



## City Council Docket

April 2: Land Use

April 3: Programs & Services, Public Safety & Transportation, Public Facilities

April 4: Zoning & Planning

April 8: Zoning & Planning, Finance

April 9: Land Use

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**Monday, April 1, 2019**

7:45 PM, Newton City Hall

To be reported on

Tuesday, April 16, 2019

### City of Newton

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

### Referred to Land Use Committee

**#177-18(2) Request for Extension of Time to Exercise Special Permit at 36 Cummings Road**  
ANNAMARIA MARIANI/BILL FABRIZIO petition for an EXTENSION OF TIME to EXERCISE Special Permit Council Order #177-18 to construct a two-story addition to the rear and side of the house, extending the existing non-conforming structure at 36 Cummings Road, Ward 2, Newton Centre, on land known as Section 64 Block 03 Lot 47, containing approximately 18,866 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. Said extension will run from April 17, 2019 to April 17, 2020.

**#88-19(2) Extension of Time to Open a Public Hearing at 41 Washington Street**  
JANE O'CONNOR agrees to an EXTENSION OF TIME to open the public hearing until May 14, 2019 for Special Permit #88-19 for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow a rear lot subdivision to create two lots, abandon the two-family use in the existing structure and creating a second single-family on the rear lot, extending the existing non-conforming side setback at 41 Washington Street, Ward 1, Newton, on land known as Section 71 Block 29 Lot 07, containing approximately 25,964 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3, 7.4, 3.5, 3.1.10, 3.1.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

### ***Public Hearing to be Reassigned for May 7, 2019***

**#88-19 Petition to allow a rear-lot subdivision at 41 Washington Street**  
JANE O'CONNOR petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a rear lot subdivision to create two lots, abandon the two-family use in the existing structure and creating a second single-family on the rear lot, extending the existing non-conforming side setback at 41 Washington Street, Ward 1, Newton, on land known as

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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.*

Section 71 Block 29 Lot 07, containing approximately 25,964 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3, 7.4, 3.5, 3.1.10, 3.1.3, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for May 7, 2019***

**#123-19      Petition to establish accessory apartment at 35 Cherry Street**

SWAATHI JOSEPH AND SUNEETH JOHN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to ALLOW AN ACCESSORY APARTMENT in existing space in a dwelling constructed less than four years ago at 35 Cherry Street, Ward 3, West Newton, on land known as Section 34 Block 37 Lot 86, containing approximately 7,575 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: 7.3.3, 7.4, 6.7.1.C.5 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for May 7, 2019***

**#124-19      Petition to extend non-conforming three-story structure at 150 Collins Road**

SARAH AND ROBERT BUCKLEY petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to demolish a portion of the rear dwelling and construct a new rear addition and two-car attached garage, extending the non-conforming 3.5-story structure at 150 Collins Road, Ward 5, Waban, on land known as Section 55 Block 48 Lot 17, containing approximately 22,619 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3, 7.4, 1.5.4.B, 1.5.4.C, 3.1.3, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for May 7, 2019***

**#397-18(2)      Petition to amend Council Order #397-18 at 47 Rokeby Road**

DARBY AND RANDI LEIGH petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Council Order #397-18 to modify the approved site plan to allow for a paved driveway at 47 Rokeby Road, Ward 5, Waban, on land known as Section 55 Block 39 Lot 29, containing approximately 9,280 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public hearing to be assigned for May 7, 2019***

**#125-19      Special Permit Petition to increase non-conforming FAR at 85 Gate House Road**

HILARY GROVE petition for SPECIAL PERMIT/SITE PLAN APPROVAL to add five dormers to existing attic space, increasing the non-conforming FAR to .37 where .27 exists and .36 is allowed at 85 Gate House Road, Ward 7, Chestnut Hill, on land known as Section 63 Block 27 Lot 16, containing approximately 22,152 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. 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.

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

- #126-19**      **Requesting tools to retain small businesses in Newton with new development**  
COUNCILORS KELLY AND ALBRIGHT requesting the Planning Department, along with the Economic Development Commission, research and develop tools including an ordinance or some other means, to ensure that existing small commercial/retail/independent and/or locally-owned businesses can remain in Newton when new development occurs.
- #127-19**      **Submission of the FY20 Annual Action Plan To HUD**  
HER HONOR THE MAYOR requesting City Council authorization, pursuant to the 2019 Revised Citizen Participation Plan, to submit the FY20 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.
- #128-19**      **Zoning Amendment for short-term rentals**  
DIRECTOR OF PLANNING proposing to amend Chapter 30, City of Newton Zoning Ordinances, in order to create a short-term rental ordinance that defines the short-term rental and bed & breakfast uses, identifies what zoning districts they would be allowed in and under what criteria, conditions, limitations and permitting process.

### **Referred to Programs & Services Committee**

- #129-19**      **Appointment of Yasodhara Paruchuru to Urban Tree Commission**  
HER HONOR THE MAYOR appointing YASODHARA PARUCHURU to the URBAN TREE COMMISSION for a term to expire April 30, 2022. (60 days: 5/29/19)
- #130-19**      **Appointment of Michele Fortez-Cruz to Urban Tree Commission**  
HER HONOR THE MAYOR appointing MICHELE FORTEZ-CRUZ to the URBAN TREE COMMISSION for a term to expire April 30, 2022. (60 days: 5/29/19)

### **Referred to Public Facilities Committee**

- #131-19**      **Appointment of John Mulligan to the Design Review Committee**  
HER HONOR THE MAYOR appointing JOHN MULLIGAN, 115 Waban Street Newton, as a community representative member of the DESIGN REVIEW COMMITTEE for the 150 Jackson Road Project for a term to expire upon completion of the building project. (60 days: 5/29/19)

**#132-19 Appointment of Anne Cedrone to the Design Review Committee**  
HER HONOR THE MAYOR appointing ANNE CEDRONE, 49 Walker Street, Newtonville, as a community representative member of the DESIGN REVIEW COMMITTEE for the 687 Watertown Street Project for a term to expire upon completion of the building project. (60 days: 5/29/19)

**#133-19 Partial easement relocation on Boston College Middle Campus**  
COMMISSIONER OF PUBLIC WORKS requesting the relocation of a portion of an easement from the Trustees of Boston College to the City of Newton for drain lines in Section 63, Block 9, Lot 2 (Boston College Middle Campus) originally granted in 1917 and partially relocated in 2010 and 2013 under Board Orders # 232-10 and #232-10(2) and again in 2018 under Council Order #357-18 to reroute a portion of the existing City storm drain beyond the footprint of the planned Integrated Science Building. There will be no cost to the City.

**Referred to Finance Committee**

**#134-19 Non-resident parking permit fee for Newton Highlands Parking District**  
TRAFFIC COUNCIL CHAIR requesting an amendment to Chapter 17 Section 13(j) of the City of Newton Ordinances to add a non-resident parking permit fee for the new Newton Highlands Parking District.

**Referred to Land Use and Finance Committees**

**#135-19 Discussion on fees for Special Permits**  
COUNCILOR COTE requesting a discussion with the Planning & Development Department regarding the fees charged for Special Permits and what the actual costs are for issuing Special Permits.

**Referred to Zoning & Planning, Public Safety, and Finance Committees**

**#136-19 Short-term rental ordinance with fees**  
DIRECTOR OF PLANNING proposing amendments to Chapter 20 and 17 of the Revised Ordinances of the City of Newton to create a short-term rental ordinance with fees that would require registration of short-term rentals with the City's Inspectional Services Department and fire inspections to protect public health and safety.