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City Council Docket

February 6: Land Use

February 7: Public Facilities and Public Safety
& Transportation

February 8: Programs & Services

February 12: Zoning & Planning and Finance

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Monday, February 5, 2024

7:45PM, Hybrid

To be reported on

Tuesday, February 20, 2024

The City Council will hold this meeting as a hybrid meeting in the City Hall Chambers on Monday, February 5, 2024, at 7:45 PM. To view this meeting on Zoom use this link at the above date and time:

<https://newtonma-gov.zoom.us/j/82235169288>

One tap mobile

US: +13092053325, 822 3516 9288#

Land line

+1 309 205 3325 US

Webinar ID: 822 3516 9288

You may also:

1. Watch a live broadcast of the meeting on NewTV's government channel (Comcast 9, RCN 13, 614(HD), Verizon 33).

2. View a live stream on NewTV's Youtube channel at:

<https://www.youtube.com/channel/UCQvNeCJkA3PftuLLvfAh3cQ>

City of Newton City Council Docket

Referred to Land Use Committee

#64-24

Request for Extension of Time to Exercise Special Permit # 541-22 at 96 Waban Park

MICHAEL AND INNA ZARETSKY petition for Extension of Time to December 19, 2024 to construct additions to the rear and the side of the dwelling and to construct dormers at 96 Waban Park, Ward 1, Newton, on land known as Section 12 Block 05 Lot 02 containing approximately 5,445 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 3.2.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

#77-24 **Request for Extension of Time to Exercise Special Permit #38-23 at 194 Adams Street**

LAKE PRIDE HOMES petition for Extension of Time to March 6, 2026 to raze the existing nonconforming three-unit multifamily dwelling and construct a five-unit residential dwelling with ground level garage parking and associated dimensional, parking, and use waivers at 194 Adams Street, Ward 1, Newton, on land known as Section 14 Block 14 Lot 18, containing approximately 6,000 sq. ft. of land in a district zoned BUSINESS 2. Ref: 7.3.3, 7.4, 4.4.1, 4.1.2.B.3, 7.8.2.C.3, 5.1.4, 5.1.13, 5.1.8.B.1, 5.1.8.C.1, 5.1.8.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 02-06-2024

#78-24 **Request to extend a nonconforming front setback at 300 Cabot Street**

BENNY LU AND AMY XU petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct additions to the existing dwelling, to convert the single-family dwelling into a two-family dwelling, and adding a half-story which vertically extends the nonconforming front setback at 300 Cabot Street, Ward 2, Newtonville, on land known as Section 22 Block 20 Lot 16, containing approximately 8,339 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 3.2.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 02-06-2024

#79-24 **Request to amend Special Permit #395-22 to allow for a cash payment in lieu of providing IZ units at 136-144 Hancock Street**

TERRENCE P. MORRIS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend the special permit to substitute a cash payment in lieu of providing the units at 136-144 Hancock Street, Ward 4, Auburndale, on land known as Section 43 Block 31 Lot 01, containing approximately 58,492 sq. ft. of land in a district zoned MULTI RESIDENCE 2. Ref: Sec. 7.3.3, 5.11.5.A.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 02-06-2024

#80-24 **Request to allow a series of retaining walls exceeding four feet in height in the front setback at 161 Pine Ridge Road**

JONATHAN AND REBECCA BRISTOL petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a series of retaining walls exceeding four feet in height in the front setback at 161 Pine Ridge Road, Ward 5, Waban, on land known as Section 53 Block 28 Lot 08, containing approximately 22,500 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 02-06-2024

- #81-24 **THIAGARAJAN AND SUDHA SRIDHAR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a single-story rear addition which will further extend the nonconforming FAR at 21 Marvin Lane, Ward 8, Newton**
THIAGARAJAN AND SUDHA SRIDHAR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a single-story rear addition which will further extend the nonconforming FAR at 21 Marvin Lane, Ward 8, Newton Centre, on land known as Section 84 Block 30 Lot 10, containing approximately 11,333 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 3.1.3, 3.1.9, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 02-06-2024

- #82-24 **Request allow a retaining wall exceeding four feet in height in the front setback, to vertically extend a nonconforming detached garage, to further increase nonconforming lot coverage and to allow two parking stalls within the front set back at 19 Waban Hill Road**
MARK AND AMY NICHOLS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze the existing hip roof of the detached garage, replacing it with a flat roof to be used as a deck, with the construction of retaining walls to the interior of the property, and extending the existing driveway at 19 Waban Hill Road, Ward 7, Chestnut Hill, on land known as Section 63 Block 02 Lot 07, containing approximately 8,303 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 5.4.2.B, 3.1.3, 3.4.3.A.1, 7.8.2.C.2, 5.1.7.A, 5.1.13 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Referred to Zoning & Planning Committee

- #83-24 **Discuss and Implement Key Metrics & Reporting Process**
COUNCILORS OLIVER, WRIGHT, GETZ, LAREDO, FARRELL, KALIS, ALBRIGHT, AND MICLEY requesting discussion and implementation of a public reporting process for key metrics relevant to the Planning Department. The discussion should include the topics to address, which metrics to include, where, and how often they should be reported. We would expect that our discussion will lead to a list of topics and metrics that need to be prioritized based on existing data availability as well as staff time.
- #84-24 **Amend zoning for congregate living and groups homes to reflect state law**
COUNCILORS MALAKIE, KELLEY, WRIGHT, FARRELL, OLIVER, AND DOWNS requesting a review and amendments to zoning code language and use table regarding congregate living arrangements and group homes, to reflect compliance with state law.

- #85-24 **Request for discussion and possible amendments to enhance the preservation of existing homes.**
COUNCILORS BAKER, OLIVER, MALAKIE, KALIS, GETZ, LUCAS, LOBOVITS, WRIGHT, BLOCK, AND FARRELL requesting a discussion and possible amendments to Chapter 30 Zoning or other City Ordinances to enhance the preservation of existing homes over their replacement by larger and more expensive structures.
- #86-24 **Request for a pre-budget planning discussion**
COUNCILORS BAKER, OLIVER, MALAKIE, GETZ, FARRELL, LOBOVITS, WRIGHT, AND BLOCK requesting a preliminary discussion with the Planning Department, Inspectional Services Department and CPA Program Manager to prepare for the Committee's FY25 Budget Review of these Departments and Programs.
- #88-24 **Reappointment of Lei Reilley to the Zoning Board of Appeals**
HER HONOR THE MAYOR reappointing Lei Reilley, 130 Pine Street, Newton as an associate member of the Zoning Board of Appeals for a term of office set to expire on January 10, 2025. (60 Days: 04/05/2024)
- #89-24 **Reappointment of Denise Chicoine to the Zoning Board of Appeals**
HER HONOR THE MAYOR reappointing Denise Chicoine, 275 Islington Road, Newton as an associate member of the Zoning Board of Appeals for a term of office set to expire on January 10, 2025. (60 Days: 04/05/2024)
- Referred to Programs & Services Committee**
- #90-24 **Requesting update on leaf-blower landscaper registration and enforcement ordinance**
COUNCILORS BAKER, MALAKIE, LOBOVITS, WRIGHT, BLOCK, AND FARRELL requesting a discussion with the Commissioner of Inspectional Services and the Chief of Police, and responsible members of their Departments as to the progress in securing compliance with the leaf-blower provisions of Newton's noise ordinance requiring landscaper registration and lawful operation of noise-compliant equipment, including the reporting and enforcement work by those Departments.
- #91-24 **Reappointment of John Neville to Newton Commonwealth Foundation**
HER HONOR THE MAYOR reappointing John Neville, 68 High Street, Newton Upper Falls as a member of the Newton Commonwealth Foundation for a term of office set to expire on September 18, 2024. (60 Days: 04/05/2024)

#92-24 **Reappointment of Peter Doherty to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR reappointing Peter Doherty, 110 Washington Park, Newtonville as a member of the Newton Commonwealth Foundation for a term of office set to expire on June 30, 2026 (60 Days: 04/05/2024)

#93-24 **Reappointing Arlene Franklin to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR reappointing Arlene Franklin, 75 Commonwealth Park West, Newton as a member of the Newton Commonwealth Foundation for a term of office set to expire on September 18, 2026. (60 Days: 04/05/2024)

#94-24 **Reappointment of Thomas Elkind to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR reappointing Thomas Elkind, 29 Wamesit Road, Waban as a member of the Newton Commonwealth Foundation for a term of office set to expire on September 18, 2025. (60 Days: 04/05/2024)

#95-24 **Appointment of Daniel Green to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR appointing Daniel Green, 46 Glen Avenue, Newton as a member of the Newton Commonwealth Foundation for a term of office set to expire on June 30, 2025. (60 Days: 04/05/2024)

Referred to Public Safety & Transportation Committee

#96-24 **Reappointment of Mitchell Fischman to the Newton Traffic Council**
HER HONOR THE MAYOR requesting the reappointment of Mitchell Fischman, 41 Brush Hill Road as a full member of the Newton Traffic Council for a term to expire on July 31, 2026. (60 days: 03/29/2024)

#97-24 **Appointment of Margot Schoenfelder to the Newton Traffic Council**
HER HONOR THE MAYOR requesting the appointment of Margot Schoenfelder, 57 Charlemont Street as an alternate member of the Newton Traffic Council for a term to expire on March 18, 2027. (60 days: 03/29/2024)

Referred to Finance Committee

#98-24 **Transfer \$446,104.67 to Opioid Mitigation Special Revenue Fund**
HER HONOR THE MAYOR requesting authorization to transfer the Opioid Mitigation funds totaling \$446,104.67 for use by the Health and Human Services Department into a Special Revenue Fund, as allowed by State Law in December 2023.

#99-24 **Acceptance of \$27,500 from National Environmental Health Association (NEHA) Grant**
HER HONOR THE MAYOR requesting authorization to accept and expend funds in the amount of twenty-seven thousand five-hundred dollars (\$27,500)

to the City of Newton from the National Environmental Health Association (NEHA) for the purpose of improving the City's conformance with the US Food and Drug Administration's Retail Program Standards by the Health and Human Services Department.

Referred to Zoning and Planning & Finance Committees

#87-24

Discussion and possible amendments to update project review fees

HER HONOR THE MAYOR requesting discussion and possible ordinance amendments to update fees related to special permit, zone change and site plan review fees requested by the Planning Department, City Clerk's Office, and Law Department.

Referred to Committee of the Whole

#100-24

Mayoral Listening Session: Council Priorities for the 2024-2025 Term and FY2025 Budget

HER HONOR THE MAYOR AND COUNCIL PRESIDENT LAREDO requesting a joint discussion with the Mayor and City Council Committee of the Whole including a brief overview of the City of Newton's finances and input by the City Councilors on priorities for the 2024-2025 Term and the FY2025 Budget.