

CITY OF NEWTON  
LEGAL NOTICE  
MONDAY, FEBRUARY 25, 2013

A Public Hearing will be held on Monday, February 25, 2013 at 7:45 PM, Second Floor, NEWTON CITY HALL before the ZONING & PLANNING COMMITTEE and the PLANNING & DEVELOPMENT BOARD, for the purpose of hearing the following petition, at which time all parties interested in these items shall be heard. Notice will be published Monday, February 11, 2013 and Monday, February 18, 2013 in The Boston Globe and Wednesday, February 20, 2013 in the Newton Tab, with a copy posted online @[www.newtonma.gov](http://www.newtonma.gov) and in a conspicuous place at Newton City Hall.

- #316-12(3) Candace Havens, Director of Planning & Development; John Lojek, Commissioner of Inspectional Services; and Dori Zaleznik, Commissioner of Health and Human Services, requesting to amend Sections 30-11(a)(9); 30-11(d)(9); 30-13(c)(11); and 30-13 (e)(12) to clarify that outdoor sidewalk seats permitted under the Sidewalk Café Ordinance shall not count against the 50 seat maximum number allowed by right for restaurants in Business and Mixed Use Districts and shall not trigger the need for a special permit; to amend Section 30-19(d)(13) to modify or eliminate the requirement of one parking stall for each (3) three seats of a restaurant for additional outdoor sidewalk seats permitted under the Sidewalk Café Ordinance; to amend Section 30-21 to clarify that additional outdoor sidewalk seats permitted under the Sidewalk Café Ordinance shall not increase the non-conformity of nor constitute an extension of use of a lawful pre-existing non-conforming restaurant in any district.

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