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City Council Docket

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April 6: Land Use
April 7: Programs & Services, Public Safety & Transportation
Public Facilities
April 12: Zoning & Planning, Finance
April 13: Land Use

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Continued
Monday, April 5, 2021
7:45 PM, Virtual
To be reported on
Tuesday, April 20, 2021

The City Council will hold this meeting as a virtual Zoom meeting on Monday, April 5, 2021 at 7:45 PM.
To view this meeting use this link at the above date and time:
<https://us02web.zoom.us/j/84186090686>

One tap mobile
US: +13126266799,,84186090686#

Land line
US: +1 301 715 8592
Meeting ID: 841 8609 0686

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

- #368-20(2) Petition to amend Council Order #368-20 to allow change to FAR calculation**
HOLLIS REALTY LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend special permit Council Order #368-20 to allow FAR relief in excess of what was approved to reflect the atria space shown on the approved plans at 14 Hollis Street, Ward 1, Newton, on land known as Section 72 Block 06 Lot 21, containing approximately 9,811 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

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, or 617-796-1253. For Telecommunications Relay Service dial 711.*

Public Hearing to be Assigned

#100-21 **Petition to allow free-standing sign and dimensional parking relief at 104 Needham St**
RK NEWTON LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to reconfigure the parking lot to increase the number of parking stalls, requiring dimensional relief and to allow a free-standing sign at 104 Needham Street, Ward 8, Newton Upper Falls, on land known as Section 83 Block 12 Lot 8, containing approximately 7,500 sq. ft. of land in a district zoned MIXED USE 2. Ref: Sec. 7.3.3, 7.4, 5.2.13.A, 5.2.13.B, 5.1.4, 5.1.13, 7.8.2.C.2, 5.1.8.A.1, 5.1.8.B.1, 5.1.8.B.2, 5.1.8.C, 5.1.8.D.2, 5.1.8.E.1, 5.1.9, 5.1.10.A of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

#101-21 **Petition to allow single-family attached dwelling units at 667 Boylston Street**
CZ FLEET, LLC/MINGZONG ZOU petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow four single-family attached dwellings in two buildings, to allow reduced front and rear setbacks, to allow parking in the side setback and to allow a driveway within ten feet of the side lot line at 667 Boylston Street, Ward 6, Newton Centre, on land known as Section 52 Block 29 Lots 40 and 41 containing approximately 16,959 sq. ft. of land in a district zoned MULTI-RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 5.1.7.A, 5.1.13, 6.2.3.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

#102-21 **Petition to waive five parking stalls and allow increase in restaurant seating at 527 Waltham St/1293-1297 Washington Street**
NEW TOWNE HOSPITALITY LLC D/B/A BLUEBIRD BAR & WOOD FIRED GRILL/KENMORE REALTY CORPORATION petition for SPECIAL PERMIT/SITE PLAN APPROVAL to waive five parking stalls and to amend Special Permit Board Orders #18-98 and #18-98(2) to allow an increase in number of restaurant seats at 527 Waltham Street (1293-1297 Washington Street) Ward 3, West Newton, on land known as Section 33 Block 11 Lots 13 and 12, containing approximately 17,867 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec 7.3.3, 7.4, 5.1.4, 5.1.13 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

#103-21 **Petition to allow for-profit education use at 1087 Beacon Street (Unit #304)**
GILLI LAVRISHINA/SHARON DRIVING SCHOOL/1087 BEACON REALTY TRUST II petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a for-profit school in a 738 sq. ft. space within the existing building at 1087 Beacon Street, Ward 6, Newton Centre, on land known as Section 64 Block 5 Lot 1L, containing approximately 16,925 sq. ft. in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 4.4.1, 6.3.14.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

- #104-21** **Petition to extend non-conforming two-family use at 74-76 Cummings Road**
JOHN ARONE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to convert the existing two-family dwelling into a single family and construct a second unit, extending the non-conforming two-family use, to allow extension of a non-conforming front setback and to exceed FAR at 74-76 Cummings Road, Ward 2, Newton Centre, on land known as Section 64 Block 03 Lot 40, containing approximately 17,528 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

- #105-21** **Petition to exceed FAR and extend non-conforming structure at 350 Woodward Street**
DANIEL SHANKS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a second story side addition above an existing sunroom and a rear addition containing an attached garage and two and a half story addition above, exceeding the allowable FAR and extending the non-conforming 3.5 story structure at 350 Woodward Street, Ward 5, Waban, on land known as Section 54 Block 08 Lot 23, containing approximately 7,576 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Referred to Zoning & Planning Committee

- #106-21** **Request authorization, pursuant to the 2020 Revised Citizen Participation Plan**
HER HONOR THE MAYOR requesting City Council authorization, pursuant to the 2020 Revised Citizen Participation Plan, to submit the FY22 Annual Action Plan to the US Department of Housing and Urban Development (HUD) for the City of Newton Community Development Block Grant (CDBG) and Emergency Solution Grant (ESG) funds and the WestMetro HOME Consortium.

Referred to Public Safety & Transportation Committee

- #107-21** **Resolution for the Council to send to General Court the matter of MBTA service cuts**
COUNCILOR DOWNS, LIPOF, HUMPHREY, KALIS, KELLEY, BOWMAN, KRINTZMAN, DANBERG, NOEL AND RYAN submitting a resolution for the Council to send to the General Court on the matter of MBTA service cuts.

Referred to Public Safety & Transportation and Public Facilities Committees

- #108-21** **Discussion about the use of speed bumps/humps/tables as a traffic calming measure**
COUNCILORS NORTON, ALBRIGHT, GREENBERG AND LEARY requesting a discussion about the use of speed bumps/humps/tables as a traffic calming measure more frequently deployed by Newton DPW.

Referred to Public Facilities Committee

Public Hearing to be Assigned for April 7, 2021

#109-21 Petition for grant of location on Parmenter Road

EVERSOURCE ENERGY petition for a grant of location to install a guy wire, hip and anchor at pole #109/3 on Parmenter Road. (Ward 3)

Public Hearing to be assigned for April 7, 2021

#110-21 National Grid petition for grant of location in Circuit Ave and Thurston Road

NATIONAL GRID petition for a grant of location to install and maintain gas main in Circuit Avenue and Thurston Road as follows:

- 1530'± of 4" plastic main in Thurston Road from the 8" plastic main in Circuit Avenue to the end of the main at #114 Thurston Road to replace 1530'± of 6" LP bare steel main;
- 1055'± of 4" of plastic main in Cottage Street from Thurston Road to Elliot Street to replace 845'± 4" LP cast iron and 10'± of 4" of LP plastic main;
- 320'± of 4" plastic main in Columbia Avenue from Cottage Street to the end of the main at #31 Columbia Avenue to replace 320"± of 4" LP bare steel main;
- 510'± of 4" plastic in Champa Street from Cottage Street to the end of the main at #41 Champa Street to replace 510'± 4" LP cast iron main

This work is a part of the Cast iron Main Replacement Program. (Ward 5)

#111-21 Discussion on private way acceptance and maintenance

PUBLIC FACILITIES COMMITTEE requesting an overview of Mass General Laws and City Ordinances pertaining to private way acceptance and maintenance.

#112-21 Discussion on the City's Street Sweeping Program

PUBLIC FACILITIES COMMITTEE requesting an update on the City's Street Sweeping Program regarding; signage, ways to improve efficiencies and ensuring that the City is in compliance with the National Pollutant Discharge Elimination System (NPDES) permit.

#113-21 Resolution in support of EPR and an expanded Bottle Bill

COUNCILORS LEARY, NORTON, KALIS, KRINTZMAN, NOEL, LUCAS, HUMPHREY, GROSSMAN, LIPOF, KELLEY, BOWMAN, DOWNS AND CROSSLEY requesting a resolution of the City of Newton supporting Extended Producer Responsibility and expanded Bottle Bill.

Referred to Finance Committee

#114-21 Discussion on Covid-19 expenditures

FINANCE COMMITTEE requesting updates from the Chief Financial Officer on the expenditure of funds for Covid-19.

- #115-21** **Acceptance of grant funds from COVID-19 pandemic response grant program**
HER HONOR THE MAYOR requesting authorization to accept and expend federal COVID-19 pandemic response grant program funds, including from the CARES Act and American Rescue Plan Act (ARPA).
- #116-21** **Discussion reviewing and confirming account designation and available funds**
FINANCE COMMITTEE request a discussion with the Comptroller, Chief Financial Officer, and Finance Committee Clerk regarding the process for reviewing and confirming account designation and available funds with respect to appropriation requests made to the Council.
- #117-21** **Request for Ordinance Amendments to Chapter 2 relating to paid leave time**
HER HONOR THE MAYOR requesting the authorization to grant new employees paid leave time in excess of the provisions currently set forth in Article 2, Sections 2-41, 2-65, and 2-67 of the Revised City of Newton Ordinances 2017.
- #118-21** **Submittal of the CAFR, and external audit reports**
COMPTROLLER transmitting the Comprehensive Annual Financial Report and external audit reports for fiscal year ending June 30, 2020 for City Council review/acceptance.

Referred to Public Safety & Transportation and Finance Committees

- #119-21** **Acceptance of grants funds from MassDOT's Shared Winter Streets and Spaces**
HER HONOR THE MAYOR requesting authorization to accept and expend the sum of one hundred ninety-nine thousand, nine hundred and nineteen dollars and ninety-two cents (\$199,919.92) in grant funding from MassDOT's Shared Winter Streets and Spaces grant to purchase and install four Blue Bikes Stations with bicycles.

Referred to Programs & Services and Finance Committee

- #120-21** **Request for Ordinance Amendments to Sec. 27-21 of the Newton Ordinances**
COUNCILORS MALAKIE, DOWNS, HUMPHREY, NORTON, WRIGHT, LIPOF, GREENBERG, LAREDO, GENTILE, BOWMAN AND RYAN requesting that Sec. 27-21 of Newton Ordinances be amended to increase the income limits for participation in the Senior Tax Work-off Program to adjust for wage and price inflation.

Referred to the Public Facilities and Finance Committees

- #121-21** **Transfer \$146,257 from the Cabot Elementary School Owner's Contingency budget**
HER HONOR THE MAYOR requesting the authorization to transfer the sum of one hundred forty-six thousand two hundred and fifty-seven dollars (\$146,257) from the Cabot Elementary School Owner's Contingency budget to the Architect & Consultants budget so that the additional design services costs can be reviewed for eligibility by the MSBA.