

CITY OF NEWTON

IN BOARD OF ALDERMEN

LAND USE COMMITTEE REPORT

TUESDAY, FEBRUARY 3, 2004

Present: Ald. Mansfield (Chairman), Ald. Salvucci, Albright, Vance, Fischman, Samuelson, and Harney; Absent: Ald. Merrill; Also present: Ald. Hess-Mahan, Lennon, and Baker

City officials: Ouida Young, Associate City Solicitor; Michael Kruse, Director of Planning and Development; Nancy Radzevitch, Development Coordinator; Alexandra Ananth, Planner; Linda Finucane, Chief Committee Clerk

#43-04 PRESIDENT BAKER recommending Board of Aldermen the appointment of Alderman Marcia Johnson and himself as the Ward 2 and Ward 7 members, respectively, of the Boston College Neighborhood Council, with terms to expire 12/31/05, per Condition #13 of Special Permit #101-93.

ACTION: APPROVED 7-0

#44-04 PRESIDENT BAKER recommending the following Board of Aldermen appointments to the Boston College Neighborhood Council, with terms to expire, December 31, 2005, per Condition #13 of Special Permit #101-93:

- (A) Patricia Otis, 72 Beacon Street, Chestnut Hill
(Chestnut Hill neighborhood)
- (B) Steven Bart, 26 Rochester Road, Newton
(Law School Campus neighborhood)
- (C) K. Edward Alexander, 90 Sumner Street, Newton Centre
(Newton Centre neighborhood)

ACTION: (A) AND (C) APPROVED 7-0; (B) HELD 7-0

NOTE: The Boston College Neighborhood Council was created in 1993 as part of the Special Permit issued to Boston College for an addition to Fulton Hall. Mr. Alexander, who was present, has a background in planning and urban design. Meeting perhaps four times a year, the Council offers feedback to Boston College on the design of proposed projects that touch public spaces and is a useful vehicle for ongoing conversations with the College; however, he wishes the College would share its long-range plans earlier on. Ms. Otis was unable to be present this evening; however, she is well known to many Aldermen, particularly Aldermen Baker and Vance, and has served with Mr. Alexander on the Council since its inception. Alderman Vance moved approval of both Mr. Alexander and Ms. Otis, whose appointments passed unanimously. Mr. Bart, also unable to be present this evening, will be invited to meet the Committee in March.

#470-03 THE TRAVIS CORPORATION
d/b/a THE CAR STORE
19 Rolling Lane
Chestnut Hill 02467 Class 2

ACTION: HELD 7-0

NOTE: This auto license was held for March 16.

THE FOLLOWING 2004 APPLICATIONS FOR AUTO DEALER LICENSES WERE ALL APPROVED 7-0:

NOTE: Massachusetts classifies Auto Dealer licenses into three categories: A Class 1 license holder must be a recognized agent of a motor vehicle manufacturer and have a signed contract with same; Class 2 deals only used vehicles; and Class 3 is for junk vehicles. The criteria for issuing a license are whether it is the applicant's principal business, he is a "proper person," and has available a "suitable place of business." In 1995 the City accepted and implemented by ordinance its right to deny, revoke, or suspend certain licenses for failure to pay municipal taxes or charges. In March of 2003 a new law took effect requiring all Class 2 auto dealers to post with the city or town in which they are licensed a \$25,000 bond or equivalent proof of financial responsibility for the benefit of a person who purchases a second-hand vehicle and suffers subsequent losses because of the dealer. The following licenses were approved because they meet the licensing criteria, have no outstanding zoning complaints, and owe no money to the City of Newton; and, in the case of the Class 2 licenses, have posted their surety bonds with the City.

#450-03 CLARK & WHITE INC.
777 Washington Street
Newtonville, 02460 Class 1

#451-03 CLAY CHEVROLET d/b/a CLAY HYUNDAI and
CLAY AUTO RENTAL
431 Washington Street
Newton Corner, 02458 Class 1 & 2

#453-03 FROST MOTORS INC.
399 Washington Street
Newton Corner, 02458 Class 1

#454-03 FROST MOTORS INC. d/b/a FROST NISSAN
624 & 1180 Washington Street
Newtonville and West Newton Class 1

#455-03 VILLAGE MOTORS GROUP INC.
d/b/a HONDA VILLAGE
371 Washington Street
Newton Corner, 02458 Class 1

- #456-03 ALBEMARLE MOTORS INC.
175 North Street
Newtonville, 02460 Class 2
- #457-03 AUTO EUROPA
38 Ramsdell Street
Newton Highlands, 02461 Class 2
- #459-03 CITY OF NEWTON
100 Commonwealth Avenue
Newton Centre, 02459 Class 2
- #460-03 DELIO CORPORATION d/b/a RVD AUTO SALES
227 California Street
Nonantum, 02458 Class 2
- #462-03 LOS ANGELES AUTOBODY, INC.
41 Los Angeles Street
Nonantum, 02458 Class 2
- #463-03 NEW ENGLAND MOTOR MART
1221-1229 Washington Street
West Newton, 02465 Class 2
- #465-03 OLD TIME GARAGE LTD.
1960 Washington Street
Newton Lower Falls, 02462 Class 2
- #466-03 PRESTIGE AUTO BUYERS INC.
50 Tower Road
Newton Upper Falls, 02464 Class 2
- #467-03 R.C.'s TOWN LINE AUTO SALES INC.
945 Moody Street
Waltham, 02454 Class 2
- #468-03 R.S. SERVICE INC.
361 Washington Street
Newton Corner 02458 Class 2
- #469-03 ROBERT'S TOWING INC.
926R Boylston Street
Newton Highlands, 02461 Class 2
- #471-03 VAN AUTO SALES INC.
50 Tower Road
Newton Upper Falls, 02464 Class 2
- #473-03 ECHO BRIDGE SALVAGE INC.
16-24 Maguire Court
Newtonville, 02460 Class 3
- #474-03 SCHIAVONE BROTHERS INC.
16-24 Maguire Court
Newtonville, 02460 Class 3

#475-03 TODAY'S SERVICES INC.
1362 Washington Street
West Newton, 02465 Class 2 & 3

REFERRED TO PROGRAMS & SERVICES AND LAND USE COMMITTEES

#267-02 ALD. BASHAM requesting creation of rules for Board of Aldermen acting as
Special Permit granting authority.

ACTION: HELD 7-0

NOTE: This item will be reported in full when the Committee completes its discussion.

Respectfully submitted,

George E. Mansfield, Chairman