



**POSTED**  
City Clerk

## City Council Reports Docket

**RECEIVED**

By City Clerk at 2:10 pm, Dec 13, 2018

Dec 4: Land Use  
Dec 5: Public Safety & Transportation, Public Facilities  
Dec 10: Zoning & Planning, Finance  
Dec 11: Land Used

Monday, December 3, 2018

Continued

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7:45 PM, Newton City Hall

To be reported on

**Monday, December 17, 2018**

### City of Newton In City Council Items to be Acted Upon

#### Referred to Land Use Committee

Tuesday, December 4, 2018

Present: Councilors Schwartz (Chair), Lipof, Greenberg, Auchincloss, Kelley, Markiewicz, Laredo; also  
Present: Councilor Kalis; absent: Councilor Crossley

#### Referred to Land Use and Finance Committee

**#559-18**

**Appropriation of \$3,250,000 from CPA funds for affordable housing**

COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of three million two hundred fifty thousand dollars(3,250,000) from the Community Preservation Fund to the Planning & Development Department, for a grant to Jewish Community Housing for the Elderly to create 60 units of permanently affordable, deed-restricted housing for seniors and chronically homeless individuals with disabilities at 160 Stanton Avenue (Golda Meir House), as described in the proposal submitted to the Community Preservation Committee in September-October 2018.

**Finance Approved 6-0 on 12/10/18 Subject to Approval of the Community Preservation Committee**

**Land Use Approved Subject to Second Call 7-0**

**#591-18**

**Class 2 Auto Dealers License**

NEWTON AUTO GROUP, INC.

1235 Washington Street

West Newton, MA. 02465

**Land Use Approved 7-0**

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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](mailto: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.

**#592-18**      **Class 2 Auto Dealers License**  
CITY OF NEWTON  
1000 Commonwealth Avenue  
Newton Centre MA 02459  
**Land Use Approved 7-0**

**Referred to Land Use Committee**

Tuesday, December 11, 2018

Present: Councilors Schwartz (Chair), Lipof, Greenberg, Auchincloss, Kelley, Markiewicz, Crossley, Laredo, Lipof; also present: Councilor Downs

**#425-18**      **Request to Rezone three parcels for Northland Development**  
**NEEDHAM STREET ASSOCIATES, NORTHLAND TOWER ROAD INVESTORS, NORTHLAND OAK STREET, LLC** petition for a change of zone to BUSINESS USE 4 for land located at 156 Oak Street (Section 51 Block 28 Lot 5A), 275-281 Needham Street (Section 51, Block 28, Lot 6) and 55 Tower Road (Section 51 Block 28 Lot 5), currently zoned MU1.  
**Land Use Held 7-0 (Lipof not Voting)**

**#426-18**      **Special Permit to allow mixed use development**  
**NEEDHAM STREET ASSOCIATES, NORTHLAND TOWER ROAD INVESTORS, LLC, NORTHLAND OAK STREET, LLC** petition for **SPECIAL PERMIT/SITE PLAN APPROVAL** to allow a mixed-use development greater than 20,000 sq. ft. with building heights of up to 96' consisting of 822 residential units, with ground floor residential units, with restaurants with more than 50 seats, for-profit schools and educational uses, stand-alone ATMs drive-in businesses, open air businesses, hotels, accessory multi-level parking facilities, non-accessory single-level parking facilities, non-accessory multi-level parking facilities, places of amusement, radio or TV broadcasting studios, and lab and research facilities, to allow a waiver of 1,600 parking stalls, to allow a reduction in the overall parking requirement to not less than 1900 stalls, to waive dimensional requirements for parking stalls, to waive end stall maneuvering requirements, to allow driveway entrances and exits in excess of 25', to waive perimeter landscaping requirements, to waive interior landscaping requirements, to waive lighting requirements for parking lots, to waive general lighting, surfacing and maintenance requirements, to waive off-street loading facilities requirements, to waive sign requirements relative to number, size, location or design, to waive the number of signs allowed at 156 Oak Street (Section 51 Block 28 Lot 5A), 275-281 Needham Street (Section 51, Block 28, Lot 6) and 55 Tower Road (Section 51 Block 28 Lot 5), Newton Upper Falls, Ward 5, on 22.6 acres of land in a proposed BU4 district. Ref: Sec. 7.3.3, 7.4, 4.1.2.B.1, 4.1.2.B.3, 4.1.3, 7.8.2.C, 5.4.2, 4.4.1, 5.1.4, 5.1.13, 5.1.8.B.1, 5.1.8.B.2, 5.1.8.B.6, 5.1.8.D.2, 5.1.9.A, 5.1.9.B, 5.1.10.A.1, 5.1.10, 5.1.12, 5.1.13, 5.2, 5.2.13 of the City of Newton Rev Zoning Ord, 2017.  
**Land Use Held 7-0 (Lipof not Voting)**

**Referred to Zoning & Planning Committee**

Monday, December 10, 2018

Present: Councilors Albright (Chair), Leary, Brousal-Glaser, Krintzman, Downs, Danberg, Baker, and Kalis; also present: Councilors Gentile, Greenberg, Schwartz, Crossley, Laredo, and Auchincloss

**Referred to Zoning & Planning and Finance Committees**

- #576-18**      **Discussion of a visioning process for land surrounding Riverside MBTA station**  
COUNCILORS KRINTZMAN, GENTILE, MARKIEWICZ, LAREDO AND AUCHINCLOSS  
 requesting a discussion with the Director of Planning on conducting a vision process for the potential development of the land around the Riverside MBTA station.  
**Zoning & Planning Held 8-0**
- #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.  
**Zoning & Planning Approved 7-0; Public Hearing Closed**
- #488-18**      **Adoption of the Climate Change Vulnerability Assessment and Action Plan**  
DIRECTOR OF PLANNING & DEVELOPMENT requesting discussion and adoption of the Climate Change Vulnerability Assessment and Action Plan as an amendment to the 2007 Newton Comprehensive Plan.  
**Zoning & Planning Approved as Amended 8-0 by approving only the Climate Change Vulnerability Assessment and redocketing the Climate Action Plan; Public Hearing Closed**
- #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 8-0; Public Hearing Continued**
- #518-18**      **Discussion and review relative to the draft Zoning Ordinance**  
DIRECTOR OF PLANNING requesting review, discussion, and direction relative to the draft Zoning Ordinance.  
**Zoning & Planning Held 8-0**

**Referred to Public Safety & Transportation Committee**

Wednesday, December 5, 2018

Present: Councilors Ciccone (Chair), Cote, Downs, Noel, Grossman, Lipof, Auchincloss and Markiewicz  
also present: Councilors Albright, Kelley, Greenberg and Krintzman

- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #579-18**      **Requesting renewal of bus license for Lasell College**  
VPNE Parking Solutions, LLC, requesting **renewal of one (1) bus license** for Lasell College.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**
- #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.  
**Public Safety & Transportation Approved 7-0 (Grossman not voting)**

**#598-18**      **Requesting ordinance amendments regarding resident sticker and visitor permit date**  
CAPTAIN ANASTASIA, requesting the following ordinance amendments: **Sec. 19-200. Resident sticker and visitor permit; municipal lot parking program and Sec. 19-201. Resident sticker and visitor permit parking program.** By DELETING: Resident and visitor parking permits expire December 31 of each year and INSERTING: Resident and visitor parking permits are valid from July 1 to June 30 of each year.  
**Public Safety & Transportation Approved as Amended 7-0 (Grossman not voting)**

**Referred to Public Safety & Transportation and Finance Committees**

**#607-18**      HER HONOR THE MAYOR requesting authorization to transfer the sum of ninety-five thousand eight hundred forty-four dollars and fifty-one cents (\$95,844.51) from the Fire Pumper Replacement Account to the Following Fire Department accounts:

Automobiles/Light Trucks	\$60,000
Training Expenses	<del>\$10,000</del> 10,844.51
Housekeeping Equipment	\$15,000
Public Buildings Repair and Maintenance	\$10,000

**Finance Approved 6-0**  
**Public Safety & Transportation Approved 6-0-1 (Downs abstaining; Grossman not voting)**

**#578-18**      **Shorten the duration of the winter parking ban**  
COUNCILORS ALBRIGHT, COTE, KELLEY, GREENBERG, CICCONE, LIPOF, AUCHINCLOSS, RICE, DOWNS, KRINTZMAN, NOEL, AND NORTON, 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).  
**Public Safety & Transportation Approved 7-0-1 (Grossman abstaining)**

**#554-18**      **Proposal to end winter parking ban on select streets in Wards 2 and 3**  
COUNCILORS ALBRIGHT, NORTON, COTE, BROUSAL-GLASER AND KELLEY, proposing to end the winter parking ban on select streets in Wards 2 and 3.  
**Public Safety & Transportation Held 8-0**

**Referred to Public Facilities Committee**

Wednesday, December 5, 2018

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

**#599-18**      **Update on the status of the Solar Phase 3 Projects**  
COUNCILOR CROSSLEY requesting an update on the status of the Solar Phase 3 Projects.  
**Public Facilities Held 7-0**

- #600-18 Update on the Climate Action Plan**  
PUBLIC FACILITIES COMMITTEE requesting updates on the status of the Climate Action Plan.  
**Public Facilities Held 7-0**
- #205-18 Resolution to reach Zero Carbon Pollution by 2050**  
COUNCILORS BROUSAL-GLASER, NORTON AND LEARY requesting a resolution from the City Council committing the City to reach Zero Carbon Pollution by 2050, with a plan and interim targets toward reaching that goal.  
**Public Facilities Held 7-0**

**Referred to Finance Committee**

**Monday, December 10, 2018**

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

- #601-18 Appointment of Jonathan Lewis as a trustee of the Chaffin Educational Fund**  
HER HONOR THE MAYOR appointing JONATHAN LEWIS, 133 Beaumont Avenue, Newtonville, as a trustee of the JONATHAN C. CHAFFIN EDUCATIONAL FUND.  
**Finance Approved 5-0 (Gentile not voting)**
- #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)  
**Finance Approved 5-0 (Gentile not voting)**
- #603-18 Authorization to issue an RFP for food services**  
ASSISTANT SCHOOL SUPERINTENDENT HURLEY requesting a vote of the City Council to complement the vote of the School Committee to authorize the School Department to issue a Request for Proposals (RFP) for food services for a period of one year with four renewable one-year terms.  
**Finance Approved 6-0**
- #606-18 Transfer of \$7,000 to fund Operation Access Enforcement**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of seven thousand dollars (\$7,000) from HP Fines – Disability Commission to the Operations Access Account to fund “Operation Access Enforcement”, a special police detail, enforcing the accessible HP parking regulations during this holiday period.  
**Finance Approved 6-0**

**#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.

**Finance Approved Subject to Second Call 5-0 (Gentile not voting)**

**Referred to Land Use and Finance Committee**

**#559-18**

**Appropriation of \$3,250,000 from CPA funds for affordable housing**

COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of three million two hundred fifty thousand dollars(3,250,000) from the Community Preservation Fund to the Planning & Development Department, for a grant to Jewish Community Housing for the Elderly to create 60 units of permanently affordable, deed-restricted housing for seniors and chronically homeless individuals with disabilities at 160 Stanton Avenue (Golda Meir House), as described in the proposal submitted to the Community Preservation Committee in September-October 2018.

**Land Use Approved Subject to Second Call 7-0 on 12/04/18**

**Finance Approved Subject to Approval by Community Preservation Committee 6-0**

**Referred to Public Facilities and Finance Committees**

**#541-18**

**Amendments to the Stormwater Use Charge Ordinance**

HER HONOR THE MAYOR requesting Chapter 29, Section 120 (a) **Stormwater Use Charge** of the City of Newton Revised Ordinance, 2017 be amended by deleting the current rate structure and replacing it with the following effective July 1, 2019:

Every owner of property in the city shall pay a charge for use of public main drains and stormwater facilities, which shall be based on the following annual rates. Such charge shall be billed quarterly:

1. 1-4 family dwellings \$100.00
  
2. All other properties: \$0.0425 per square foot of impervious surface area, except that if the square footage charge multiplied by the total impervious area of the parcel equals a sum less than \$150.00, then the annual fee shall be \$150.00.

**Public Facilities Approved 7-0 on 11/28/18**

**Finance Held 6-0; Public Hearing to be Assigned for 01/21/19**

**#590-18**

**Transfer of \$350K to fund the FY 19 MOA ratified by the IAFF**

HER HONOR THE MAYOR requesting authorization to transfer the sum of three hundred fifty thousand dollars (\$350,000) from Wage Reserve to the Fire Department's Full-time Salaries Fire Rescue account to supplement funding required for the settlement of the FY 2019 Memorandum of Agreement that was recently ratified by the International Association of Fire Fighters.

**Finance Approved 6-0**

**Referred to Public Safety & Transportation and Finance Committees**

**#607-18**

HER HONOR THE MAYOR requesting authorization to transfer the sum of ninety-five thousand eight hundred forty-four dollars and fifty-one cents (\$95,844.51) from the Fire Pumper Replacement Account to the Following Fire Department accounts:

Automobiles/Light Trucks	\$60,000
Training Expenses	<del>10,000</del> \$10,844.51
Housekeeping Equipment	\$15,000
Public Buildings Repair and Maintenance	\$10,000

**Public Safety Approved 6-0-1 (Downs abstaining) on 12/05/18**

**Finance Approved 6-0**

**#602-18**

**Municipal Energy Technical Grant Acceptance**

HER HONOR THE MAYOR requesting authorization to accept and expend a grant in the amount of four thousand nine hundred ninety-nine dollars (\$4,999) from the State Department of Energy Resources to evaluate the feasibility of microgrid at Newton North High School.

**Finance Approved Subject to Second Call 6-0**