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City Council Docket

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April 18: Programs & Services, Public Safety, Public Facilities
April 23: Zoning & Planning; Finance
May 1: Land Use

Continued
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Tuesday, April 17, 2018
7:45 PM, Newton City Hall
To be reported on
Monday, May 7, 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 May 1, 2018

#209-18 Special Permit Petition to exceed FAR at 138 Arnold Road
LOUS FRANCHI/JAMS REALTY LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to EXCEED FAR by allowing additional attic space above an attached garage, creating an FAR of .35 where .33 is allowed at 138 Arnold Road, Ward 8, Newton Centre, on land known as Section 81, Block 01, Lot 03, containing approximately 15,250 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.3, 3.1.9 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for May 1, 2018

#210-18 Special Permit Petition to amend Special Permit Board Order #129-16 at 23 Howe Rd
MARIA SANTOS petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Board Order #129-16 to amend the site plan approved in 2016 to allow for the removal of dormers, redistribution of living space and enclosing a portion of a patio, resulting in a reduced FAR of .59 where .62 was approved and .44 is allowed at 23 Howe Road, Ward 8, Newton Centre, on land known as Section 81, Block 11A, Lot 37, containing approximately 6,591 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for May 1, 2018

#211-18 Special Permit Petition to further increase nonconforming FAR at 48 Cotton Street
ROBERTA AND PHILIP LEVY petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a mudroom and half bath, connecting an attached garage, as well as a basement addition for improved exterior access, extending the existing nonconforming

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.*

FAR to .48 where .39 is allowed and .45 exists 48 Cotton Street, Ward 7, Newton, on land known as Section 73, block 22, Lot 02, containing approximately 9,153 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.9, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for May 1, 2018

#212-18 Petition to amend Board Orders #91-15 and #182-09(2) at 180 Needham Street

C P NEEDHAM STREET LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Board Orders #91-15 and #182-09(2) to allow a for-profit learning center in the second-floor office space at 180 Needham Street, Ward 8, Newton Upper Falls, on land known as Section 83, Block 28, Lot 01, containing approximately 8,960 sq. ft. of land in a district zoned MULTI USE 1. Ref: 7.3, 7.4, 4.4.1, 6.3.14 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be Assigned for May 8, 2018

#213-18 Special Permit Petition to extend nonconforming front setback at 140 Windermere Rd

JOHN AND DANIEL ARONE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to FURTHER EXTEND NONCONFORMING SETBACK by constructing a second-floor deck above the existing sunporch, extending the existing nonconforming setback vertically at 140 Windermere Road, Ward 4, Auburndale, on land known as Section 43, Block 08, Lot 19, containing approximately 12,445 sq. ft. of land in a district zoned SNIGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be Assigned for May 8, 2018

#214-18 Special Permit Petition to exceed FAR and lot coverage at 458 Woodward Street

STEFFI AND ERIC KARP petition for SPECIAL PERMIT/SITE PLAN APPROVAL to relocate stairs and enclose an existing porch, further increasing the existing nonconforming lot coverage and nonconforming FAR to .63 where .59 exists and .44 is allowed at 458 Woodward Street, Ward 5, Waban, on land known as Section 53, Block 26, Lot 16, containing approximately 6,276 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be Assigned for May 8, 2018

#215-18 Special Permit Petition to allow a rear-lot subdivision at 156 Otis Street

156 OTIS STREET LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a rear lot subdivision to create two lots, raze the existing single-family dwelling and construct single-family dwellings on each lot at 156 Otis Street, Ward 2, West Newton, on land known as Section 24, Block 13, Lot 14A, containing approximately 43,700 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.5, 3.1.10 and 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

Public Hearing to be assigned for May 15, 2018

#216-18 **Special Permit Petition to amend Council Order#96-17 for Washington Place**
MARK NEWTONVILLE, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Council Order #96-17 to allow for a substitution of the previously approved plans for the 140-unit development option with plans for a revised 140-unit development option, which results in a hybrid between the originally approved 140-unit development option and the 160-unit development option by adding a fifth floor to the middle building fronting on Washington Street, and reducing massing at the rear of the east building along Walnut Street. The additional massing along Washington Street reflects what was already approved for the 160-unit scheme. The proposed amendment results in an overall increase of 1,970 sq. ft. to the 140-unit plan to accommodate the new layout but there is a total reduction of 14,575 sq. ft. compared with the approved 160-unit development option. The proposed amendment adds 170 sq. ft. of commercial square footage and relocates two at-grade parking stalls to the underground parking garage. In addition, the petitioner is requesting an amendment to Condition 24(i) to make the provision of a final Inclusionary Housing Plan and Affirmative Fair Marketing and Resident Selection Plan a condition precedent to the issuance of a temporary certificate of occupancy instead of a building permit at 22 Washington Terrace, 16-18 Washington Terrace, 10-12 Washington Terrace, 6-8 Washington Terrace, 875 Washington Street, 869 Washington Street, 867 Washington Street, 861-865 Washington Street, 857-859 Washington Street, 845-855 Washington Street, 245-261 Walnut Street, 241 Walnut Street, 22 Bailey Place, 14-18 Bailey Place, an unnumbered lot on Bailey Place, and the private way known as Bailey Place, also identified as Section 21, Block 29, Lots 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 19A, 20, 21, 22, and 23, containing approximately 123,956 sq. ft of land in a district zoned BU1, BU2, Public Use (Board Order #95-17 approved for MU4 upon exercise of #96-17) Ref.: Sections 7.3, 7.4 of Chapter 30 of the City of Newton Revised Zoning Ordinances, 2015.

Public Hearing to be assigned for May 15, 2018

#217-18 **Petition to amend Order #275-14 to allow for-a learning center at 320 Needham St**
FUSION EDUCATION INC./320 NEEDHAM DE, LLC. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Board Order #275-14 to allow a for-profit learning center in the existing office space, at 230 Needham Street, Ward 8, Newton Upper Falls, on land known as Section 83, Block 31, Lot 26, containing approximately 97,600 sq. ft. of land in a district zoned MULTI USE 1. Ref: 7.3, 7.4, 4.4.1, 6.3.14, 5.1.13 of the City of Newton Rev Zoning Ord, 2015.

Other Communications

#218-18 **Environmental Notification Form Charles River Country Club**
EcoTec INC submitting a copy of the Environmental Notification Form for proposed pond maintenance dredging and related tasks at the Charles River Country Club in Newton.

- #219-18 Reappointment of Ouida Young as acting City Solicitor**
HER HONOR THE MAYOR re-appointing Ouida C.M. Young as acting City Solicitor effective April 3, 2018 until a permanent replacement is hired or until July 2, 2018 when the temporary appointment may be extended with City Council approval, pursuant to section 3-6 of the City Charter.

Referred to Zoning & Planning Committee

- #220-18 Progress reports on Washington Street Visioning Project**
DIRECTOR OF PLANNING providing progress reports on the Washington Street Visioning Project.

Referred to Programs & Services Committee

- #221-18 Appointment of Leland Fisher to Jackson Homestead**
HER HONOR THE MAYOR appointing LELAND P. FISHER, 954 Chestnut Street, Newton Upper Falls, as a Trustee of the JACKSON HOMESTEAD for a term to expire April 30, 2021. (60 days: 6/16/18)

- #222-18 Re-Appointment of Aric Parnes to the Biosafety Committee**
PRESIDENT LAREDO re-appointing ARIC PARNES, 43 Beverly Road, Newton Highlands, as a member of the BIOSAFETY COMMITTEE for a term to expire April 1, 2021. (60 days: 6/16/18)

- #223-18 Discussion with Health Department relative to opioid epidemic**
COUNCILOR ALBRIGHT requesting a review and discussion of the opioid epidemic with the Commissioner of Health and Human Services, including information on the City's response, programs and the impact of those efforts.

Referred to Public Safety & Transportation Committee

- #224-18 128 Business Council Bus License Amendment**
128 BUSINESS COUNCIL, requesting an amendment to Council Order #185-16 of the Needham Shuttle Bus License.

- #225-18 Discussion on crash trends in the city**
COUNCILORS DOWN, CICCONE, COTE, DANBERG AND NOEL, requesting updates from the Chief of Police or his designee on crash trends in the city.

Referred to Public Facilities Committee

Public hearing to be assigned for April 18, 2018

- #226-18 National Grid petition for grant of location in Karen Road**
NATIONAL GRID petition for a grant of location to install 220'+/- of 4" main in Karen Road from existing gas main at #40 Karen Road trenching in a southerly direction to houses #50 and #60 for new gas service. (Ward 5)

Public Hearing to be assigned for April 18, 2018

- #227-18 National Grid Petition for a Grant of Location in Brookside Avenue**
NATIONAL GRID petition for a grant of location to install and maintain approximately 40'± of 8" gas main in Brookside Avenue from the existing 12" gas main at #85 Brookside Avenue in a southwesterly direction to a proposed regulator station thence turning in a southeasterly direction to the existing 12" gas main approximately 300'± at the intersection of Brookside Avenue/Washington Street. (Ward 3)
- #228-18 Mayor's appointment of Robin Maltz to the Solid Waste Commission**
ROBIN MALTZ, 20 Chatham Road, Newton Highlands, appointed as a member of the SOLID WASTE COMMISSION for a term to expire May 31, 2021. (60 days: 6/16/18)
- #229-18 Mayor's appointment of Claudine Ellyin to the Solid Waste Commission**
CLAUDINE ELLYIN, 35 Cloverdale Road, Newton Highlands, appointed as a member of the SOLID WASTE COMMISSION for a term to expire May 31, 2021. (60 days: 6/16/18)
- #230-18 Mayor's reappointment of Kenneth White to the Designer Selection Committee**
KENNETH WHITE, 30 Murray Road, West Newton, reappointed as a member of the DESIGNER SELECTION COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)
- #231-18 Mayor's reappointment of James Powers to the Designer Selection Committee**
JAMES POWERS, 11 Star Road, West Newton, reappointed as a member of the DESIGNER SELECTION COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)
- #232-18 Mayor's reappointment of Benjamin Tucker to the Designer Selection Committee**
BENJAMIN TUCKER, 12 Nathan Road, Newton Centre, reappointed as a member of the DESIGNER SELECTION COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)
- #233-18 Mayor's reappointment of Marc Resnick to the Design Review Committee**
MARC RESNICK, 1925 Commonwealth Avenue, Auburndale, reappointed as a member of the DESIGN REVIEW COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)

#234-18 **Mayor's reappointment of Jonathan Kantar to the Design Review Committee**
JONATHAN KANTAR, 672 Chestnut Street, Waban, reappointed as a member of the DESIGN REVIEW COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)

#235-18 **Mayor's appointment of Amy MacKrell to the Design Review Committee**
AMY MACKRELL, 12 Dexter Road, Newtonville, appointed as a member of the DESIGN REVIEW COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)

#236-18 **Mayor's appointment of Stephanie K. Gilman to the Design Review Committee**
STEPHANIE K. GILMAN, 16 Lewis Street, Newton, appointed as a member of the DESIGN REVIEW COMMITTEE for a term to expire December 31, 2021. (60 days: 6/16/18)

Referred to Finance Committee

#237-18 **Reappointment of James Mnookin to the Investment Advisory Committee**
PRESIDENT LAREDO re-appointing JAMES P. MNOOKIN, 40 Woodchester Drive, Chestnut Hill as a member of the INVESTMENT ADVISORY COMMITTEE for a term of office to expire April 1, 2020.

#238-18 **Appointment of Councilor Markwiewicz to the Twombly House Fund**
PRESIDENT LAREDO appointing Councilor Christopher Markwiewicz, 382 Wolcott Street, Auburndale as a Trustee of the TWOMBLY HOUSE D TRUST FUND for a term of office to expire December 31, 2019.

#239-18 **Discussion with CIO and Administration relative to online/phone-based staff directory**
COUNCILOR ALBRIGHT requesting a discussion with the Chief Information Officer and members of the administration to discuss the creation of an online or phone-based staff directory, so that citizens can be directly connected to city staff. As examples in advance of this discussion, please refer to Somerville, Watertown, Lexington, and Brookline, which all have online or phone-based directories. This would take the pressure off the 796-1000 line so that fewer people will be on hold waiting for a free operator and in fact may free up staff who handle phone calls for other work.

#240-18 **Transfer of \$30,000 to develop a Climate Action Plan**
HER HONOR THE MAYOR requesting authorization to transfer the sum of thirty thousand dollars (\$30,000) from the Executive Office Full-time Salaries Account to the Executive Office Consultants Account for the purpose of developing a Climate Action Plan.

#241-18 **Appropriate \$350,000 from Free Cash to the Rainy Day Stabilization Fund**
HER HONOR THE MAYOR requesting authorization to appropriate and expend three hundred fifty thousand dollars(\$350,000) from Free Cash to the Rainy Day Stabilization Fund. This appropriation when combined with interest earned throughout FY 2018 and \$150,000 appropriated in the FY 2019 Mayor’s proposed budget will allow the City to begin FY 2019 with a full 5% of the operating budget set aside in reserve.

#242-18 **Rescind Order #178-17A and transfer \$75,000 to the Library Consultants Account**
HER HONOR THE MAYOR requesting rescission of Council Order #178-17A authorizing a bond issuance in the amount of seventy-five thousand dollars (\$75,000) for the purpose of funding library renovations and authorization of the transfer of the sum of seventy five thousand dollars (\$75,000) from the Main Library Full-time Salaries Account to the Library Consultants Account as the new funding source for this initiative.

Referred to Public Safety & Transportation and Finance Committees

#243-18 **Appropriate \$1,210,000 to purchase new portable radios for Police and Fire**
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of one million two hundred ten thousand dollars (\$1,210,000) from Free Cash for the purpose of funding the purchase of new portable radios for the Police and Fire Departments.

Referred to Public Safety & Transportation and Finance Committees

#244-18 **Appropriate \$600,000 for Fire Department overtime**
HER HONOR THE MAYOR requesting authorization to appropriate and expend six hundred thousand dollars (\$600,000) from Free Cash to the Fire Department Overtime Account.

Referred to Public Facilities and Finance Committees

#245-18 **Appropriate \$500,000 for the Oak and Christina Intersection Project**
HER HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from Free Cash for the Oak and Christina Streets Intersection Project.

Referred to Public Facilities and Finance Committees

#246-18 **Appropriate \$175,000 for pedestrian and sidewalk improvements in Newton Corner**
HER HONOR THE MAYOR requesting authorization to appropriate and expend one hundred seventy-five thousand dollars (\$175,000) from Free Cash to a project account dedicated to additional sidewalk and pedestrian improvements in Newton Corner including landscaping and a new bus shelter.

Referred to Public Facilities and Finance Committees

#247-18 **Transfer \$650,000 from Capital Stabilization to replace the Lincoln Elliot HVAC System**
HER HONOR THE MAYOR requesting authorization to transfer the sum of six hundred fifty thousand dollars (\$650,000) from the Capital Stabilization fund to the Public buildings Department for the purpose of funding the Lincoln Elliot HVAC System and other weatherization improvements.

Referred to Public Facilities and Finance Committees

#248-18 **Appropriate and transfer funds for DPW electricity, vehicle, and repair expenses**
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of two hundred thousand dollars (\$200,000) from Free Cash and authorization to transfer the sum of two hundred thousand dollars (\$200,000) from DPW Admin Full-time Salaries Account to the following accounts:

DPW Admin Electricity	\$215,000
DPW Vehicle Maintenance	\$50,000
DPW Transportation	\$135,000

Public Hearing to be assigned for May 7, 2018:

Referred to Public Facilities and Finance Committees

#249-18 **Proposed Water, Sewer and Stormwater Rates**
HER HONOR THE MAYOR submitting recommended FY2019 Water/Sewer/Storm Water Rates for implementation on July 1, 2018, as follows:

FY 2019 Tiers & Rates for Water and Sewer

<u>HCF Per Quarter</u>	<u>Water Rate Per HCF</u>	<u>Sewer Rate Per HCF</u>
0-10	\$6.60	\$10.55
11-25	\$7.60	\$12.30
26-60	\$8.74	\$13.20
>60	\$10.90	\$15.20
Irrigation	\$12.00	

FY 2019 Storm Water Fees

1-4 family dwellings	\$75.00
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All other properties:

<u>Square feet of impervious surface area</u>	<u>Annual rate</u>
0 – 4,999	\$250.00
5,000 – 7,499	\$500.00
7,500 – 9,999	\$750.00
10,000 – 14,999	\$1,000.00
15,000 – 24,999	\$1,250.00
25,000 – 49,999	\$1,500.00

50,000 – 74,999	\$1,750.00
75,000 – 99,999	\$2,000.00
100,000 – 199,999	\$2,500.00
200,000 – 299,999	\$3,000.00
300,000 – 399,999	\$3,500.00
400,000 – 499,999	\$4,000.00
500,000 and greater	\$5,000.00

Referred To Finance and Appropriate Committees

#250-18

Submittal of the FY 201 Municipal/School Operating Budget

HER HONOR THE MAYOR submitting in accordance with Section 5-1 of the City of Newton Charter the FY19 Municipal/School Operating Budget totaling \$412,513,389 passage of which shall be concurrent with the FY19-FY23 Capital Improvement Program (#63-18).

EFFECTIVE DATE OF SUBMISSION 04/17/18; LAST DATE TO PASS THE BUDGET 06/01/18

Public Hearing to be assigned for May 7, 2018:

Referred to Finance and Appropriate Committees

#63-18

Submittal of the FY 2019 to FY 2023 Capital Improvement Plan

HIS HONOR THE MAYOR submitting the Fiscal Years 2019 to 2023 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter. (Submitted 10/16/17)

Public Hearing to be assigned for May 7 2018:

Referred To Finance and Appropriate Committees

#251-18

Submittal of the FY 2019 – FY 2023 Supplemental Capital Improvement Plan

HER HONOR THE MAYOR submitting the FY 2019 – FY 2023 Supplemental Capital Improvement Plan.