



Public Safety & Transportation Committee Agenda

City of Newton In City Council

Wednesday, April 3, 2019

7:00 PM
Room 205

Items Scheduled for Discussion:

- #137-19** **Request for one (1) new van license for Garden Remedies**
LAZ Parking Limited, LLC requesting **one (1) new van license** for Garden Remedies, Inc.
- #22-19** **Update and discussion on the implementation of the Passport Parking Application**
COUNCILORS KRINTZMAN, DOWNS, ALBRIGHT, KELLEY, AUCHINCLOSS AND NOEL, requesting an update and discussion with the Director of Transportation from the Department of Public Works on the implementation of the Passport Application for parking. The discussion should also include an analysis of potential billing discrepancies between cash payments and payments made through the Passport Application as well as possible future modifications.
- #19-19** **Discussion on painting bike lanes**
COUNCILORS DANBERG, DOWNS, SCHWARTZ, NORTON AND KALIS requesting discussion and possible action on painting bike lanes on certain major arterials: Beacon Street, Brookline Street and Dedham Street.

Referred to Public Safety & Transportation and Finance Committees

- #82-19** **Authorize the Director of Planning to set the fees for parking meter spaces**
COUNCILORS AUCHINCLOSS, DOWNS, LEARY, KRINTZMAN, RICE, NOEL, DANBERG, GROSSMAN, MARKIEWICZ, CROSSLEY, SCHWARTZ AND THE DIRECTOR OF PLANNING & DEVELOPMENT requesting amendment to Section 19-191. **Parking meter fees.** of the City of Newton Ordinances which sets the specific fees for parking meters be deleted and replaced with the following text: The fees for parking in a parking meter space during the days and hours designated for parking meters will be set by the Director of Planning and Development, in consultation with the Commissioner of Public Works.

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.

All other items before the Committee will be held without discussion.

Respectfully submitted,

Allan Ciccone, Jr. Chair

VAN LICENSE APPLICATION

VAN LICENSE HOLDER: ENTERPRISE
(Owner Name) (Company Name) (Company Address) (Company Phone Number)
LSIPAWB@DRAZ.PARKING.COM
(email address)

Please list below for each Van:

	VEHICLE REGISTRATION #	VEHICLE ID# (VIN)	ODOMETER READING
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____

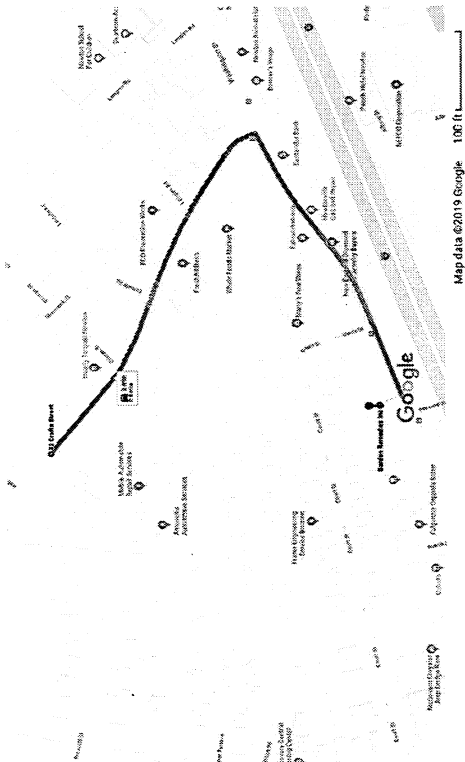
RECEIVED
Newton City Clerk

2019 MAR 28 AM 11:40

David A. Olson, City Clerk
Newton, MA 02459

Received
\$25. Check
#1037

Google Maps 92 Crafts St, Newton, MA 02458 to Garden Remedies Inc Drive 0.4 mile, 2 min



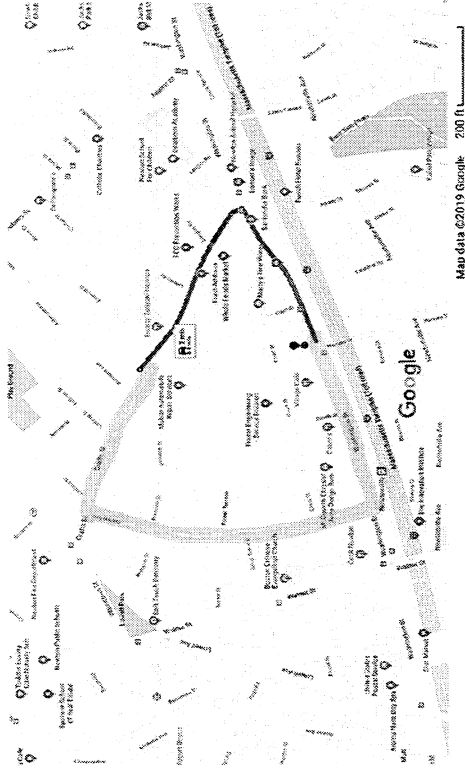
92 Crafts St
Newton, MA 02458

- 1. Head southeast on Crafts St toward Maguire Ct
- 2. Turn right onto Washington St
- 3. Pass by Santander Bank (on the left)
- 4. Destination will be on the right

Garden Remedies Inc
697 Washington St, Newton, MA 02458

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.

Google Maps 92 Crafts St, Newton, MA 02458 to Garden Remedies Inc Drive 0.4 mile, 2 min



via Crafts St and Washington St
Fastest route, despite the usual traffic

Washington to Central to Crafts



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 1 Congress Street, Suite 100
 Boston, MA 02114-2017
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses.
 TO BE FILED WITH THE PERMITTING AUTHORITY.

2019 MAR 28 AM 11:49
 RECEIVED
 CITY CLERK
 DEPARTMENT OF INDUSTRIAL ACCIDENTS
 NEWTON, MA 02459

Applicant Information

Please Print Legibly

Business/Organization Name: LAZ PARKING LLC

Address: 3 Copley Place, Suite 320a

City/State/Zip: Boston, ma. 02116 Phone #: 617-426-0604 ext 7216

Are you an employer? Check the appropriate box:

1. I am an employer with 1,000 employees (full and/or part-time).*
2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**
4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

5. Retail
6. Restaurant/Bar/Eating Establishment
7. Office and/or Sales (incl. real estate, auto, etc.)
8. Non-profit
9. Entertainment
10. Manufacturing
11. Health Care
12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: LIBERTY INSURANCE CORPORATION

Insurer's Address: _____

City/State/Zip: _____

Policy # or Self-ins. Lic. # 42404 Expiration Date: 7/31/19

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: [Handwritten Signature] Date: 3/26/19

Phone #: 401-617-9008

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):
 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office
 6. Other _____

Contact Person: _____ Phone #: _____



Commonwealth of Massachusetts
City of Newton
Business Certificate

301
City Clerk's Use Only

In conformity with the provisions of Massachusetts General Law Chapter 110, Section 5, the undersigned hereby declare that a business is being conducted under the name of:

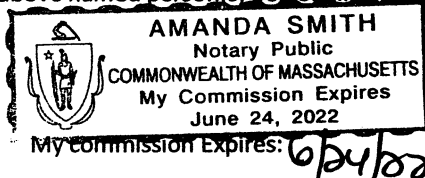
Business Name	LAZ Parking Limited, LLC		
Proposed Use	Parking Management Service		
Location of Business	One Newton Place <small>Address</small>	Newton <small>City</small>	MA 02458 <small>State Zip code</small>

The full name and address of each person conducting such business:

Name Brian Haley	 Signature (In presence of Notary)		
Address 3 Copley Place, Suite 3202	Boston <small>City</small>	MA <small>State</small>	02116 <small>Zip code</small>
Name	Signature (In presence of Notary)		
Address	City	State	Zip code
Name	Signature (In presence of Notary)		
Address	City	State	Zip code

On May 18, 2018 the above named person(s) personally appeared before me and made oath that the foregoing statement is true.

Amanda Smith
Notary Public / City Clerk's Office



Under the provisions of Chapter 337 of the Acts of 1985 and Chapter 110, Section 5 of the Mass. General Laws, business certificates shall be in effect for four years from the date of issue and shall be renewed each four years thereafter. A statement under oath must be filed with the City Clerk upon discontinuance or withdrawing from such business or partnership. Copies of such certificates shall be available at the address such business is conducted and shall be furnished upon request during regular business hours to any person who has purchased goods or services from such business. Violations are subject to a fine of not more than three hundred dollars, (\$300.00) for each month during which such violation occurs.

This certificate expires: July 31, 2022
Date

The issuance of this Business Certificate does not imply that all relevant licenses required to legally operate this business have been obtained or are current. This certificate only records that a business is being conducted.

If the proposed business is to be located in a residence, you must file a "Home Business Affidavit" with the Inspectional Services Department thereby acknowledging compliance with Newton's Home Business Ordinance.

Inspectional Services Department Official

I hereby certify that this business address is in the following zoning district, and is an allowed use in accordance with the revised zoning ordinances of the City of Newton.

BU1
Zoning District

(A)
Attest

Received in the City Clerk's Office

57
Book

301
Page

And entered in the records of business titles in the City Clerk's Office in the City of Newton



David A. Olson
Newton City Clerk

Time Stamp

RECEIVED
Newton City Clerk
2018 JUL 31 PM 4:00
David A. Olson, CMC
Newton, MA 02459



Commonwealth of Massachusetts
City of Newton
Business Certificate

302
City Clerk's Use Only

In conformity with the provisions of Massachusetts General Law Chapter 110, Section 5, the undersigned hereby declare that a business is being conducted under the name of:

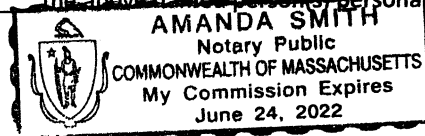
Business Name	LAZ Parking Limited, LLC			
Proposed Use	Parking Management Service			
Location of Business	313 Washington Street Address	Newton City	MA State	02458 Zip code

The full name and address of each person conducting such business:

Name	Brian Haley	Signature (In presence of Notary)		
Address	3 Copley Place, Suite 3202	Boston City	MA State	02116 Zip code
Name		Signature (In presence of Notary)		
Address		City	State	Zip code
Name		Signature (In presence of Notary)		
Address		City	State	Zip code

On May 18, 2018
oath that the foregoing statement is true.

the above named person(s) personally appeared before me and made (seal)



Amanda Smith
Notary Public / City Clerk's Office

My commission Expires: 6/24/22

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David A. Olson
Newton City Clerk

Time Stamp

RECEIVED
Newton City Clerk
2018 JUL 31 PM 4:00
David A. Olson, CMC
Newton, MA 02459



Commonwealth of Massachusetts
City of Newton
Business Certificate

303
City Clerk's Use Only

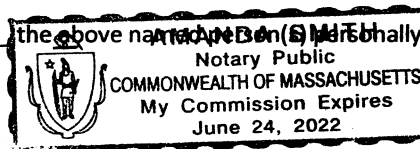
In conformity with the provisions of Massachusetts General Law Chapter 110, Section 5, the undersigned hereby declare that a business is being conducted under the name of:

Business Name	LAZ Parking Limited, LLC		
Proposed Use	Parking Management Service		
Location of Business	320 Washington Street <small>Address</small>	Newton <small>City</small>	MA 02458 <small>State Zip code</small>

The full name and address of each person conducting such business:

Name Brian Haley	 Signature (In presence of Notary)		
Address 3 Copley Place, Suite 3202	Boston <small>City</small>	MA <small>State</small>	02116 <small>Zip code</small>
Name	Signature (In presence of Notary)		
Address	City	State	Zip code
Name	Signature (In presence of Notary)		
Address	City	State	Zip code

On May 18, 2018
oath that the foregoing statement is true.



the above named person(s) personally appeared before me and made (seal)

Amanda Smith

Notary Public / City Clerk's Office

My commission Expires: 6/24/22

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Book

303

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And entered in the records of business titles in the City Clerk's Office in the City of Newton



David A. Olson
Newton City Clerk

Time Stamp

David A. Olson, CMC
Newton, MA 02459

2018 JUL 31 PM 3:59

RECEIVED
Newton City Clerk



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
7/21/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Amity Insurance Agency, Inc. 500 Victory Rd. Marina Bay North Quincy MA 02171	CONTACT NAME: Frank Griffin
	PHONE (A/C No. Ext): (617) 471-1220 FAX (A/C No): (617) 479-5147
	E-MAIL ADDRESS: fgriffin@amityins.com
INSURER(S) AFFORDING COVERAGE	
INSURER A: Lexington Insurance Company	NAIC # 19437
INSURER B: Liberty Mutual Fire Insurance	23035
INSURER C: Federal Insurance Company	20281
INSURER D: Liberty Insurance Corporation	42404
INSURER E: American Guarantee & Liability Lial	
INSURER F: The Ohio Casualty Company	

COVERAGES CERTIFICATE NUMBER: 18-19 REVISION NUMBER:

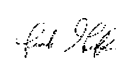
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR			013135971	7/31/2018	7/31/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ EXCLUDED PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: POLICY <input type="checkbox"/> PROJECT <input checked="" type="checkbox"/> LOC						
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS			AS2611260451018	7/31/2018	7/31/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ MEDICAL PAYMENTS \$ 5,000
	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB	<input checked="" type="checkbox"/> OCCUR CLAIMS-MADE		SEE ATTACHED LIST OF EXCESS POLICIES	7/31/2018	7/31/2019	EACH OCCURRENCE \$ 100,000,000 AGGREGATE \$ 100,000,000
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	N/A	WA761D260451028	7/31/2018	7/31/2019	<input checked="" type="checkbox"/> WC STATUTORY LIMITS E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	GARAGEKEEPERS LIABILITY			013135971	7/31/2018	7/31/2019	\$1,000,000 LIMIT
G	CRIME/EMPLOYEE DISHONESTY			BCCR4500289220	7/31/2018	7/31/2019	\$2,000,000 LIMIT

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
30 Days' Notice of Cancellation provided, 10 days for non-payment of premium. . If agreed upon in a written contract or agreement, the certificate holder is included as an additional insured for general liability per CGL Form #LX9466, but only with respect to the operations of the named insured. This insurance is primary and non-contributory to the additional insureds if agreed upon in a written contract or agreement. Waiver of subrogation applies in favor of the additional insureds if agreed upon in a written contract or agreement.

CERTIFICATE HOLDER

CANCELLATION

<p>SAMPLE CERTIFICATE</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>	<p>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.</p>
	<p>AUTHORIZED REPRESENTATIVE</p> <p>Frank Griffin/FG </p>

COMMENTS/REMARKS

C) UMBRELLA LIABILITY:
CARRIER: FEDERAL INSURANCE COMPANY
POLICY NO.: 79863543
TERM: 7-31-2018 to 7-31-2019
LIMITS: \$50,000,000

E) EXCESS LIABILITY:
CARRIER: AMERICAN GUARANTEE AND LIABILITY INSURANCE
POLICY NO.: AEC011173104
TERM: 7-31-2018 to 7-31-2019
LIMITS: \$25,000,000 EXCESS OF \$50,000,000

F) EXCESS LIABILITY:
CARRIER: THE OHIO CASUALTY COMPANY
POLICY NO.: ECO1957418875
TERM: 7-31-2018 to 7-31-2019
LIMITS: \$25,000,000 EXCESS OF \$75,000,000

INSURER(S) AFFORDING COVERAGE:

INSURER G: BERKLEY INSURANCE COMPANY. NAIC: 32603



Ruthanne Fuller
Mayor

City of Newton, Massachusetts
Department of Planning and Development
1000 Commonwealth Avenue Newton, Massachusetts 02459

Telephone
(617) 796-1120 **#82-19**
Telefax
(617) 796-1142
TDD/TTY
(617) 796-1089
www.newtonma.gov

Barney S. Heath
Director

DATE: March 29, 2019

TO: City Council, Public Safety & Transportation Committee

FROM: Barney S. Heath, Director of Planning and Development
Nicole Freedman, Director of Transportation Planning

CC: James McGonagle, Commissioner of Public Works
Jason Sobel, Director of Transportation Operations

RE: **Background for discussion of Differential Pricing for Parking**

On November 7, 2018, staff presented to PS&T a proposal to implement differential priced parking in Newton. The presentation aimed to provide justification to move forward on an ordinance change that allows staff the ability to set meter rates administratively. On April 3, 2019, staff will return to refresh Councilors on differential priced parking, answer questions and present proposed ordinance change language, with an eye towards voting on the proposed ordinance change language.

Existing Language:

Sec. 19-191. Parking meter fees. The fees for parking in a parking meter space during the days and hours designated for parking meter zones shall be as follows: (a) For parking meter zones with a time limit of four hours or less, the fee shall be five cents (\$0.05) for each four (4) minute period or part thereof; and (b) For parking meter zones with a time limit of greater than four hours, including those parking meter zones that have no time limit, the fee shall be five cents (\$0.05) for each six (6) minute period or part thereof. (Rev. Ords. 1973, § 13-157; Ord. No. 53, 2-18-75; Ord. No. 70, 5-5-75; Ord. No. 318, 3-5-79; Ord. No. R-28, 3-16-81; Ord. No. S-29, 12-5-83; Ord. No. W-44, 5-29-01; Ord. No. X-207, 4-18-06; Ord. No. Z-58, 12-21-09)

Proposed Language:

Sec. 19-191. Parking meter fees. The fees for parking in a parking meter space during the days and hours designated for parking meters **will be set by the Director of Planning and Development, in consultation with the Commissioner of Public Works.**

The following sections are taken from the staff memo to PS&T dated November 7, 2018.

From 11/7/18 PS&T memo

The Newton Centre Parking Strategy recommends actively managing parking as a fundamental strategy to address parking challenges in the City. Staff would establish a target parking availability goal and adjust meter rates periodically to achieve the goal. Key to the success, is providing staff the nimbleness to adjust rates multiple times per year in pursuit of the goal.

“DIFFERENTIAL” VS “DYNAMIC” PRICED PARKING

Differential priced parking, a term coined by the City of Newton is intended to be a cousin of dynamic priced parking. Both are based on the same guiding principle of actively managed, demand-based parking.

Demand-Based Parking Believes...

1. Cities historically have charged below market rate for parking

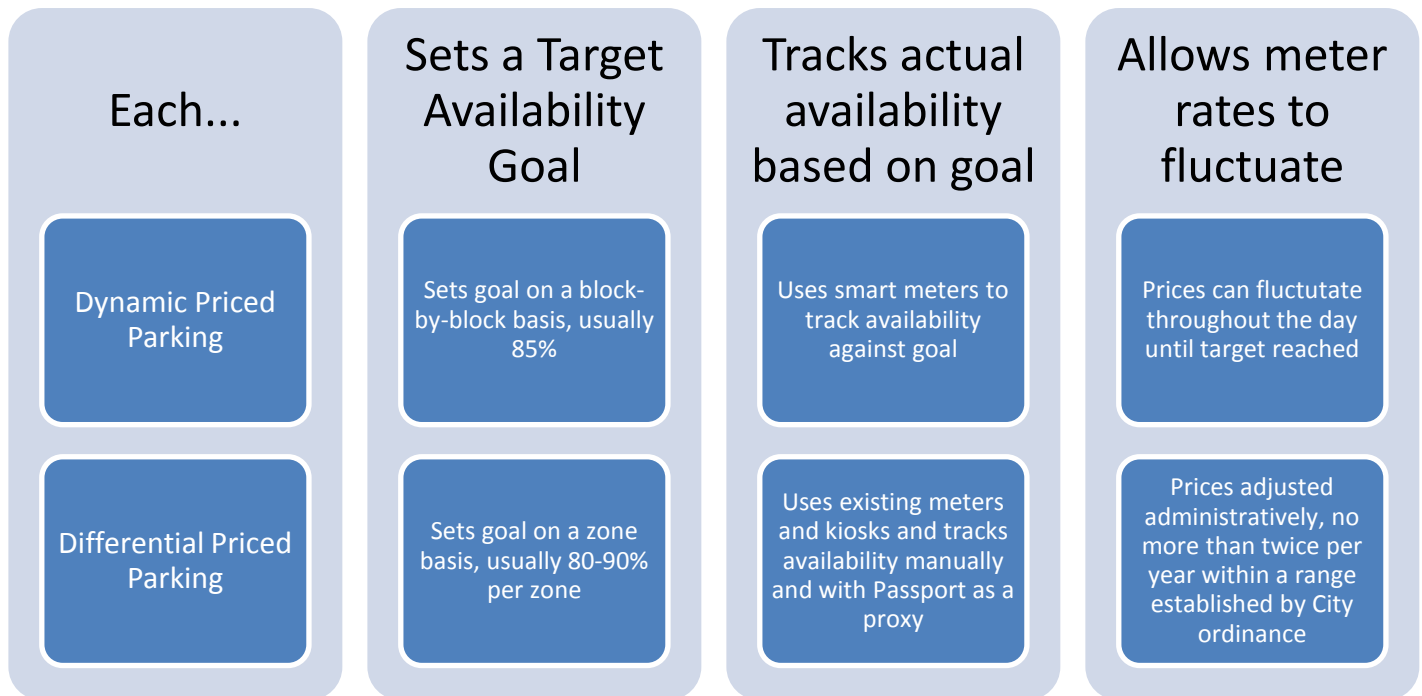
2. The supply and demand imbalance causing:
 - a. Cruising, congestion, wasted time and fuel, and polluted air
 - b. “shortages” of close-in front-door spaces leading to frustration and discouraged businesses

3. Demand- based pricing corrects the imbalance by
 - a. Establishing target availability goal
 - b. Adjusting meter rates by location and and/or time in pursuit of the goal

The key difference between dynamic pricing and our proposal is implementation. Dynamic pricing works best as a theory. Our proposal applies implementation lessons learned from pilots in other cities. Key lessons learned from Boston that would be heeded in Newton include:

Pilot Project Lessons Learned	Newton Recommendation
Most parkers don’t have real-time knowledge of meter rates, so rates should be set for a fixed, longer period of time, as opposed to flexing in real-time.	Review and adjust meter rates every 6 months as opposed to flexing rates daily, weekly or monthly
Hourly meter rates of \$1-\$2 are not enough to significantly impact parkers’ habits	Set initial meter rates with understanding that subsequent increases may be needed to achieve market rate
Setting rates by block is an operational undertaking and challenging for parkers to understand	Set rates on a zone basis, as opposed to block-by-block basis
Smart technology is typically rolled out prior to dynamic pricing, automating utilization evaluation	Newton can start with manual evaluation of utilization and use Passport as a proxy for more data

From 11/7/18 PS&T memo



AN IMPLEMENTATION EXAMPLE: NEWTON CENTRE

By way of example, staff will walk through a proposal to improve parking in Newton Centre, using differential priced parking.

The Newton Centre Parking Strategy determined the following conditions exist in Newton Centre:

- Utilization of all metered spaces is high, particularly from 10 AM – 4 PM weekday
- Challenges are particularly acute on Union Street, which is nearly 100% full all day and nearly 50% of parkers overstay the 2-hour time limit.
- Overall there is an abundance of public spaces available, with utilization of on-street non-metered spaces in the periphery vastly underutilized.

To address the challenges, staff would propose Phase I changes as follows:

- Adopt 85-90% occupancy goal
- Maintain long-term meter rates
- Increase rates of short-term meters to encourage parkers, particularly long-term parkers, to find alternatives to front-door spaces

The City would evaluate the Phase I changes via manual counts and using Passport and kiosk data. After six months, staff would seek to make additional improvements such as changes to meter rates, time limits or non-meter regulations in pursuit of the target availability goal.