



City Council Actions

In City Council

Tuesday, January 21, 2020

Present: Councilors Auchincloss, Baker, Bowman, Crossley, Danberg, Downs, Gentile, Greenberg, Humphrey, Kalis, Kelley, Krintzman, Laredo, Leary, Lipof, Malakie, Markiewicz, Noel, Norton, Ryan, Wright and Albright

Absent: Councilors Ciccone & Grossman

The City Council discussed the following items on Second Call:

Referred to Committee of the Whole

#425-18(2) Request set the date for a special election

PRESIDENT ALBRIGHT requesting the setting of the date for a special election in the event that it becomes necessary to call an election to refer to the voter's docket item #425-18, passed by the City Council on December 2, 2019.

Committee of the Whole Approved 15 Yeas, 7 Nays, 2 Absent

Item Chartered by Councilors Norton, Markiewicz, Kalis, Ciccone, and Malakie on January 8, 2020

Motion to set the date of April 7, 2020 for the date of the Special Election failed to carry 14 Nays, 8 Yeas (Councilors Baker, Gentile, Kalis, Laredo, Malakie, Markiewicz, Norton & Wright), 2 Absent (Councilors Ciccone & Grossman)

Motion to set the date of March 3, 2020 as the date of the Special Election was Approved 21 Yeas, 1 Nay (Councilor Markiewicz), 2 Absent Councilors Ciccone & Grossman)

Motion to Reconsider the item failed to carry by voice vote

Clerk's Note:

Referred to Zoning and Planning Committee

#37-20 Amend ordinances by creating a temporary suspension on landmark designation

COUNCILORS ALBRIGHT, AUCHINCLOSS, CROSSLEY, DOWNS, KELLEY, LIPOF, GREENBERG, KRINTZMAN, NOEL, LEARY, AND DANBERG proposing an amendment to Chapter 22 of the Revised Ordinances of the City of Newton, 2017 to temporarily suspend nominations made by the Historical Commission and the City Council for landmark designations of any land, buildings and structures in the City of Newton in order to allow the City adequate time to review the landmark ordinance and consider what revisions are appropriate. The temporary suspension will prevent and suspend the processing, and approval of any property currently under consideration for landmark designation and will temporarily suspend future landmark designations made by the Historical Commission and the City Council. Landmark nominations made by the Mayor,

Director of Planning and Development and the Commissioner of Inspectional Services shall not be affected. This temporary suspension shall end no later than December 31, 2020.

Zoning and Planning Held 7-0

A motion to set a public hearing date of January 27, 2020 was Approved by Voice Vote.

Clerk's Note:

Referred to Land Use Committee

#16-20 Petition to allow parking waiver and restaurant with more than 50 seats at Piccadilly Sq.

FIRST GENERAL REALTY GROUP petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a restaurant with more than 50 seats and a parking waiver of 478 parking stalls in Ward 6, Newton Centre, at 93-105 Union Street, (containing approximately 31455 sq. ft. of land) on land known as Section 61 Block 36 Lot 09, 1280 Centre Street (containing approximately 27,560 sq. ft. of land) on land known as Section 61 Block 36 Lot 05, 47-61 Langley Road (containing approximately 10,037 sq. ft. of land) on land known as Section 61 Block 36 Lot 06, 49-63 Union Street (containing approximately 8,735 sq. ft. of land) on land known as Section 61 Block 36 Lot 07 and 790-794 Beacon Street (containing approximately 7,400 sq. ft. of land) on land known as Section 61 Block 36 Lot 03, all zoned BUSINESS USE 1. Ref: 7.3.3, 7.4, 5.1.4.A, 5.1.13, 4.4.1, 6.4.29 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 6-0 (Laredo Recused); Public Hearing Closed 01/14/2020

Item Chartered by Councilor Gentile

Clerk's Note:

The City Council voted without discussion 22 Yeas, 2 Absent (Councilors Ciccone & Grossman) to Accept the Committee Recommendations on the following items:

Referred to Land Use Committee

Tuesday, January 7, 2020

#11-20 Special Permit to increase nonconforming FAR at 95 Suffolk Road

SARAH SHERMAN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a 189 sq. ft. one-story addition behind an existing detached garage, increasing the FAR to .43 where .41 exists and .33 is required at 95 Suffolk Road, Ward 7, Chestnut Hill, on land known as Section 72 Block 20 Lot 07, containing approximately 11,178 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.1.9, 7.8.2.C.2 of Chapter 30 of

the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Subject to Second Call 8-0; Public Hearing Closed 01/07/2020

A motion to suspend the rules to allow the Chair of the Land Use Committee to poll his Committee was Approved by Voice Vote

Land Use Approved on first call 8-0

#12-20

Special Permit to extend nonconforming setbacks at 18 Arapahoe Road

TRACY BASCETTA petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze an existing garage and replace it with a larger garage, extending the nonconforming side and rear setbacks at 18 Arapahoe Road, Ward 4, West Newton, on land known as Section 43 Block 07 Lot 23, containing approximately 5,086 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.4.3.A.1, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 8-0; Public Hearing Closed 01/07/2020

#10-20

Special Permit to extend nonconforming setbacks and exceed FAR at 68 Manet Road

MOHAMMED AND JOSEPHINE AREF petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct dormers in the attic level to add 769 sq. ft. of habitable space for an accessory apartment creating an FAR of .65 where .55 is allowed and .53 exists, and to install a staircase to access the roof of an existing detached garage, extending the side and rear setbacks vertically at 68 Manet Road, Ward 7, Chestnut Hill, on land known as Section 61 Block 12 Lot 10, containing approximately 6,300 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.2.3, 3.2.11, 7.8.2.C.2, 3.4.3.A.1 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 8-0; Public Hearing Closed 01/07/2020

Referred to Land Use Committee

Tuesday, January 14, 2020

#483-18(2)

Petition to allow 20-unit multi-family dwelling at 182-184 & 166 California Street

LA&CA, LLC. petition for an EXTENSION OF TIME to EXERCISE SPECIAL PERMIT/SITE PLAN APPROVAL to allow the expansion of a nonconforming multi-family dwelling use by constructing a three-story multi-family development 32.6' in height in a manufacturing district with greater than 20,000 sq. ft. new gross floor area in Ward 1, Newton, at 182-184 California Street (Section 11 Block 12 Lot 12) and 166 California Street (Section 11 Block 12 Lot 13), containing approximately 18,121 sq. ft. of land in a district zoned MANUFACTURING. Said Extension of Time to Run from February 19, 2020 to February 19, 2021. Ref: 7.3, 7.4, 4.4.1, 7.8.2.2, 4.3.2.B.1, 4.3.3, 7.8.2.C.2, 4.3.2.B.3, 5.1.4, 5.1.8.B.6, 5.1.13, 5.1.8.E.1, 5.4.2 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 7-0

#17-20

Class 1 Auto Dealer License

MAG RETAIL HOLDINGS – CJ LLC. D/B/A MCGOVERN CHRYSLER JEEP DODGE RAM

777 Washington Street
Newton, MA. 02460

Land Use Approved 6-0 (Laredo not Voting)

#18-20

Class 1 Auto Dealer License

FLAHERTY EQUIPMENT SALES CORPORATION
846 Walnut Street
Newton, MA. 02459

Land Use Approved 6-0 (Laredo not Voting)

#19-20

Class 2 Auto Dealer License

JACOB & ASSOCIATES
1232 Washington Street
Newton, MA. 02465

Land Use Approved 6-0 (Laredo not Voting)

#20-20

Class 2 Auto Dealer License

NEW ENGLAND MOTOR MART, INC.
1211 Washington Street
West Newton, MA. 02465

Land Use Approved 6-0 (Laredo not Voting)

#21-20

Class 2 Auto Dealer License

MOTORCARS OF BOSTON, INC.
1191 Washington Street
Newton, MA. 0246

Land Use Approved 6-0 (Laredo not Voting)

#22-20

Class 2 Auto Dealers License

JR CAR CARE, INC.
454 Watertown Street
Newtonville MA 02460

Land Use Approved 6-0 (Laredo not Voting)

#23-20

Class 2 Auto Dealers License

KC AUTO
55 Farwell Street
Apartment 13
Newtonville MA 02460

Land Use Approved 6-0 (Laredo not Voting)

#66-20

Class 2 Auto Dealers License

ENZO'S AUTO SALES
10 Hawthorn Street
Newton MA 02458

Land Use Approved 6-0 (Laredo not Voting)

#67-20

Class 2 Auto Dealers License

AUCTION DIRECT PREOWNED

1545 Washington Street

West Newton, MA. 02465

Land Use Approved 6-0 (Laredo not Voting)

#68-20

Class 2 Auto Dealers License

NEWTON COLLISION INC. D/B/A GM AUTO BODY

64 Crafts Street

Newton, MA. 02458

Land Use Approved 6-0 (Laredo not Voting)

Referred to Programs and Services Committee

Wednesday, January 15, 2020

#52-20

Requesting acceptance of MGL to allow distribution of ballot question summaries

THE CITY CLERK requesting the City Council accept the provisions of MGL, Chap 53, Section 18B to allow the City of Newton to provide voters with (1) the full text of each question; (2) a fair and concise summary of each question, including a 1 sentence statement describing the effect of a yes or no vote, which shall be prepared by the city solicitor; and (3) arguments for and against the question, for all types of municipal ballot questions.

Programs & Services Approved 8-0

Referred to Public Safety and Transportation Committee

Wednesday, January 8, 2020

#53-20

Requesting an amendment to Senior citizen sticker parking ordinance

JAYNE COLINO, DIRECTOR, DEPARTMENT OF SENIOR SERVICES, AND DAVID KOSES, TRANSPORTATION COORDINATOR requesting an amendment to **Chapter 19, Section 198 - Senior citizen sticker parking** to allow the possibility for vehicles displaying a valid senior citizen's parking sticker to continue to park on Highland Avenue, between Lowell Avenue and Bram Way, thereby freeing up parking spaces within the Austin Street parking lot for other vehicles.

Public Safety & Transportation Approved 8-0

#54-20

Annual Report of the work of the Traffic Council 2019

DAVID KOSES, TRAFFIC COUNCIL CHAIR providing the Annual Report of the work of the Traffic Council for 2019.

Public Safety & Transportation voted No Action Necessary 8-0