



## City Council Reports Docket

April 4: Land Use

April 5: Programs & Services; Public Safety & Transportation; Public Facilities

April 12: Zoning & Planning; Finance

April 13: Land Use

Monday, April 3, 2017

Continued

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7:45 PM, Newton City Hall

To be reported on

Tuesday, April 18, 2017



**RECEIVED**

By ssullivan at 4:41 pm, Apr 13, 2017

### City of Newton

### In City Council Items to be Acted Upon

#### Referred To Land Use Committee

Tuesday, April 4, 2017

Present: Councilors Laredo (Chair), Schwartz, Crossley, Auchincloss, Cote, Lennon, Lipof, Harney; also present: Councilors Leary, Sangiolo

**#60-17**

#### **Request to Rezone Hovey Street parcels**

SUNRISE DEVELOPMENT, INC./431 WASHINGTON STREET, LLC petition for a change of zone to Business Use 2 for land located at 29 Hovey Street, also identified as Section 12, Block 006, Lot 004, and an unnumbered lot on Hovey Street, also identified as Section 12, Block 006, Lot 003, containing approximately 34,361 sq. ft. of land in a district zoned MULTI RESIDENCE 2, further described as follows:

Beginning at a point on the Westerly side of Hovey Street, said point being N 21°00'54" W and a distance of one hundred twenty-six and no hundredths (126.00) feet from a bound at the Northwesterly intersection of Hovey and Washington Streets being the southeast corner of the parcel herein described; thence

S 69°15'05" W	A distance of seventy-three and forty hundredths (73.40) feet to a point; thence
S 69°07'43" W	A distance of one hundred forty-five and no hundredths (145.00) feet to a point; thence
N 20°20'22" W	A distance of forty-five and fifty hundredths (45.50) feet to a point; thence
N 18°34' 11" E	A distance of sixty-one and forty-seven hundredths (61.47) feet to a point; thence
N 21°09'23" E	A distance of two and forty-one hundredths (2.41) feet and on the same bearing a distance of thirty-six and eight hundredths (36.08) feet to a point; thence

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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.

N 21°31'11" E A distance of one hundred sixteen and eighty-eight hundredths (116.88) feet to a point; thence  
 N 28°57'55" E A distance of twelve and seventy hundredths (12.70) feet to a point; thence  
 N 71°07'46" E A distance of sixty-four and fifteen hundredths (64.15) feet to a point; thence  
 S 21°00'54" E A distance of one hundred thirty-one and no hundredths (131.00) feet and on the same bearing a distance of eighty-three and no hundredths (83.00) feet by the Westerly sideline of Hovey Street to the point of beginning.

Said parcel containing 34,361 square feet or 0.789 acres, more or less.

The request for a change of zone and associated plans and documents are on file with the City Clerk's office at Newton City Hall.

**Land Use Held 8-0 to May 23, 2017**

**#61-17**

**Special Permit Petition to construct elderly housing on Washington Street**

SUNRISE DEVELOPMENT, INC./431 WASHINGTON STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct elderly housing with services in excess of 20,000 sq. ft. of gross floor area, consisting of 85 living units in a four-story structure not to exceed 48' in height and Floor Area Ratio not to exceed 2.0, extending the existing nonconforming front setback and constructing a retaining wall greater than 4' in a setback at 431 Washington Street, 29 Hovey Street, and the adjacent unnumbered lot to the north on Hovey Street, on land known as Section 12 Block 006 Lots 003, 004, and 005, containing approximately 66,909 sq. ft. of land in districts zoned BUSINESS 2 AND MULTI-RESIDENCE 2. Ref.: 7.3, 7.4, 4.1.2.B.1, 4.1.2.B.3, 4.1.3, 4.4.1, 5.1.13, 5.4.2.B, 5.11.11, 6.2.10, 6.2.10.B, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2015.

**Land Use Held 8-0 to May 23, 2017**

### **Referred To Zoning & Planning Committee**

Wednesday, April 12, 2017

Present: Councilors Hess-Mahan (Chair), Sangiolo, Baker, Kalis, Yates, Albright and Baker; absent: Councilor Leary; also present: Councilor Crossley

**#66-17**

**Mayor's appointment of Martin Smargiassi to Auburndale Historic District Comm.**

MARTIN SMARGIASSI, 20 Fern Street, Auburndale, appointed as a member of the AUBURNDALE HISTORIC DISTRICT COMMISSION for a term to expire May 31, 2020 (60 days 05/19/17) [03/13/17 @ 3:26PM]

**Zoning & Planning Approved 7-0**

- #69-17 Mayor's appointment of Brett Catlin to Chestnut Hill Historic District Commission**  
BRETT CATLIN, 121 Suffolk Road, Chestnut Hill, appointed as a member of the CHESTNUT HILL HISTORIC DISTRICT COMMISSION for a term to expire May 31, 2020 (60 days 05/19/17) [03/13/17 @ 3:26PM]

**Zoning & Planning Approved 7-0**

- #360-16(2) Zoning amendment to rezone 160 R Stanton Avenue**  
DIRECTOR OF PLANNING AND DEVELOPMENT requesting to rezone land known as Section 43, Block 45, Lot 33 located at 160 R Stanton Avenue from PUBLIC USE to MULTI RESIDENCE 3 in order to prepare the site for multi-family affordable housing development. [03/23/17 @ 11:44 AM]

**Zoning & Planning Held 7-0**

- #109-15 Zoning amendment for inclusionary housing provisions from 15% to 20%**  
HIS HONOR THE MAYOR requesting consideration of changes to the inclusionary housing provisions of the Zoning Ordinance to increase the required percentage of affordable units to 20% with the additional 5% set aside for middle income households. [04/24/15 @ 2:38 PM]

**Zoning & Planning Held 7-0**

- #80-13 Updates on the zoning reform project**  
THE PLANNING DEPARTMENT requesting update discussions of the zoning reform project. [02/25/13 @ 12:31 PM]

**Zoning & Planning Held 7-0**

**Referred to Zoning & Planning, Land Use and Finance Committees**

- #104-15 Qualification of affordable units on Comm Ave, Pearl and Eddy Streets**  
ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department with the following information: How many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify to be included on the State's Subsidized Housing Inventory List. If a property is not currently on the list, what can be done to make it eligible. [04/09/15 @ 12:00 PM]

**Land Use to Meet**

**Finance Committee Held 8-0**

**Zoning & Planning voted No Action Necessary 7-0**

**Referred to Programs & Services Committee**

Wednesday, April 5, 2017

Present: Councilors Rice (Chair), Leary, Auchincloss, Sangiolo, Kalis, Baker and Schwartz; absent: Councilor Hess-Mahan; also present: Councilors Yates, Cote and Harney

- #31-15(5) Citizens Petition to amend the noise ordinance relative to leaf blowers**  
PHILIP JEPSEN ET AL. submitting a petition, pursuant to Article 10, Section 2 of the City of Newton Charter, to amend Section 20-13, Noise Control, in the City of Newton Ordinances as it relates to dates and hours of operation of leaf blowers and types of leaf blowers allowed. [02/21/17 @ 8:37 AM]  
**Hearing Closed; Programs & Services voted No Action Necessary 7-0**

**Referred To Public Safety & Transportation Committee**

Wednesday, April 5, 2017

Present: Councilors Ciccone (Chair), Blazar, Harney, Yates and Cote; absent: Councilors Fuller, Norton and Lipof

- #41-17 Resolution requesting the speed limit on Quinobequin Road be reduced to 25 mph.**  
COUNCILOR YATES, requesting that the Mass Department of Conservation and Recreation reduce the speed limit on all sections of Quinobequin Road to 25 mph in conformity with the speed limit in the City. [02/09/17 @ 9:28 PM]  
**Public Safety & Transportation Approved 5-0**
- #71-17 Amendment relative to docketing Traffic Council petitions**  
PUBLIC SAFETY & TRANSPORTATION COMMITTEE, proposing to amend **Sec. 19-29. Docketing of petitions; determination of eligibility for hearing.** by deleting section (c) (3). [03/10/17 @ 4:54 PM]  
**Public Safety & Transportation Held 4-0, (Harney not voting)**
- #25-17 Resolution requesting MBTA repair the pedestrian bridge near the Elliot MBTA station**  
COUNCILORS YATES, RICE AND CROSSLEY, requesting that the MBTA repair the pedestrian bridge from the south side of Route 9 to the Elliot MBTA station. [01/23/17 @ 1:41 PM]  
**Public Safety & Transportation Voted No Action Necessary 5-0**

**Referred To Public Facilities Committee**

Wednesday, April 5, 2017

Present: Councilors Crossley (Chair), Albright, Laredo, Lappin; absent: Councilors Danberg, Gentile, Lennon, Brousal-Glaser

- #49-17 Petition for grant of location at Caldon Path**  
EVERSOURCE ENERGY petition for a grant of location to install  $\pm$  39' of conduit southerly to pole 359/12 (adjacent to 44 Caldon Path), headed in a southwesterly direction  $\pm$  501' to two proposed manholes. [(Ward 8) 02/06/16 @ 11:07 AM]  
**Public Facilities Approved 4-0**

- #50-17      Petition for grant of location at O'Rourke Path/Hanson Road/Callahan Path**  
EVERSOURCE ENERGY petition for a grant of location to install conduit westerly from pole 359/9 a distance of 24'± in a southwesterly direction to one proposed manhole a distance of 466'± continuing southwesterly 12'± to a second proposed manhole in Callahan Path. [(Ward 8) 02/06/16 @ 11:02 AM]  
**Public Facilities Approved 4-0**
- #51-17      Petition for grant of location at Timson Path/Saw Mill Brook Parkway**  
EVERSOURCE ENERGY petition for a grant of location to install conduit westerly from pole 366/8 in Saw Mill Brook Parkway a distance of 430'± in a northerly direction to a proposed manhole in front of 15 Timson Path continuing northeasterly to a second proposed manhole in front of 27 Timson Path. [(Ward 8) 02/06/16 @ 11:04 AM]  
**Public Facilities Approved 4-0**
- #52-17      Petition for a grant of location at Spiers Road/Shute Path**  
EVERSOURCE ENERGY petition for a grant of location to install 141'± of conduit northwesterly from pole 371/16 on Spiers Road in a northwesterly direction to a proposed manhole in front of 147 Shute Path. [(Ward 8) 02/08/16 @ 2:55 PM]  
**Public Facilities Approved 4-0**
- #73-17      Eversource petition for grant of location at Osborne Path/Van Roosen Road**  
EVERSOURCE ENERGY petition for a grant of location to install conduit from a proposed manhole in front of 112 Osborne Path in a southwesterly direction to pole 352/4 a distance of 145'± in Van Roosen Road. [(Ward 8) 02/27/2017 @ 2:54 PM]  
**Public Facilities Approved 4-0**
- #74-17      Eversource petition for grant of location at Chinian Path**  
EVERSOURCE ENERGY petition for a grant of location to install one manhole 3' easterly to Chinian Path in a westerly direction 397± to a second proposed manhole in front of #49 Chinian Path continuing in a westerly direction 45'± to pole 232/22 in Wiswall Road. [(Ward 8) 02/06/16 @ 11:03 AM]  
**Public Facilities Approved 4-0**
- #36-17      Ordinance amendment to require peer review of wires communication attachments**  
COUNCILOR CROSSLEY, ALBRIGHT AND LAPPIN requesting an Ordinance, pursuant to Mass. General laws Chapter 166, Section 22 and Chapter 44, Section 53G, the adoption of which would enable the City Council to require peer review of grant of location petitions, including proposed wireless communications equipment attachments to poles or structures in the public way (and on public lands), at the petitioner's expense, to assist the Council in deciding requested grants of location.  
**Public Facilities Approved 4-0**

**Referred to Public Facilities and Finance Committees****#255-14(5) Transfer of funds within the Zervas School Project Budget**

HIS HONOR THE MAYOR requesting an amendment to the Zervas Elementary School Project – Project Budget – legal Level of Control included in Board order #255-14(4) approved December 1, 2014 by transferring a total amount of two hundred thirty-two thousand nine hundred thirty-one dollars (\$232,931) from the “Owners Contingency” as follows: \$179,356 to the “Furniture/Fixtures/Equipment” line item, \$35,305 to the “Computer Equipment” line item, and \$18,270 to the “Moving” line item. [03/27/17 @ 2:20 PM]

**Finance Approved 8-0 on 04/12/17**

**Public Facilities Approved 4-0**

**Referred to Public Facilities and Finance Committees****#92-17 Transfer \$130,000 for repair of traffic signals**

HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred thirty thousand dollars (\$130,000) from the Department of Public Works Full-time Salaries Account to the Department of Public Works Transportation Electrical Equipment Repairs & Maintenance Account to fund costs associated with the repair of traffic signals throughout the City due to knock-downs as well as general maintenance requirements. [03/27/17 @ 2:19 PM]

**Finance Approved 8-0 on 04/12/17**

**Public Facilities Approved 4-0**

**Referred to Public Facilities and Finance Committees****#93-17 Appropriation of \$4,582,904 for the Accelerated Roads Program**

HIS HONOR THE MAYOR requesting authorization to appropriate and expend the following amounts for the purpose of funding the City’s Accelerated Roads Program:

<u>Account</u>	<u>Amount</u>
Parking Meter Receipts-14D Accts	\$982,904
Free Cash	\$3,600,000

**Finance Approved 8-0 on 04/12/17**

**Public Facilities Approved 4-0**

**Referred to Public Facilities and Finance Committees****#94-17 Bond authorization for intersection realignments and traffic signals on Dedham St**

HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one million four hundred thousand dollars (\$1,400,000) from bonded indebtedness for the purpose of funding the Dedham and Nahanton Streets intersection and the Dedham, Brookline, and Carlson Streets intersection realignments and traffic signalization upgrades. [03/27/17 @ 2:19 PM]

**Finance Approved 8-0 on 04/12/17**

**Public Facilities Approved 4-0**

**Referred to Public Facil, Programs & Serv, and Public Safety & Trans Committees**

- #46-15      Discussion of parking options for school and municipal parking lots**  
ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits. [02/11/15 @ 1:35 PM]  
**Public Safety and Transportation voted No Action Necessary 6-0 on 03/08/17**  
**Programs & Services voted No Action Necessary 5-0 (Councilor Schwartz not voting)**  
**Public Facilities Voted No Action Necessary 4-0**

**Referred to Finance Committee**

Wednesday, April 12, 2017

Present: Councilor Gentile (Chair), Ciccone, Norton, Brousal-Glaser, Rice, Blazar, Fuller, and Lappin

**Referred to Public Facilities and Finance Committees**

- #255-14(5)      Transfer of funds within the Zervas School Project Budget**  
HIS HONOR THE MAYOR requesting an amendment to the Zervas Elementary School Project – Project Budget – legal Level of Control included in Board order #255-14(4) approved December 1, 2014 by transferring a total amount of two hundred thirty-two thousand nine hundred thirty-one dollars (\$232,931) from the “Owners Contingency” as follows: \$179,356 to the “Furniture / Fixtures / Equipment” line item, \$35,305 to the “Computer Equipment” line item, and \$18,270 to the “Moving” line item. [03/27/17 @ 2:20 PM]  
**Public Facilities Approved 4-0 on 04/05/17**  
**Finance Approved 8-0**
- #86-17      Accept grant for a conference/training for Environmental Health Specialists**  
HIS HONOR THE MAYOR requesting authorization to accept and expend a grant in the amount of three thousand dollars (\$3,000) from Association of Food and Drug Officials to allow for attendance to a conference for training for the Environmental Health Specialists. 03/27/17 @ 2:19 PM]  
**Finance Approved 8-0**
- #87-17      Accept grant for recruiting and training medical reserve corps members**  
HIS HONOR THE MAYOR requesting authorization to accept and expend a grant from the National Association of County and City Health Officials in the amount of thirteen thousand dollars (\$13,000) for the purpose of helping to recruit and train medical reserve corps members to increase health and human service capacity to conduct outreach on health programming and initiatives throughout the community. [03/27/17 @ 2:20 PM]  
**Finance Approved 8-0**



**Referred to Public Facilities and Finance Committees**

**#77-17**

**Amendment to include ordinances on illicit discharges to storm drains**

HIS HONOR THE MAYOR requesting amendments to the City of Newton Revised Ordinances, 2012 to include new sections related to illicit discharges to storm drains, which meet the requirements set forth under the City's Municipal Separate Storm Sewer System Permit. [03/13/17 @ 4:39 PM]

**Public Facilities Approved 7-0 on 03/22/17**

**Finance Approved as Amended 8-0**

**Referred to Public Facilities and Finance Committees**

**#78-17**

**Appropriate \$71,800 for engineering services**

HIS HONOR THE MAYOR requesting authorization to appropriate and expend seventy-one thousand eight hundred dollars (\$71,800) from the Storm Water Surplus Account for the purpose of funding professional engineering services for the design and construction engineering phases of the rehabilitation of the Flowed Meadow Pump Station. [03/13/17 @ 4:39 PM]

**Public Facilities Approved 7-0 on 03/22/17**

**Finance Approved 8-0**

**#88-17**

**Transfer of \$25,000 to purchase bicycle racks**

HIS HONOR THE MAYOR requesting authorization to transfer the sum of twenty-five thousand dollars (\$25,000) from the Department of Public Works Full-time Salaries-Transportation Account to the Department of Public Works Other Capital Equipment Account for the purpose of purchasing bicycle racks to be located throughout the City. [03/27/17 @ 2:20 PM]

**Finance Approved 8-0**

**Referred to Public Facilities and Finance Committees**

**#92-17**

**Transfer \$130,000 for repair of traffic signals**

HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred thirty thousand dollars (\$130,000) from the Department of Public Works Full-time Salaries Account to the Department of Public Works Transportation Electrical Equipment Repairs & Maintenance Account to fund costs associated with the repair of traffic signals throughout the City due to knock-downs as well as general maintenance requirements. [03/27/17 @ 2:19 PM]

**Public Facilities Approved 4-0 on 04/05/17**

**Finance Approved 8-0**



**Referred to Public Facilities and Finance Committees**

#94-17

**Authorize bond for intersection realignments and traffic signals on Dedham St**

HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one million four hundred thousand dollars (\$1,400,000) from bonded indebtedness for the purpose of funding the Dedham and Nahanton Streets intersection and the Dedham, Brookline, and Carlson Streets intersection realignments and traffic signalization upgrades.  
[03/27/17 @ 2:19 PM]

**Public Facilities Approved 4-0 on 04/05/17****Finance Approved 8-0****Referred to Public Facilities and Finance Committees**

#93-17

**Appropriation of \$4,582,904 for the Accelerated Roads Program**

HIS HONOR THE MAYOR requesting authorization to appropriate and expend the following amounts for the purpose of funding the City's Accelerated Roads Program:

<u>Account</u>	<u>Amount</u>
Parking Metter Receipts-14D Accts	\$982,904
Free Cash	\$3,600,000

**Public Facilities Approved 4-0 on 04/05/17****Finance Approved 8-0****Referred to Zoning & Planning, Land Use and Finance Committees**

#104-15

**Qualification of affordable units developed at Comm Ave, Pearl St, and Eddy St**

ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department re how many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify for inclusion on the State's Subsidized Housing Inventory List; if a property is not on the list, what can be done to make it eligible.  
[04/09/15 @ 12:00 PM]

**Land Use to Meet****Zoning & Planning Voted No Action Necessary on 04/12/17****Finance Held 8-0**