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City Clerk

## City Council Docket

**RECEIVED**  
By City Clerk at 3:25 pm, Nov 15, 2018

Nov 26: Zoning & Planning; Finance  
Nov 27: Land Use  
Nov 28: Public Facilities

Continued

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**Monday, November 19, 2018**

7:45 PM, Newton City Hall

To be reported on

Monday, December 3, 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 December 4, 2018***

**#564-18**

**Petition to allow nine-unit multi-family dwelling at 39 Herrick Road**

STUART ROTHMAN/HERRICK ROAD REALTY TRUST petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a 36' three-story nine-unit multi-family dwelling with accessory parking for nine cars, to allow multi-family residential use on the ground level in a BU1 district, to allow a reduction to one parking stall per unit, to allow off-site parking facilities, to allow parking in the side setback, to allow a reduced minimum aisle width, to locate end space with reduced maneuvering aisle, to waiver perimeter screening requirements and to waive lighting and surfacing requirements at 39 Herrick Road, Ward 6, on land known as Section 61 Block 36 Lot 7, containing approximately 12,979 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec. 7.3.3, 7.4, 4.4.1, 4.1.2.B.3, 5.1.4, 5.1.13, 5.1.6.A, 5.1.6.B, 5.1.8.A, 5.1.8.B.6, 5.1.8.C.2, 5.1.9.A, 5.1.10 of the City of Newton Rev Zoning Ord, 2017.

***Public hearing to be assigned for December 4, 2018***

**#565-18**

**Special Permit Petition to amend Council Order #217-16 at 50-52 Rowe Street**

NEW NEWTON, LLC./DANIEL SZETO petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Council Order #217-16 to construct a detached carport for the existing single-family dwelling at 50-52 Rowe Street, Ward 4, Auburndale, on land known as Section 44 Block 23 Lot 06, containing approximately 19,321 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3.3, 7.4, 3.4 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

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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](mailto:jfairley@newtonma.gov), or 617-796-1253. For Telecommunications Relay Service dial 711.*

**Public hearing to be assigned for December 4, 2018****#566-18 Petition to allow multi-family dwellings at 424-432 Cherry Street**

DENNIS CAMERON/CRM MANAGEMENT, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to convert an existing single-family dwelling to construct a six-unit residential dwelling with, to construct a second three-story 34.5' residential dwelling with three units, to allow ground floor units, to allow a reduction in the parking requirements to 1.25 per dwelling unit, to waive minimum stall width requirements, to reduce the minimum aisle width requirements, to waive the minimum driveway width, to waive perimeter landscape screening requirements and to waive lighting requirements in Ward 3, West Newton, at 424-432 Cherry Street, Section 33 Block 11 Lot 2, containing approximately 14,204 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec. 7.3.3, 7.4, 4.4.1, 4.1.2.B.3, 4.1.3, 5.1.4.A, 5.1.13, 5.1.8.C, 5.1.8.B.1, 5.1.8.D.1, 5.1.9.A, 5.1.10.A of the City of Newton Rev Zoning Ord, 2017.

**Other Communications****#567-18 Appeal of Approval of Special Permit #137-18 for 189-193 Adams Street**

RUGGERIO & VIRGINIA CERQUA, filing in Superior Court on November 2, 2018 an appeal of Decision #137-18 of the Newton City Council granting a special permit and site plan approval to 189-193 Adams Street, LLC to construct a multi-family development consisting of 12 units, 1,000 square feet of office space, a below grade garage and a surface parking facility at 189-193 Adams Street and 19 Quirk Court.

**#568-18 Appeal of the ZBA Decisions related to 381 and 384 Dudley Road**

IRINA AND ALEXANDER PROKHOROV, , filing in Superior Court on November 8, 2018 an appeal of Zoning Board of Appeals Decisions #04-18 and 05-18 upholding zoning violation notices issued for the properties at 381 and 384 Dudley Road by the Commissioner of Inspectional Services for the unpermitted operation of a commercial business in a residential district in violation of Section 3.4.1 of the Newton Zoning Ordinance.

**#569-18 ZBA Decision 07-18 for 11 Village Circle**

ALEXANDER GRENIN, owner of 11 Village Circle, appealing the August 9, 2018 denial of a building permit by the Commissioner of Inspectional Services for construction of a new single-family dwelling at 11 Village Circle.

**Appeal Denied****#570-18 Lateral Grant of Location in Washington Street opposite Armory intersection**

EVERSOURCE ENERGY petitioning for a lateral grant of location to install 51' ± of conduit in WASHINGTON STREET southerly from manhole #7042 located opposite Armory Street to provide underground service to an MBTA signal.

**Approved by the Commissioner of Public Works**

- #571-18 Lateral Grant of Location in Pickwick Road**  
EVERSOURCE ENERGY petitioning for a lateral grant of location to install 11' ± of conduit in PICKWICK ROAD southerly from Manhole #16838, approximately 549' west of Fuller Street to provide service to 69 Pickwick Road.  
**Approved by the Commissioner of Public Works**

**Referred to Zoning & Planning Committee**

*Public Hearing to be assigned for December 10, 2018:*

- #572-18 Zoning Amendment to delay effective date of garage ordinance**  
DIRECTOR OF PLANNING proposing to further amend Chapter 30, Section 3.4.4 of the Revised Ordinances, as amended by Ordinance B-6, to implement a deferred effective date for the Ordinance of December 31, 2019 or such other appropriate date, for the purpose of allowing the Planning Department to complete a comprehensive study thereof.

**Referred to Programs & Services Committee**

- #573-18 Reappointment of Matthew Stafford to Health & Human Services Advisory Council**  
HER HONOR THE MAYOR reappointing MATTHEW STAFFORD, 100 Cragmore Road, Newton Upper Falls, as a member of the HEALTH AND HUMAN SERVICES ADVISORY COUNCIL for a term to expire January 1, 2022 (60 days: 1/18/19)
- #574-18 Reappointment of Asa Fanelli to Health and Human Services Advisory Council**  
HER HONOR THE MAYOR reappointing ASA FANELLI, 8 Kerry Court, West Newton, as a member of the HEALTH AND HUMAN SERVICES ADVISORY COUNCIL for a term to expire January 1, 2022 (60 days: 1/18/19)
- #575-18 Reappointment of Lisa Terrizzi to Health and Human Services Advisory Council**  
HER HONOR THE MAYOR reappointing LISA TERRIZI, 63 Ridge Avenue, Newton Centre, as a member of the HEALTH AND HUMAN SERVICES ADVISORY COUNCIL for a term to expire January 1, 2022 (60 days: 1/18/19)

**Referred to Public Safety & Transportation Committee**

- #576-18 Discussion of a visioning process for Riverside MBTA station**  
COUNCILORS KRINTZMAN, GENTILE, MARKIEWICZ, LAREDO AND AUCHINCLOSS requesting a discussion with the Director of Planning on conducting a visioning process for the future of the Riverside MBTA station.

- #577-18**      **Appeal of Traffic Council Decision on Ward Street**  
CONGREGATION BETH EL-ATERETH ISRAEL, 561 Ward Street, appealing the approval of Traffic Council petition TC62-18 on October 25, 2018 converting Ward Street between Elmore Street and Morseland Avenue from a one-way westbound street into a two-way street, approves a “do not enter” restriction on Ward Street, eastbound, from Morseland Avenue, and installs a new parking restriction at all times on the south side of Ward Street from Morseland Road to a point 165 feet easterly.
- #578-18**      **Shorten the duration of the winter parking ban**  
COUNCILORS ALBRIGHT, COTE, KELLEY, GREENBERG, CICCONE, LIPOF, AUCHINCLOSS, RICE, DOWNS, KRINTZMAN, NOEL, NORTON AND DOWNS, requesting to shorten the duration of the winter parking ban to begin on December 15 (instead of November 15) and end on April 1 (instead of April 15).
- #579-18**      **Requesting renewal of bus license for Lasell College**  
VPNE Parking Solutions, LLC, requesting **renewal of one (1) bus license** for Lasell College.
- #580-18**      **Requesting new public auto license**  
DONALD LAPLANTE, 395 Lexington Street, Apt. 3, Auburndale, MA 02466 requesting **one (1) new public auto license** for Don’s Car Service.
- #581-18**      **Requesting renewal of public auto license**  
DHANRAJ MAHASE, 60 Solon Street, Newton, MA 02461 requesting **renewal of one (1) public auto license** for Mahase Livery Services, LLC.
- #582-18**      **Requesting renewals of taxi licenses**  
MICHAEL ANTONELIS, 224 Calvary Street, Waltham, MA 02453, requesting **renewal of thirty-eight (38) taxi licenses** for Veterans Taxi of Newton, LLC.
- #583-18**      **Requesting renewals of taxi licenses**  
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459 requesting **renewal of one (1) taxi license** for Holden’s Taxi Inc.
- #584-18**      **Requesting renewals of taxi licenses**  
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459 requesting **renewal of two (2) taxi licenses** for Newtonville Cab Co. Inc.
- #585-18**      **Requesting renewals of taxi licenses**  
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459 requesting **renewal of three (3) taxi licenses** for Newton Taxi Co.

**Referred to Finance Committee**

**#586-18**      **Appointment of Lucia Panichella as Trustee of the Horace Cousens Industrial Fund**  
HER HONOR THE MAYOR appointing LUCIA PANICHELLA, 53 Anthony Circle, Newtonville, as a trustee of the HORACE COUSENS INDUSTRIAL FUND for a term to expire June 1, 2021 (60 days: 1/18/19)

**#587-18**      **Accept a \$100,000 gift and establish the Margorie D. Moerschner Fund for the Poor**  
HER HONOR THE MAYOR requesting authorization to accept a gift of one hundred thousand dollars (\$100,000) from the Estate of Margorie D. Moerschner and to amend Section 18 of the Revised Ordinance of the City of Newton for the purpose of establishing the Marjorie D. Moerschner Fund for the Poor. The Trustees of the Horace Cousens Fund will oversee and serve as trustees of the Marjorie D. Moerschner Fund for the Poor.

**Referred to Programs & Services and Finance Committees**

**#588-18**      **Amendment to increase income eligibility for clause 41A tax deferral program**  
HER HONOR THE MAYOR requesting an amendment to Section 27-10 of the city of Newton Revised Ordinance to increase the maximum qualifying gross receipts amount for the purposes of the Tax Deferral Program from \$60,000 to \$72,000 for the fiscal year beginning July 1, 2018 and for all subsequent years.