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**By City Clerk at 3:21 pm, May 30, 2024**



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City Clerk

## City Council Docket

June 4: Land Use

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June 5: Programs & Services, Public Facilities  
and Public Safety & Transportation

Continued

Monday, June 3, 2024

June 10: Zoning & Planning and Finance

7:45PM, Hybrid

To be reported on

Monday, June 17, 2024

The City Council will hold this meeting as a hybrid meeting in the City Hall Chambers on Monday, June 3, 2024, at 7:45PM. To view this meeting on Zoom use this link

<https://newtonma-gov.zoom.us/j/83424207128>

at the above date and time:

One tap mobile

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Webinar ID: 834 2420 7128

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>

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## City of Newton

### City Council Docket

#### Referred to Land Use Committee

<sup>1</sup> 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](mailto: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.

**Public Hearing 06-18-2024****#257-24 Request to amend Special Permit #176-19 to allow for changes to the approved site plan and for additional relief to allow a garage exceeding 700 square feet, to exceed FAR and retaining walls exceeding four feet in height at 1188 Chestnut Street**

PATRICIA AND CARLOS FERRIERA petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit #176-19 to allow for as built changes to the approved site plan, for additional relief to allow a garage exceeding 700 square feet, to exceed FAR, and for retaining walls exceeding four feet in height at 1188 Chestnut Street, Ward 5, Newton Upper Falls, on land known as Section 51 Block 40 Lot 22, containing approximately 5,807 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 3.4.4.E, 3.4.4.H.1, 3.1.3, 3.1.9, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

**Public Hearing 06-18-2024****#256-24 Request to further extend nonconforming FAR at 124 Hunnewell Avenue**

KATE BARTON petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a 58 square foot addition to the kitchen further extending the nonconforming FAR at 124 Hunnewell Avenue, Ward 1, Newton, on land known as Section 71 Block 31 Lot 05, containing approximately 6,820 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. 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 06-18-2024****#255-24 Request to allow a free-standing sign at 1150-1152 Walnut Street**

ROBERT W. JOYCE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a free-standing sign along the Walnut Street frontage at 1150-1152 Walnut Street Ward 6, Newton Highlands, on land known as Section 52 Block 21 Lot 01, containing approximately 8,596 sq. ft. of land in a district zoned BUSINESS2. Ref: Sec. 7.3.3, 5.2.13.A of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

**Public Hearing 06-18-2024****#254-24 Request to allow a retaining wall exceeding four feet in height at 6 Brush Hill Road**

LOUIS FRANCHI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a series of constructed retaining walls exceeding four feet at 6 Brush Hill Road, Ward 8, Newton Highlands, on land known as Section 83 Block 26 Lot 01, containing approximately 16,701 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 06-18-2024***

**#253-24 Request to alter and extend a nonconforming front setback and to exceed FAR at 3 Valley Spring Road**

DANIEL RUBIN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct additions to the dwelling which extends the nonconforming front setback and exceeds the maximum as of right FAR at 3 Valley Spring Road, Ward 7, Newton, on land known as Section 82 Block 14 Lot 09, containing approximately 8,980 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.

**Referred to Zoning & Planning Committee**

**#239-24 Reappointment of Jason Korb to the Newton Affordable Housing Trust**

HER HONOR THE MAYOR reappointing Jason Korb, 25 Columbia Avenue, Newton Upper Falls as a full member of the Newton Affordable Housing Trust for a term of office set to expire on May 2, 2026. (60 Days: 08/02/2024)

**#240-24 Reappointment of Debora Jackson to the Economic Development Commission**

HER HONOR THE MAYOR reappointing Debora Jackson, 4 Pine Meadow Drive, Auburndale as a member of the Economic Development Commission for a term of office set to expire on May 14, 2027. (60 Days: 08/02/24)

**Referred to Programs & Services Committee**

**#237-24 Requesting to set Early Voting Hours and location for the September 3rd State Primary Election**

THE CITY CLERK requesting to set early voting hours for the September 3rd State Primary Election on the following dates, location, and times recommended by the Election Commission: A total of seven days; Saturday August 24th: 11am-5pm, Sunday August 25th: 11am-5pm, Monday August 26th: 8:30am-5pm, Tuesday August 27th: 8:30am-5pm, Wednesday August 28th: 8:30am-8pm, Thursday August 29th: 8:30am-5pm, Friday August 30th: 8:30am-5pm at Newton City Hall, 1000 Commonwealth Avenue, Newton, MA 02459.

- #238-24 Request to set Early Voting Hours and location for the November 5th State and Federal Election**  
THE CITY CLERK requesting to set early voting hours for the November 5th State and Federal Election on the following dates, locations, and times recommended by the Election Commission: A total of fourteen days; Saturday October 19th: 11am-5pm, Sunday October 20th: 11am-5pm, Monday October 21st: 8:30am-5pm, Tuesday October 22nd: 8:30am-5pm, Wednesday October 23rd: 8:30am-5pm, Thursday October 24th: 8:30am-5pm, Friday October 25th: 8:30am-5pm, Saturday October 26th: 11am-5pm, Sunday October 27th: 11am-5pm, Monday October 28th: 8:30am-5pm, Tuesday October 29th: 8:30am-5pm, Wednesday October 30th: 8:30am-8pm, Thursday October 31st: 8:30am-5pm, Friday November 1st: 8:30am-5pm at Newton City Hall, 1000 Commonwealth Avenue, Newton, MA 02459; Saturday October 19th: 11am-5pm, and Sunday October 20th: 11am-5pm at Newton North High School, 457 Walnut Street, Newton, MA 02460; and Saturday October 26th: 11am-5pm, Sunday October 27th: 11am-5pm at Newton South High School 140 Brandeis Street, Newton, MA 02459.
- #244-24 Requesting Discussion and Amendments to Human Rights Commission Ordinance**  
HER HONOR THE MAYOR requesting discussion and possible amendments to the Newton Human Rights Commission ordinance (Section 12-50) to clarify the commission's investigatory powers and authority.
- #252-24 Appointment of Shin-Yi Lao as Commissioner of Health and Human Services**  
HER HONOR THE MAYOR appointing SHIN-YI LAO as COMMISSIONER OF HEALTH AND HUMAN SERVICES pursuant to Sec 3-3 of the City Charter. (30 Days: 07/03/24)

**Referred to Public Facilities Committee**

- #236-24 Discussion on Climate resiliency to hear updates and plans**  
Councilors Micley, Albright, Lucas, Grossman, Laredo, Wright, Kalis, Farrell, Humphrey, Malakie, Lobovits, and Lipof requesting a discussion with appropriate city staff including the Department of Public Works and Planning, to learn about steps Newton has taken and is planning to take to ensure our city is resilient to meet the present and growing challenges and threats of climate change including but not limited to increasing flooding, heat waves, and more frequent and severe storms. The discussion should include steps

taken as a follow up to Newton's 2018 Climate Change Vulnerability Assessment and Action Plan.

**#250-24 National Grid petition for a Grant of Location in Richardson Street**  
 NATIONAL GRID petition for a grant of location to install and maintain approximately 480 feet of 12- inch Coated Steel, main across the Centre St. bridge in Newton, MA over 1-90 (also known as Washington St.). National Grid has MA DOT, and MWRA, permits for the bridge. National Grid is requesting Grant of Location for Proposed new main tie-in to existing Regulator Station at 32 Richardson Street, Newton approximately 20' X 10' X 5'D and to tie-in to existing 12" Bare Steel Main at 371 Washington Street, Newton approximately 10' X 6' X5'D (Ward 1)

**#251-24 Eversource petition for Grant of Location in Jackson Road**  
 EVERSOURCE ENERGY petition for a grant of location to relocate poll 227/12 approximately 5 feet north of its current location on Jackson Road. The City of Newton Engineering Department noted that this is an after the fact filing. (ward 1)

**Referred to Finance Committee**

**#247-24 Requesting Authorization to rescind bonds**  
 HER HONOR THE MAYOR requesting authorization to rescind the below previous bond authorizations, as they are no longer required.

Zervas Elementary School Construction (#255-14(4)).....	\$1,505,182
Bigelow Boiler Replacement 2019 (# 100-19).....	\$319,860
FA Day Boilers ( #347-19).....	\$131,484
Newton Early Childhood Prog (#419-19).....	\$3,776
Countryside Feasibility Study (#237-21).....	\$1,250,000

**#248-24 Transfer \$25,000 to Stormwater System- Health Insurance**  
 HER HONOR THE MAYOR requesting authorization to transfer and expend the sum of twenty-five thousand dollars (\$25,000) from Stormwater - Current Year Reserves (62A10498-579000) to Stormwater System - Health Insurance (62A40101-57HLTH).

**#246-24 Transfer \$200,000 to the Newton Communications Access Center, Inc. (NewTV)**  
 HER HONOR THE MAYOR requesting authorization to transfer and expend a sum of two hundred thousand dollars (\$200,000) from the PEG Access and

Cable Related Fund to the Newton Communications Access Center, Inc (NewTV).

**#242-24     Appropriate \$3.2 million for Water Main Repair and Replacement Project**  
HER HONOR THE MAYOR requesting authorization to rescind the three million two hundred thousand dollars (\$3,200,000) million bond authorization for FY23 water main repair and replacement project as approved by Council Order #294-22 on May 16, 2022, and appropriate and expend a total of three million two hundred thousand dollars (\$3,200,000) from the water fund undesignated fund balance for the same purpose.

**#249-24     Appropriate \$5 million for Water Meter System Replacement Project**  
HER HONOR THE MAYOR requesting authorization to rescind five million dollars (\$5 million) of the ten million dollars (\$10 million) bond authorization for the water meter system replacement project as approved as part of Council Order #170-22 on April 19, 2022, and appropriate a total of five million dollars (\$5 million) from the water and sewer undesignated fund balances for the same purpose.

### **Referred to Programs & Services and Finance Committees**

**#245-24     Appropriate \$500,000 for IT infrastructure improvements**  
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of five hundred thousand dollars (\$500,000) from PEG Access and Cable Related Fund (the "Fund") to Micro/Network Services - PC Hardware (0111154-585111), to make improvements to the City's IT infrastructure.

### **Referred to Public Facilities and Finance Committees**

**#241-24     Appropriate \$72,608,506 for the construction of the Franklin School Project**  
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of seventy-two million six-hundred-eight thousand five-hundred-six dollars (\$72,608,506) and authorize a general obligation borrowing of an equal amount for the construction of the Franklin School project and authorization to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount. The amount authorized to be borrowed by and under this order shall be reduced to the extent that any grants are received by the City from the Massachusetts School Building Authority (MSBA) for this project.

**Referred to Public Facilities and Finance Committees**

**#243-24**

**Appropriate \$3.2 million for Water Main Improvements in FY25**

HER HONOR THE MAYOR requesting authorization to appropriate and expend three-million two-hundred thousand dollars (\$3,200,000) and authorize a general obligation borrowing of an equal amount for the Water Main Improvements in FY25 and authorization to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount.