

CITY OF NEWTON

IN BOARD OF ALDERMEN

PUBLIC FACILITIES COMMITTEE AGENDA

WEDNESDAY, MARCH 18, 2009

**7:45 p.m.  
ROOM 209**

**ITEMS TO BE DISCUSSED:**

**Public Hearing Assigned for March 18, 2009**

#67-09 RAFAEL REISZ, 142 Pine Grove Avenue petitioning for construction of a common sewer main through a proposed easement in PINE GROVE AVENUE from an existing sewer main in St Mary's Street at Pine Grove Avenue westerly 357' ± to a proposed sewer manhole in Pine Grove Avenue. (Ward 4)

**PETITIONER TO PAY ENTIRE COST**

#224-06(2) ALD. LINSKY, ALBRIGHT & JOHNSON, BAKER & SCHNIFFER requesting further deliberation on the conditions set forth in the Site Plan Approval Board Order relating to the Newton North High School project, considering possible expansion and modification of the conditions.

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#88-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend four hundred fifty thousand dollars (\$450,000) from Free Cash to the expense budget in the Department of Public Works and to transfer fifty thousand dollars (\$50,000) from Salaries to Expenses in the Department of Public Works for the purpose of additional cost related to snow and ice control. [03-10-09 @ 4:58 PM]

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#89-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend two million five hundred sixty thousand dollars (\$2,560,000) from Bonded Indebtedness to the Public Works Department for the purpose of purchasing trash and recycling carts. [03-09-09 @ 3:27 PM]

**REFERRED TO PROG. & SERV., PUB. FAC., AND LAND USE COMMITTEES**

#329-08 ALD. JOHNSON, ALBRIGHT & LINSKY requesting amendment to §20-13, *Noise Ordinance*, of the City of Newton Ordinances to prohibit the City from exceeding the parameters of time and decibel restrictions unless it receives approval from the Land Use Committee of the Board of Aldermen. [09-02-08 @ 12:00 PM]

**PROG & SERV NO ACTION NECESSARY7-0 (Ald. Parker not voting)  
ON 03/04/09**

**REFERRED TO PROG.& SERV., PUB. FACIL. AND LAND USE COMMITTEES**

#329-08(2) ALD. JOHNSON, ALBRIGHT AND LINSKY requesting the His Honor the Mayor implements policies and procedures that engage the Ward Alderman, as appropriate, in the determination of exemptions from the noise ordinance. [02/25/09 @ 11:24 AM]  
**PROG & SERV APPROVED 7-0 (Ald. Parker not voting) ON 03/04/09**

#385-07 ALD. SCHNIPPER AND GENTILE updating the Public Facilities Committee on the progress of the Newton North High School Project. [11-21-07 @ 10:23 AM]

**ITEMS NOT SCHEDULED FOR DISCUSSION:**

**REFERRED TO CMTE ON COMM PRES. PUB. FACIL & FIN. COMMITTEES**

#90-09 COMMUNITY PRESERVATION COMMITTEE requesting to appropriate and expend \$138,244, including \$2,000 for legal costs, from the FY09 Community Preservation Fund's historic resources and general reserves, to preserve and rehabilitate the exterior of the Jackson Homestead. [03/06/09 @ 2:20 PM]

**Public Hearing to be Assigned for April 22, 2009**

#83-09 HIS HONOR THE MAYOR requesting authorization to lease space on and around Fire Station #10 and/or lease space on and around the water tank off Ober Road for wireless communication equipment.

#82-09 ALD. SANGIOLO requesting the Executive Department apply for the Massachusetts Department of Energy Resource's Energy Audit Program for any and all municipal and school building facilities. [03/03/09 @ 1:19 PM]

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#70-09 HIS HONOR THE MAYOR submitting the FY10-14 Capital Improvement Program, totaling \$192,908,572, and the FY09 Supplemental Capital budget, which require Board of Aldermen approval to finance new capital projects over the next five years.

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#60-09 ALD. SANGIOLO, GENTILE AND HARNEY requesting the installation of traffic islands on CONCORD STREET to be funded with the Cabot, Cabot and Forbes Traffic Mitigation Fund for Lower Falls (Ward 4). [02/03/09 @ 1:01 PM]

**RECOMMITTED TO FINANCE AND PUBLIC FACILITIES ON 02-17-09**

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#13-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend three hundred eighty-five thousand dollars (\$385,000) from bonded indebtedness to the Public Works Department for the purpose of replacing both the salt shed and the Quonset hut at Crafts Street. [12-30-08 @ 5:04 PM]  
**PUBLIC FACILITIES APPROVED 4-0-2 (Ald. Gentile and Mansfield abstaining) on 01-07-09**  
**FINANCE APPROVED 2-1-3 (Ald. Gentile opposed; Ald. Parker, Lennon and Freedman abstaining)**

REFERRED TO PUBLIC FACILITIES AND PROGRAMS & SERVICES

- #8-09 ALD. HESS-MAHAN LINSKY, ALBRIGHT, FREEDMAN, MANSFIELD, JOHNSON, HARNEY & VANCE proposing an ordinance requiring that the installation of synthetic in-filled turf athletic fields on city-owned property shall use sustainable, recyclable, lead-free, non-toxic products to the maximum extent feasible. [12-30-08 @9:55 AM]
- #457-08 ALD. LAPPIN AND SALVUCCI requesting discussion with NStar regarding the timely repair of City streetlights and the development of a standard response timeframe. [11-20-08 @ 12:51 PM]
- #368-08 ALD. LINSKY requesting approval of the Board of Aldermen of the design for improvements affecting the area where Walnut Street, Lowell Avenue and Watertown Street intersect including a traffic island, curb extensions and the dead ending of Lowell Avenue. [10-14-08 @ 12:53 PM]
- #342-08 ALD. SANGIOLO AND HARNEY requesting raised crosswalks/intersections at Grove and Cornell Streets and Grove Street and Pine Grove Avenue as approved by the Traffic Council to be funded with the Cabot, Cabot and Forbes Traffic Mitigation Fund for Lower Falls (Ward 4). [07-28-08 @ 11:35 AM]
- #341-08 NATIONAL GRID petitioning for a grant of location to install and maintain 80 ± of 6, 12” gas main from the existing 12” gas main in Lowell Avenue at Hull Street easterly to the existing 8” gas main across from Newton North High School and to install a new regulator station in HULL STREET (Ward 2). [09-26-08 @11:10 AM]
- #297-08 NSTAR ELECTRIC COMPANY petitioning for a grant of location to relocate Pole #223/5 on the westerly side of IRVING STREET ± 129’ north of Commonwealth Avenue (Ward 7). [07-21-08 @ 11:02 AM]
- #241-08 ALD. SCHNIPPER requesting an update on the progress of the design for the reconstruction of Needham Street. [6-13-08 @ 11:45 AM]
- #208-08 ALD. GENTILE, SALVUCCI AND SCHNIPPER requesting a discussion on establishing a permanent Building Committee in the City of Newton. [05-16-08 @11:47 AM]

REFERRED TO COMMUNITY PRESERVATION & FINANCE COMMITTEES

- #147-08 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$359,400, including \$2,000 for legal costs, be appropriated from the FY’08 Community Preservation Fund’s historic resources and general reserves, for a project to rehabilitate and expand storage space for the research library and archives at the Newton History Museum, to preserve the existing collections, and enhance public access to the collections. [04-01-08 @ 4:10 PM]  
**COMMUNITY PRESERVATION APPROVED 6-0 on 4-29-08**

REFERRED TO PROG. & SERV., PUB.FAC. AND FINANCE COMMITTEES

- #89-08 ALD. PARKER requesting the following:
- A) review of the maintenance practices for buildings, parks and other properties owned by the City (including School Department facilities and grounds)
  - B) development of a comprehensive maintenance plan that includes regular schedules for preventive maintenance for each specific site or facility
  - C) a RESOLUTION requesting that implementation of said maintenance plan be funded using operating budget funds. [02-13-08 @ 12:07 PM]

Re-appointment by Board President

- #50-08 PRESIDENT BAKER recommending Joseph Michelson, 94 Park Avenue, Newton be re-appointed as an Aldermanic appointee to the DESIGNER SELECTION COMMITTEE, term of office to expire 12/31/09. [01-17-08 @ 3:48 PM]

Re-appointment by the Board President

- #48-08 ALD. BAKER recommending Lawrence Bauer, 42 Eliot Memorial Road, Newton, be re-appointed as an Aldermanic appointee to the DESIGNER SELECTION COMMITTEE, term of office to expire 12/31/09. [01-17-08 @ 3:48 PM]

Re-appointment by Board President

- #46-08 PRESIDENT BAKER recommending Robert O. Smith, P.E., 55 Chester Street, Newton Highlands be re-appointed as an Aldermanic appointee to the DESIGN REVIEW COMMITTEE, term of office to expire 12/31/09. [01-17-08 @ 3:48 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #31-08 ALD. COLETTI proposing a RESOLUTION to His Honor the Mayor expressing a no confidence vote pertaining to the current status of the Newton North High School Construction Project and related Financing Plan. [01-15-08 @ 11:14 AM]

ITEM RECOMMITTED TO PUBLIC FACILITIES AND FINANCE ON 6/19/08

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #11-08 HIS HONOR THE MAYOR requesting an appropriation in the amount of \$1,200,000 from bonded indebtedness for the purpose of funding the installation of four modular classrooms. [01-02-08 @ 4:53 P.M.]
- B) \$1,225,000 from bonded indebtedness**
- NOTE: Letter received from Mayor on 1/4/08 requesting that appropriation amount be amended to \$1.3 million. Letters received 5/7 and 5/21 requesting that the funding source to capital stabilization for costs incurred for design work and the remaining \$1,225,000 from bonded indebtedness be voted no action necessary. Part A) \$75,000 from Capital Stabilization approved on 6/19/08.*
- #379-07 ALD. LINSKY requesting review of how gas and electric utilities inform their customers as to work that is scheduled to be performed so that such customers are provided adequate notice to adjust or mitigate any disruption caused as a result of such work. [10-31-07 @ 10:15A.M.]

- #352-07 ALD. SANGIOLO AND PARKER request Turner Construction, Project Manger for the Newton North High School Project and the DEP representative overlooking this project to discuss the issues and concerns raised regarding asbestos removal, transportation and disposal for the Newton North site and also information on 5,000 cubic feet of loam being removed to the Elliot Street and Rumford Avenue Yards. [10-17-07 @ 11:54 AM]
- #351-07 ALD. PARKER AND SALVUCCI requesting that the Department of Public Works create an inventory and inspection regimen of bridges and culverts less than 20' in length and develop a maintenance plan for all city-owned bridges including those over 20', as recommended by the Undersecretary of Public Works at the Executive Office of Transportation, Robert Rooney. [10-17-07 @ 12:11 PM]
- #350-07 ALD. LINSKY requesting discussion with the utility companies regarding rectification of utility wires that are not mounted high enough on utility poles to avoid being torn down, thereby causing damage to persons and/or property. [10-17-07 @ 10:33 AM]
- #253-07 ALD. LINSKY ALBRIGHT, JOHNSON, HARNEY, SANGIOLO, SALVUCCI, MANSFIELD, BURG, SCHNIPPER requesting (1) a review as to how provisions of applicable ordinances, specifically 5-58, were implemented during the course of the Newton North project, and (2) consider proposed revisions of 5-58 including, but not limited to:
- (a) timely provision of documentation by the public building department to the Board of Aldermen and Design Review Committee;
  - (b) establishment of liaison committees to facilitate communications and input from neighborhoods affected by projects subject to this ordinance;
  - (c) approval of final design plans by the Board of Aldermen of projects subject to this ordinance;
  - (d) oversight during the construction phase of projects subject to this ordinance by appropriate Board committee(s) both in respect to approval of change orders as well as design changes; and
  - (e) generation of a required record detailing the entire construction process by the public building department to guide present and future oversight of projects subject to this ordinance. [08-07-07 @ 3:12 PM]
- #54-07 ALD. SANGIOLO requesting discussion with the School Department and the Public Buildings Department about giving the School Department increased control over maintenance of school building facilities thereby allowing the School Department to have direct authority to deploy/hire staff to make necessary repairs to their school facilities. [2-9-07 @ 1:46 PM]
- #451-06 KEYSPAN ENERGY petitioning for a grant of location to install and maintain 450' ± of 8" gas main in HULL STREET from the existing 8" gas main in Hull street at 90 Hull Street easterly to the existing 6" gas main in Hull Street at 60 Hull Street. All of which is to replace the existing 4" gas main in Hull Street, which is to be abandoned. [11-15-06 @ 11:19 AM]

- #345-06 ALD. SCHNIPPER requesting that the contingency on smaller Public Buildings projects be increased from 5% to at least 8%.
- #294-06 ALD. SAMUELSON requesting creation of a method for the collection of parking meter receipts to ensure maximum collection.
- #280-06 ALD. SANGIOLO proposing an Ordinance to create a Building Committee made up of Finance, Construction and Building experts in addition to several Aldermen to oversee construction and renovation projects in all municipal buildings.
- #226-06 ALD. LINSKY requesting discussion of initiatives in respect to monitoring of water meter readings to better inform water and sewer users of significant increases in usage.
- #178-06 ALD. SCHNIPPER, LINSKY AND ALBRIGHT requesting a report on the commissioning of Newton South High School.
- #159-06 PRESIDENT BAKER & ALD. SCHNIPPER presenting the City of Newton Energy Action Plan for review and such action that may be appropriate by the Board of Aldermen.
- #155-06 JAMES A. BLACKBURN, 105 Wood End Road, Newton Highlands petitioning for laying out, grading and acceptance of WOOD END ROAD as a public way from the intersection of Mountfort Road westerly to the intersection of Nantucket Road (a distance of 360'±) to be the width of 45'.
- #152-06 PS&T COMMITTEE requesting discussion re Road Classification Design Types (as outlined by the Planning and Development Department) for future use as an overall management tool for the City.
- #84-06 COMMISSIONER OF PUBLIC WORKS requesting a waiver from the Board of Aldermen of surfacing materials used on the sidewalk of a public way in front of 161 Pond Brook Road, as provided in §26-47 of the City of Newton Ordinances.
- #83-06 ALD. SCHNIPPER & GENTILE requesting discussion with NStar regarding frequent power outages in the Newton Lower Falls area in particular Grayson Lane.
- #424-05 ALD. SANGIOLO & HARNEY requesting an update from the School Department regarding the energy audit that was begun during last year's budget review.
- #467-04 ALD. YATES AND SCHNIPPER requesting a response from the Commissioner of Public Works to the findings of the Environmental Protection Agency that pollution enters the Charles River from Newton.

#386-04 ALD. SANGIOLO, HESS-MAHAN, JOHNSON, AND DANBERG proposing an ordinance to require that designers selected have LEED certification and include high performance/life cycle analysis for all municipal construction projects in the City of Newton.

**ITEM REFERRED BY PUBLIC SAFETY & TRANSPORTATION:**

#321-04(2) ALD. JOHNSON requesting a RESOLUTION to His Honor the Mayor requesting that he expeditiously as possible find funding to create traffic calming measures on Mill Street as requested by the Traffic Council.

#246-04 COMMISSIONER OF PUBLIC WORKS requesting approval of the 25% design plan submittal for Walnut Street from Homer Street to Centre Street including a small section of Centre Street to Route 9.

#178-04(2) ALD. LAPPIN requesting an update on progress and implementation of the construction information database.

#104-04 ALD. YATES requesting a report from the Chief of Police as to how the ordinance prohibiting the blockage of sidewalks with snow can be more easily enforced.

**REFERRED TO PUB FAC. AND PUB SAF & TRANS. COMMITTEES**

#35-04 ALD. SAMUELSON AND DANBERG requesting an ordinance amendment to Section 26-8 of the City of Newton Revised Ordinances, 2001 to require all property owners or residents to remove snow from sidewalks abutting their property.

#522-03 ALD. PARKER AND LENNON requesting an ordinance amendment to improve enforcement related to snow removal.

**REFERRED TO PROG. & SERV., PUB. FAC. AND FINANCE COMMITTEES**

- #309-01     ALD. PARKER requesting increase in the income eligibility level of the 30% water/sewer discount for low-income senior citizens.
- # 94-99     RALPH S. ROBART 28 Richardson Road, Petition for Laying Out, Grading, and Acceptance of RICHARDSON ROAD from Route 9 northerly 180'± to be the width of 30 feet.

Respectfully submitted,

Sydra Schnipper, Chairman





# City of Newton

## PETITION FOR DRAIN AND SEWER

NOV 5 2007

To THE BOARD OF ALDERMEN:

The undersigned believing that the public convenience and the public health require it, respectfully petition that a main drain and common sewer be constructed in

PINE GROVE AVE

*Insert street or way, or private lands, give names of owners.*

from ST MARYS ST

to PROPERTY LINE OF # 142 PINE GROVE AVE (APPROX

in that part of Newton called LOWER FALLS

CITY CLERK  
NEWTON, MA 02459

2007 NOV -6 1 AM 10:15

Do not write here. Reading suggested

Signatures of petitioners here:	ADDRESSES
<u>Rafael Reisz</u>	<u>142 PINE GROVE AVE</u>
<u>Ronald W. Reisz</u>	<u>136 Pine Grove Ave.</u>

In Board of Aldermen,  
Referred to Committee on Public Works

Clerk.

#148-89

CITY OF NEWTON  
IN BOARD OF ALDERMEN

February 5, 1990

ORDER FOR DRAIN AND SEWER EXTENSION;  
TAKING OF EASEMENT IN PRIVATE WAYS;  
AND ESTIMATES OF BETTERMENT ASSESSMENTS

20:00  
138  
MSD 03/02/90 09:38:03

WHEREAS, a petition for extension of the main drain and common sewer has been presented to the Board of Aldermen, and

WHEREAS, said Board has appointed a time for a public hearing and has caused a notice thereof and of its intention in the matter to be given, and

WHEREAS, said public hearing has been held before the Board of Aldermen, and it is the opinion of the Board of Aldermen of the City of Newton that it is necessary for the public convenience and the public health that such main drain and common sewer be extended; it is hereby

ORDERED: that a main drain and common sewer, severally shall be laid, made, repaired and maintained in and through the following streets:

CONCORD STREET, from number 50 to number 108; and  
PINE GROVE AVENUE, from number 136 to number 194; and  
LAFAYETTE ROAD, entire length; and it is further

ORDERED: that an easement in the affected private ways as described below and as shown on a plan entitled "City of Newton, Massachusetts, Lafayette Road, Concord St., Northeasterly; Pine Grove Avenue, Lafayette Rd., Southwesterly & Northeasterly, Land Taken For Main Drain and Common Sewer," dated December 12, 1989 by Paul W. Giunta, City Engineer, designated City plan #T44-38624, incorporated as part of this Order, and to be recorded herewith, be and is hereby taken by power of eminent domain. Said easement is for the purpose of placing, constructing, installing, repairing, renewing, relocating, inspecting, operating and forever maintaining main drains, common sewers, pipes, manholes, conduits and other necessary appurtenances for the operation of public sewer and drain service.

Plan No # 179  
SEE PLAN IN RECORD BOOK 20405 FROM 561

A True Copy  
Attest:  
*Richard B. Pugh*  
City Clerk of Newton, Mass.

DESCRIPTION OF LAND TAKEN

## Parcel One: LAFAYETTE ROAD

Beginning at the point of curvature of the curve forming the intersection of the northwesterly sideline of Lafayette Road and the northeasterly sideline of Concord Street (said Concord Street being a public way), which point is also the approximate southeast corner of the land now or formerly of Joyce F. Frank;

Thence: by a curve to the left in a southeasterly, easterly and northeasterly direction of twenty (20.00) feet radius a distance of thirty-one and thirty-nine hundredths (31.39) feet by said land now or formerly of Joyce F. Frank;

Thence: by a curve to the left in a northeasterly direction of one thousand three hundred sixty (1360.00) feet radius a distance of six hundred and six and ten-hundredths (606.10) feet by said land of now or formerly of Joyce F. Frank; and lands now or formerly of Elizabeth Rindler and Alan B. Rindler; Paul Stevenson Oles, Jr. and Carole S. Oles; Nicholas F. Yannoni; Charles E. Uhrich and Eva W. Uhrich; Morton S. Gelles and Babette P. Gelles; and H. Walter Jones, Jr. and Elizabeth deNiord Jones;

Thence: N 18'-04'-55"E a distance of five and thirty-five hundredths (5.35) feet by said land now or formerly of said H. Walter Jones, Jr. and Elizabeth deNiord Jones;

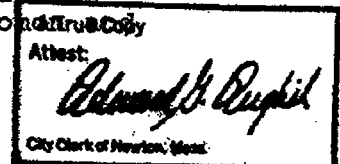
Thence: by a curve to the left in a northeasterly, northerly, northwesterly, westerly and southwesterly direction of thirty (30.00) feet radius a distance of sixty-three and seven hundredths (63.07) feet to a point on the southeasterly sideline of Pine Grove Avenue;

Thence: N 77'-37'-33"E a distance of one hundred fifty-four and sixty-seven hundredths (154.67) feet along said southeasterly sideline of said Pine Grove Avenue;

Thence: by a curve to the left in a southwesterly direction of ninety-seven and sixty hundredths (97.60) feet radius a distance of one hundred one and forty-two hundredths (101.42) feet by land now or formerly of Jacalyn S. Hamada and Rafael Reisz;

Thence: S-18'-04'-55"W a distance of twenty-five and forty-eight hundredths (25.48) feet by said land now or formerly of Jacalyn S. Hamada and Rafael Reisz and land now or formerly of Kenneth M. Lowey and Anne E. Lowey;

Thence: by a curve to the right in a southwesterly direction of one thousand four hundred (1400.00) feet radius a distance of six hundred twenty-three and ninety-three (623.93) feet by said land now or formerly of Kenneth M. Lowey and Anne E. Lowey; and lands now or formerly of Philip B. Prince and Marjorie H. Prince; Robert J. McNulty and Geraldine M. McNulty; Stuart Solo



Judith Solomon; Daniel M. Taylor and Deborah Taylor; Claire D. Robbins; Stanley O. Robinson and Miriam M. Robinson; and William J. Mannix and Joan Mannix;

Thence: S 43'-37'-00"W a distance of twenty-nine and ninety-four hundredths (29.94) feet by said land now or formerly of William J. Mannix and Joan Mannix;

Thence: by a curve to the left in a southwesterly, southerly and southeasterly direction of twenty (20.00) feet radius a distance of thirty-one and forty-four hundredths (31.44) to a point on the northwesterly sideline of Concord Street;

Thence: N 46'-28'-00"W a distance of eighty (80.00) feet along said northeasterly sideline of said Concord Street to the point of beginning.

Parcel Two: PINE GROVE AVENUE

Beginning at a point on the southeasterly sideline of Pine Grove Avenue, which point is sixty (60.00) feet southwesterly of the northeast corner of the land now or formerly of Donna E. Levin and Ruselle W. Robinson;

Thence: S 77'-37'-33"W a distance of six hundred eighty-six (686.00) feet by said land of Donna E. Levin and Ruselle W. Robinson, land now or formerly of Jacalyn S. Hamada and Rafael Reisz, the end of Lafayette Road and lands now or formerly of H. Walter Jones, Jr. and Elizabeth deNiord Jones; Stephen K. Wollmer and Joyce L. Sexton; Eleanor T. Murphy, Trustee; Bela B. Gavaller and Maria P. Gavaller; and Henry Shulman and Florence R. Shulman;

Thence: N 12'-22'-27"W a distance of sixty (60.00) feet across said Pine Grove Avenue ;

Thence: N 77'-37'-33"E a distance of six hundred eighty-six (686.00) feet by Newton Lower Falls Park;

Thence: S 12'-22'-27"E a distance of sixty (60.00) feet across said Pine Grove Avenue to the point of beginning.

The following are the names of the persons whose property has been taken or who may be otherwise entitled to damages on account of the taking of this easement in the above parcel of land, so far as known to the Board of Aldermen; and the Board of Aldermen does assess and award as the damages sustained by the following persons the amounts severally set against their names. The Section/Block/Lot numbers refer to the parcel designations of the Newton Board of Assessors.

A True Copy

Attest:

*Edmond J. Rughit*

City Clerk of Newton, Mass.

SEC/BLK/LOT	NAMES OF OWNER(S)	AMOUNTS
42/24/1	William J. Mannix & Joan Mannix	none
42/24/2	Stanley O. Robinson & Miriam M. Robinson	none
42/24/3	Claire D. Robbins	none
42/24/4	Daniel M. Taylor & Deborah Taylor	none
42/24/5	Stuart Solomon & Judith Solomon	none
42/24/6	Robert J. McNulty & Geraldine M. McNulty	none
42/24/7	Philip B. Prince & Majorie H. Prince	none
42/24/8	Kenneth M. Lowey & Anne E. Lowey	none
42/24/9	Jacalyn S. Hamada & Rafael Reisz	none
42/24/10	Donna E. Levin & Ruselle W. Robinson	none
42/25/1	Nicholas F. Yannoni	none
42/25/2	Paul Stevenson Oles, Jr. & Carole S. Oles	none
42/25/3	Elizabeth Rindler & Alan B. Rindler	none
42/25/4	Joyce F. Frank	none
42/25/8C	Henry Shulman and Florence R. Shulman <i>Book 11293/Pg 305</i>	none
42/25/9	Bela B. Gavaller & Maria P. Gavaller	none
42/25/10	Eleanor T. Murphy, Trustee	none
42/25/11	Stephen K. Wollmer & Joyce L. Sexton	none
42/25/12	H. Walter Jones, Jr. & Elizabeth deNiord Jones	none
42/25/13	Morton S. Gelles & Babette P. Gelles	none
42/25/14	Charles E. Uhrich & Eva W. Uhrich	none

A True Copy  
Attest  
*Edward J. Ruppel*  
City Clerk of Newton, Mass.

And the Board of Aldermen hereby certifies that it is expected that the estates abutting on said Lafayette Road and the affected portions of Pine Grove Avenue and Concord Street will receive benefit or advantage other than the general advantage to the community from such improvement, and it is hereby estimated that the lots will be assessed as sewer betterment assessments the several amounts set out against their names below. The title references are to the books and pages of deeds recorded at the Middlesex South Registry of Deeds so far as are known to this Board.

<u>SEC/BLK/LOT</u>	<u>NAMES OF OWNER(s) &amp; TITLE REFERENCE</u>	<u>ESTIMATED BETTERMENT</u>
42/24/1	William J. Mannix & Joan Mannix Bk 18896 Pg 391	\$3,222.73
42/24/2	Stanley O. Robinson & Miriam M. Robinson Bk 7812 Pg 405	\$1,867.07
42/24/3	Claire D. Robbins Bk 14772 Pg 274	\$1,849.00
42/24/4	Daniel M. Taylor & Deborah Taylor Bk 16840 Pg 521	\$1,906.60
42/24/5	Stuart Solomon & Judith Solomon Bk 12308 Pg 142	\$1,885.00
42/24/6	Robert J. McNulty & Geraldine M. McNulty Bk 15024 Pg 376	\$1,883.20
42/24/7	Philip B. Prince & Majorie H. Prince Bk 11168 Pg 52	\$1,830.00
42/24/8	Kenneth M. Lowey & Anne E. Lowey Bk 15292 Pg 516	\$2,061.00
42/24/9	Jacalyn S. Hamada & Rafael Reisz Bk 18135 Pg 557	\$2,212.05
42/24/10	Donna E. Levin & Ruselle W. Robinson Bk 15659 Pg 128	\$2,318.80

A True Copy

Attest:



City Clerk of Newton, Mass.

42/25/1	Nicholas F. Yannoni Bk 14933 Pg 330	\$1,860.69
42/25/2	Paul Stevenson Oles, Jr. & Carole S. Oles Bk 11646 Pg 289	\$1,785.69
42/25/3	Elizabeth Rindler & Alan B. Rindler Bk 15740 Pg 53	\$1,785.69
42/25/4	Joyce F. Frank Bk 15377 Pg 390	\$3,145.03
42/25/5	Roger J. LeBlanc Bk 19415 Pg 295	\$1,316.00
42/25/6	Armen V. Barooshian & Pauline B. Barooshian Bk 10825 Pg 274	\$2,420.50
42/25/8	Reginald Lindsay & Cheryl Lindsay Bk 16286 Pg430	\$2,280.43
42/25/8A	Charles W. McClure & Jacqueline R. McClure Bk 11462 Pg 429	\$2,743.51
42/25/9	Bela B. Gavaller & Maria P. Gavaller Bk 10317 Pg 107	\$1,895.00
42/25/10	Eleanor T. Murphy, Trustee Bk 12888 Pg 35	\$1,997.50
42/25/11	Stephen K. Wollmer & Joyce L. Sexton Bk 15464 Pg 201	\$1,922.50
42/25/12	H. Walter Jones, Jr. & Elizabeth deNiord Jones Bk 14265 Pg 44	\$2,394.60
42/25/13	Morton S. Gelles & Babette P. Gelles Bk 11292 Pg 491	\$1,939.20
42/25/14	Charles E. Uhrich & Eva W. Uhrich Bk 20179 Pg 72	\$1,860.50

A True Copy

Attest:



City Clerk of Newton, Mass.

And it is further

ORDERED: that the trees upon and structures affixed to said land, if any, are not taken, and that the owners of said land taken as aforesaid be allowed thirty (30) days from the passage of this order to take off said trees or structures which may obstruct the construction of said common sewer.

Under Suspension of Rules  
Readings waived & Adopted  
20 yeas 0 nays 4 absent  
(Ald. Balser, Barker, Shick  
and Vance)

EXECUTIVE DEPARTMENT

Approved February 11, 1990

*Edward G. English*  
(SGD) EDWARD G. ENGLISH,  
City Clerk

*Theodore D. Mann*  
(SGD) THEODORE D. MANN, Mayor

RECEIVED

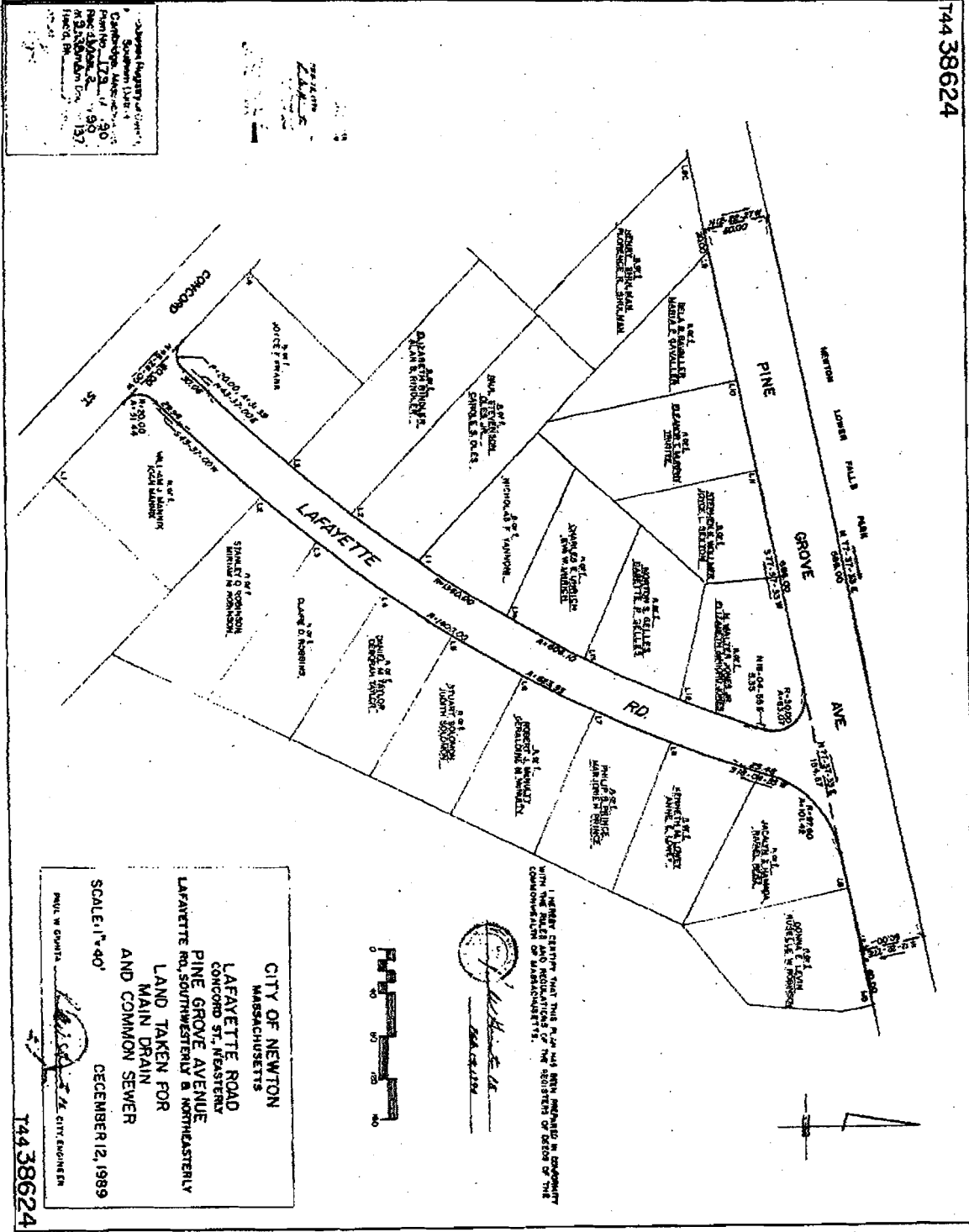
FEB 20 1990

MAYORS OFFICE

A True Copy  
Attest:  
*Edward G. English*  
City Clerk of Newton, Mass.



744 38624



Surveyed by Henry J. ...  
 Cambridge, Massachusetts  
 Planning No. 173  
 195-18-20  
 195-18-21  
 195-18-22  
 195-18-23

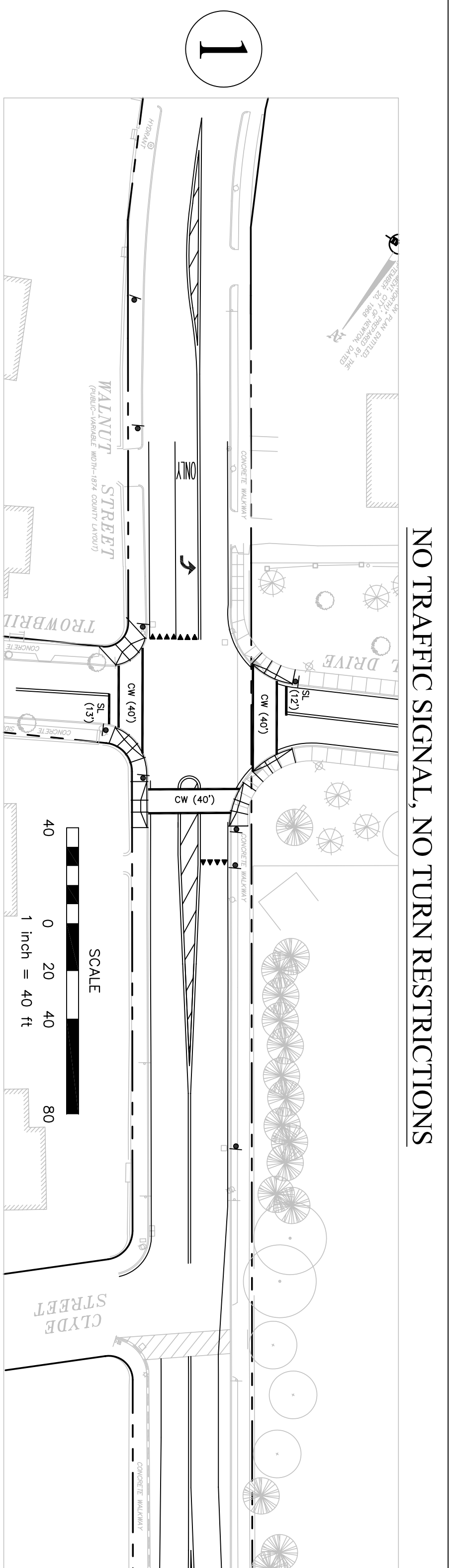
CITY OF NEWTON  
 MASSACHUSETTS  
 LAFAYETTE ROAD  
 CONCORD ST. EASTERLY  
 PINE GROVE AVENUE  
 LAFAYETTE RD. SOUTHWESTERLY & NORTHEASTERLY  
 LAND TAKEN FOR  
 MAIN DRAIN  
 AND COMMON SEWER  
 DECEMBER 12, 1989  
 SCALE: 1" = 40'  
 HENRY J. ... CITY ENGINEER

744 38624

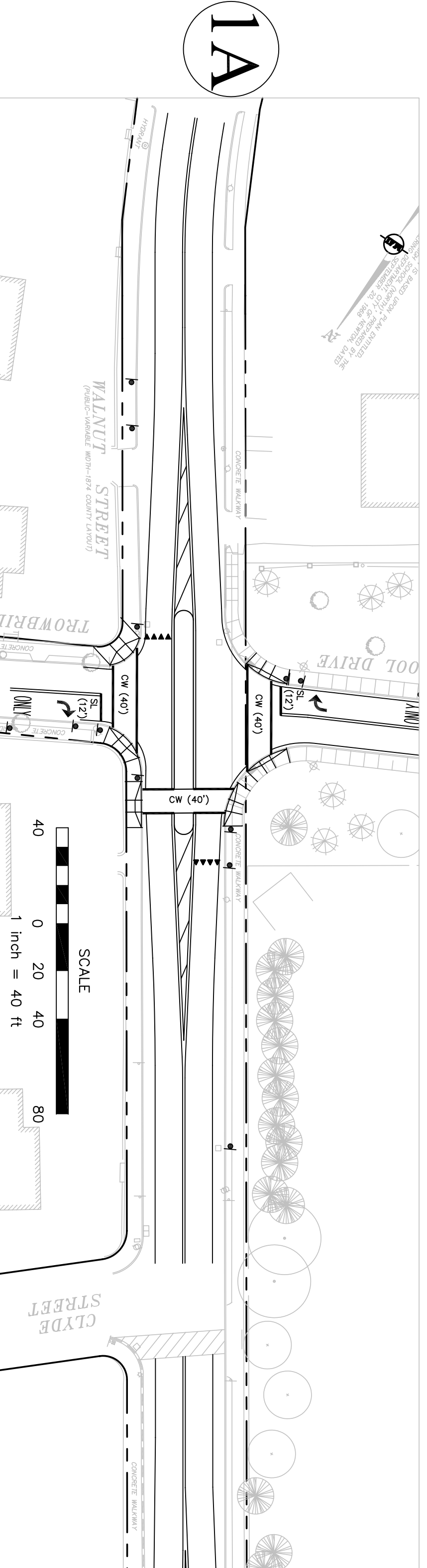
# Final Label Report

#67-09

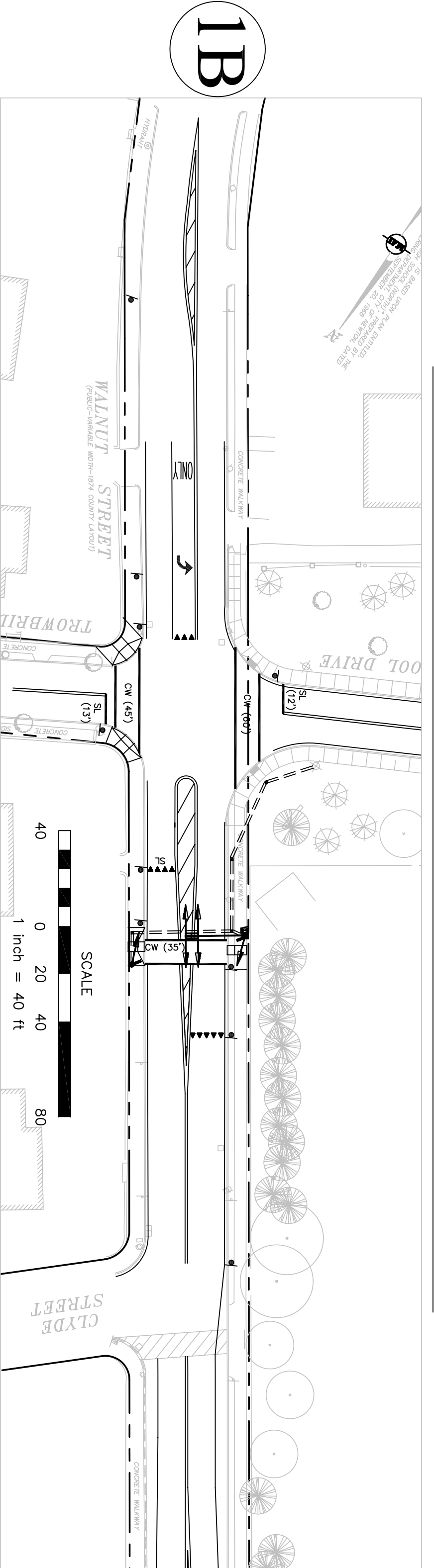
SBL	Owner	Number	Street	Unit
42026 0003	COMMONWEALTH OF MASSACHUSETTS		PINE GROVE AVE	
42023 0018	CHALMERS RICHARD L & MARJORIE E	100	PINE GROVE AVE	
42024 0011	HALL CHRISTINE C	122	PINE GROVE AVE	
42024 0010	LEVIN DONNA E	136	PINE GROVE AVE	
42024 0009	REISZ JACALYN S	142	PINE GROVE AVE	
42025 0012	KLUMPP JAMES T & VICTORIA F	160	PINE GROVE AVE	
42025 0011	WAGNER JAMES R & MICHELE B	168	PINE GROVE AVE	
42023 0017	GILCHRIST RICHARD A M	2	ST MARYS ST	



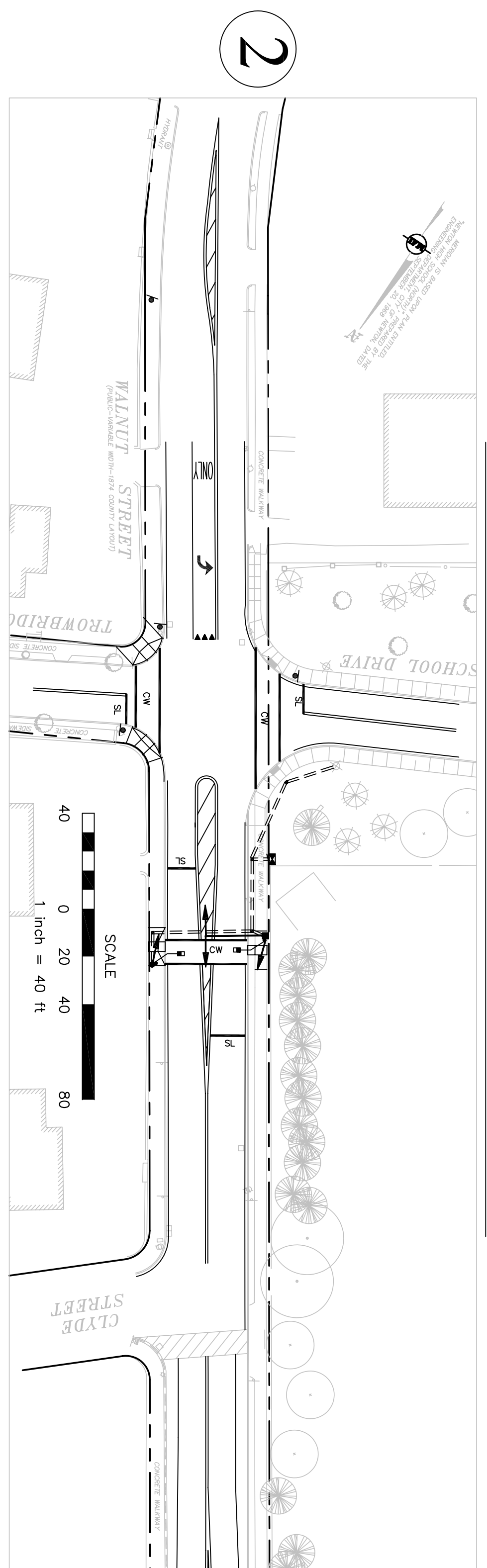
MID-BLOCK PEDESTRIAN SIGNAL, RIGHT TURNS ONLY AT SCHOOL DRIVE & AT TROWBRIDGE AVE (WITH MEDIAN)



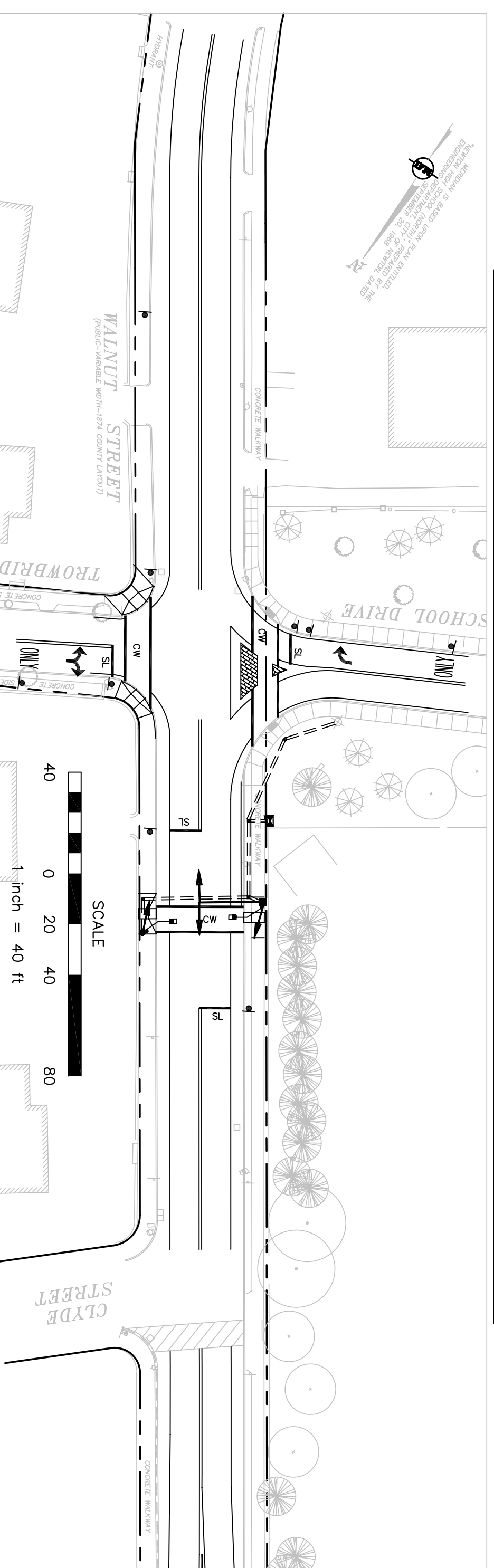
MID-BLOCK PEDESTRIAN WARNING SYSTEM, NO TURN RESTRICTIONS



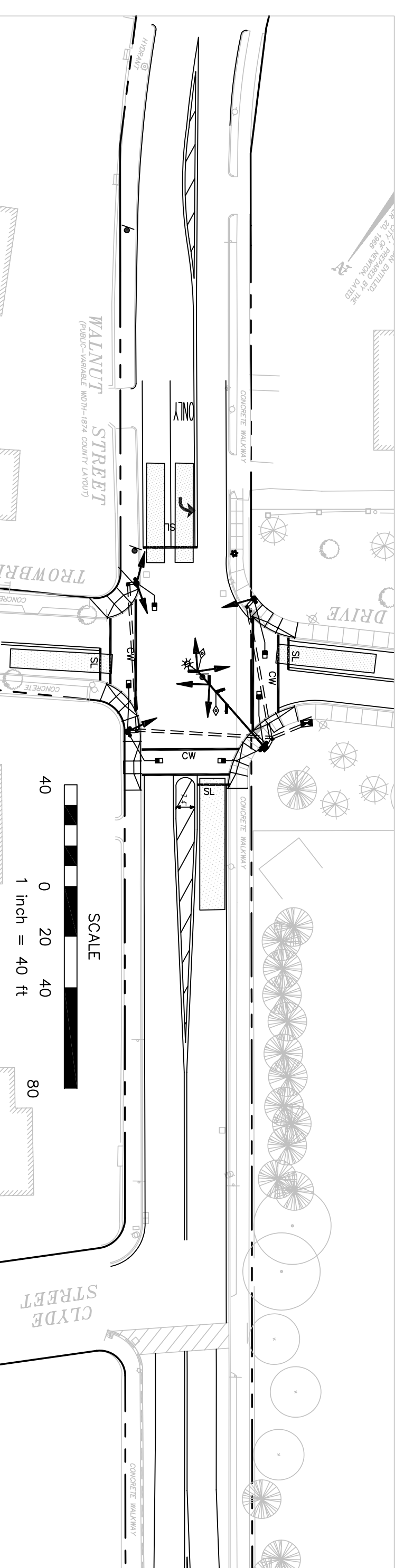
MID-BLOCK PEDESTRIAN SIGNAL, NO TURN RESTRICTIONS



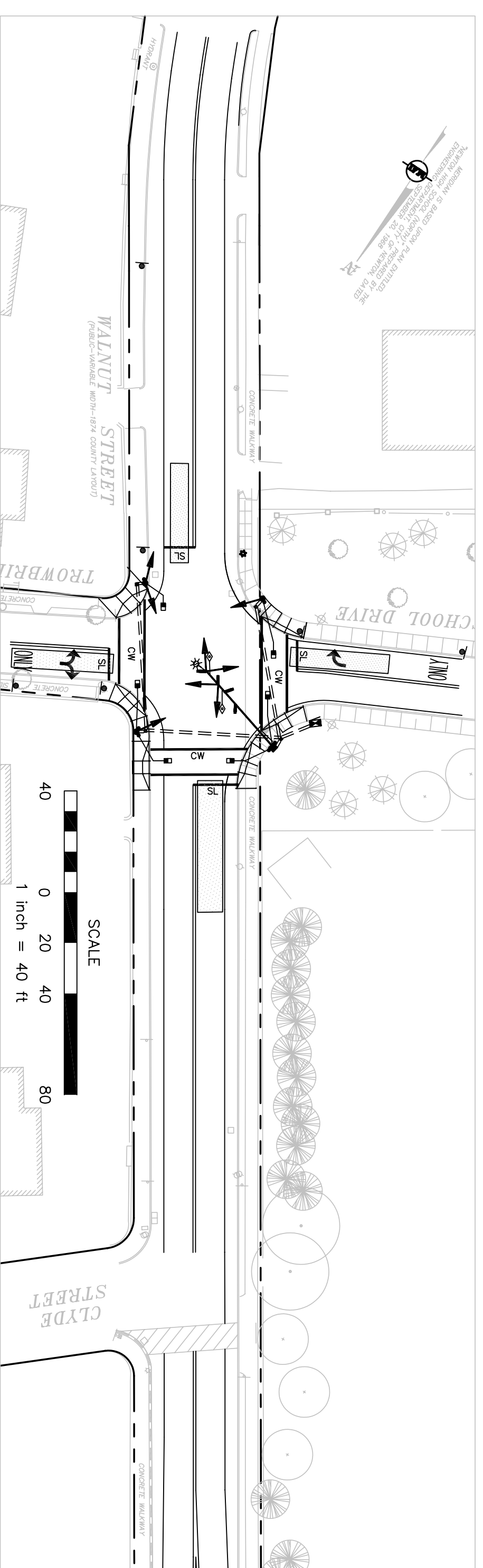
MID-BLOCK PEDESTRIAN SIGNAL, NO LEFT TURNS AT SCHOOL DRIVE & NO THROUGH MOVEMENT AT TROWBRIDGE AVE (WITH TRAFFIC ISLAND)



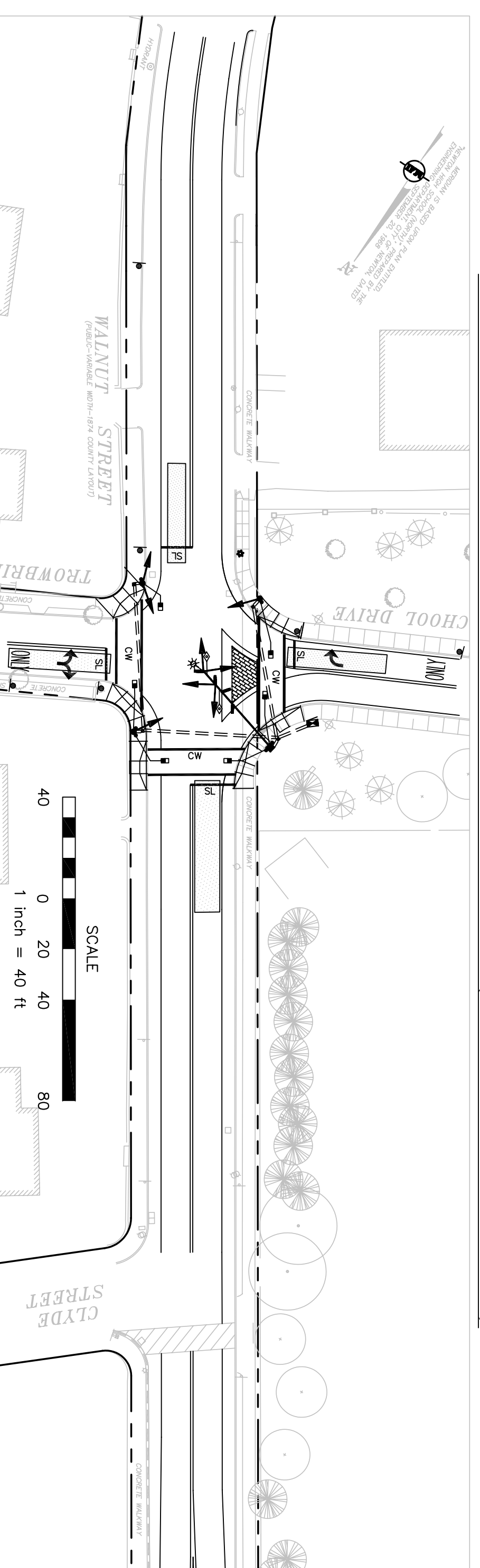
FULL TRAFFIC SIGNAL, NO TURN RESTRICTIONS



FULL TRAFFIC SIGNAL, NO LEFT TURNS AT SCHOOL DRIVE & NO THROUGH MOVEMENT AT TROWBRIDGE AVE



FULL TRAFFIC SIGNAL, NO LEFT TURNS AT SCHOOL DRIVE & NO THROUGH MOVEMENT AT TROWBRIDGE AVE (WITH TRAFFIC ISLAND)



PREPARED BY:



TITLE:

8 ALTERNATIVES - 1, 1A, 1B, 2, 3, 4, 5, & 6  
WALNUT STREET AT SCHOOL DRIVE/TROWBRIDGE AVENUE  
(WITH AN ASSUMED ELM ROAD TRAFFIC PATTERN)

PREPARED FOR:

CITY OF NEWTON  
1000 COMMONWEALTH AVENUE  
NEWTON, MASSACHUSETTS 02459

FIGURE 14

2009



David B. Cohen  
Mayor

City of Newton, Massachusetts  
Office of the Mayor

#88-09 Telephone (617) 796-1100  
Telefax (617) 796-1113  
TDD (617) 796-1089  
E-mail dcohen@newtonma.gov

09 MAR 10 PM 4:58  
CITY CLERK  
NEWTON, MA 02159

March 10, 2009

Honorable Board of Aldermen  
Newton City Hall  
1000 Commonwealth Avenue  
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to appropriate four hundred fifty thousand dollars (\$450,000) from Free Cash to the Expense budget in the Department of Public Works. In addition, I request that fifty thousand dollars (\$50,000) be transferred from Salaries to Expenses in the Department of Public Works. Both of these requested actions are to address additional cost related to snow and ice control.

Thank you for your consideration of this matter.

Very truly yours,

David B. Cohen  
Mayor

DBC: srb





# DEPARTMENT OF PUBLIC WORKS

Office of the Commissioner  
1000 Commonwealth Avenue  
Newton Centre, MA 02459-1449

David B. Cohen  
Mayor

March 10, 2009

Mayor David B. Cohen  
Newton City Hall  
1000 Commonwealth Avenue  
Newton Centre, MA 02459

09 MAR 10 PM 4:59  
CITY CLERK  
NEWTON, MA 02159

Re: Request for Snow and Ice Budget Transfers

Dear Mayor Cohen:

The Department of Public Works respectfully requests that you docket for consideration with the Honorable Board of Alderman the following:

- 1) To transfer \$50,000 from the Snow and Ice - Overtime account (0140110-513001) to the Snow and Ice - Rental Vehicle and Equipment (0140110-5273) line item to partially cover contractor plowing expenses associated with the March 2nd snow storm.
- 2) To transfer \$125,000 from Free Cash to the Snow and Ice - Rental Vehicle and Equipment (0140110-5273) line item to pay for the balance of all contractor related costs through the March 2<sup>nd</sup> storm and other miscellaneous contractor expenses.
- 3) To transfer \$325,000 from Free Cash to the Snow and Ice - Sand and Salt account (0140110-5532) to pay for all outstanding and projected salt bills through the March 9th storm.

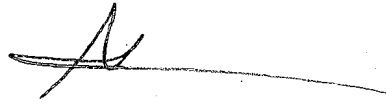
The city has spent (expended, encumbered and to be processed) \$3,655,986 through March 10th on snow and ice broken down as follows:

Plow Contractors	\$1,103,343
Salt/Sand	\$1,633,416
Labor/Parts/Etc.	\$ 919,227

Through March 10<sup>th</sup> the city has had 68.3" of snow through 17 snow/ice events. We have performed eight full plowing operations and an additional two that only involved city vehicles for plowing along with numerous sanding operations.

Thank you for your consideration of this matter.

Sincerely,



Thomas E. Daley, P.E.  
Commissioner of Public Works

CC: Susan Burstein, Chief Budget Officer  
Sandy Pooler, Chief Administrative Officer  
Ryan Ferrara, DPW Chief of Budget and Finance  
David Wilkinson, Comptroller  
David Turocy, Deputy Commissioner of Public Works

09 MAR 10 PM 4: 59  
CITY CLERK  
NEWTON, MA 02159

Public Works Department  
 FY09 Snow and Ice Spending Through Tuesday, March 10, 2009

#88-09

0140110	DESCRIPTION	A ORIGINAL FY09 APPROPRIATION	B TRANSFERS AND BOARD ORDERS	C=A+B REVISED APPROPRIATION	D EXPENDED, ENCUMBERED AND TO BE PROCESSED	E=C-D AVAILABLE
511001	SALARY WAGES	\$0	\$0	\$0	0	\$0
511002	FULL TIME WAGES/HOURLY	\$0	\$3,000	\$3,000	2,956	\$44
513001	REGULAR OVERTIME	228,727	575,000	\$803,727	665,780	\$137,947
513004	WORK BY OTHER DEPARTMENTS - OVERTIME	23,938	(5,000)	\$18,938	15,564	\$3,374
514311	SNOW STAND-BY PAY/DRIVING BONUS	12,000	90,000	\$102,000	101,899	\$101
514318	SNOW WATCH PAY	0	40,000	\$40,000	15,096	\$24,904
52403	MOTOR VEHICLE REPAIR AND MAINTENANCE	10,000	18,000	\$28,000	3,125	\$24,875
5273	RENTAL: VEHICLE & EQUIPMENT	302,000	628,091	\$930,091	1,103,343	(\$173,252)
5386	WEATHER FORECAST SERVICE	1,075	420	\$1,495	1,495	\$0
5484	VEHICLE REPAIR PARTS	20,000	115,000	\$135,000	113,018	\$21,982
5532	SAND AND SALT	320,000	991,339	\$1,311,339	1,633,416	(\$322,077)
5712	MEALS	0	350	\$350	294	\$56
5783	PRIVATE PROPERTY DAMAGE	3,000	0	\$3,000	0	\$3,000
	<b>TOTALS</b>	<b>\$920,740</b>	<b>\$2,456,200</b>	<b>\$3,376,940</b>	<b>\$3,655,986</b>	<b>(\$279,046)</b>



David B. Cohen  
Mayor

City of Newton, Massachusetts  
Office of the Mayor

#89-09 Telephone  
(617) 796-1100  
Telefax  
(617) 796-1113  
TDD  
(617) 796-1089  
E-mail  
dcohen@newtonma.gov

March 9, 2009


Honorable Board of Aldermen  
Newton City Hall  
1000 Commonwealth Avenue  
Newton, MA 02459

Ladies and Gentlemen:

I write to request that your Honorable Board docket for consideration a request to appropriate \$2,560,000 from Bonded Indebtedness to the Public Works Department for the purpose of purchasing trash and recycling carts. These carts are an integral part of the proposed Automated Trash and Automated Single Stream Recycling Collection program that is currently before you.

Thank you for your consideration of this matter.

Very truly yours,

  
David B. Cohen  
Mayor

DBC:srb

09 MAR -9 PM 3:27  
CITY CLERK  
NEWTON, MA. 02159

1000 Commonwealth Avenue Newton, Massachusetts 02459

[www.ci.newton.ma.us](http://www.ci.newton.ma.us)



DEDICATED TO COMMUNITY EXCELLENCE



City of Newton



DEPARTMENT OF PUBLIC WORKS  
OFFICE OF THE COMMISSIONER  
1000 Commonwealth Avenue  
Newton Centre, MA 02459-1449

David B. Cohen  
Mayor

09 MAR -9 PM 3:27  
CITY CLERK  
NEWTON, MA. 02159

TO: David B. Cohen, Mayor  
THRU: Sanford Pooler / Chief Administrative Officer  
Susan Burstein / Chief Budget Officer  
FROM: Thomas E. Daley, P.E., Commissioner *td*  
RE: Procurement of Funds for Automated Trash and Recycling Collection  
Trash Carts  
DATE: March 6, 2009

In preparation for the possible adoption of a new five year contract with Waste Management, which includes Automated Trash and Automated Single Stream Recycling Collection, I am hereby requesting an appropriation of funds in the amount of \$2,560,250. This is based upon the purchase of 29,000, 64 gal. recycling carts and 24,900, 64 gal. trash carts. Please note that a small percentage of 64 gallon carts will be substituted with 35 gal. carts based upon individual citizens needs.

If you have any questions, please give me a call.

cc: David Wilkinson, Comptroller  
David Turocy, Deputy Commissioner  
Elaine Gentile / Director of Environmental Affairs  
Karen Griffey, Director of D.P.W. Administration  
Ryan Ferrara, DPW Chief of Budget and Finance

RESOLUTION

WHEREAS, the Board of Aldermen would like to ensure that reasonable efforts are made to abate noise resulting from public buildings projects; and

WHEREAS, the current Noise Ordinance provides that exemptions from the Noise Ordinance are determined only by the His Honor the Mayor;

NOW THEREFORE, BE IT RESOLVED that the Board of Aldermen hereby request His Honor the Mayor to implement policies and procedures that engage the Ward Alderman, as appropriate, in the determination of exemptions from the noise ordinance;

AND FURTHER, that the policies and procedures should include, but not be limited to: a high-level timeline of construction activities that might need exemptions from the Noise Ordinance; recommended remediation efforts; and language expressing that exceptions would be allowed for emergencies, defined as any instance when imminent risk of harm to the welfare of persons or property would result due to the failure to undertake corrective action within a twenty-four hour period or more.