



## City Council Docket

Jan 23: Programs & Services, Public Safety & Transportation, Public Facilities

Continued

Jan 28: Zoning & Planning, Finance

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Jan 29: Land Use

**Tuesday, January 22, 2019**

7:45 PM, Newton City Hall

To be reported on

Monday, February 4, 2019

### City of Newton

## In City Council to be Accepted and Referred to Committees

### Referred to Land Use Committee

#### ***Public Hearing to be assigned for February 5, 2019***

**#36-19**

**Special Permit to parking waivers for a day care at 1440-1450 Washington Street**

HAPPY MUNCHKINS DAY SCHOOL, INC. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to waive 15 parking stalls, to waive perimeter landscaping requirements of an outdoor play area and to waive perimeter landscaping requirements of a parking facility associated with a day care center in a residential zone to support the proposed day care at 1440-1450 Washington Street, Ward 3, West Newton, on land known as Section 32 Block 14 Lots 13-14, containing approximately 41,051 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3, 7.4, 7.5, 6.3.4.3, 5.1.4, 5.1.13, 6.3.4.B.3.b, 6.3.4.B.3.a, 5.1.9, Dover Waiver of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

#### ***Public Hearing to be assigned for February 5, 2019***

**#37-19**

**Special Permit Petition to allow a hotel use at 1170-1176 Walnut Street**

STAS GAVROVSKY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to convert the existing 2.5 story structure into an eight-bedroom hotel with a ground floor restaurant at 1170-1176 Walnut Street, Ward 6, Newton Highlands, on land known as Section 52 Block 38 Lot 16, containing approximately 4,624 sq. ft. of land in a district zoned BUSINESS USE 2. Ref 7.3.3, 7.4, 4.4.1 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

#### ***Public Hearing to be assigned for February 5, 2019***

**#38-19**

**Special Permit Petition to allow increased FAR at 11 Village Circle**

ALEXANDER GENIN AND VERONICA TUROVSKY GENIN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to extend the habitable space above an existing

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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.*

attached garage, creating an FAR of .36 where .34 is allowed and .34 exists at 11 Village Circle, Ward 8, Newton Centre, on land known as Section 81 Block 03 Lot 09, containing approximately 14,498 sq. ft. of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be assigned for February 26, 2019***

**#39-19 Special Permit Petition to allow detached garage at 32 Baldpate Hill Road**  
MATTHEW AND DINA WOSK petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow the construction of a detached single-car garage where an attached two car garage exists, to allow greater than 700 sq. ft. of garage space and to allow a retaining wall greater than four feet in height in the setback at 32 Baldpate Hill Road, Ward 8, Newton Centre, on land known as Section 82 Block 26 Lot 01, containing approximately 25,225 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.2.B.1, 3.4.3.A.4.a, 3.4.2.B.1, 3.4.3.A.4.c, 5.4.2 of the City of Newton Rev Zoning Ord, 2017.

***Public hearing to be assigned for February 26, 2019***

**#40-19 Special Permit Petition to increase non-conforming FAR at 46 Berwick Road**  
JONATHAN FLYNN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze an existing garage and replace it with a single-car attached garage, library space and a second story accessory apartment, increasing the non-conforming FAR to .65 where .44 is required and .50 exists at 46 Berwick Road, Ward 6, Newton Centre, on land known as Section 52 Block 16 Lot 14, containing approximately 6,437 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 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.

***Public Hearing to be Assigned for March 5, 2019***

**#41-19 Petition to amend Council Order #288-18 to allow adult use-sales at 24-26 Elliot St**  
CYPRESS TREE MANAGEMENT, INC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Council Order #288-18 to allow retail marijuana sales in conjunction with as the approved RMD (Registered Medical Dispensary), to waive the 25% façade transparency requirement, to waive minimum stall dimensions, to waive minimum aisle width for two-way traffic, to waive perimeter screening requirements, to waive interior landscaping requirements and to waive lighting requirements at 24-26 Elliot Street, Ward 5, Newton Highlands, on land known as Section 51 Block 25 Lot 01, containing approximately 25,320 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec 7.3.3, 7.4, 6.10.3.D, 4.4.1, 6.10.3.E.15, 5.1.8.B.1, 5.1.8.B.2, 5.1.8.C.1, 5.1.8.C.2, 5.1.13, 5.1.9.A, 5.1.9.B, 5.1.10.A, 5.1.10 of the City of Newton Rev Zoning Ord, 2017.

### **Other Communications**

- #42-19 School Committee Appointment to Citizens Commission on Energy**  
SCHOOL COMMITTEE appointing Asa S. Hopkins, 171 Fairway Drive, West Newton, to the Citizens Commission on Energy Commission for term of office to expire on December 10, 2021.

#### **Referred to Zoning & Planning Committee**

- #43-19 Discussion of Riverside Vision Plan**  
DIRECTOR OF PLANNING requesting regular progress reports on the Riverside Vision Plan.

#### **Referred to the Public Safety & Transportation Committee**

- #44-19 Discussion regarding proposed parking minimums in the zoning redesign.**  
COUNCILOR AUCHINCLOSS, requesting a discussion with the Deputy Director of Planning and Director of Transportation regarding proposed parking minimums in the zoning redesign. Purpose of the discussion is to understand how minimums were set in the first draft and what the benefits and costs might be to selectively reduce or abolish those minimums in the second draft.
- #45-19 Requesting ordinance amendments that will expand the availability of Police details**  
HER HONOR THE MAYOR, requesting the following ordinances be amended by adding into *Chapter 24, Sec. 24-11 Supplemental Traffic Control Detail* and amend *Sec. 19-46 to include the new Supplemental Traffic Control Detail appointees.*

#### **Referred to Finance Committee**

- #46-19 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, 2018 for City Council review/acceptance.
- #47-19 Accept \$50,464 in grant funds from Mass Office on Disability for APS**  
HER HONOR THE MAYOR requesting authorization to accept and expend a grant from the Massachusetts Office on Disability in the amount of fifty thousand four hundred sixty-four dollars (\$50,464) for the purpose of acquiring Accessible Pedestrian Signals.

**#48-19      Accept \$20,460 in grant funds from Mass Emergency Management Agency**  
HER HONOR THE MAYOR requesting authorization to accept and expend a grant from the Massachusetts Emergency Management Agency (MEMA) in the amount of twenty thousand four hundred sixty dollars (\$20,460) to purchase equipment for emergency operations management throughout the City.

**#49-19      Accept a gift of \$10,000 from the Ruderman Family Foundation**  
HER HONOR THE MAYOR requesting authorization to accept and expend a gift of ten thousand dollars (\$10,000) from the Ruderman Family Foundation for the purpose of funding an accessible pathway at the Hyde Playground.

**Referred to Public Facilities and Finance Committees**

**#50-19      Amend Sewer Use Charge Ordinance**  
HER HONOR THE MAYOR proposing Chapter 29, Section 80. **Sewer Use Charge.** be amended by deleting the following sentence: “Notwithstanding the foregoing, seasonal water takers not eligible for an outdoor meter under said section 29-24, shall pay a charge for the use of sewage works in proportion to water consumption.

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

**Referred to Public Facilities and Finance Committees**

**#51-19      Approve \$3 million for the Pavement Management Program**  
HER HONOR THE MAYOR requesting authorization to appropriate and expend one million seven hundred fifty thousand dollars (\$1,750,000) from the January 15, 2019 Declaration of Overlay Surplus and authorization to transfer the sum of one million two hundred fifty thousand dollars (\$1,250,000) from Capital Stabilization for a total of three million dollars (\$3,000,000) to be transferred to the City’s Pavement Management Program.

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

**Referred to Public Facilities and Finance Committees**

**#52-19      Approve a \$500,000 for snow and ice removal**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of five hundred thousand dollars from the Budget Reserve – Snow and Ice Removal Account to the following accounts:

|                       |           |
|-----------------------|-----------|
| Rental - Vehicles     |           |
| (0140110-5273).....   | \$350,000 |
| Regular Overtime      |           |
| (0140110-513001)..... | \$150,000 |