

**SCHLESINGER^{AND}
BUCHBINDER, LLP**
ATTORNEYS AT LAW

1200 WALNUT STREET
NEWTON, MASSACHUSETTS 02461-1267

STEPHEN J. BUCHBINDER
ALAN J. SCHLESINGER
LEONARD M. DAVIDSON
SHERMAN H. STARR, JR.
HEATHER G. MERRILL
PAUL N. BELL
KATHERINE BRAUCHER ADAMS
JULIA V. WILDE
FRANKLIN J. SCHWARZER
RACHAEL C. CARVER

TELEPHONE (617) 965-3500
FACSIMILE (617) 965-6824

OF COUNSEL
ROBIN GORENBERG

E-Mail: sjbuchbinder@sab-law.com

April 30, 2015

BY HAND

Ms. Linda Finucane
Chief Committee Clerk, Newton Board of Aldermen
1000 Commonwealth Avenue
Newton, MA 02459-1449

Re: Special Permit #1-15/714 Beacon Street

RECEIVED
NEWTON CITY CLERK
2015 APR 30 PM 3:57
David A. Olson, CMC
Newton, MA 02459

Dear Linda,

Enclosed please find a copy of my letter to John Lojek dated April 29, 2015 explaining a proposed design change in the Crosswalk Layout Plan referenced in the above Board Order. The design change was proposed in order to spare a street tree. You will note that John has indicated his approval of the revised design on page two of the letter as a consistency ruling. Also enclosed is a copy of the revised plan entitled "Crosswalk Layout Plan, Newton, Massachusetts Showing Proposed Conditions at #714 Beacon Street" by VTP Associates, Inc. dated December 22, 2014, revised March 4, 2015, further revised April 29, 2015.

Please feel free to call me if you have any questions respecting the foregoing.


Very truly yours,



Stephen J. Buchbinder

SJB/mer
enclosures

cc: (By Hand, w/enclosures)
Mr. John Lojek
Mr. Daniel Sexton
Alderman Victoria L. Danberg
Alderman Gregory R. Schwartz
Alderman Richard B. Blazar
(By First Class Mail, w/enclosures)
Mr. William Paille
Mr. Marc Welch
Mr. Gerald Cohen
Mr. Richard Cohen

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April 29, 2015

BY HAND

Mr. John Lojek
Commissioner
Inspectional Services Department
Newton City Hall
1000 Commonwealth Avenue
Newton, MA 02459-1449

RECEIVED
Newton City Clerk
2015 APR 30 PM 3:58
David A. Oison, CMC
Newton, MA 02459

Re: Special Permit Petition #1-15/714 Beacon Street

Dear John,

I recently obtained a special permit in connection with a proposed medical office at 714 Beacon Street in Newton Centre. As part of the process, my client agreed to relocate an existing crosswalk to a location preferred by the neighbors, with the concurrence of Bill Paille. That location is shown on a plan entitled "Crosswalk Layout Plan, Newton, Massachusetts Showing Proposed Conditions at #714 Beacon Street" by VTP Associates, Inc. dated December 22, 2014, revised March 11, 2015 (the "approved plan"). I have enclosed a copy of the approved plan for your information and review. I would also draw your attention to paragraph 7 of the Board Order, which relates to the relocated crosswalk. As you will note on the approved plan (and I would in particular draw your attention to the handicap ramp extension detail on the same), there is a street tree directly in the path of the handicap ramp.

The removal of the street tree has become an issue, and after conferring with the neighbors, the three Aldermen from Ward 6, Bill Paille and Marc Welch, all agreed that if we could revise the design of the crosswalk and handicap ramp extension so as to preserve the street tree, that would be a better resolution for all. To that end, I am enclosing herewith a plan entitled "Crosswalk Layout Plan, Newton, Massachusetts Showing Proposed Conditions at #714 Beacon Street" by VTP Associates, Inc. dated December 22, 2014, revised March 4, 2015, further revised April 29, 2015 (the "revised plan"). As you will note (and again I would draw your attention to the handicap ramp extension detail on this plan), the crosswalk and handicap ramp have been redesigned slightly in order to preserve the street tree. The handicap ramp is essentially in the same location as that previously approved, and the design revisions are not major.

SCHLESINGER AND BUCHBINDER, LLP

Mr. John Lojek
April 29, 2015

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Bill Paille has endorsed the revised plan, and Marc Welch is delighted as well to have the street tree preserved. Because the revised plan varies slightly from the initial plan, I do believe that a consistency ruling is required.

If you are in agreement, I would ask you to sign this letter in the space provided below indicating your approval of the revised plan. Thank you for your courtesy and attention to this matter.

Sincerely,



Stephen J. Buchbinder

SJB/mer
enclosures

cc: (By Hand, w/enclosures)

Mr. Daniel Sexton

Alderman Victoria L. Danberg

Alderman Gregory R. Schwartz

Alderman Richard B. Blazar

(By First Class Mail, w/enclosures)

Mr. William Paille

Mr. Marc Welch

Mr. Gerald Cohen

Mr. Richard Cohen

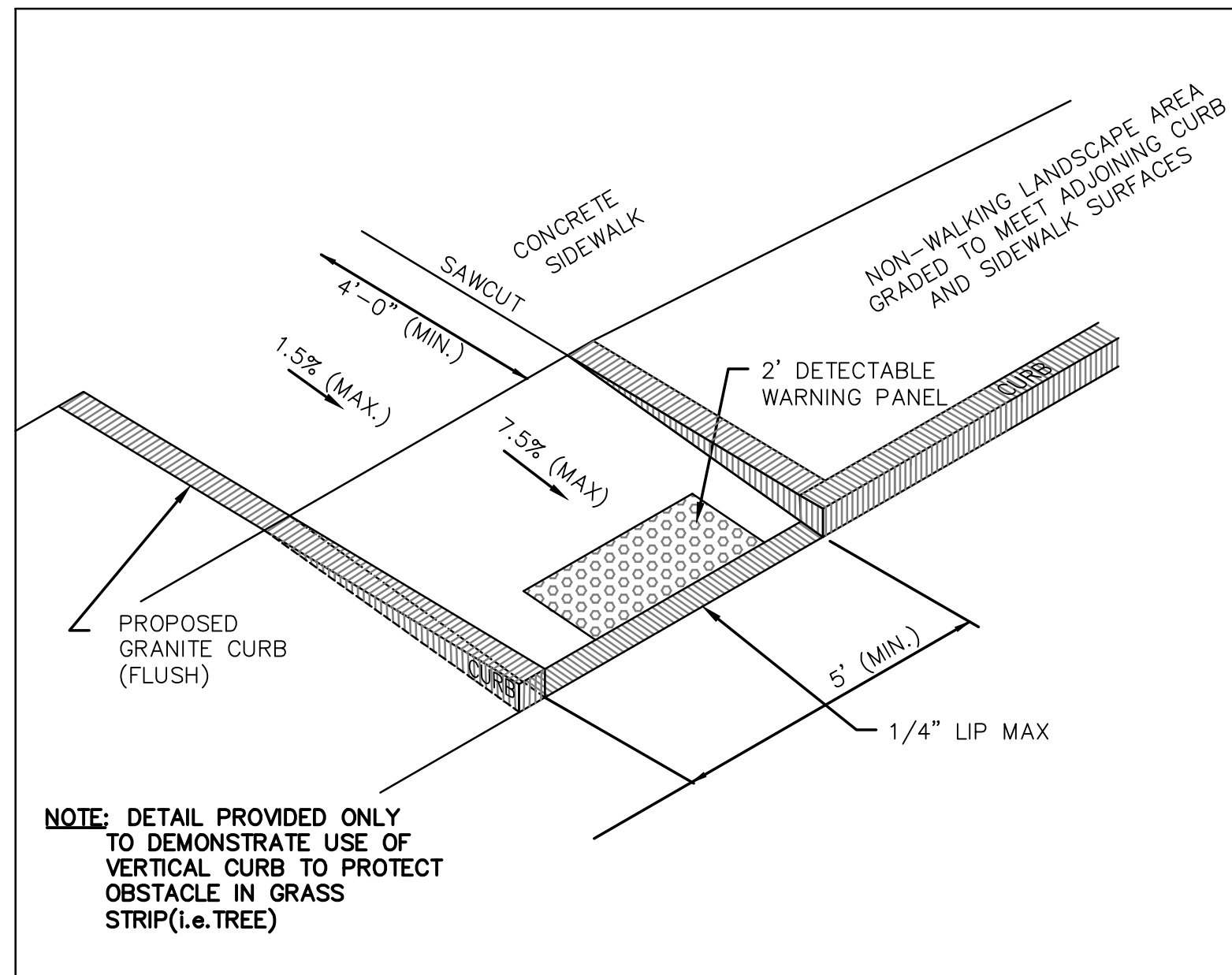
The undersigned hereby approves the revised April 29, 2015 plan as consistent with the spirit and intent of the March 11, 2015 plan which is referenced in Board Order #1-15



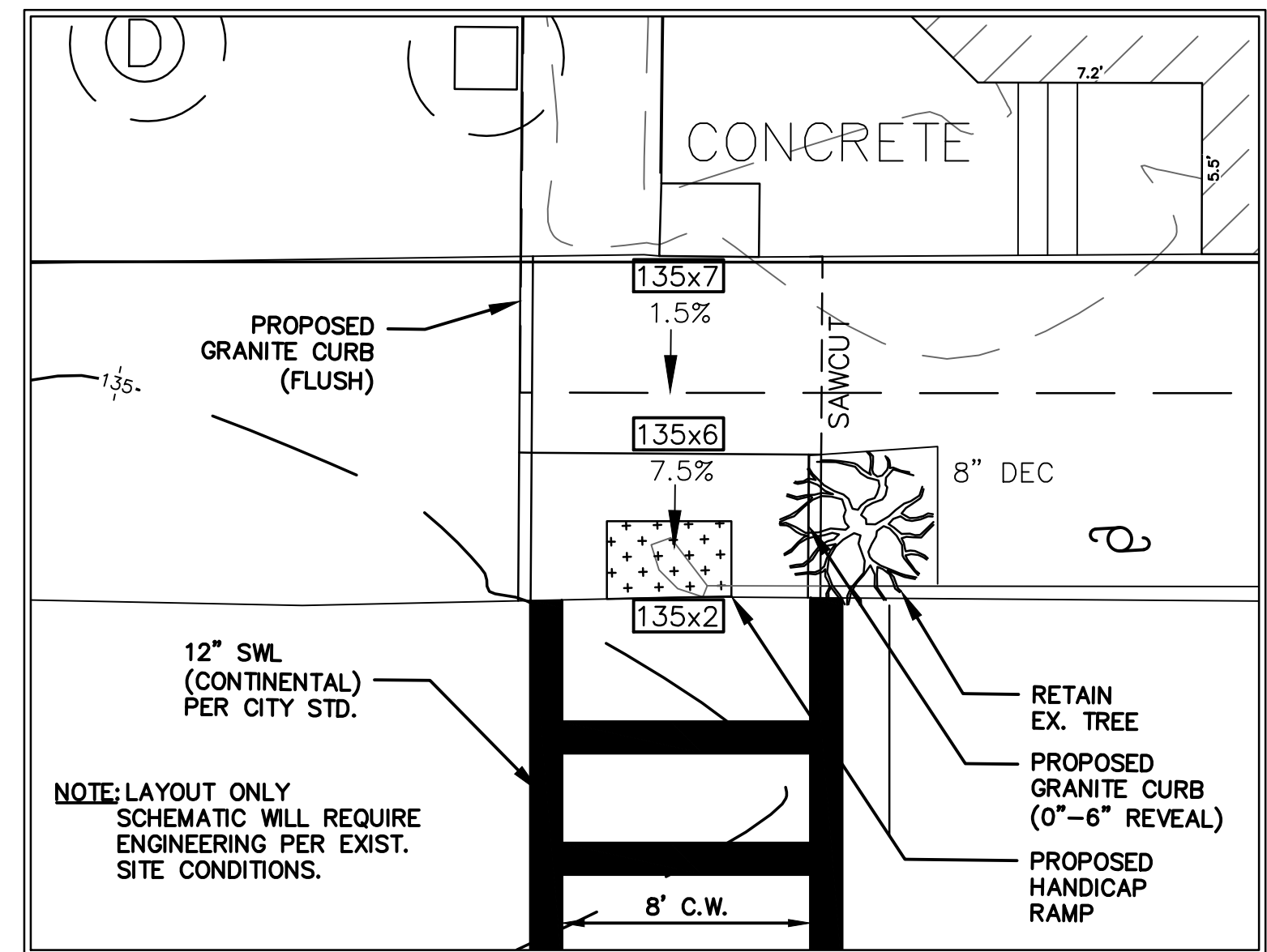
**John Lojek, Commissioner
Inspectional Services Department**

Dated: _____

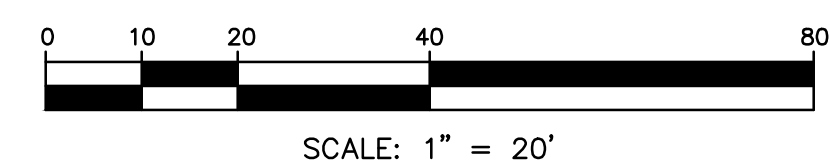
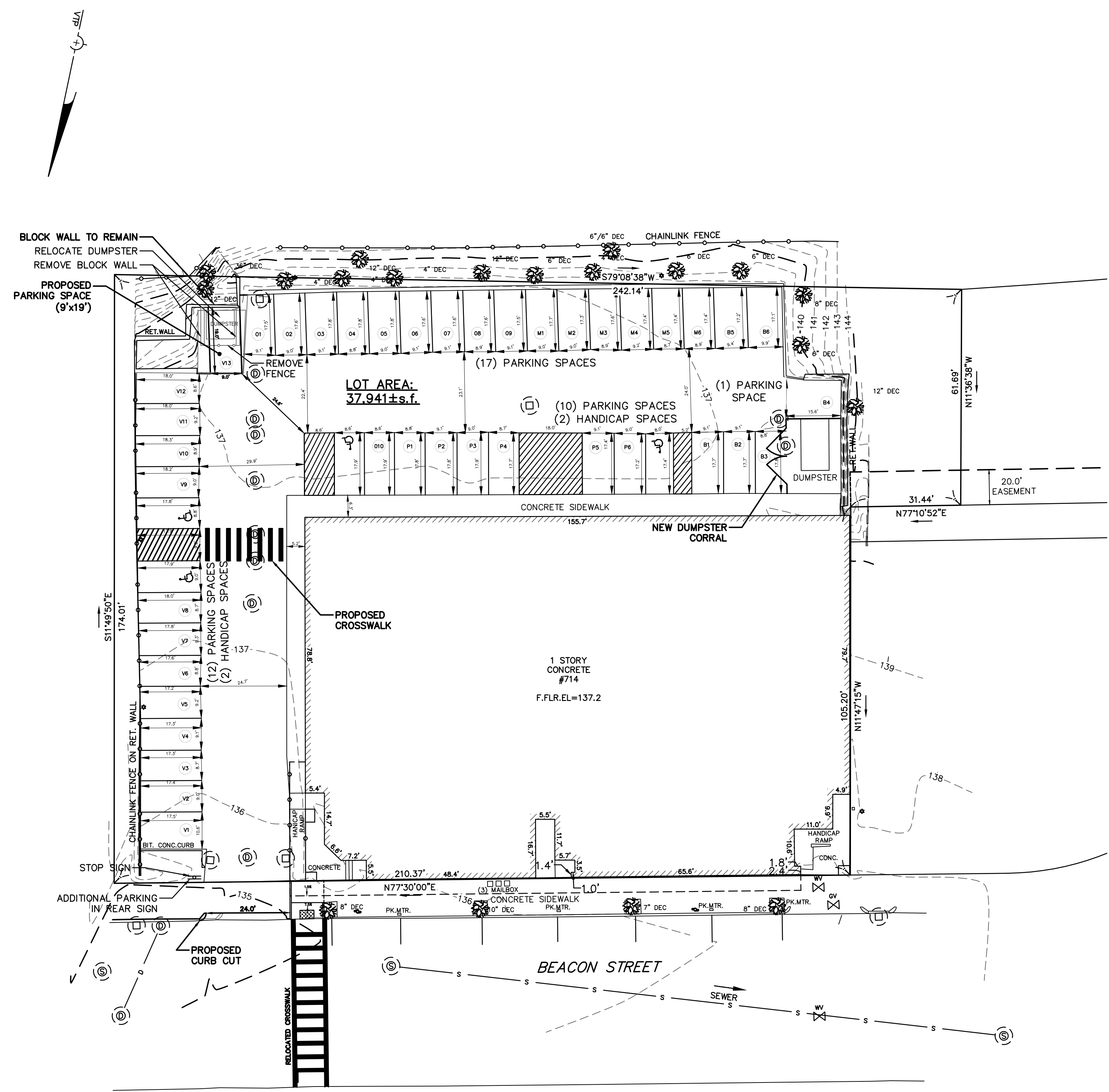
4/29/15



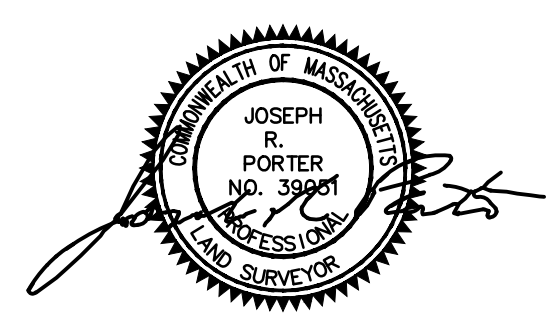
WHEEL CHAIR RAMP DETAIL
NOT TO SCALE



HANDICAP RAMP DETAIL
SCALE: 1"=5'



CROSSWALK LAYOUT PLAN
NEWTON, MASSACHUSETTS
 SHOWING PROPOSED CONDITIONS AT
 #714 BEACON STREET
 SCALE: 1in.=20ft. DATE: DECEMBER 22, 2014
 REVISED: MARCH 4, 2015, APRIL 29, 2015
 PROJECT: 214201



VTP
ASSOCIATES
 INC.

LAND SURVEYORS - CIVIL ENGINEERS.
 132 ADAMS STREET, 2nd FLOOR, SUITE 3.
 NEWTON, MA 02458
 (617) 332-8271