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City Council Reports Docket

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City Clerk

March 17: Programs & Services, Public Facilities

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March 22: Zoning & Planning, Finance

7:45 PM, Virtual

March 23: Land Use

To be reported on

March 23: Real Property Reuse

Monday, April 5, 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 Items to be Acted Upon

Unfinished Council Business

VETO BY HER HONOR THE MAYOR

Referred to Zoning & Planning and Finance Committees

#458-20

CPC Recommendation to appropriate \$1,433,000 in CPA funding for Grace Church

COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of one million four hundred and thirty-three thousand dollars (\$1,433,000) in Community Preservation Act historic resource funding to the Grace Episcopal Church Tower Restoration project for the stabilization and preservation of the historically significant ca. 1872 conical stone spire, tower and belfry.

Zoning & Planning Approved 4-3 (Councilors Danberg, Ryan and Leary Opposed) as amended to appropriate \$935,000 in CPA funds on 02/04/2021

Finance Approved 3-2 (Councilors Humphrey and Noel Opposed) on 02/04/2021

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 or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

City Council Approved on 03/01/2021 17 Yeas 5 Nays (Councilors Crossley, Humphrey, Noel, Ryan and Albright), 2 Vacancies

On March 8, 2021 in accordance with the provisions of Section 3-8 of the Newton City Charter entitled Adoption of Measures; Mayor's Veto., Her Honor the Mayor submitting her veto of Council Order #458-20 adopted by the City Council on March 1, 2021

Referred to Land Use Committee

Tuesday, March 23, 2021

Present: Lipof (Chair), Greenberg, Lucas, Kelley, Markiewicz, Downs, Bowman and Laredo; also present: Councilor Malakie

#314-20 **Petition to allow four single-family attached dwelling units at 23 Johnson Place**
CREATING HOMES LLC/MICHAEL LOHIN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow ~~four~~ three single-family attached dwelling units in two structures, to allow a retaining wall in excess of 4' and to allow a driveway within ten feet of the side lot line at 23 Johnson Place, Ward 4, Auburndale, on land known as Section 41 Block 7 Lot 14, containing approximately 16,767 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.2.4, 5.4.2.B, 6.2.3.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved request to Withdraw without Prejudice 7-0 (Councilor Lipof not Voting)

#522-20 **Petition to retaining wall greater than 4' in the setback at 17 Wallace Street**
ALI KIAPOUR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a retaining wall in excess of four feet in height within the side and rear setbacks at 17 Wallace Street, Ward 8, Newton Highlands, on land known as Section 83 Block 34 Lot 18, containing approximately 5,000 sq. ft. in a district zoned SINGLE RESIDENCE 3. Ref: Sec. 7.3.3, 7.4, 3.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved 8-0; Public Hearing Closed 01/12/2021

Referred to Zoning & Planning Committee

Monday, March 22, 2021

Present: Councilors Crossley (Chair), Leary, Albright, Wright, Krintzman, Danberg, Baker and Ryan; also Present: Councilors Downs, Bowman, Humphrey, Oliver, Greenberg, Kelley, Markiewicz, Malakie, Lucas, Lipof and Noel

#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)
Zoning & Planning Approved 8-0

- #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)
Zoning & Planning Approved 8-0
- #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)
Zoning & Planning Approved 8-0
- #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)
Zoning & Planning Approved 8-0
- #438-20 Request to create Newton Housing Trust to help support affordable housing development**
COUNCILORS ALBRIGHT, CROSSLEY, HUMPHREY, DANBERG, MALAKIE, KELLEY, BOWMAN, KALIS, GREENBERG, DOWNS, WRIGHT, RYAN, NOEL, LEARY, LIPOF AND NORTON requesting the Planning Department analyze mechanisms already in use in other cities and towns, identify funding sources, and create a Housing Trust in Newton to facilitate and foster the development of affordable housing in Newton.
Zoning & Planning Held 8-0
- #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.
Zoning & Planning Approved 6-0-2 (Councilors Baker and Wright abstaining)

Referred to Programs & Services Committee

Wednesday, March 17, 2021

Present: Councilors Krintzman (Chair), Wright, Albright, Humphrey, Ryan, Greenberg, and Baker;
Absent: Councilor Noel

- #82-21 Resolution to prioritize Covid-19 vaccinations for teachers**
COUNCILORS ALBRIGHT, GREENBERG AND DOWNS requesting the City Council adopt a resolution requesting the Governor to prioritize teachers to be vaccinated immediately.
Programs & Services Voted No Action Necessary 7-0

Referred to Programs & Services Committee

Monday, March 29, 2021

Present: Councilor Krintzman (Chair), Noel, Greenberg, Albright, Wright, Humphrey, Baker and Ryan; also present: Councilors Grossman, Malakie, Humphrey, Kalis, Oliver, Noel, Laredo, Lucas and Markiewicz

Referred to Programs & Services and Finance Committees

#99-21

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

COUNCILORS KRINTZMAN, GROSSMAN, LAREDO, WRIGHT, KALIS, MALAKIE, GREENBERG, LEARY, RYAN, BAKER, ALBRIGHT, MARKIEWICZ 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

Finance Held 6-0 on 03/29/2021

Programs & Services Held 7-0 (Councilor Baker not voting)

Referred to Public Facilities Committee

Wednesday, March 17, 2021

Present: Councilors Leary (Chair), Laredo, Kelley, Danberg, Norton, Kalis, Gentile and Crossley; also present: Councilors Krintzman, Noel, Greenberg, Albright, Wright, Humphrey, Baker, Ryan Malakie Downs and Bowman

#57-20

Request for Review/Update Double Pole compliance

COUNCILORS ALBRIGHT, DANBERG, LAREDO & CROSSLEY requesting an update from the Double Poles Working Group on the work of the group and the status of removing double poles and cataloguing and assigning responsibilities for transfer of utility and city wires.

Public Facilities Held 8-0

Referred to Finance Committee

Monday, March 29, 2021

Finance Committee: Councilors Grossman (Chair), Malakie, Humphrey, Kalis, Oliver and Noel; also present: Councilor Krintzman, Noel, Greenberg, Albright, Wright, Humphrey, Baker, Ryan, Laredo, Lucas and Markiewicz; absent: Councilors Gentile and Norton

#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.

Finance Approved 6-0

Referred to Programs & Services and Finance Committees

#99-21

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

COUNCILORS KRINTZMAN, GROSSMAN, LAREDO, WRIGHT, KALIS, MALAKIE, GREENBERG, LEARY, RYAN, BAKER, ALBRIGHT, MARKIEWICZ 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

Programs & Services Held 7-0 (Councilor Baker not voting) on 03/29/2021

Finance Held 6-0

Referred to Real Property Reuse Committee

Wednesday, March 24, 2021

Present: Councilors Danberg (Chair), Greenberg, Albright, Kelley, Markiewicz, Downs, Laredo and Kalis

#393-20

Reuse of former water tower site on Countryside Road

DIRECTOR OF PLANNING & DEVELOPMENT submitting on September 10, 2020 a letter recommending that the former water tower site, a 16,900 sq. ft. parcel of land on Countryside Road, Ward 8, Newton Centre, known as Property ID: 83036 0003A be made available for sale or lease pursuant to Ordinance Section 2-7.

Real Property Reuse Committee made an Initial Determination that the property be made available for Sale or Lease

Real Property Reuse Held 8-0