



RECEIVED

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City Council Docket

REVISED

4:26 pm, Jul 09, 2021

July 13: Land Use
July 14: Programs & Services, Public Safety & Transportation,
Public Facilities
July 27: Land Use

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Continued
Monday, July 12, 2021
7:45 PM, Virtual
To be reported on
Monday, August 9, 2021

The City Council will hold this meeting as a virtual Zoom meeting on Monday, July 12, 2021, at 7:45 pm.
To view this meeting use this link at the above date and time:

<https://us02web.zoom.us/j/84605733184>

One tap mobile

US: +16465588656,,84605733184#

Land line

US: +1 301 715 8592

Meeting ID: 846 0573 3184

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

Other Communications

#286-21

Grant of Location for a lateral crossing in Fox Hill Road

EVERSOURCE ENERGY petitioning for a grant of location to install 9'± of conduit in FOX HILL ROAD in a northerly direction from pole #1278/7 to private property at 263 Arnold Road.

Commissioner of Public Works Approved

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.*

#287-21 Grant of Location for a lateral crossing in Gardner Street
EVERSOURCE ENERGY petitioning for a grant of location to install 7'± of conduit in GARDNER STREET in a northerly direction from pole #170/3 to private property at 17 Gardner Street.
Commissioner of Public Works Approved

#289-21 Grant of Location for a lateral crossing in Elizabeth Circle
EVERSOURCE ENERGY petitioning for a grant of location to install 78'± of conduit in ELIZABETH CIRCLE in a northeasterly direction from pole #1095/3 to private property at 32 Elizabeth Circle.
Commissioner of Public Works Approved

Referred to Land Use Committee

Public Hearing to be Assigned

#261-21 Petition to increase nonconforming FAR at 44 Putnam Street
JASON RHODES petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a detached structure with a first-story garage and living space above, to allow dormers exceeding 50% of the length of the exterior wall of the story below and to increase the nonconforming FAR at 44 Putnam, Ward 3, West Newton, on land known as Section 32 Block 07 Lot 16, containing approximately 18,193 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2, 1..5.4.G.2.b of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

#262-21 Petition to allow ground floor residential use at 1295 Boylston Street
GUY COMPAGNONE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a ground floor single residential use in the existing dwelling at 1295 Boylston, Ward 5, Newton Upper Falls, on land known as Section 55 Block 54 Lot 15, containing approximately 2,452 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 4.4.1 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

#122-21 Amended Petition to extend nonconforming two-family use at 9-11 Noble Street
JOHN CARUSO petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct dormers in the attic level, extending the nonconforming two-family use and extending the nonconforming FAR at 9-11 Noble Street, Ward 3, West Newton, on land known as Section 44 Block 4 Lot 19, containing approximately 6,258 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec. 7.3.3, 7.4, 3.4.1, 7.8.2.C.2, 3.1.3, 3.1.9 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

- #263-21** **Petition to extend FAR and three-story structure at 15 Beaumont Avenue**
JACQUES AND NICOLE GOUPIL petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a three-story rear addition, extending the nonconforming FAR and nonconforming three-story structure at 15 Beaumont Avenue, Ward 2, Newtonville, on land known as Section 24 Block 28 Lot 02, containing approximately 10,685 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2, 5.4.2.B of the City of Newton Rev Zoning Ord, 2017.

Public Hearing to be Assigned

- #264-21** **Petition to allow a driveway with less than 12' in width at 680 Beacon Street**
JESSE SAGE AND YAEL HOFFMAN SAGE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a circular driveway with less than 12' in width at 680 Beacon Street, Ward 6, Newton Centre, on land known as Section 61 Block 38 Lot 14, containing approximately 16,722 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 5.1.7.C, 5.1.13 of the City of Newton Rev Zoning Ord, 2017.

Referred to Zoning & Planning Committee

- #265-21** **Reappointment of Lee Breckenridge to the Planning and Development Board**
HER HONOR THE MAYOR reappointing Lee Breckenridge, 173 Berkeley Street, Newton, as an alternate member of the PLANNING AND DEVELOPMENT BOARD for a term to expire on February 1, 2026. (60 days: 09/10/21)

Referred to Programs & Services Committee

- #266-21** **Request to move Ward 3, Precinct 1 and Ward 8, Precinct 2 Polling Locations**
ACTING CITY CLERK requesting that the Ward 3, Precinct 1 polling location, currently located at the Old Horace Mann School at 687 Watertown Street be relocated to Nordic Hall at the Scandinavian Living Center on 206 Waltham Street for all future elections as the Old Horace Mann School will be renovated and no longer available as a polling location. In addition, the polling location of Ward 8, Precinct 2, currently located at Temple Beth Avodah at 45 Puddingstone Lane be relocated to Oak Hill Middle School in Ward 8, Precinct 1, 130 Wheeler Road temporarily if needed for a Preliminary Election on Tuesday, September 14, 2021.

- #267-21** **Request for a discussion on rodent control in Newton**
COUNCILORS ALBRIGHT, KELLEY, LEARY, BOWMAN, CROSSLEY, GROSSMAN, HUMPHREY, LAREDO, LIPOF, LUCAS, MALAKIE, OLIVER, RYAN, DANBERG AND WRIGHT requesting a discussion regarding rodent activity control related to construction activities and the creation of an ordinance that would require a pest control management plan for any application to obtain a building permit which includes demolition and/or excavation on public or private property.

- #268-21 Appointment of Despina Felis to the Biosafety Committee**
HER HONOR THE MAYOR appointing DESPINA FELIS, 9 Hale Street, Newton, as a member of the BIOSAFETY COMMITTEE for a term to expire on September 30, 2024. (60 Days: 09/10/21)
- #269-21 Appointment of John Synnott to the Newton Commonwealth Foundation**
HER HONOR THE MAYOR appointing JOHN SYNNOTT, 22 Winona Street, Auburndale, to the NEWTON COMMONWEALTH FOUNDATION for a term to expire on August 31, 2024. (60 Days: 09/10/21)
- #270-21 Reappointment of Marcela Merino to the Community Education Commission**
HER HONOR THE MAYOR reappointing MARCELA MERINO, 66 Cloverdale Road, Newton, as a member of the COMMUNITY EDUCATION COMMISSION for a term to expire on May 31, 2023. (60 Days: 09/10/21)

Referred to Programs & Services and Public Safety & Transportation Committees

- #271-21 Request for a discussion on School Bus Transportation**
COUNCILORS BOWMAN, CROSSLEY, DANBERG, DOWNS, GREENBERG, GROSSMAN, HUMPHREY, KALIS, KELLEY, KRINTZMAN, LAREDO, LUCAS, MARKIEWICZ, NOEL, NORTON, OLIVER, RYAN, LEARY AND WRIGHT requesting a discussion with the Newton Public Schools to review the school bus transportation program including expenses and fees charged to students and upcoming bus contract and as part of a comprehensive school transportation strategy.

Referred to Public Safety & Transportation Committee

- #272-21 Request for quarterly updates on Task Force recommendation progress**
COUNCILORS NORTON, ALBRIGHT, WRIGHT, LUCAS, KALIS, GREEN, BOWMAN, HUMPHREY, LAREDO, KRINTZMAN, DOWNS, NORTON AND LIPOF requesting quarterly updates from the Mayor and Police Chief to the Police Reform Task Force and Public Safety and Transportation Committee on the progress toward implementing Task Force recommendations.

Referred to Public Facilities Committee

- #273-21 Reappointment of Robin Maltz to the Sustainable Materials Management Commission**
HER HONOR THE MAYOR reappointing Robin Maltz, 20 Chatham Road, Newton, as a member of the Sustainable Materials Management Commission for a term to expire on May 31, 2024. (60 Days: 09/10/21)

- #274-21 Reappointment of John Lewis to the Sustainable Materials Management Commission**
HER HONOR THE MAYOR reappointing John Lewis, 56 Lawmarissa Road, Newton, as a member of the Sustainable Materials Management Commission for a term to expire on May 31, 2024. (60 Days: 09/10/21)

Pursuant to the Council Rules, requests for Home Rule Petitions are referred to the Programs and Services Committee. Upon the objection of the referral of new business to a Committee, the Council may choose to refer new business to an alternate Committee or Committees. Councilor Leary has objected to the referral of item #275-21 to the Programs and Services Committee as the Public Facilities Committee has been engaged in discussions relative to electrification since 2020. With the Council vote to accept new items to the Docket, the following item will be referred to the Public Facilities Committee for discussion.

- #275-21 Request for Home Rule Petition to require electricity in new or rehabilitated buildings**
CHAIR OF THE PUBLIC FACILITIES COMMITTEE requesting a Home Rule Petition for special legislation to allow the City of Newton to enact an ordinance that requires new and substantially remodeled or rehabilitated buildings to use electricity instead of fossil fuels for heating and cooling systems and hot water appliances and for hot water by electricity or thermal solar.

Referred to Finance Committee

- #276-21 Acceptance of \$1,250 from Mass Humanities**
HER HONOR THE MAYOR requesting authorization to accept and expend the sum of one thousand two hundred and fifty dollars (\$1,250) from the Mass Humanities for the purpose of producing the Frederick Douglass reading of "What to the Slave is the Fourth of July?".
- #277-21 Acceptance of \$150,969 from MassDOT's Shared Streets and Spaces program**
HER HONOR THE MAYOR requesting authorization to accept and expend the sum of one hundred fifty thousand nine hundred sixty-nine dollars (\$150,969) from the MassDot's Shared Streets and Spaces program.
- #278-21 Amendment to the Engineering Design of Reconstruction of the Newton Library Contract**
HER HONOR THE MAYOR requesting authorization to amend Contract L-6580, Engineering Design of Reconstruction of the Newton Library Parking lot by an amount of thirty-seven thousand five hundred dollars (\$37,500)
- #279-21 Assessment of Curb Betterments**
COMMISSIONER OF PUBLIC WORKS requesting approval of the following mentioned sidewalk/driveway apron and/or curb betterments; said betterments to be levied under the provisions of MGL Chapter 83, Sec. 26, authorizing the assessment of betterments for construction:

Address	Owner Name	Book/Page	Sec/Block/Lot	Total Cost
17 Bunker Lane	Jonathan S Dietz & Lauren J Dietz	1461/1 (Reg. Land)	31-24-19	\$2,064.00
138 Waban Avenue	Howard A Cyker & Julie Cyker TRS	29634/451 (Rec. Land)	55-39-48	\$2,000.00
47 Lombard Street	Adam E Sulesky & Karen L Sulesky	67023/304 (Rec. Land)	13-12-09	\$2,165.00
20 Woodchester Drive	Guilherme Maredei and Danielle Costa Simeo Maradei	1543/152 (Reg. Land)	73-38-10A	\$3,984.00
175 Parmenter Road	Peter T Giang	51304/488 (Rec. Land)	44-03-31	\$2,112.00
1065 Walnut Street (on Duncklee Street only)	Arnold Stephen Freedman & Lori Melody Kahn TRS	36585/431 (Rec. Land)	52-11-06	\$4,304.00
151 Pine Ridge Road	Esmond S Jr Rice & Virginia A Rice	7631/261 (Rec. Land)	53-28-07	\$2,894.00
59 Lakewood Road	John B Gaines & Mary K Gaines	61303/304 (Rec. Land)	52-16-07	\$4,064.00
57 Taft Avenue	Montgomery Haddon Cagwin & Emily Grace Cagmwin	71940/424 (Rec. Land)	34-11A-22	\$2,320.00
11 Cushing Street	Matthew W Gore & Anya V Gore	69781/381 (Rec. Land)	52-27-09	\$2,800.00
209 Mt. Vernon Street	Peter A. Warren and Gretchen H Warren	28551/166	32-02-05	\$2,048.00
2 Hope Street, AKA 41 Day Street	Michael J Pacinda and Elizabeth Gomperz	1351/21	43-41-06	\$3,616.00

Referred to Zoning & Planning and Finance Committees

#280-21

CPC Recommendation to appropriate \$441,755.29 in CPA funding

COMMUNITY PRESERVATION COMMITTEE recommending appropriation of four hundred forty-one thousand seven hundred fifty-five dollars and twenty-nine cents (\$441,755.29) from the Community Preservation Act FY22 Historic Resource Reserve Fund Account to the control of the Planning & Development Department to provide the remaining recommended funding needed to complete the Grace Episcopal Church Tower Restoration project for the stabilization and preservation of the historically significant ca. 1872 conical stone spire, tower and belfry.

Referred to Zoning & Planning and Finance Committees

#281-21

CPC Recommendation to appropriate \$1,440,344 in CPA funding

COMMUNITY PRESERVATION COMMITTEE recommending appropriation of one million four hundred forty thousand three hundred and forty-four dollars (\$1,440,344) in Community Preservation Act funds, with \$288,068.80 to come from the Open Space Prior Year Reserve (Act# 5840-3599) and \$1,152,275.20 to come from the Prior Year Undesignated Fund (Acct# 5800-3599), to the control of the Planning & Development

Department for the implementation of the approved and permitted designs for Levingston Cove including the construction of new erosion controls, plantings, accessibility improvements and the installation of new public amenities including new pathways, benches and decks.

Referred to Public Facilities and Finance Committees

- #282-21** **Appropriate \$325,900 for the purchase of one new Volvo yard front end loader**
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of three hundred twenty-five thousand nine hundred dollars (\$325,900) and authorize a general obligation borrowing of an equal amount for the purchase of one new Volvo L120H Volvo 4.50 yard front end loader.

Referred to Public Facilities and Finance Committees

- #283-21** **Appropriate \$725,000 for the purchase of two 10-wheel swap loader trucks**
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of seven hundred twenty-five thousand dollars (\$725,000) and authorize a general obligation borrowing of an equal amount for the purchase of two 10-wheel swap loader trucks.

Referred to Public Facilities and Finance Committees

- #284-21** **Authorization to borrow up to \$20,837,000 from the MWRA**
HER HONOR THE MAYOR requesting authorization to borrow up to twenty million eight hundred thirty-seven thousand dollars (\$20,837,000) from the Massachusetts Water Resources Authority (MWRA) Local Water System Assistance Program Phase 3 as an interest free ten-year loan to be paid in equal, annual installments.

The following items were filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:

Referred to Public Facilities Committee

Public Hearing to be Assigned for July 14, 2021

- #285-21** **Eversource Energy petition for a Grant of Location on Pearl Street**
EVERSOURCE ENERGY petitioning for a grant of location to install one pole (Pole #28/2X) in Pearl Street. (Ward 1).

Referred to Public Facilities Committee

- #290-21** **Request for public way improvements at Pettee Square**
HER HONOR THE MAYOR requesting approval of the public way improvements at Pettee Square at the intersection of Chestnut Street and Oak Street as part of the Pettee Square streetscape enhancements in accordance with City Ordinance 26-51. Intersection improvements include pedestrian, bicycle and vehicular safety in keeping with the city's complete streets initiative.