



City Council Docket

November 4: Programs & Services, Public Safety & Transportation,
Public Facilities
November 5: Land Use, Zoning & Planning
November 9: Zoning & Planning, Finance
November 10: Land Use

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Monday, November 2, 2020

7:45 PM, Virtual

To be reported on
Monday, November 16, 2020

The City Council will hold this meeting as a virtual Zoom meeting on Monday, November 2, 2020 at 7:45 PM. To view this meeting use this link at the above date and time:

<https://us02web.zoom.us/j/84321906817?pwd=YnROaElwTGUrOEUvT28rQ3RabkZaUT09>

Passcode: 079537

One tap mobile

US: +16465588656,,84321906817#

Land line

US: +1 301 715 8592

Meeting ID: 843 2190 6817, Passcode: 079537

You may also:

1. Watch a live broadcast of the meeting on NewTV's government channel (Comcast 9, RCN 13, 614(HD), Verizon 33).
2. Viewing a live stream on NewTV's Vimeo channel at: <https://vimeo.com/newtvgov>

City of Newton

In City Council to be Accepted and Referred to Committees

Referred to Land Use Committee

- #316-19(2) Request for an extension of time to Exercise #316-19 at 969/969F Chestnut St**
JUDITH CIMETTA petition for a one-year EXTENSION OF TIME to EXERCISE SPECIAL PERMIT/SITE PLAN APPROVAL of Council Order #316-19 to construct front and rear additions and a detached shed structure, at 969/969F Chestnut Street, Ward 5, Upper Falls, on land known as Section 51 Block 2 Lots 7 and 19, containing approximately 8,780

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.

sq. ft. of land in a district zoned MULTI RESIDENCE 1. Said Extension of Time to Run from October 21, 2020 to October 21, 2021. Ref: Sec. 7.3.3, 7.4, 3.2.3, 3.2.11, 7.8.2.C.2, 3.4.1 of the City of Newton Revised Zoning Ord, 2017.

Public hearing to be Assigned for November 24, 2020

#424-20 **Petition to extend nonconforming residential use at 336 Elliot Street/7 Hale Street**
YOGESH REDDY AND SUPRIYA SHEKAR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Board Order #222-01 to convert a commercial unit into a dwelling unit and construct additions, further extending the nonconforming first floor residential use in the BU1 district at 336 Elliot Street/7 Hale Street, Ward 5, Newton Upper Falls on land known as Section 51 Block 41 Lot 13, containing approximately 7,218 sq. ft. of land in a district zoned BU1. Ref: Sec. 7.3.3, 7.4, 4.4.1, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public hearing to be Assigned for November 24, 2020

#425-20 **Petition to allow accessory apartment and extend front setback at 146 Langley Road**
BOGDAN AND MARIA PILAT petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct an addition to accommodate an internal accessory apartment in excess of 1,000 sq. ft., extending the nonconforming front setback and to construct a three-car rear garage at 146 Langley Road, Ward 6, Newton Centre, on land known as Section 61 Block 41 Lot 02, containing approximately 10,312 sq. ft. of space in a district zoned MR1. Ref: Sec. 7.3.3, 7.4, 6.7.1.D.2, 3.2.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public hearing to be Assigned for November 24, 2020

#426-20 **Petition to exceed FAR at 39 Norwood Avenue**
JOHN SHIELDS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to enlarge the existing garage and construct a single-story rear addition, creating an FAR of .42 where .37 exists and .38 is allowed at 39 Norwood Avenue, Ward 6, Newton Centre, on land known as Section 62 Block 01 Lot 29, containing approximately 10,417 sq. ft. of land in a district zoned SR2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9 of the City of Newton Rev Zoning Ord, 2017.

Public hearing to be Assigned for December 1, 2020

#313-20 **Amended Petition to extend nonconforming single-family dwelling at 12 Hanson Road**
ESTHER DEZUBE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze the existing single-family dwelling and construct a two-family dwelling, extending the nonconforming residential use in the BU1 zoning district, to allow extension and altering of a nonconforming side setback, to allow a structure with 28.4' in height and more than two stories at 12 Hanson Road, Ward 8, Newton Centre, on land known as Section 84 Block 15 Lot 03 containing approximately 7,829 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec. 7.3.3, 7.4, 4.4.1, 7.8.2.C.2, 4.1.3 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned for December 1, 2020

#427-20 Petition to allow a rear-lot subdivision at 41 Washington Street

JOSEPH AND SHEILA KEEGAN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a rear lot subdivision to create two lots, abandon the two-family use in the existing structure and construct a single-family on the rear 12,000 sq. ft. lot, extending the existing non-conforming side setback at 41 Washington Street, Ward 1, Newton, on land known as Section 71 Block 29 Lot 07, containing approximately 25,902 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3, 7.4, 3.1.5, 3.1.10, 3.1.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public hearing to be assigned for December 1, 2020

#428-20 Petition to allow 32-stall parking waiver at 858 Walnut Street

858 WALNUT STREET LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to locate a religious institution in the existing space, requiring a waiver of 32 parking stalls as well as to allow single-level non-accessory parking at 858 Walnut Street, Ward 6, on land known as Section 64 Block 5 Lot 04, containing approximately 23,250 sq. ft. of land. Ref: Sec. 7.3.3, 7.4, 7.5.2, 6.3.12.B.2.a, 5.1.4.A, 5.1.13, 4.4.1 of the City of Newton Rev Zoning Ord, 2017.

Other Communications

#429-20 Grant of Location for a lateral crossing in Brookline Street

EVERSOURCE ENERGY petitioning for a grant of location to install 49'± of conduit in BROOKLINE STREET northerly from pole #674/22 to private property at 190 Baldpate Hill Road.

Commissioner of Public Works Approved

Referred to Programs & Services Committee

#430-20 Appointment of Randall Johnson to the Parks and Recreation Commission

HER HONOR THE MAYOR appointing RANDALL JOHNSON, 267 Upland Road, Newton, as an Alternate member of the PARKS AND RECREATION COMMISSION for a term to expire on September 30, 2022. (60 Days: 01/01/2021)

#431-20 Appointment of Ellen Gibson to the Parks and Recreation Commission

HER HONOR THE MAYOR appointing ELLEN GIBSON, 41 Vernon Street, Newton, as the Ward 1 member of the PARKS AND RECREATION COMMISSION for a term to expire on September 30, 2023. (60 Days: 01/01/2021)

#432-20 Appointment of Elizabeth Wilkinson to the Parks and Recreation Commission

HER HONOR THE MAYOR appointing ELIZABETH WILKINSON, 14 Trowbridge Street, Newton Centre, as the Ward 6 member of the PARKS AND RECREATION COMMISSION for a term to expire on September 30, 2023. (60 Days: 01/01/2021)

#433-20

Appointment of Gloria Mastrocola to the Parks and Recreation Commission

HER HONOR THE MAYOR appointing GLORIA MASTROCOLA, 21 Monadnock Road, Newton, as the Ward 7 member of the PARKS AND RECREATION COMMISSION for a term to expire on September 30, 2021. (60 Days: 01/01/2021)

Referred to Public Safety & Transportation

#434-20

Police Chief Selection Committee by Her Honor The Mayor

HER HONOR THE MAYOR recommending that the following individuals be appointed to the Police Chief Selection Committee in accordance with the provisions of Sec. 5 of Chapter 279 of the Acts of 1992 and Sec. 3-3 of the City Charter:

- (A) Marcela Merino Dominguez, business executive of the City of Newton
- (B) Joshua Levy, attorney
- (C) Judge Paul Chernoff, member of the Judiciary
- (D) Chief William Brooks, Town of Norwood Police Chief
- (E) Hattie Kerwin Derrick, citizen of the City of Newton
- (F) Michelle Leung, citizen of the City of Newton

and recommending that the following individuals be appointed to the Police Chief Selection Committee in accordance with the provisions of Sec. 5 (3) of Chapter 279 of the Acts of 1992 and Sec. 3-3 of the City Charter:

- (G) Officer John Panica, Newton Police Association
- (H) Lieutenant Damien Doucette, Newton Police Superior Officers Association.

#435-20

Police Chief Selection Committee by President Albright

PRESIDENT ALBRIGHT recommending that the following individuals be appointed to the Police Chief Selection Committee in accordance with the provisions of Sec. 5 of Chap. 279 of the Acts of 1992 and Sec. 3-3 of the City Charter:

- (A) Councilor Holly Ryan, as the Council appointee
- (B) Karen Carroll Bennett, 42 Milo Street, West Newton, as the City Council appointee.

Referred to Public Facilities Committee

#436-20

Adoption of a Resolution in support of requiring permits for phosphorus discharge

COUNCILORS NORTON, BAKER, BOWMAN, DOWNS, KALIS, LAREDO, LEARY, MARKIEWICZ and WRIGHT requesting the adoption of a resolution that the City Council go on record in support of US EPA requiring large sources of phosphorus pollution into the Charles River and its tributaries and streams to obtain stormwater discharge permits under the Clean Water Act.

Referred to Finance Committee

Referred to Zoning & Planning and Finance Committees

#437-20

CPC Recommendation to appropriate \$77,900 in CPA funding

COMMUNITY PRESERVATION COMMITTEE recommending appropriation of seventy-seven thousand nine hundred dollars (\$77,900) in Community Preservation Act funding for the Newton Housing Authority to construct the Haywood House Senior Affordable Housing Development on Jackson Road.

The following item was filed after the close of the docket and require a Suspension of the Rules to be referred to Committee:

Referred to Zoning & Planning Committee

#438-20

Request for creation of Trust in Newton to support affordable housing development

COUNCILORS ALBRIGHT, CROSSLEY, HUMPHREY, DANBERG, MALAKIE, KELLEY, BOWMAN, KALIS, GREENBERG, DOWNS, WRIGHT, RYAN, NOEL, LEARY, LIPOF, NORTON, GROSSMAN AND MARKIEWICZ requesting the Planning Department analyze mechanisms already in use in other cities and towns, identify funding sources, and create a Housing Trust in Newton to facilitate and foster the development of affordable housing in Newton.