



POSTED
City Clerk

City Council Reports Docket

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By City Clerk at 3:52 pm, Sep 13, 2018

Sept 6: Programs & Services, Public Safety, Public Facilities
Sept 12: Zoning & Planning, Finance

Wednesday, September 5, 2018
Continued
Page 223
7:45 PM, Newton City Hall
To be reported on
Monday, September 17, 2018

City of Newton In City Council Items to be Acted Upon

Unfinished Council Business

Item postponed on September 5, 2018:

#289-18

Special Permit Petition to amend Board Order #167-14 for Garden Remedies

GARDEN REMEDIES, INC/697 WASHINGTON STREET REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to amend Board Order #167-14 to allow the retail sale of recreational marijuana and medical marijuana, to delete Condition #3 relative to customer appointments, to amend Condition #4 to allow up to 12 employees at one time, to amend Condition #5 to modify the hours of operation, to expand the premises to include additional space, to allow waivers to perimeter screening requirements, to allow waivers to interior landscaping requirements, to allow waivers for parking facility requirements for; parking in the front setback, waivers to interior landscaping, waivers for interior planting area requirements, waivers to requirements for tree planting, waivers to requirements for bumper overhang area landscaping, waivers to requirements for 1-foot candle lighting, waivers for retaining walls over 4' in height and a waiver for 5 parking stalls to the extent necessary in Ward 2, Newton at 697 Washington Street (Section 23 Block 19 Lot 01B), 691 Washington Street (Section 23 Block 19 Lot 01A), 681 Washington Street (Section 23 Block 19 Lot 01) and 2 Court Street (Section 23 Block 19 Lot 23), containing approximately 16,669 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: 7.3.3, 7.4, 5.1.8.A.1, 5.1.13, 5.1.9.A, 5.1.9.B, 5.1.9.B.1, 5.1.9.B.2, 5.1.9.B.3, 5.1.9.B.4, 5.1.10.A.1, 5.4.2.B of the City of Newton Rev Zoning Ord, 2015.

Land Use Approved 3-1-3 (Auchincloss Opposed, Kelley, Laredo, Markiewicz abstaining, Lipof Recused) on 08/07/18; Public Hearing Closed June 26

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.

Referred to Zoning & Planning Committee

Wednesday, September 12, 2018

Present: Councilor Albright (Chair), Leary, Brousal-Glaser, Krintzman, Downs, Baker and Kalis; absent: Danberg; also present: Councilors Crossley and Greenberg

- #437-18** **Appointment of Lakshmi Kadambi to the Commission on Disability**
HER HONOR THE MAYOR appointing LAKSHMI KADAMBI, 55 Staniford Street, Auburndale as a member of the COMMISSION ON DISABILITY for a term to expire September 30, 2021. (60 days: 10/12/18)
Zoning & Planning Approved 4-0 (Brousal-Glaser, Baker, Kalis not voting)
- #434-18** **Re-appointment of Lucille Chansky to the Commission on Disability**
HER HONOR THE MAYOR re-appointing LUCILLE CHANSKY, 259 Jackson Street, Newton Centre as a member of the COMMISSION ON DISABILITY for a term to expire July 31, 2021. (60 days: 10/12/18)
Zoning & Planning Approved 4-0 (Brousal-Glaser, Baker, Kalis not voting)
- #435-18** **Re-appointment of Rosemary Larking to the Commission on Disability**
HER HONOR THE MAYOR re-appointing ROSEMARY LARKING, 1600 Washington Street, Apartment 117, West Newton as a member of the COMMISSION ON DISABILITY for a term to expire July 31, 2021. (60 days: 10/12/18)
Zoning & Planning Approved 4-0 (Brousal-Glaser, Baker, Kalis not voting)
- #436-18** **Re-appointment of Barbara Lischinsky to the Commission on Disability**
HER HONOR THE MAYOR re-appointing BARBARA LISCHINSKY, 1942 Washington Street, #142, Auburndale, as a member of the COMMISSION ON DISABILITY for a term to expire July 31, 2021. (60 days: 10/12/18)
Zoning & Planning Approved 4-0 (Brousal-Glaser, Baker, Kalis not voting)
- #433-18** **Discussion regarding landmark preservation**
COUNCILOR ALBRIGHT requesting a discussion regarding landmark preservation that includes definitions, eligibility for designation, process for designation and determination, implications once a site is landmarked, and the process for making alterations to a landmarked site.
Zoning & Planning Held 7-0
- #220-18** **Discussion relative to the Washington Street Corridor Action Plan**
DIRECTOR OF PLANNING requesting monthly progress discussions on the Washington Street Corridor action plan.
Zoning & Planning Held 7-0

Public Hearing assigned for September 24:

- #408-18 Discussion and adoption of Economic Development Strategy Plan**
DIRECTOR OF PLANNING requesting discussion and adoption of the Economic Development Strategy Plan as an amendment to the 2007 Newton Comprehensive Plan.
Zoning & Planning Held 7-0
- #187-18 Zoning Amendment for Inclusionary Zoning**
DIRECTOR OF PLANNING requesting amendments to the Inclusionary Housing provisions of Chapter 30, Newton Zoning Ordinance, to increase the required percentage of affordable units; to require that some affordable units be designated for middle income households; to create a new formula for calculating payments in lieu of affordable units; and to clarify and improve the ordinance with other changes as necessary.
Zoning & Planning Held 7-0

Referred to Programs & Services Committee

Thursday, September 6, 2018

Present: Councilor Rice (Chair), Albright, Greenberg, Baker, Brousal-Glaser, Kalis, Schwartz and Krintzman; also present: Councilors Laredo, Cote and Markiewicz

- #439-18 Appointment of Alice Kelly to the Biosafety Committee**
PRESIDENT LAREDO appointing ALICE KELLY, 98 Fairway Drive, West Newton as a member of the BIOSAFETY COMMITTEE for a term to expire July 31, 2021.
Programs & Services Held 7-0 (Councilor Krintzman not voting)

Referred to Public Safety & Transportation Committee

Thursday, September 6, 2018

Present: Councilors Auchincloss (Acting Chair), Cote, Lipof, Downs, Grossman, Markiewicz and Noel; absent: Councilor Ciccone (Chair)

- #444-18 Requesting seven (7) new bus licenses for "MASCO"**
PAUL REVERE TRANSPORTATION LLC., requesting **seven (7) new bus licenses** for Medical Academic and Scientific Community Organization, Inc., ("MASCO").
Public Safety & Transportation Approved 6-0 (Cote not voting)
- #443-18 Appeal of Traffic Council Decision on Manitoba Road**
CHRISTOPHER GREENWALD, 14 Manitoba Road, Waban appealing the approval of Traffic Council petition TC23-18 on June 14, 2018 prohibiting a right turn on red at Manitoba Road, northbound at Beacon Street between the hours of 8:00 a.m. to 9:00 a.m., 12:00 p.m. to 1:00 p.m., 2:30 p.m. to 3:30 p.m., school days.
Public Safety & Transportation Approved as Amended 7-0

- #442-18** **Appeal of Traffic Council Decision on Waltham Street**
DONNA LUCENTE, 85 Waltham Street, West Newton appealing the approval of Traffic Council Petition #TC33-18 on June 14, 2018 for a parking restriction along sections of Waltham Street (Crafts Street to the Waltham City Line).
Public Safety & Transportation Denied 7-0

Referred to Public Facilities Committee

Thursday, September 6, 2018

Present: Councilors Crossley (Chair), Leary, Danberg, Laredo, Lappin; absent: Councilors Norton, Kelley, Gentile

- #449-18** **Verizon petition for a grant of location for conduit in Moulton Street**
VERIZON NEW ENGLAND, INC. petitioning for a grant of location to install 225' ± 2" conduit in Moulton Street from existing Handhole #HH3 located on the easterly side of Moulton Street northerly to existing Handhole #HH4 located on private property on the northerly side of Moulton Street.
Public Facilities Held 5-0

- #447-18** **Appointment of Carol Schein to the Design Review Committee**
PRESIDENT LAREDO appointing CAROL SCHEIN, 82 Garland Road, Newton Centre, to the DESIGN REVIEW COMMITTEE for a term to expire December 31, 2019.
Public Facilities Approved 5-0

- #448-18** **Appointment of Tamar Warburg to the Designer Selection Committee**
PRESIDENT LAREDO appointing TAMAR WARBURG, 102 Herrick Road, Newton Centre, to the DESIGNER SELECTION COMMITTEE for a term to expire December 31, 2019.
Public Facilities Held 5-0

Referred to Public Facilities and Finance Committees

- #473-18** **Appropriation and grant acceptance for energy efficiency projects**
HER HONOR THE MAYOR requesting authorization to appropriate sixty-one thousand four hundred twenty-three dollars (\$61,423) from the Energy Stabilization Fund and authorize the acceptance and expenditure of one hundred thirty-eight thousand five hundred twenty-one dollars (\$138,521) in matching rebate funds from Eversource for the purpose of upgrading LED lighting and controls at Newton South High School and Bowen Elementary School.
Finance Approved as Amended 6-0 appropriate \$50,463/accept \$149,481 on 09/12/18
Public Facilities Approved as Amended 5-0 @ \$50,463 appropriation/\$149,481 acceptance

Referred to Public Facilities and Finance Committees

#457-18

Appropriate \$232,000 for a new street sweeper

HER HONOR THE MAYOR requesting authorization to appropriate two hundred thirty-two thousand dollars (\$232,000) from bonded indebtedness to fund the purchase of a new 2018 Elgin Pelican Street Sweeper.

Finance Approved 6-0 on 09/12/18

Public Facilities Approved 5-0

Referred to Public Facilities and Finance Committees

#458-18

Appropriate \$149,000 for a new backhoe

HER HONOR THE MAYOR requesting authorization to appropriate one hundred forty-nine thousand dollars (\$149,000) from bonded indebtedness to fund the purchase of a new 590S Backhoe for the Public Works Department.

Finance Approved 6-0 on 09/12/18

Public Facilities Approved 5-0

Referred to Public Facilities and Finance Committees

#456-18

Authorization for the MWRA grant/loan program

HER HONOR THE MAYOR requesting authorization to accept and expend a grant of three million four hundred thirty-five thousand dollars (\$3,435,000) from the Massachusetts Water Resources Authority (MWRA) and authorization to borrow one million one hundred forty-five thousand dollars (1,145,000) as part of the MWRA interest free loan/grant program for the purpose of funding sewer improvements.

Finance Approved

Finance Approved 6-0 on 09/12/18

Public Facilities Approved 5-0

Referred to Public Facilities and Finance Committees

#459-18

Appropriate \$2,200,000 for I/I Improvements in Project Area 6

HER HONOR THE MAYOR requesting authorization to appropriate two million two hundred thousand dollars (\$2,200,000) from bonded indebtedness to fund the construction of the Sewer System Inflow and Infiltration Capital Improvement Program Project Number 6 located in the areas of Newton Centre, Newtonville, Nonantum, and Chestnut Hill.

Finance Approved 6-0 on 09/12/18

Public Facilities Approved 5-0

Referred to Public Facilities and Finance Committees

#474-18

Appropriation and authorization to purchase a DPW front end loader

HER HONOR THE MAYOR requesting authorization to appropriate two hundred and fifty thousand six hundred and forty dollars (\$250,640) and authorize a general obligation

borrowing of an equal amount for the purpose of funding the purchase of a new front-end loader for the Public Works Department – Highway Division.

Finance Approved as Amended 6-0 @ \$258,140 on 09/12/18

Public Facilities Approved 5-0

Referred to Public Facilities and Finance Committees

#475-18

Appropriation and expenditure for Hammond Brook Culvert Replacement Project

HER HONOR THE MAYOR requesting authorization to appropriate and expend two hundred and three thousand nine hundred and seventy-five dollars (\$203,975) from the Municipal Federal Grant Fund 18, authorize the appropriation of three hundred thousand dollars (\$300,000) and authorize a general obligation borrowing of an equal amount for the purpose of funding the Hammond Brook Culvert Replacement Project.

Finance Approved 6-0 on 09/12/18

Public Facilities Approved 5-0

Referred to Finance Committee

Wednesday, September 12, 2018

Present: Councilors Gentile (Chair), Norton, Cote, Rice, Grossman and Lappin; absent: Councilors Ciccone and Noel; also present: Councilor Crossley

#451-18

Transfer of \$33,750 from Youth Services Grants to Youth Services Stipends

HER HONOR THE MAYOR requesting authorization to transfer the sum of thirty-three thousand seven hundred fifty dollars (\$33,750) from the Youth Services Grants Account to Youth Services Stipends Account for the purpose of reflecting the stipends in the City's payroll system.

Finance Approved 5-0 (Norton not voting)

#460-18

Acceptance of a grant from the Executive Office for Energy and Environmental Affairs

HER HONOR THE MAYOR requesting authorization to accept and expend the State Executive Office for Energy and Environmental Affairs Grant in the amount of forty-eight thousand dollars (\$48,000) for the purpose of climate resiliency and action planning services to be provided by the Metropolitan Area Planning Council.

Finance Approved 6-0 Subject to Second Call

#453-18

Acceptance of a grant from the Department of Energy Resources

HER HONOR THE MAYOR requesting authorization to accept and expend the Green Communities Competitive Grant in the amount of two hundred forty-eight thousand seven hundred thirty-four dollars (\$248,734) awarded by the Department of Energy Resources Green Communities Division for a number of energy related projects.

Finance Approved 6-0

#452-18 **Acceptance of a grant from the Department of Environmental Protection**
HER HONOR THE MAYOR requesting authorization to accept and expend the MassDEP Recycling IQ Grant in the amount of forty thousand dollars (\$40,000) awarded by the Massachusetts Department of Environmental Protection to be used to address recycling contamination.
Finance Approved 5-1 (Gentile opposed)

Referred to Public Facilities and Finance Committees

#473-18 **Appropriation and grant acceptance for energy efficiency projects**
HER HONOR THE MAYOR requesting authorization to appropriate sixty-one thousand four hundred twenty-three dollars (\$61,423) from the Energy Stabilization Fund and authorize the acceptance and expenditure of one hundred thirty-eight thousand five hundred twenty-one dollars (\$138,521) in matching rebate funds from Eversource for the purpose of upgrading LED lighting and controls at Newton South High School and Bowen Elementary School.
Public Facilities Approved as Amended 5-0 @ \$50,463 and \$149,481 on 09/06/18
Finance Approved as Amended 6-0 @ \$50,463 appropriation/\$149,481 acceptance

Referred to Public Facilities and Finance Committees

#60-18 **Review of filing fee for grant of location petitions**
COUNCILORS CROSSLEY, ALBRIGHT AND LAPPIN requesting a review of proposed amendment to City Code Sec. 17-3(19), governing filing fee(s) for grant of location petitions for placement of wireless communications facilities and poles constructed primarily for wireless communications purposes.
Public Facilities Approved 6-0 on 02/21/18
Finance Approved as Amended 6-0 @ \$750 per location

Referred to Public Facilities and Finance Committees

#456-18 **Authorization for the MWRA grant/loan program**
HER HONOR THE MAYOR requesting authorization to accept and expend a grant of three million four hundred thirty-five thousand dollars (\$3,435,000) from the Massachusetts Water Resources Authority (MWRA) and authorization to borrow one million one hundred forty-five thousand dollars (1,145,000) as part of the MWRA interest free loan/grant program for the purpose of funding sewer improvements.
Public Facilities Approved 5-0 on 09/06/18
Finance Approved 6-0

Referred to Public Facilities and Finance Committees

#457-18 **Appropriate \$232,000 for a new street sweeper**
HER HONOR THE MAYOR requesting authorization to appropriate two hundred thirty-two thousand dollars (\$232,000) from bonded indebtedness to fund the purchase of a new 2018 Elgin Pelican Street Sweeper.
Public Facilities Approved 5-0 on 09/06/18
Finance Approved 6-0

Referred to Public Facilities and Finance Committees

#458-18

Appropriate \$149,000 for a new backhoe

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Public Facilities Approved 5-0 on 09/06/18

Finance Approved 6-0

Referred to Public Facilities and Finance Committees

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Finance Approved 6-0

Referred to Public Facilities and Finance Committees

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Appropriation and authorization to purchase a DPW front end loader

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Public Facilities Approved 5-0 on 09/06/18

Finance Approved as Amended 6-0 @ \$258,140

Referred to Public Facilities and Finance Committees

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Public Facilities Approved 5-0 on 09/06/18

Finance Approved 6-0