



**REVISED**

9:33 am, Jun 05, 2020

## City Council Docket

**POSTED**  
City Clerk

June 9: Land Use  
June 15: Zoning & Planning, Finance  
June 16: Land Use  
June 17: Programs & Services, Public Facilities

Continued

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**Monday, June 8, 2020**

7:00 PM, Virtual

To be reported on  
Monday, June 22, 2020

The City Council will hold this meeting as a virtual Zoom meeting on Monday, June 8, 2020 at 7:45 PM.

To view this meeting use this link at the above date and time:

<https://us02web.zoom.us/j/85859480947>

Meeting ID: 858 5948 0947

One tap mobile

+16465588656,,85859480947# US (New York)

Land line

+1 646 558 8656 US (New York)

Meeting ID: 858 5948 0947

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

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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.

### **Referred to Land Use Committee**

#### ***Public Hearing to be assigned for June 16, 2020***

**#25-20**

##### **Special Permit Petition to allow marijuana retailer at 1158 Beacon Street**

UNION TWIST, INC. petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow a retail marijuana establishment, to waive the minimum driveway width for two-way traffic, to waive minimum driveway width by use of an easement, to waive perimeter screening requirements, to waive perimeter screening requirements by use of an easement, to allow parking in the side setback, and to waive lighting requirements at 1158 Beacon Street, Ward 6, Newton Highlands, on land known as Section 54 Block 22 Lot 49A, containing approximately 20,443 sq. ft. of space in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 6.10.3.D, 4.4.1, 5.1.10, 5.1.8.A.1, 5.1.6.A, 5.1.6.B, 5.1.13, 5.1.8.D.1, 5.1.9.A of the City of Newton Rev Zoning Ord, 2017.

#### ***Public Hearing to be assigned for July 7, 2020***

**#262-20**

##### **Petition to allow accessory apartment and clubhouse in detached structure at 25 Paul St**

25 PAUL STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to convert space in an existing detached accessory structure into an accessory apartment and clubhouse, to allow an accessory apartment greater than 40% of the total habitable space of the principal structure, to allow an accessory apartment in a detached structure that does not meet principal setbacks, to allow a neighborhood clubhouse and to further extend a nonconforming detached structure greater than 700 sq. ft. at 25 Paul Street, Ward 6, Newton Centre, on land known as Section 62 Block 13 Lot 06, containing approximately 15,000 sq. ft. in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 6.7.1.E.1, 3.4.1, 6.7.1.E.2, 3.2.3, 6.7.1.E.6, 3.4.3.A.3, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.

#### ***Public Hearing to be assigned for July 7, 2020***

**#263-20**

##### **Petition to allow relief for FAR, garage size and dormer dimensions at 43 Prince Street**

JOHN REICHENBACH petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze an existing detached garage and construct a 4,532 sq. ft. 2.5 story addition, to allow a garage in excess on 700 sq. ft., to allow a dormer that extends the second floor wall plane vertically, to allow a dormer greater than 50% of the wall plane below it, to allow a dormer within three feet of the intersection of the roofline and main building and to create an FAR of .23 where .26 is allowed and .16 exists at 43 Prince Street, Ward 3, West Newton, on land known as Section 32 Block 10 Lot 06, containing approximately 27,800 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 3.4.2.B.1, 1.5.4.G.2.a, 1.5.4.G.2.b, 1.5.4.G.2.c of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be assigned for July 7, 2020***

**#264-20      Petition to waive 2 parking stalls at 450 Lexington Street**

BROOKS STALEY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to waive two parking stalls to allow for a medical office use in the office building at 450 Lexington Street, Unit 203, Ward 4, Auburndale, on land known as Section 44 Block 25 Lot 04E, containing approximately 43,473 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 5.1.3.B, 5.1.4, 5.1.13 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be assigned for July 7, 2020***

**#265-20      Petition to exceed FAR and increase nonconforming height at 351 Otis Street**

MASSIMILIANO MENOZZI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze an existing detached garage and construct a 1,841 sq. ft., 2.5 story addition to the existing dwelling, increasing the nonconforming height and creating an FAR of .42 where .33 is allowed and .32 exists at 351 Otis Street, Ward 3, West Newton, on land known as Section 32 Block 03 Lot 15, containing approximately 18,681 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.

**Other Communications**

**#266-20      Newtonville Area Council filing its annual 2019 Report**

NEWTONVILLE AREA COUNCIL submitting pursuant to Sec. 9-10 of the Charter its Annual Report of its activities for calendar year 2019.

**#267-20      Grant of Location for a lateral crossing in Brookline Street**

EVERSOURCE ENERGY petitioning for a grant of location to install 8'± of conduit in BROOKLINE STREET northerly from pole 55/24 to provide electric service for solar equipment for the City of Newton.

**#268-20      Grant of Location for a lateral crossing in Wheeler Road**

EVERSOURCE ENERGY petitioning for a grant of location to install 14'± of conduit in WHEELER ROAD southwesterly from pole 1025/13 to provide electric service for solar equipment for the City of Newton.

**#269-20      Grant of Location for a lateral crossing in Indian Ridge Road**

EVERSOURCE ENERGY petitioning for a grant of location to install 11'± of conduit in INDIAN RIDGE ROAD northerly from pole 319/1 to private property at 6 Indian Ridge Road to provide new service

**Referred to Public Safety & Transportation**

**#270-20 Bus Licenses renewals for Boston College Bus**

BOSTON COACH TRANSPORTATION, requesting annual renewal of the two Boston College Bus Licenses. There are no changes proposed to last year's licenses.

- 1) Boston College Law School Routes
- 2) Boston College Main Campus to Boston Route

**#271-20 Bus Licenses renewals for "MASCO"**

PAUL REVERE TRANSPORTATION LLC., request for annual renewal of one bus license for seven vehicles for Medical Academic and Scientific Community Organization, Inc., ("MASCO"). There are no changes proposed to last year's licenses.

**Referred to Finance Committee**

**#272-20 Transfer \$1,500 to correct an error in the FY20 Budget**

HER HONOR THE MAYOR requesting authorization to transfer the sum of one thousand five hundred dollars (\$1,500) from Acct #0111855-524050 Computer Equipment Repairs & Maintenance to Acct # 0111855-511001 Full Time Salaries to correct an error in the FY20 Budget.

**#273-20 Authorize \$420,000 to settle claims against the City**

HER HONOR THE MAYOR requesting authorization to appropriate and expend four hundred and twenty thousand dollars (\$420,000) from June 30, 2019 Certified Free Cash for the full and final settlement of the claims by Mackay against the City.

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

**#274-20 Transfer \$750,000 for Fire/Rescue Overtime**

HER HONOR THE MAYOR requesting authorization to transfer the sum of seven hundred and fifty thousand dollars (\$750,000) from Acct #0110491-57HLTH Retiree Health Insurance to Acct #0121022-513010 Fire/Rescue Regular Overtime.

*The following four items were filed after the close of the docket and require a suspension of the Rules to be referred to Committee:*

**Referred to Zoning and Planning Committee**

**#278-20 Reappointment of Laurie Malcom to the Upper Falls Historic District Commission**

HER HONOR THE MAYOR reappointing Laurie Malcom, 95 Algonquin Road, Chestnut Hill, as a regular member of the NEWTON UPPER FALLS HISTORIC DISTRICT COMMISSION for a term to expire on December 24, 2022. (60 days: 08/07/2020)

**Referred to Public Safety & Transportation**

**#275-20**

**Discussion with the Police and Human Resources about Newton practices**

COUNCILORS NORTON, DOWNS, GROSSMAN, LAREDO, MALAKIE, AUCHINCLOSS, NOEL AND BOWMAN requesting a discussion with the Newton Police Chief and Human Resources Director about Newton practices regarding recruitment, screening, training, advancement, and removal of police officers, including plans to increase the number of black and minority officers.

**Referred to Public Facilities Committee**

**#276-20**

**Appointment of John Lewis to the Solid Waste Commission**

HER HONOR THE MAYOR appointing JOHN LEWIS, 56 Lawmarissa Road, Newton, as a member of the SOLID WASTE COMMISSION for a term to expire May 31, 2021. (60 days 08/07/2020)

**Referred to Public Facilities and Finance Committees**

**#277-20**

**Discussion on the use of parking kiosks in municipal lots**

COMMISSIONER OF PUBLIC WORKS requesting a discussion on the use of parking payment kiosks in municipal lots as required by condition 1 of Council Order #446-19.