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City Clerk

Special Docket
Monday, September 24, 2018
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Honorable City Council
Newton City Hall
1000 Commonwealth Avenue
Newton, Massachusetts 02459

Councilors:

In accordance with Section 2-6(c) of the Newton City Charter, I hereby call for a SPECIAL MEETING of the City Council to convene on MONDAY, September 24, 2018 at 7:00 PM to deliberate and vote on the following matters and any other matter that may come before it:

Reports Docket

Referred to Land Use Committee

#495-18

Extension of Time for #289-18 – Garden Remedies

AGREEMENT TO AN EXTENSION OF TIME in which to ACT on petition #289-18 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, said extension will run from SEPTEMBER 24 to OCTOBER 19, 2018.

Land Use Approved 5-0

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.

Referred to Land Use Committee

#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

Item Chartered by Councilor Schwartz on August 13, 2018

Motion to amend to add the following new condition was approved by Voice Vote:

Add a new Condition #21 and renumber the current Conditions ### 21, 22, and 23 as ### 22, 23, and 24 respectively:

21. In the event that a ballot question prohibiting all recreational marijuana retail establishments from operating in the City of Newton is passed by the voters at the November 6, 2018 special municipal election and the Newton City Council subsequently adopts a general ordinance prohibiting all recreational marijuana retail establishments from operating in the City of Newton, the provisions in this special permit that would authorize the co-location of a recreational marijuana retail establishment at this site and regulate such operation shall be null and void. The provisions in this special permit that apply to the operation of the RMD shall remain in force.

Motion to postpone to September 17, 2018 was Approved by Voice Vote on 09/05/18

Motion to postpone to September 24, 2018 was Approved by Voice Vote on 09/17/18

Very truly yours,
Marc Laredo