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City Clerk

## City Council Docket

November 16: Land Use

November 17: Programs & Services, Public Safety & Transportation,  
Public Facilities

November 18: Zoning & Planning

November 22: Finance

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Continued

**Monday, November 15, 2021**

7:00 p.m., Virtual

To be reported on

Monday, December 6, 2021

The City Council will hold this meeting as a virtual Zoom meeting on Monday, November 15, 2021, Following the Committee of the Whole. To view this meeting use this link at the above date and time: <https://us02web.zoom.us/j/82088256933>

One tap mobile

US: +13017158592,,82088256933#

Land line

US: +1 301 715 8592

Meeting ID: 820 8825 6933

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

**#407-21**

**Grant of Location for a lateral crossing in Walnut Street**

EVERSOURCE ENERGY petitioning for a grant of location to install 59'± of conduit in WALNUT STREET in a southerly direction from pole 437/40 to #457 Walnut Street.

**Commissioner of Public Works Approved**

**#408-21**

**Grant of Location for a lateral crossing in Lowell Avenue**

EVERSOURCE ENERGY petitioning for a grant of location to install 47'± of conduit in LOWELL AVENUE in a northerly direction from pole 264/37 to #457 Walnut Street.

**Commissioner of Public Works Approved**

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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.*

- #409-21 Grant of Location for a lateral crossing in Montrose Street**  
EVERSOURCE ENERGY petitioning for a grant of location to install 7'± of conduit in MONTROSE STREET in a northeasterly direction from pole 74/10 to #95 Montrose Street.  
**Commissioner of Public Works Approved**
- #410-21 Grant of Location for a lateral crossing in Wolcott Street**  
EVERSOURCE ENERGY petitioning for a grant of location to install 8'± of conduit in WOLCOTT STREET in a southwesterly direction from pole 472/10A to #418 Wolcott Street.  
**Commissioner of Public Works Approved**
- #411-21 Grant of Location for a lateral crossing in Wauwinet Road**  
EVERSOURCE ENERGY petitioning for a grant of location to install 9'± of conduit in WAUWINET ROAD in an easterly direction from pole 658/10 to #151 Wauwinet Road.  
**Commissioner of Public Works Approved**

**Referred to Land Use Committee**

*Public Hearing to be assigned for December 7, 2021*

- #406-21 Petition to allow a garage greater than 700 sq. ft. for four vehicles at 229 Bellevue Street**  
DAVID AND SUSAN WAKEFIELD petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a garage accommodating more than three vehicles with ground floor area exceeding 700 sq. ft., to vertically extend a nonconforming side setback, to allow a system of retaining walls exceeding four feet within the setback at 229 Bellevue, Ward 1, Newton, on land known as Section 12 Block 17 Lot 29, containing approximately 9,700 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.3.A.1, 7.8.2.C.2, 3.4.3.A.4, 3.4.4.E, 3.4.4.H, 5.4.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

*Public Hearing to be assigned for December 9, 2021*

- #125-21 Amended Petition to allow marijuana retailer at 740 Beacon Street**  
THE GREEN LADY DISPENSARY II, INC/740 BEACON STREET LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow a recreational marijuana retail establishment, to allow parking in the side setback, to reduce dimensions for accessible parking stalls, to reduce the minimum aisle width for two-way traffic, to waive perimeter screening requirements, to waive two parking stalls, to allow assigned parking and to waive lighting requirements at 740 Beacon Street, Ward 6, Newton Centre, on land known as Section 61 Block 38 Lo 6, containing approximately 10,969 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, 5.1.8.A.1, 5.1.13, 6.10.E.5, 5.1.4, 5.1.3.E, 5.1.8.B.4, 5.1.8.C.1, 5.1.9.A, 5.1.10 of the City of Newton Rev Zoning Ord, 2017.

**Referred to Zoning & Planning Committee**

- #412-21 Appointment of Kevin McCormick to the Planning & Development Board**  
HER HONOR THE MAYOR appointing Kevin McCormick, 52 Madison Avenue, Newtonville, as a full member of the PLANNING & DEVELOPMENT BOARD for a term to expire on February 1, 2026. (60 days: 01/14/22)

**Referred to Programs & Services Committee**

- #413-21 Appointment of Linda Walsh as Commissioner of Health & Human Services**  
HER HONOR THE MAYOR appointing LINDA WALSH as COMMISSIONER OF HEALTH & HUMAN SERVICES pursuant to Sec 3-3 of the City Charter. (30 Days: 12/15/21)

- #414-21 Request for a discussion on improving election administration**  
COUNCILORS KRINTZMAN, BOWMAN, CROSSLEY, DANBERG, WRIGHT, GREENBERG, GROSSMAN, HUMPHREY, KELLEY, DOWNS, LAREDO, LEARY, LIPOF, LUCAS, MALAKIE, MARKIEWICZ, NOEL, NORTON AND RYAN requesting a discussion with the Clerk's Office about problems that arose during the 2021 municipal election, including voting by mail. The discussion should result in recommendations or improvements the City of Newton can make in elections practices for the future.

**Referred to Public Facilities Committee**

***Public Hearing to be assigned for November 17, 2021***

- #415-21 Request for a grant of location in Commonwealth Ave, Mary Ellen and Evelyn Rd**  
NATIONAL GRID petition for a grant of location to install and maintain gas main in Commonwealth Ave, Mary Ellen Road and Evelyn Road as follows:
- 830' ± of 8" plastic main in Commonwealth Avenue from the existing 12" cast iron main at #1324 Commonwealth Avenue to the intersection of Fuller Street and Evelyn Road to replace 60' ± of 12" cast iron and , 425' ± of 8", cast iron
  - 1760' ± of 8" plastic main in Evelyn Road from the intersection of Commonwealth Avenue and Fuller St to replace 1135' ± of 6" bare steel main and 625' ± 4" bare steel main
  - 1395' ± 4" plastic main in Mary Ellen Road from #119 Evelyn Road to #175 Evelyn Road to replace 1395' ± of 4" bare steel main (Wards 3 & 5)

***Public Hearing to be assigned for November 17, 2021***

- #416-21 Petition for Grant of Location in Wells Ave**  
ROSCITI CONSTRUCTION COMPANY/CROWN CASTLE petitioning for a grant of location to install 267' ± of 1.5" pcv pipe for telecommunications from the handhold on the northeast side of Wells Avenue to a proposed handhold in front of #145 Wells Avenue then running easterly to the building at #145 Wells Avenue. (Ward 8)

**Referred to Finance Committee**

- #417-21 Public Meeting with Comptroller candidates**  
PRELIMINARY SCREENING COMMITTEE submitting recommended candidates for the City of Newton Comptroller appointment for review by the Finance Committee and recommendation to the City Council.
- #418-21 Request to transfer \$1,385,000 from various Wage Reserve Accounts**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of one million three hundred eighty-five thousand dollars (\$1,385,000) from various Wage Reserve Accounts to fund the retroactive portion of the recently ratified Collective Bargaining Agreement between Teamsters Local 25 and the City of Newton, covering Fiscal Years 2020 through FY2024.
- #419-21 Adopt MGL to allocate parking revenues**  
PRESIDENT ALBRIGHT requesting the adoption of MGL Ch. 40 Section 22G to allocate funds from accessible parking violation revenues to the Commission on Disability. Additionally, that all FY22 accessible parking violation revenues will be allocated to the Commission on Disability.
- #422-21 Request for approval of FY 22 Property tax levy distribution percentages**  
DIRECTOR OF ASSESSMENT ADMINISTRATION submitting for City Council review and approval the FY 22 Municipal Property Tax Levy Distribution Percentages among residential, open space, commercial and industrial classes of Real Property.

*The following three items were late filed and require a Suspension of the Rules to be Referred to Committee:*

**Referred to Public Facilities and Programs & Services Committees**

- #420-21 Request for a discussion on light trespass enforcement**  
COUNCILORS KELLEY, GENTILE, LIPOF, KRINTZMAN, AND MARKIEWICZ requesting a discussion with the Commissioner of Inspectional Services on enforcement and issuing of Occupancy Permits regarding light spillage/trespass that is out of compliance with approved conditions and/or manufacturer's specifications. Including but not limited to lighting at athletic fields, parking lots and commercial buildings that abut residential neighborhoods.

**Referred to Public Facilities and Programs & Services Committees**

- #421-21 Request for an update on lights at Grellier field**  
COUNCILORS MARKIEWICZ AND GENTILE requesting an update from the Commissioner of Inspectional Services regarding the request from Lasell University for a certificate of occupancy for lights at Grellier field.

**Referred to Finance Committee**

**#423-21**

**Request to transfer \$2,407,500 from various Wage Reserve Accounts**

HER HONOR THE MAYOR requesting authorization to transfer the sum of two million four hundred seven thousand five hundred dollars (\$2,407,500) from various Wage Reserve Accounts to fund the recently ratified Collective Bargaining Agreement between AFSCME Local 3092/3092B and the City of Newton, covering Fiscal Years 2020,2021 and 2022.