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City Council Docket

Jan. 17: Programs & Services, Public Safety & Transportation; Public Facilities
Jan. 22: Zoning & Planning; Finance
Jan. 23: Land Use

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Tuesday, January 16, 2018
12:00 PM, Newton City Hall
To be reported on
Monday, February 5, 2018

City of Newton In City Council to be Accepted and Referred to Committees

Referred to Land Use Committee

Public Hearing to be assigned for February 6, 2018

#64-18 **Special Permit Petition to allow detached accessory apartment at 361 Wolcott St**
PETER GREEN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a detached structure for use as an accessory apartment at 361 Wolcott Street, Ward 4, Auburndale, on land known as Section 44, Block 29, Lot 26, containing approximately 18,200 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3.3, 7.4, 6.7.1.E.1 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 6, 2018

#65-18 **Petition to amend Board Order #152-14 at 1186 Chestnut Street/Indiana Court**
SEYED A ZEKAVAT petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Board Order #152-14 to allow for the construction of a second driveway at the rear of the property to be accessed from Indiana Court, Ward 5, Newton Upper Falls, on land known as Section 51, Block 40, Lot 23, containing approximately 5,383 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: 7.3.3, 7.4 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 6, 2018

#66-18 **Petition to further extend non-conforming FAR at 48 Nathan Road**
DAVID METCALE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a 270 sq. ft. rear addition, further increasing the non-conforming FAR from .44 to .47 where .43 is allowed at 48 Nathan Road, Ward 2, Newton Centre, on land known as Section 13, Block 32, Lot 19, containing approximately 7,983 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 3.1.9, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2015.

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, *please contact Jini Fairley, at least two days in advance of the meeting: jfairley@newtonma.gov, or 617-796-1253. For Telecommunications Relay Service dial 711.*

Public Hearing to be assigned for February 6, 2018

#67-18 **Petition to allow single-family dwelling in MR-1 at 336 Newtonville Avenue**
DONALD AND LINDA STANTON petition for SPECIAL PERMIT/SITE PLAN APPROVAL to relocate an existing dwelling, add a unit to the rear of the dwelling and construct two additional single-family attached dwellings in an MR-1 district, requiring a special permit at 336 Newtonville Avenue, Ward 2, Newtonville, on land known as Section 22, Block 07, Lot 19, containing approximately 29,896 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 13, 2018

#68-18 **Petition to allow for profit educational use at 227 Washington Street**
EUI CHOI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a for-profit learning center in the existing day care at 227 Washington Street, Ward 1, Newton, on land known as Section 71, Block 07, Lot 01, containing approximately 5,553 sq. ft. of land in a district zoned BUSINESS 2. Ref: 7.3.3, 7.4, 4.4.1 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 13, 2018

#69-18 **Petition to grant parking waivers for daycare at The Parish of the Good Shepherd**
PARISH OF THE GOOD SHEPHERD/JAMES BOYD petition for SPECIAL PERMIT/SITE PLAN APPROVAL to grant waivers to screening requirements for an outdoor play space for daycare use, waive the screening requirements for parking for daycare use and waive eight parking stalls at 1671 Beacon Street, Ward 5, Waban, on land known as Section 55, Block 10, Lot 57, containing approximately 26,530 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 7.4.5, 6.3.4.3, 6.3.4.B.3.a, 6.3.4.B.b, 5.1.4, 5.1.13, 6.3.4.B.3.d, Dover Waiver of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 13, 2018

#70-18 **Petition to amend #535-91 to allow accessory apartment at 73 Perkins St**
LAUREL FARNSWORTH petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow an interior accessory apartment exceeding 1,000 sq. ft., on the third and fourth levels of the existing non-conforming 3.5 story house, further extending the non-conforming three-story structure, **amending** Special Permit #535-91 at 73 Perkins Street, Ward 3, West Newton, on land known as Section 32, Block 12, Lot 40, containing approximately 18,477 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 3.1.3, 7.8.2.C.2, 6.7.1.D.2 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for February 13, 2018

#71-18 **Petition to amend Special Permit #515-61 at 82-128 JFK Circle**
NEWTON HOUSING AUTHORITY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Board Order #515-61 to remove 26,366 sq. ft. of land from the existing 124,061 sq. ft. lot at 82-128 JFK Circle in order to develop 55 affordable elderly housing units, requiring a Comprehensive Permit and to extend non-conforming front setbacks at 82-128 John F Kennedy Circle, Ward 1, Newton, on land known as Section 12, Block 01, Lot 29 and Section 12, Block 01, Lot 32, containing approximately 124,061 sq. ft. of land in a district zoned MULTI RESIDENCE 2. Ref: 7.3.3, 7.4, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2015.

#72-18 **Class 2 Auto Dealer License**
PARAGON EXPORTS
40 Summit Street
Newton, MA. 02458

#73-18 **Petition for an Extension of Time to Exercise #430-16 at 15 South Gate Park**
ANTHONY DEPASQUALE request for an EXTENSION of TIME in which to EXERCISE Special Permit #430-16, granted on February 6, 2017 to change a non-conforming clubhouse use to a 3-unit multi-family dwelling, locate parking within a front setback and allow a two way entrance/exit drive less than 20' at 15 South Gate Park, Ward 3, West Newton, said EXTENSION will run from February 27, 2017 to February 27, 2018. Ref: 7.4.5.D, 7.3.3, 7.4, 3.4.1, 7.8.2.C.2, 5.1.8.A.1, 5.1.13, 5.1.8.D.1 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Referred to Zoning & Planning Committee

#74-18 **Mayor's appointment of Christopher Steele to the Planning & Development Board**
CHRISTOPHER STEELE, 702 Chestnut Street, Waban, appointed as a member of the PLANNING & DEVELOPMENT BOARD for a term to expire February 1, 2023. (60 days 03/17/18)

#75-18 **Discussion relative to the Zoning Redesign Event Series**
DIRECTOR OF PLANNING requesting discussion of topics, issues, and ideas from the Zoning Redesign Event Series, with Committee feedback leading to staff preparation of the draft policy content outline for the new Zoning Ordinance

#76-18 **Discussion relative to the draft policy content outline of Zoning Ordinance**
DIRECTOR OF PLANNING requesting review, discussion, and direction relative to the Zoning Redesign Project on a draft policy content outline of the new Zoning Ordinance.

#77-18

Zoning Amendments for Recreational Marijuana Establishments

DIRECTOR OF PLANNING requesting amendments to the City of Newton Zoning Ordinance, **Chapter 30**, to add a definition of recreational marijuana establishment and to create a temporary moratorium on the placement of recreational marijuana establishments in the City of Newton to allow the city adequate time to complete a planning process to consider in what districts and under what conditions recreational marijuana establishments will be allowed.

#78-18

Request to acquire Webster Woods

COUNCILORS BAKER, LAREDO, ALBRIGHT, COTE, LAPPIN, CROSSLEY, NORTON, DANBERG, KALIS, RICE, DOWNS. SCIBELLI GREENBERG, MARKIEWICZ, NOEL AND WALKER GROSSMAN AND FORMER COUNCILORS HESS-MAHAN, BLAZAR AND SANGIOLO requesting that, in order to preserve permanently the conservation and recreation values of the land, and to protect existing adjacent public open spaces, the City Council vote to acquire for the City of Newton either the undeveloped portion of the land at 300 Hammond Pond Parkway or a conservation restriction on such land including public access, or such land with such a restriction.

Referred to Programs & Services Committee

#79-18

Amendments to the plastic bag ordinance

COUNCILORS LEARY, NORTON, AUCHINCLOSS, BROUSAL GLASER, DANBERG, KALIS, MARKIEWICZ, proposing amendments to **Chapter 12, Section 71. Plastic Bag Reduction Ordinance** to add a 10 cent fee for paper bags provided at point of sale, eliminate the small business exemption for retail space under 3,500 square feet, and update the definition of "reusable bag".

Referred to Public Safety & Transportation Committee

#80-18

Discussion on the ability to test and implement self-driving vehicles in Newton

COUNCILOR ALBRIGHT, COTE AND DOWNS, requesting the Director of Transportation create the ability to test and implement self-driving vehicles in Newton by the following: The Transportation division is requested to lead the oversight of testing and implementation of autonomous vehicles in Newton by 1) publishing guidelines for testing autonomous vehicles in Newton which may limit, the time, place and manner of the testing giving greater latitude to potential partners as their performance justifies, 2) provide regular public reporting of autonomous vehicle testing, 3) create policy recommendations with respect to autonomous vehicle technology, business models, and effect on street regulation and design, if any, 4) create policies that ensure equitable access to opportunities for those least well served by existing transportation options, including seniors, youth and those with physical disabilities, 5) provide solutions to the "last mile" problems rampant in Newton by policy that support access by all to public

transportation, 6) support open data standards and API's that allow easier coordination of schedules, trip planning, and payment across public and private transportation services, 7) create policies that reinforce and prioritize walking, biking, and mass transit and lead to reduction of vehicle miles traveled.

- #81-18** **Discussion regarding preparedness for automated, electric and shared vehicles**
COUNCILOR ALBRIGHT, COTE AND DOWNS, requesting a discussion with the Director of Transportation regarding Newton's preparedness for automated vehicles, electric vehicles and shared vehicles to serve the needs of Newton's residents.

Referred to Finance Committee

- #82-18** **Acceptance of a grant from the MASS DEP for sustainable materials recovery**
HER HONOR THE MAYOR requesting authorization to accept and expend the Sustainable Materials Recovery Program Municipal Grant of seven thousand dollars awarded by the Massachusetts Department of Environmental Protection to be used to establish a new municipal swap-shop for household goods.

- #83-18** **Transfer of \$30,000 to purchase a new van for the IT Department**
HER HONOR THE MAYOR requesting authorization to transfer the sum of thirty thousand dollars (\$30,000) from the Information Technology Full-time Salaries Account to the Information Technology Automobiles/Light Trucks Account to enable the Information Technology Department to purchase a new van.

- #84-18** **Authorization to settle a claim for \$10,000**
HER HONOR THE MAYOR requesting authorization to settle a claim of ten thousand dollars (\$10,000) funded through the School Department budget as full and final settlement of a claim against the Newton Public Schools and the City of Newton.
Note: A motion for Executive Session may be entertained when this item is discussed in Committee.

The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committees:

Referred to Zoning & Planning and Finance Committees

- #85-18** HER HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from Free Cash for the purpose of developing an actionable plan for the Washington Street Corridor that addresses land use, economic development, transportation, fiscal impacts, and other issues that may arise, as well as a new zoning district(s).

The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committees:

Referred to Zoning & Planning and Finance Committees

#86-18 HER HONOR THE MAYOR requesting authorization of the addition of one full-time employee position in the Planning & Development Department to create a Director of Transportation Planning position.

Referred to Public Facilities and Finance Committees

#87-18 **Appropriate \$120,000 for design engineering services for West Newton Square**
HER HONOR THE MAYOR requesting authorization to appropriate and expend one hundred twenty thousand dollars (\$120,000) from Free Cash for the purpose of funding additional final design engineering services for the West Newton Square rehabilitation project.

Referred to Public Facilities and Finance Committees

#88-18 **Appropriate \$380,000 for design engineering services for Newtonville**
HER HONOR THE MAYOR requesting authorization to appropriate and expend three hundred eighty thousand dollars (\$380,000) from Free Cash for the purpose of funding expanded streetscape design and engineering services for Newtonville Village improvements, including Washington Street at Walnut Street, southerly on Walnut Street to Cabot Street, and Austin Street from Walnut Street to the 28 Austin Street development.

Referred to Public Facilities and Finance Committees

#89-18 **Transfer of \$2 million for snow and ice removal expenses**
HER HONOR THE MAYOR requesting authorization to transfer the sum of two million dollars (\$2,000,000) from the Budget Reserve – Snow and Ice Removal Account to the following accounts:

Rental - Vehicles	
(0140110-5273).....	\$1,400,000
Regular Overtime	
(0140110-513001).....	\$600,000