hundred (\$300.00) dollars. Each day that a violation exists shall constitute a separate offense.

**SECTION 6.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 7.** This ordinance shall take effect thirty-one (31) days after its final approval as adopted and advertised.

# CONVENIENCE STORES (AMENDMENT) ORDINANCE

A TRUE COPY ATTEST:  
*Mary F Audley*  
CITY CLERK

Offered by Councilor CYR  
In City Council

Date: MAY 28, 2013

Date Adopted: JUNE 11, 2013

Councilor	YES	NO
Barton	X	
Cahill	X	
Capano	X	
Colucci	X	
Crighton	X	
Cyr	X	
Ford	X	
Lozzi	X	
Net	X	
Phelan	X	
Trahant	X	
<b>TOTAL</b>	<b>11</b>	

*Mary F Audley*  
City Clerk

Date Approved: June 25, 2013

*Andrew J. Cannagym Kennedy*  
Mayor

In City Council  
Immediate Reconsideration  
Notice of Reconsideration

Councilor	YES	NO
Barton	<input type="checkbox"/>	<input type="checkbox"/>
Cahill	<input type="checkbox"/>	<input type="checkbox"/>
Capano	<input type="checkbox"/>	<input type="checkbox"/>
Colucci	<input type="checkbox"/>	<input type="checkbox"/>
Crighton	<input type="checkbox"/>	<input type="checkbox"/>
Cyr	<input type="checkbox"/>	<input type="checkbox"/>
Ford	<input type="checkbox"/>	<input type="checkbox"/>
Lozzi	<input type="checkbox"/>	<input type="checkbox"/>
Net	<input type="checkbox"/>	<input type="checkbox"/>
Phelan	<input type="checkbox"/>	<input type="checkbox"/>
Trahant	<input type="checkbox"/>	<input type="checkbox"/>

Referred to Law Dept, ISD, Police Dept

Date: June 17, 2013