

**CITY OF BROCKTON**

In City Council August 22, 2022,

1. Ordinance: Chapter II, Article 3, Division 8 “Superintendent of Public Buildings” of the Ordinances of the City of Brockton is hereby amended establishing an Inspectional Services Department (ISD) within the Building Department.
  
2. Ordinance: AN ORDINANCE AMENDING ARTICLE III, SECTION 2-127 OF THE REVISED ORDINANCES OF THE CITY OF BROCKTON  
Be it Ordained by the City Council of the City of Brockton as follows:  
Article III, Section 127 of the Ordinances of the City of Brockton is hereby amended by inserting the following:  
Pay Scale (Entire Pay Scale is available in the City Clerk’s Office.)

In City Council March 27, 2023, Ordinance 1 & 2 passed to a third reading by a hand vote as amended. On April 10, 2023, Ordinances 1 & 2 were ordained.

The foregoing Ordinances are on file in the City Clerk’s Office and on the City’s website in their entirety for review by interested parties.

Timothy J. Cruise, City Clerk

**Published On:  
May 3, 2023**

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In City Council, August 22, 2022

ORDINANCE:

**AN ORDINANCE AMENDING ARTICLE III, SECTION 2-127 OF THE REVISED ORDINANCES OF THE CITY OF BROCKTON**

Be it Ordained by the City Council of the City of Brockton as follows:

Article III, Section 127 of the Ordinances of the City of Brockton is hereby amended by inserting the following:

| CATEGORY | Position  | Min      | 2        | 3        | 4        |
|----------|---|----------|----------|----------|----------|
| PR-2     | Inspectional Services Coordinator/ Chief of Inspections | \$83,130 | \$87,287 | \$91,651 | \$96,233 |
|          |   |          |          |          |          |

Councillor

Winthrop H Farwell, Jr.  
Councillor at Large

IN CITY COUNCIL

August 22, 2022  
READ AND REFERRED TO STANDING  
COMMITTEE ON Ordinance  
  
CLERK

Amended in Ordinance Committee  
March 8, 2023.

IN CITY COUNCIL, MAR 27 2023  
PASSED TO A THIRD READING, AS AMENDED.  
  
CLERK

IN CITY COUNCIL, APR 10 2023  
ordained as amended BY A VOTE TAKEN BY "YEAS" AND "NAYS";  
10 MEMBERS BEING PRESENT AND ALL VOTING  
IN THE AFFIRMATIVE. Councillor Nicastro absent.  
  
CLERK

SENT TO MAYOR FOR APPROVAL

April 13, 2023  
APPROVED  
  
MAYOR

535

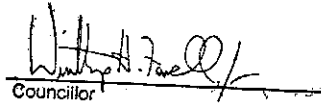
AS AMENDED

**AN ORDINANCE AMENDING ARTICLE III, SECTION 2-127 OF THE REVISED ORDINANCES OF THE CITY OF BROCKTON**

Be it Ordained by the City Council of the City of Brockton as follows:

Article III, Section 127 of the Ordinances of the City of Brockton is hereby amended by inserting the following:

| CATEGORY | Position  | Min       | 2         | 3         | 4         |
|----------|---|-----------|-----------|-----------|-----------|
| PR-2     | <i>Deputy<br/>Commissioner<br/>of Buildings</i> | \$106,917 | \$110,125 | \$113,428 | \$116,831 |
| PR-3     | <i>Chief of<br/>Inspections</i>                 | \$83,130  | \$87,287  | \$91,651  | \$96,233  |



Councilor

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Winthrop H Farwell, Jr.  
Councilor at Large

534

ORDINANCE:

AN ORDINANCE CREATING AN INSPECTIONAL SERVICES DEPARTMENT

Be it Ordained by the City Council of the City of Brockton as follows:

Chapter II, Article 3, Division 8 "Superintendent of Public Buildings" of the Ordinances of the City of Brockton is hereby amended by inserting the following section where appropriate:

There is hereby established an Inspectional Services Department (ISD) within the Building Department. The executive and administrative head shall be the Superintendent of Public Buildings as the building commissioner, hereinafter the "commissioner." Inspectors within the building department and health department shall be under the daily supervision of the commissioner.

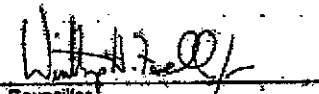
For the purposes of this ordinance, the word "inspector" shall mean a person employed or compensated pursuant to a contractual agreement whose duties include the enforcement of laws, regulations and ordinances related to the state building code, state health code, laws of the commonwealth or ordinances of the City of Brockton.

The mayor, at his discretion, may appoint a "chief of inspections" or "inspectional services coordinator," or person of similar title, who shall supervise the inspectional personnel and report to the commissioner. The person so appointed shall be compensated as determined by city ordinance. The appointment shall be confirmed by the city council.


The person appointed by the mayor shall be exempt from the provisions of Section 2-110 of the Revised Ordinances of the City of Brockton. However, where equal qualifications exist as determined by the mayor, a resident of the City of Brockton shall be given preference for appointment.

The commissioner shall be responsible for the following duties and responsibilities which include, but are not limited to:

- (1) Assign daily and weekly duties to inspectors to ensure all laws, regulations and ordinances are fairly, consistently, and uniformly enforced.
- (2) Enforce provisions of the zoning code, including stipulations imposed by the Zoning Board of Appeals, Planning Board, or other regulatory board.
- (3) File a quarterly report with the mayor and city council which shall contain, but not be limited to, the number of complaints filed for the quarter, the number of complaints filed for the year to date, a comparison with previous years; the status of the complaints, and any specific problems encountered with the zoning ordinance and any recommendations for correction of such problems.
- (4) By March 1<sup>st</sup> of each calendar year, file a report with the city clerk and city council with recommendations for additions or amendments to city ordinances to improve code enforcement.

  
Councilor

Winthrop H Farwell, Jr.  
Councilor at Large

IN CITY COUNCIL  
August 22, 2022  
READ AND REFERRED TO STANDING  
COMMITTEE ON Ordinance  
  
CLERK

534

Amended in Ordinance Committee  
March 8, 2023.

MAR 27 2023

IN CITY COUNCIL, \_\_\_\_\_

PASSED TO A THIRD READING. AS AMENDED.

*Timothy J. Cruise*

CLERK

APR 10 2023

IN CITY COUNCIL, \_\_\_\_\_

Ordained as amended BY A VOTE TAKEN BY "YEAS" AND "NAYS";  
10 MEMBERS BEING PRESENT AND ALL VOTING  
IN THE AFFIRMATIVE. councilor Nicastro absent

*Timothy J. Cruise*

CLERK

SENT TO MAYOR FOR APPROVAL

APR 13 2023

APPROVED \_\_\_\_\_

*[Signature]* MAYOR

*Robert F. Sullivan*

AS AMENDED

**AN ORDINANCE CREATING A DEPARTMENT OF INSPECTIONAL SERVICES**

**Be it Ordained by the City Council of the City of Brockton as follows:**

Chapter II, Article V. Departments, of the Ordinances of the City of Brockton is hereby amended by inserting the following section where appropriate:

**DIVISION 9: DEPARTMENT OF INSPECTIONAL SERVICES**

**2-381.4. - Established**

Pursuant to M.G.L. c. 43 § 5, effective July 1, 2023, there is hereby established within the City of Brockton a department of inspectional services, which shall be responsible for all inspectional, administration and enforcement duties relating to a building or property, including the enforcement of all building, housing, health, sanitation and safety regulations mandated by the city and the commonwealth, and all duties relating to weighing and measuring devices and the prevention of giving false or insufficient weight or measure. The department of inspectional services shall administer and control all building inspectors, plumbing and gas inspectors, wire inspectors, the sealer and deputy sealer of weights and measures, and health inspectors, including sanitarian, food, and code enforcement, which shall be responsible for all of their present functions conferred upon it by the General Laws of the commonwealth and city ordinances.

**2-381.5. – Department Head.**

The department of inspectional services shall be under the charge of the superintendent of public buildings. In addition to those duties set forth in Chapter 2, Article III, Division 8, the superintendent of public buildings shall serve as the executive head of the department and shall be responsible for overseeing all building inspectors, plumbing and gas inspectors, wire inspectors, the sealer and deputy sealer of weights and measures, health inspectors, including sanitarian, food, and code enforcement, and other departmental staff.

**2-381.6 – Deputy Inspector of Buildings**

(a) The mayor may appoint an officer known as the deputy inspector of buildings, who shall serve for a term of three (3) years from the date of appointment and until a successor is appointed. The appointment shall be subject to confirmation by the city council. Notwithstanding Section 2-381.4, the mayor may appoint the deputy inspector of buildings upon passage of this ordinance.(b)

The deputy inspector of buildings shall assist the superintendent of public buildings in the day-to-day operations of the department of inspectional services and shall perform such other duties as the superintendent of public buildings may assign. The person serving as the deputy inspector of buildings shall be a certified inspector of buildings/building commissioner in accordance with M.G.L. c. 143, § 3.

(c) The deputy inspector of building shall not be subject to the requirements of Section 2-110 herein; provided, however, where equal qualifications and experience exist as determined by the mayor, preference shall be given to candidates who reside in the City of Brockton.

**Sec. 2-381.7- Chief of Inspections.**

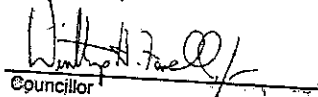
(a) The mayor may appoint an officer known as the chief of inspections, who shall serve for a term of five (5) years from the date of appointment and until a successor is appointed. The appointment shall be subject to confirmation by the city council. Notwithstanding Section 2-381.4, the

mayor may appoint the deputy inspector of buildings upon passage of this ordinance.

- (b) Under the direction of the superintendent of public buildings, the chief of inspections shall have direct supervision of all inspectors in the department and shall be responsible for the day-to-day management of inspectional operations, including but not limited to, oversight of all inspections, the issuance of all permits, plan review, and the coordination of multi-inspector inspections of nuisance properties.
- (c) The chief of inspections shall not be subject to the requirements of section 2-110 herein; provided, however, where equal qualifications and experience exist as determined by the Mayor, preference shall be given to candidates who reside in the City of Brockton.

Sec. 2-381.8- Inspectional Duties.

The superintendent of public buildings, the deputy inspector of buildings, and the chief of inspections shall oversee the performance of such inspectional duties as may be lawfully delegated to them by the several departments, boards and commissions of the city, including but not limited to, the board of health, the zoning board of appeals, and the planning board. The inspectional duties shall be performed in accordance with the requirements of the delegating authority and the applicable code or law. The department shall (1) file a quarterly report with the mayor and city council which shall contain, but not be limited to, the number of complaints filed for the quarter, the number of complaints filed for the year to date, a comparison with previous years, the status of the complaints, and any specific problems encountered with the zoning ordinance and any recommendations for correction of such problems; and (2) by March 1<sup>st</sup> of each calendar year, file a report with the city clerk and city council with recommendations for additions or amendments to city ordinances to improve code enforcement.



Councillor

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Winthrop H Farwell, Jr.  
Councillor at Large