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City Clerk

## City Council Docket

March 17: Programs & Services, Public Facilities  
March 18: Public Safety & Transportation  
March 22: Zoning & Planning, Finance  
March 23: Land Use  
March 24: Real Property Reuse

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**Monday, March 15, 2021**

7:45 PM, Virtual

To be reported on  
Monday, April 5, 2021

The City Council will hold this meeting as a virtual Zoom meeting on Monday, March 15, 2021 at 7:45 PM. To view this meeting use this link at the above date and time:

<https://us02web.zoom.us/j/85254242590>

One tap mobile

US: +13017158592,,85254242590#

Land line

US: +1 301 715 8592

Meeting ID: 852 5424 2590

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

##### ***Public Hearing to be Assigned***

**#88-21**

**Petition to extend nonconforming front setback at 89 Pine Street**

ABHAY AND ROMA MAYUR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a front porch, extending the nonconforming front setback condition at 89 Pine Street, Ward 4, Auburndale, on land known as Section 44 Block 35 Lot 87, containing approximately 22,698 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec. 7.3.3, 7.4, 3.1.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

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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.

***Public Hearing to be Assigned***

**#89-21**      **Petition to amend special permit Council Order #566-18 at 432 Cherry Street**  
DENNIS CAMERON/CRM MANAGEMENT, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Council Order #566-18 to maintain the existing office building, the change in use requires a waiver of four stalls at 424-432 Cherry Street, Section 33 Block 11 Lot 2, containing approximately 14,804 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec. 7.3.3, 7.4, 5.1.13, 5.1.4 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned***

**#90-21**      **Petition to allow single-family attached dwelling units at 145 Warren Street**  
145 WARREN STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow four single-family attached dwellings in two buildings, to allow reduced side setbacks, to increase the allowed lot coverage, to allow a driveway within ten feet of the side lot line and to allow retaining walls greater than 4' within a setback, to waive the requirement for one accessible parking stall and to allow a reduced driveway width at 145 Warren Street, Ward 6, Newton Centre, on land known as Section 61 Block 39 Lot 10, containing approximately 23,399 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 6.2.3.B.2, 5.4.2.B, 5.1.8.B.3, 5.1.13, 5.1.8.D.1 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned***

**#91-21**      **Zoning amendments for Riverside project**  
MD 399 GROVE OWNER, LLC/RAMIREZ CONCORD, LLC/BH NORMANDY RIVERSIDE, LLC/MASSACHUSETTS BAY TRANSPORTATION AUTHORITY requesting amendments to Chapter 30, Newton Zoning Ordinance, in Sections 4.2.4 and 4.4.1 and 6.2.10 relative to the Mixed Use 3 District.

***Public Hearing to be Assigned***

**#27-20(2)**      **Petition to amend Special Permit #27-20 for Mixed Use Transit Oriented Development at Riverside Station**  
MD 399 GROVE OWNER, LLC/RAMIREZ CONCORD, LLC/BH NORMANDY RIVERSIDE, LLC/MASSACHUSETTS BAY TRANSPORTATION AUTHORITY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend the Special permit site plan as approved by Council Order #27-20 to allow changes to: the square footage of all of the approved buildings, the heights of Buildings 1, 2, 3, 4, 7, 8, 9 and 10, the building footprints shown on the site plan, the open space as shown on the approved site plan, the Comprehensive Sign Package, all at 355 and 399 GROVE STREET on land known as Section 42, Block 11, Lots 3, 4 and 4A, containing approximately 13.05 acres of land in districts zoned Mixed Use 3 Transit Oriented (MU3). Ref: Sec. 4.2.3, 4.2.4, 7.3.3, 7.4, 7.3.5 of the City of Newton Revised Zoning Ordinance, 2017. Proposed Amendments are subject to the proposed text changes to the MU-3 zoning district.

**Referred to Zoning & Planning Committee**

- #92-21**      **Reappointment of John Wyman to the Chestnut Hill Historic District Commission**  
HER HONOR THE MAYOR reappointing John Wyman, 47 Old Orchard Road, Newton, as a full member of the CHESTNUT HILL HISTORIC DISTRICT COMMISSION for a term to expire on November 15, 2023. (60 days: 05/14/21)
- #93-21**      **Reappointment of Matthew Montgomery to the Chestnut Hill Historic District Commission**  
HER HONOR THE MAYOR reappointing Matthew Montgomery, 57 Bowen Street, Newton, as a full member of the CHESTNUT HILL HISTORIC DISTRICT COMMISSION for a term to expire on November 15, 2023. (60 days: 05/14/21)
- #94-21**      **Reappointment of Robert Imperato to the Chestnut Hill Historic District Commission**  
HER HONOR THE MAYOR reappointing Robert Imperato, 145 Washington Street, Newton, as a full member of the CHESTNUT HILL HISTORIC DISTRICT COMMISSION for a term to expire on November 15, 2022. (60 days: 05/14/21)
- #95-21**      **Reappointment of Samuel Perry to the Chestnut Hill Historic District Commission**  
HER HONOR THE MAYOR reappointing Samuel Perry, 26 Old Orchard Road, Chestnut Hill, as an alternate member of the CHESTNUT HILL HISTORIC DISTRICT COMMISSION for a term to expire on November 15, 2021. (60 days: 05/14/21)
- #96-21**      **Requesting to honor The Fair Housing Committee with a resolution**  
COUNCILORS ALBRIGHT, BOWMAN, CROSSLEY, DANBERG, HUMPHREY, NOEL, RYAN, DOWNS, KALIS, KRINTZMAN, GREENBERG AND GROSSMAN requesting to honor The Fair Housing Committee with a resolution recognizing their important work in fair access to housing and providing equal opportunity for all.

**Referred to Finance Committee**

- #97-21**      **Authorization to expend a US Food and Drug Administration Grant of \$3,000**  
HER HONOR THE MAYOR requesting authorization to accept and expend a three thousand dollars (\$3,000) grant from the United States Food and Drug Administration for the cost of electronic inspection software for restaurant inspections.
- #98-21**      **Resolution in Support of HD.144 which authorizes 5% charge for streaming providers**  
PRESIDENT ALBRIGHT AND VICE PRESIDENT LIPOF requesting Council support for a resolution to the Massachusetts legislature for HD 1440 which will help cable providers survive through the trending movement away from cable providers to streaming video providers. The streaming video providers use the same public way as cable providers but do not pay for it. This act will authorize a 5% charge for the use of the public way. Through HD.1440 the Commonwealth will join a majority of states which now authorize such payments.

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

**Referred to Programs & Services and Finance Committees**

**#99-21**

**Discussion regarding resources needed for a safe return to in-person learning**

COUNCILORS KRINTZMAN, GROZZMAN, LAREDO, WRIGHT, KALIS, MALAKIE, GREENBERG, LEARY, RYAN, BAKER, ALBRIGHT AND NOEL Requesting a discussion about the resources necessary for a speedy and safe return to in person learning, in compliance with the March 9, 2021 guidance from the Massachusetts Department of Elementary and Secondary Education and in anticipation of more than \$48 million in Federal Aid from the American Rescue Plan