

REVISED

2:04 pm, Mar 15, 2024

City Council Docket

March 19: Land Use
March 20: Programs & Services and Public
Safety & Transportation
March 25: Zoning & Planning and Finance
March 27: Committee of the Whole

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Continued
Monday, March 18, 2024
7:45PM, Hybrid
To be reported on
Monday, April 1, 2024

RECEIVED

By City Clerk at 2:04 pm, Mar 15, 2024

POSTED
City Clerk

The City Council will hold this meeting as a hybrid meeting in the City Hall Chambers on Monday, March 18, 2024, at 7:45 PM. To view this meeting on Zoom use this link

<https://newtonma-gov.zoom.us/j/85046572793>

at the above date and time:

One tap mobile

US: +13092053325, 850 4657 2793

Land line

+1 309 205 3325 US

Webinar ID: 850 4657 2793

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

#146-24 **Request for Extension of Time to Exercise Special Permit #80-22 at 162 Middlesex Road**

ALAN FLINT AND CHRISTINE GRECO petition for Extension of Time to February 22, 2025 to construct side and rear additions, increasing the nonconforming

¹ The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: jfairley@newtonma.gov or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

FAR and nonconforming lot coverage of 162 Middlesex, Ward 7, Newton, on land known as Section 63 Block 33 Lot 10, containing approximately 15,308 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

#145-24 **Request for Extension of Time to Exercise Special Permit #33-23 at 296 Watertown Street**

YOUNGSUN PARK petition for Extension of Time to March 20, 2025 to allow a three-story structure with 32 feet in height; to allow an FAR of 1.42 and to reduce the number of required parking stalls at 296 Watertown Street, Ward 1, Newton, on land known as Section 11 Block 14 Lot 02, containing approximately 5,388 sq. ft. of land in a district zoned BUSINESS 1. Ref: 7.3.3, 7.4, 4.1.2.B.3, 4.1.3, 5.1.4, 5.1.13 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 04-02-2024

#159-24 **Request to allow a for-profit school at 2 Wells Avenue**

TWO WELLS AVE EQUITY IND. PART. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow for a vacation day camp, which falls under the category of for-educational use school at 2 Wells Avenue, Ward 8, Newton Centre, on land known as Section 84 Block 34 Lot 02K, containing approximately 436,175 sq. ft. of land in a district zoned LIMITED MANUFACTURING. Ref: Sec. 7.3.3, 4.4.1, 6.3.14.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing 04-02-2024

#160-24 **Request to allow a retaining wall exceeding four feet in height in a setback and to exceed FAR at 54-56 Indiana Terrace**

INDIANA TERRACE LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow retaining walls along the sides and rear of the dwelling exceeding four feet in height within the side setback at 54-56 Indiana Terrace, Ward 5, Newton Upper Falls, on land known as Section 51 Block 40 Lot 06, containing approximately 7,760 sq. ft. of land in a district zoned Multi Residence 1. Ref: Sec. 7.3.3, 5.4.2.B, 3.2.3, 3.2.10 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Referred to Zoning & Planning Committee

#155-24 **Appointment of Hedy Jarras to the Economic Development Commission**

HER HONOR THE MAYOR appointing Hedy Jarras, 439A Dedham Street, Newton as a member of the Economic Development Commission for a term of office set to expire on April 1, 2027. (60 Days: 05/18/2024)

- #154-24 **Appointment of Ramzi Elfekih to the Economic Development Commission**
HER HONOR THE MAYOR appointing Ramzi Elfekih, 15 Taft Street, Newton as a member of the Economic Development Commission for a term of office set to expire on April 1, 2027. (60 Days: 05/18/2024)

Referred to Programs & Services Committee

- #149-24 **Ordinance amendment to prohibit the sale of tobacco in Newton to anyone born on or after 1/1/2000**
COUNCILOR ALBRIGHT, HUMPHREY, KRINTZMAN, DOWNS, LUCAS, BIXBY, AND DANBERG requesting a discussion and amendment to Chapter 20 Section 3 or sections as appropriate to protect the health, safety, and welfare of the young people in Newton by creating a prohibition of sales such that no person, firm, corporation, establishment, or agency shall sell tobacco or e-cigarette products to anyone born on or after 1/1/2000.

Referred to Public Safety & Transportation Committee

- #153-24 **Requesting a discussion with the Police and School Departments on School Safety Protocols**
COUNCILORS GROSSMAN, ALBRIGHT, BIXBY, LIPOF, KALIS, LAREDO, LUCAS, MALAKIE, GREENBERG, LOBOVITS, DANBERG AND MICLEY requesting a discussion with Chief Carmichael and appropriate Newton Public Schools personnel regarding current school safety protocols and best practices Newton should consider, such as ALICE training.
- #152-24 **Requesting a discussion with the Police on Body Cameras in the Newton Police Department**
COUNCILORS GROSSMAN, LIPOF, BLOCK, LAREDO, HUMPHREY, LUCAS, GREENBERG, DANBERG, DOWNS, MICLEY, KRINTZMAN AND LOBOVITS requesting a discussion with Chief Carmichael on the current status of the use of body cameras in the Newton Police Department.
- #151-24 **Requesting a discussion with the Police on Traffic Enforcement**
COUNCILORS GROSSMAN, ALBRIGHT, BIXBY, LIPOF, KALIS, LAREDO, LUCAS, MALAKIE, GREENBERG, LOBOVITS, DANBERG, DOWNS AND MICLEY requesting a discussion with Chief Carmichael regarding the City's approach to traffic enforcement. Discussion to include staffing levels, policies, procedures, and best practices to enhance public safety and reduce the number and severity of crashes.
- #144-24 **Requesting new public auto license**
VASIF VALI, 132 Charles Street #303, Newton, MA 02466 requesting one (1) new public auto license for Vali Bros Transportation LLC.

Referred to Public Facilities Committee

- #148-24 **Presentation of the Gaspipes.org database to the Public Facilities Committee**
Councilors Albright and Leary on behalf of the Public Facilities Committee requesting a discussion and presentation from the Newton Gas Pipes team to show the Public Facilities Committee the database built based on data from National Grid data. This graphic representation maps various data regarding leaks, reduction of leaks over time, proximity of leaks to trees and other important factors.
- #147-24 **Discussion with Audrey Shulman from HEET regarding Networked Geothermal Energy**
Councilor Albright on behalf of the Public Facilities Committee requesting a discussion with Audrey Shulman from HEET regarding Networked Geothermal Energy to include references to this program in the final GSEP report and GE's role in converting to renewable energy.

Referred to Finance Committee

Referred to Land Use and Finance Committees

- #157-24 **Request for proposals from outside special counsel to ensure compliance and enforcement of applicable permits at the Turtle Lane site in Auburndale.**
Councilors Gentile, Block, Laredo, and Krintzman requesting that the Mayor through the Law Department solicit proposals from outside special counsel to assist the City in the analysis of the City's rights and remedies to ensure compliance with, and enforcement of, applicable permits and approvals at the Turtle Lane site in Auburndale.

Referred to Public Safety & Transportation and Finance Committees

- #150-24 **Recommendation to accept Massachusetts General Laws (MGL) Chapter 41, Section 100G.**
HER HONOR THE MAYOR requesting authorization to provide for the payment of funeral and burial expenses, not exceeding two thousand dollars (\$2,000), of any firefighter or police officer killed while in the performance of their duty, which procedurally means accepting Massachusetts General Laws (MGL) Chapter 41, Section 100G.

Referred to Committee of the Whole

- #157-24 **Discussion on the findings from the Community Dialogue Working Group**
Councilors Bixby, Krintzman, Micley, Lobovits and Oliver, acting as the Community Dialogue Working Group, requesting time to present and discuss findings from the responses to the survey and public comment session. The conversation will include recommended actions for the council to evaluate, approve and act on.

The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:

Referred to Public Safety & Transportation Committee

#158-24

Requesting a discussion and possible amendment to the overnight parking ban ordinance

COUNCILOR DOWNS requesting a discussion and possible amendment to the overnight parking ban ordinance including parking ban goals, possible changes and gathering ideas.