



City Council Actions

In City Council

Monday, December 16, 2019

Present: Councilors Albright, Auchincloss, Baker, Brousal-Glaser, Cote, Crossley, Danberg, Downs, Gentile, Greenberg, Grossman, Kalis, Kelley, Krintzman, Lappin, Leary, Lipof, Markiewicz, Noel, Norton, Rice, Schwartz and Laredo

Absent: Councilor Ciccone

The City Council discussed the following items on Second Call:

Referred to Land Use Committee

#317-19

Petition to allow attached dwelling units at 67 Walnut Street

60 WOODBINE STREET LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze the existing single-family dwelling and construct three single-family attached dwelling units in one building, to reduce side setback requirements, to reduce the required lot area, to allow a driveway within ten feet of the side lot line and to allow retaining walls of four feet or more in height within the setback at 67 Walnut Street, Ward 2, on land known as Section 21 Block 24 Lot 15, containing approximately 14,516 sq. ft. in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 6.2.3.B.2, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 2-0-3 (Crossley, Kelley, Markiewicz abstaining); Public Hearing Closed 11/21/2019

Approved 22 Yeas, 1 Nay (Councilors Brousal-Glaser), 1 Absent (Councilor Ciccone)

Clerk's Note:

Referred to Public Facilities and Finance Committees

#391-19

Authorization to revise White Goods and Bulky Items City Ordinances

HER HONOR THE MAYOR requesting authorization to revise ordinances pertaining to solid waste and recycling definitions, management of bulky waste items, management of white goods, including amendments to the fees and management of residential moveouts and cleanouts.

Public Facilities Approved 5-0-1 (Councilor Lappin abstaining and Councilor Gentile not voting) on 10/06/2019

Finance Approved 5-0 on 11/13/2019

City Council Referred Item to Finance by Voice Vote on 11/18/2019

Finance Held 7-0 on 11/25/2019

Finance Approved Fee \$20.00 for Bulky Waste and \$25.00 for White Goods 7-1 (Councilor Cote opposed)

Approved 20 Yeas, 3 Nays (Councilors Baker, Cote and Krintzman), 1 Absent (Councilor

Ciccone)

Clerk's Note:

Referred to Zoning & Planning Committee

- #165-19** **Adoption of Washington Street Vision Plan as part of the Comprehensive Plan**
DIRECTOR OF PLANNING requesting approval and adoption of the Washington Street Vision Plan as an amendment to the 2007 Newton Comprehensive Plan.
Zoning and Planning Approved 6-0-1 (Councilor Kalis abstaining, Councilor Downs not voting) on 11/07/19; City Council Referred back to Zoning and Planning by Voice Vote on 12/02/19
Zoning and Planning Approved 6-0-1 (Councilor Baker abstaining)
Motion to recommit to Zoning and Planning Failed to Carry 15 Nays, 8 Yeas (Councilors Baker, Brousal-Glaser, Gentile, Kalis, Markiewicz, Norton, Schwartz and Laredo), 1 Absent (Councilor Ciccone)
Motion to change 6 stories to 5 stories where it appears in the plan Failed to Carry 12 Nays, 11 Yeas (Councilors Auchincloss, Baker, Brousal-Glaser, Cote, Gentile, Kalis, Krintzman, Markiewicz, Norton, Schwartz and Laredo), 1 Absent (Councilor Ciccone)
Approved 17 Yeas, 6 Nays (Councilors Brousal-Glaser, Gentile, Markiewicz, Norton, Schwartz and Laredo), 1 Absent (Councilor Ciccone)

Clerk's Note:

The City Council voted without discussion 23 Yeas, 1 Absent (Councilor Ciccone) to Accept the Committee Recommendations on the following items:

Referred to Land Use Committee

Tuesday, December 3, 2019

- #393-19** **Petition to amend Board Order #317-92(5) and change use at 562 Commonwealth Ave**
552 COMM AVE, LLC/NIANXIONG GUAN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit Board Order #317-92(5) to convert an existing nonconforming barbershop into a nonconforming retail florist shop at 562 Commonwealth Avenue, Ward 6, Newton Centre, on land known as Section 61 Block 03 Lot 22, containing approximately 13,000 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref. 7.3.3, 7.4, 3.4.1, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved 7-0; Public Hearing Closed 12/03/2019
- #227-17(2)** **Special Permit to amend Order #227-17 at 2171 Commonwealth Avenue**

THEODORE VENTOURIS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Council Order #227-17 to allow changes to the approved site plan at 2171 COMMONWEALTH AVENUE, Ward 4, Auburndale, on land known as Section 41 Block 18 Lot 0032A containing approximately 19,682 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3, 7.4 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Withdrawal without Prejudice 7-0

#257-19

Amended Petition to allow attached dwelling units at 956 Walnut Street

956 WALNUT STREET, LLC. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze the existing single-family dwelling and construct seven single-family attached dwellings in ~~two~~ three buildings, to reduce the frontage requirement, to reduce the side setback requirement, to allow three-stories, to exceed maximum lot coverage, to allow a retaining wall greater than 4' in the setback and to allow a driveway in the side setback at 956 Walnut Street, Ward 6, Newton Highlands, on land known as Section 62 Block 04 Lot 05, containing approximately 32,274 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 5.4.2.B, 6.2.3.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved 5-0-2 (Laredo and Lipof abstaining); Public Hearing Closed 12/03/2019

#312-19

Petition to allow 24-unit multi-family dwelling at 20 Kinmonth Road

20 KINMONTH ROAD INVESTMENT, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a three-story 24-unit multi family dwelling greater than 20,000 sq. ft. of new gross floor area, to allow ground floor residential units, to reconstruct and further extend nonconforming side setbacks, to allow an FAR of 1.4 in a three-story structure, to waive 24 parking stalls, to waive minimum stall depth requirements, to waive the maximum driveway width requirement and to allow a retaining wall greater than four feet in height within a setback at 20 Kinmonth Road, Ward 5, Waban, on land known as Section 53 Block 29 Lot 2, containing approximately 24,302 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: Sec. 7.3.3, 7.4, 4.4.1, 4.1.2.B.1, 4.1.2.B.3, 4.1.3, 7.8.2.C.2, 5.1.4.A, 5.1.13, 5.1.8.B.2, 5.1.8.D.2, 5.4.2.B of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Subject to Second Call 7-0; Public Hearing Closed 12/03/2019

Motion to suspend the Rules to allow the Chair of Land Use to Poll his Committee was Approved by Voice Vote

Land Use Approved on first Call 8-0

Referred to Land Use Committee

Tuesday, December 10, 2019

#353-19

Petition to extend nonconforming FAR at 38 Fenno Road

MICHAEL ZALIS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze an existing deck and construct an addition on the first floor, creating an FAR of .50 where .42 is allowed and .45 exists at 38 Fenno Road, Ward 2, Newton Centre, on land known as Section 64 Block 12 Lot 05, containing 7,413 sq. ft. of land in a district zoned SINGLE RESIDENCE 2.

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 6-0; Public Hearing Closed 12/10/2019

- #175-19** **Special Permit to allow attached dwelling units at 145 Warren Street**
145 WARREN STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow four single-family attached dwellings in two buildings, to allow reduced side setbacks, to increase the allowed lot coverage, to allow a driveway within ten feet of the side lot line and to allow retaining walls greater than 4' within a setback at 145 Warren Street, Ward 6, Newton Centre, on land known as Section 61 Block 39 Lot 10, containing approximately 23,399 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 6.2.3.B.2, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved Withdrawal without Prejudice 6-0
- #175-19(2)** **Amended Petition to allow attached dwelling units at 145 Warren Street**
145 WARREN STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow four single-family attached dwellings in ~~two~~ one building, to allow reduced side setbacks, to allow three-stories, to increase the allowed lot coverage, to decrease the minimum open space, to allow a driveway within ten feet of the side lot line and to allow retaining walls greater than 4' within a setback at 145 Warren Street, Ward 6, Newton Centre, on land known as Section 61 Block 39 Lot 10, containing approximately 23,399 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.4, 6.2.3.B.2, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved Withdrawal without Prejudice 6-0
- #320-19** **Petition to allow four attached dwelling units at 70 Walker Street**
70 WALKER STREET LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow four single-family attached dwelling units in two, three-story structures, to further extend the nonconforming height, to reduce the required side setback, to exceed maximum lot coverage and to allow a driveway within ten feet of the side lot line at 70 Walker Street, Ward 2, Newtonville, on land known as Section 21 Block 33 Lot 7, containing 21,962 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.2.4, 7.8.2.C.2, 6.2.3.B.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
Land Use Approved Withdrawal without Prejudice 6-0
- #140-19** **Request to Rezone 4.5 acres to MU3**
MD 399 GROVE OWNER, LLC/RAMIREZ CONCORD, LLC/BH NORMANDY RIVERSIDE, LLC/MASSACHUSETTS BAY TRANSPORTATION AUTHORITY petition for a change of zone to Mixed Use 3/Transit Oriented District for portions of land located at 355 Grove Street (currently zoned BU-2) and 399 Grove Street (currently zoned BU-5), also identified as Section 42, Block 11, Lots 3 and 4.
Land Use Approved Withdrawal without Prejudice 6-0
- #140-19(2)** **Special Permit to allow Mixed Use Development at Riverside Station**
MD 399 GROVE OWNER, LLC/RAMIREZ CONCORD, LLC/BH NORMANDY RIVERSIDE, LLC/MASSACHUSETTS BAY TRANSPORTATION AUTHORITY petition for SPECIAL

PERMIT/SITE PLAN APPROVAL to construct a 10 building, mixed use, transit-oriented development of not more than 1,520,000 sq. ft. and more than 20,000 sq. ft. of gross floor area including; up to 650,000 sq. ft. of office use, up to 750 residential units containing no more than 750,000 sq. ft., retail space of not more than 200,000 sq. ft., buildings up to 18-stories in height, building height of up to 230', Floor Area Ratio up to 2.7, no more than 10% beneficial open space; to permit retail and personal establishments of more than 5,000 sq. ft., for-profit educational uses, restaurants with more than 50 seats, places of amusement, open air businesses, animal services, ground floor health club establishments, hotel, banks up to and over 5,000 square feet, theatre/hall, laboratory/research facility, multi-level accessory parking facility, multi-level non-accessory parking facility, single level accessory parking facility, single level non-accessory parking facility, reduction of the residential parking requirement to 1.25 stalls per unit, reduction of the overall commercial parking requirement by 1/3, a waiver of parking stalls not to exceed 750 stalls, waivers to parking facility design standards including: stall dimensions, minimum depth for handicap parking stalls, maneuvering space for end stalls, dimensions for entrance and exit driveways, waiver of layout design to permit tandem parking stalls, waiver of 5% interior landscaping requirement, waiver of the interior planting area requirements, waiver of the tree requirements, waiver of the bumper overhang requirements, waiver of the one foot candle lighting, waiver of the parking stall striping requirement, waiver of the curbing, wheel stop, guard rail or bollard requirements, waiver of off-street loading facilities requirements, waiver of the number, size location or design requirements relative to signs at 355 and 399 GROVE STREET on land known as Section 42 Block 11 Lots 3 and 4, containing approximately 14.4 acres of land in a districts zoned Mixed Use 3 Transit Oriented (MU3), BU2 (a portion to be rezoned to MU3), BU5 (to be rezoned to MU3). Ref: Sec. 7.3.3, 7.4, 4.2.2A.2, 4.2.2.B.1, 4.2.2.B.3, 4.2.2.B.3, 4.2.3, 4.2.4.A, 4.2.4.F.b, 4.2.4.F.1.b, 4.2.4.G, 4.2.4.G.1, 4.2.4.G.2, 4.2.4.G.3, 4.4.1, 5.1.4, 5.1.4.A, 5.1.4.C, 5.1.8.B.1, 5.1.8.B.2, 5.1.8.B.4, 5.1.8.B.6, 5.1.8.D.1, 5.1.8.D.2, 5.1.8.E.1, 5.1.9.B, 5.1.9.B.1, 5.1.9.B.2, 5.1.9.B.3, 5.1.9.B.4, 5.1.10.A.1, 5.1.10.B.3, 5.1.10.B.5, 5.1.12, 5.1.13, 5.2, 5.2.13, 5.4.2.B, of the City of Newton Revised Zoning Ord, 2017. **Subject to approval of proposed zoning ordinance amendments in Sections 4.2.3 and 4.2.4.**

Land Use Approved Withdrawal without Prejudice 6-0

#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 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.

Land Use Approved Withdrawal without Prejudice 6-0

#265-19

Petition to allow multi-family dwelling unit at 12-14 Middle Street

12-14 MIDDLE STREET, LLC. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a multi-family dwelling with three units, further extending the nonconforming frontage and to allow a retaining wall greater than four feet within a setback at 12-14 Middle Street, Ward 1, Newton, on land known as Section 12 Block 1 Lot 13, containing approximately 12,611 sq. ft. of land in a district zoned MULTI RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.2.6, 7.8.2.C.2, 5.4.2, 3.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Withdrawal without Prejudice 6-0

#354-19

Special Permit to allow multi-family dwelling at 13-17 Gardner Street

CIVICO GARDNER, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to combine two parcels and construct a five-unit multi-family dwelling, altering and extending a nonconforming front setback, altering and extending a nonconforming side setback, to waive one parking stall and to allow a retaining wall greater than four feet within a setback at 13-17 Gardner Street, Ward 1, Newton, on land known as Section 11 Block 25 Lots 5 and 6, containing approximately 16,579 sq. ft. of total land in a district zoned MULTI RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.4.1, 3.2.6, 7.8.2.C.2, 5.4.2.B, 5.1.4, 5.1.13 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Withdrawal without Prejudice 6-0

#422-19

Class 1 Auto Dealer License

VILLAGE MOTORS GROUP, INC. D/B/A HONDA VILLAGE
371 Washington Street
Newton, MA. 02458

Land Use Approved 6-0

#423-19

Class 1 Auto Dealer License

NEWTON CENTRE SHELL
1365 Centre Street
Newton, MA. 02459

Land Use Approved 6-0

#424-19

Class 2 Auto Dealer License

PARAGON EXPORTS
40 Summit Street
Newton, MA. 02458

Land Use Approved 6-0

#425-19

Class 2 Auto Dealers License

VELOCITY MOTORS
14 Hawthorn Street
Nonantum, MA. 02458

Land Use Approved 6-0

#426-19

Class 2 Auto Dealers License

ROBERT'S TOWING, INC.
926r Boylston Street
Newton Highlands, MA. 02461

Land Use Approved 6-0

#427-19 **Class 2 Auto Dealers License**
NEWTON TRADE CENTER ASSOCIATES, INC.
103 Adams Street
Nonantum, MA. 02458
Land Use Approved 6-0

#428-19 **Class 2 Auto Dealers License**
LIFT THROTTLE AUTOMOTIVE, LLC
64 Hillside Avenue
West Newton, MA. 02465
Land Use Approved 6-0

#429-19 **Class 2 Auto Dealers License**
STAN'S AUTOMOTIVE INC.
249 Centre Street
Newton Corner, MA. 02458
Land Use Approved 6-0

#430-19 **Class 2 Auto Dealers License**
OLD TIME GARAGE LTD.
1960 Washington Street
Newton Lower Falls, MA. 02462
Land Use Approved 6-0

#431-19 **Class 2 Auto Dealers License**
REGANS INC.
2066 Commonwealth Avenue
Auburndale, MA. 02466
Land Use Approved 6-0

#432-19 **Class 2 Auto Dealers License**
SONOMA CLASSICS LLC.
1215 Chestnut Street/145 Wells Avenue
Newton, MA. 02464
Land Use Approved 6-0

#433-19 **Class 2 Auto Dealers License**
NEWTON AUTO GROUP, INC.
1235 Washington Street

West Newton, MA. 02465

Land Use Approved 6-0

#434-19

Class 2 Auto Dealers License

MAP DEVELOPMENT & INVESTMENTS
d/b/a CHRISTIAN TAPIA/MASTER USED
CARS of WATERTOWN
175 North Street
Newtonville, MA. 02460

Land Use Approved 6-0

#433-19

Class 2 Auto Dealers License

JAPAN AUTO SERVICES
1231-2 Washington Street
West Newton, MA. 02465

Land Use Approved 6-0

Referred to Zoning and Planning Committee

Wednesday, December 11, 2019

#437-19

Appointment of Amanda Stauffer Park to the Newton Historical Commission

HER HONOR THE MAYOR appointing Amanda Stauffer Park of 16 Regent Street, West Newton, as a member of the NEWTON HISTORICAL COMMISSION for a term to expire on December 31, 2022.

Zoning and Planning Approved 7-0

#363-19

Amendment(s) to Chapter 30 relative to building efficiencies

DIRECTOR OF PLANNING & CO-DIRECTORS OF SUSTAINABILITY requesting discussion and adoption of amendments to Chapter 30, the Newton Zoning Ordinance to create exemptions to building envelope standards such as height and setback to facilitate the implementation of energy efficiency and alternative energy measures in buildings including external insulation, doorway vestibules, heat pumps, and solar panels among other features.

Zoning & Planning Held 8-0 on 11/25/19; Public Hearing Closed 11/25/2019

Zoning and Planning Approved 7-0

Referred to Programs Services Committee

Monday, December 16, 2019

A motion to Suspend the Rules to allow the Chair of the Programs & Services Committee to report the following two items taken up earlier in the evening without a written report was Approved by Voice Vote.

- #401-19 Appointment of Marguerite Connolly to the Parks and Recreation Commission**
HER HONOR THE MAYOR appointing Marguerite Connolly, 289 Cherry Street, Newton, as the Ward 3 member of the PARKS AND RECREATION COMMISSION for a term to expire on December 31, 2022. (60 days: 01/07/20)
Programs and Services Approved 8-0
- #400-19 Appointment of Mark Feldhusen to the Parks and Recreation Commission**
HER HONOR THE MAYOR appointing Mark Feldhusen, 144 Cherry Street, Newton, as an Alternate member of the PARKS AND RECREATION COMMISSION for a term to expire on December 31, 2022. (60 days: 01/07/20)
Programs and Services Approved 8-0
- Referred to Public Safety and Transportation Committee**
Monday, December 9, 2019
- #402-19 Requesting renewal of bus license for Lasell University**
VPNE Parking Solutions, LLC, requesting **biennial renewal of one (1) bus license** for Lasell University.
Public Safety & Transportation Approved 7-0
- #403-19 Requesting new public auto license**
Michael Gimmelfarb, 274 Dedham Street, Newton, MA 02461 requesting **one (1) new public auto license** for American Truck & Equipment, LLC.
Public Safety & Transportation Approved 7-0
- #404-19 Requesting new public auto license**
DHANRAJ MAHASE, 275 Grove Street, 2-400, Newton, MA 02466 requesting **one (1) new public auto license** for Mahase Livery Services, LLC.
Public Safety & Transportation Approved 7-0
- #405-19 Requesting renewal of public auto license**
DHANRAJ MAHASE, 275 Grove Street, 2-400, Newton, MA 02466 requesting **renewal of one (1) public auto license** for Mahase Livery Services, LLC.
Public Safety & Transportation Approved 7-0
- #406-19 Requesting renewal of public auto license**
DONALD LAPLANTE, 395 Lexington Street, Apt. 3, Auburndale, MA 02466 requesting **renewal of one (1) public auto license** for Don's Car Service.
Public Safety & Transportation Approved 7-0
- #407-19 Requesting renewals of taxi licenses**
MICHAEL ANTONELIS, 224 Calvary Street, Waltham, MA 02453, requesting **renewal of thirty-seven (37) taxi licenses** for Veterans Taxi of Newton, LLC.

Public Safety & Transportation Approved 7-0

#408-19 Requesting renewals of taxi licenses
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459, requesting **renewal of one (1) taxi license** for HOLDEN'S TAXI, INC. MEDALLION #60
Public Safety & Transportation Approved 7-0

#409-19 Requesting renewals of taxi licenses
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459, requesting **renewal of two (2) taxi licenses** for NEWTONVILLE CAB CO, INC.
Public Safety & Transportation Approved 7-0

#410-19 Requesting renewals of taxi licenses
GEORGE MARRY, 50 Union Street, Newton Centre, MA 02459, requesting **renewal of one taxi license** for NEWTON TAXI CO.
Public Safety & Transportation Approved 7-0

Referred to Public Facilities Committee

Wednesday, December 4, 2019

#439-19 Verizon petition for a Grant of Location on Clark Street
VERIZON petitioning for a grant of location to relocate one pole (JO Pole #18) approximately 14' easterly from its existing location and 86' westerly from existing JO Pole #19, located northerly of Clark Street.
Public Facilities Approved 8-0

#440-19 Comcast petition for a Grant of Location on Langley Road
COMCAST petitioning for a grant of location to install 141" of 4" conduit from Pole #229/3 westerly to a proposed manhole at the intersection of Langley Road/Centre Green (in front of 10 Langley Road) thence turning in a northerly direction and placing 50' of 4" conduit to the property line at 10 Langley Road.
Public Facilities Approved 8-0

Referred to Public Facilities and Finance Committees

#443-19 Appropriate \$300,000 for the site remediation at 687 Watertown Street
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of three hundred thousand dollars (\$300,000) from Free Cash for the continuation of the site remediation project at Newton Early Childhood Program, 687 Watertown Street.
Finance Approved 8-0 on 12/09/19
Public Facilities Approved 8-0

Referred to Public Facilities and Finance Committees

#444-19 Appropriate of \$129,250 from the State's Transportation Infrastructure Fund
HER HONOR THE MAYOR requesting authorization to appropriate and expend one

hundred twenty-nine thousand two hundred and fifty dollars (\$129,250) from the City's FY19 allocation from the Commonwealth Transportation Infrastructure Fund to be used for concept design engineering services for the Complete Streets design of the Wells-Nahanton Traffic Signalization and Intersection Improvement Project.

Finance Approved 8-0 on 12/09/19

Public Facilities Approved 6-0-2 (Councilors Kelley and Laredo abstaining)

Referred to Public Facilities and Finance Committees

#445-19

Appropriate \$500,000 for removing and disposing of sediment

HER HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from the Stormwater Management Fund Surplus-available for appropriation account for the purpose for removing and disposing of an estimated 3,720 cubic yards of sediment from the three City Hall Ponds and the influent culverts of Cold Spring and Hammond Brook.

Finance Approved 8-0 on 12/09/19

Public Facilities Approved 8-0

Referred to Public Facilities and Finance Committees

#446-19

Appropriate \$1,500,000 for the purchase of individual parking meter heads

HER HONOR THE MAYOR requesting authorization to appropriate and expend one million five hundred thousand dollars (\$1,500,000) and authorize a general obligation borrowing of an equal amount for the purchase, delivery and installation of individual parking meter heads for on-street metered parking, and where appropriate, kiosks in city-owned parking lots and on-street locations and authorization to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount.

Finance Approved 8-0 on 12/09/19

Public Facilities Approved 7-0 (Councilor Laredo not voting)

Referred to Public Facilities and Finance Committees

#447-19

Appropriate \$5,750,000 for the Walnut St. and Austin St Newtonville Project

HER HONOR THE MAYOR requesting authorization to provide construction project funds in the amount of five million seven hundred fifty thousand dollars (\$5,750,000) for the Walnut Street and Austin Street Newtonville Rehabilitation Project as follows. Authorization to appropriate and expend the sum of four million and fifty thousand dollars (\$4,050,000) and to authorize a general obligation borrowing of an equal amount for the costs of the Walnut Street and Austin Street Rehabilitation Project to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount, and; authorization to appropriate and expend the remaining one million seven hundred thousand dollars (\$1,700,000) from the Austin

Street mitigation funds provided for as a condition of the Special Permit Board Order #119-15.

Finance Approved 8-0 on 12/09/19

Public Facilities Approved 7-0 (Councilor Laredo not voting)

Referred to Finance Committee

Monday, December 9, 2019

#441-19

Accept a grant from Massachusetts Emergency Management Agency

HER HONOR THE MAYOR requesting authorization to accept and expend a grant from the Massachusetts Emergency Management Agency in the amount of twenty-five thousand dollars (\$25,000) to buy a server to place at Fire Station 3 to support the back-up dispatch center.

Finance Approved 8-0

Referred to Zoning & Planning and Finance Committees

#386-19

Request to appropriate \$50,000 in CPC funds for Pigeon Hill Trail Design

COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of fifty-thousand dollars (\$50,000) to the Planning & Development Department for a grant to the Newton Conservators, as the fiscal agent of the Riverside Greenway Working Group, for design of the Pigeon Hill Trail in Auburndale as described in the proposal submitted to the CPC in September 2019.

Zoning and Planning Approved 8-0 on 11/14/2019

Finance Approved 7-0-1 (Councilor Gentile abstaining)

Referred to Public Facilities and Finance Committees

#443-19

Appropriate \$300,000 for the site remediation at 687 Watertown Street

HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of three hundred thousand dollars (\$300,000) from Free Cash for the continuation of the site remediation project at Newton Early Childhood Program, 687 Watertown Street.

Public Facilities Approved 8-0 on 12/04/2019

Finance Approved 8-0

Referred to Public Facilities and Finance Committees

#444-19

Appropriate of \$129,250 from the State's Transportation Infrastructure Fund

HER HONOR THE MAYOR requesting authorization to appropriate and expend one hundred twenty-nine thousand two hundred and fifty dollars (\$129,250) from the City's FY19 allocation from the Commonwealth Transportation Infrastructure Fund to be used for concept design engineering services for the Complete Streets design of the Wells-Nahanton Traffic Signalization and Intersection Improvement Project.

Public Facilities Approved 6-0-2 (Councilors Kelley and Laredo abstaining)

Finance Approved 8-0

Referred to Public Facilities and Finance Committees

#445-19

Appropriate \$500,000 for removing and disposing of sediment

HER HONOR THE MAYOR requesting authorization to appropriate and expend five hundred thousand dollars (\$500,000) from the Stormwater Management Fund Surplus-available for appropriation account for the purpose for removing and disposing of an estimated 3,720 cubic yards of sediment from the three City Hall Ponds and the influent culverts of Cold Spring and Hammond Brook.

Public Facilities Approved 8-0 on 12/04/2019**Finance Approved 8-0****Referred to Public Facilities and Finance Committees**

#446-19

Appropriate \$1,500,000 for the purchase of individual parking meter heads

HER HONOR THE MAYOR requesting authorization to appropriate and expend one million five hundred thousand dollars (\$1,500,000) and authorize a general obligation borrowing of an equal amount for the purchase, delivery and installation of individual parking meter heads for on-street metered parking, and where appropriate, kiosks in city-owned parking lots and on-street locations and authorization to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount.

Public Facilities Approved 7-0 (Councilor Laredo not voting) on 12/04/2019**Finance Approved 8-0****Referred to Public Facilities and Finance Committees**

#447-19

Appropriate \$5,750,000 for the Walnut St. and Austin St Newtonville Project

HER HONOR THE MAYOR requesting authorization to provide construction project funds in the amount of five million seven hundred fifty thousand dollars (\$5,750,000) for the Walnut Street and Austin Street Newtonville Rehabilitation Project as follows. Authorization to appropriate and expend the sum of four million and fifty thousand dollars (\$4,050,000) and to authorize a general obligation borrowing of an equal amount for the costs of the Walnut Street and Austin Street Rehabilitation Project to apply any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing, and marketing them, and any accrued interest received upon the delivery of the bonds or notes to the costs of the project and to reduce the amount authorized to be borrowed for the project by like amount, and; authorization to appropriate and expend the remaining one million seven hundred thousand dollars (\$1,700,000) from the Austin Street mitigation funds provided for as a condition of the Special Permit Board Order #119-15.

Public Facilities Approved 7-0 (Councilor Laredo not voting) on 12/04/2019**Finance Approved 8-0**

#442-19

Transfer funds for an agreement with the Teamsters Union

HER HONOR THE MAYOR requesting authorization to transfer the following amounts from Current Year Reserve to the appropriate departments to fund a two-year agreement (FY19 and FY20) that has been reached with the Teamsters' Union:

Department	From Acct #	To Acct #	Amount
Public Buildings	0110498-519700	0111501-511001	\$50,000
Public Works	0110498-519700	0140101-511001	\$250,000
Parks & Recreation	0110498-519700	0160201-511001	\$75,000
Stormwater	62A40101-519700	62A40101-51101	\$75,000
Water	60A10498-579000	62A40101-51101	\$55,000
Sewer	60A10498-579000	62A40101-51101	\$90,000

Finance Approved 8-0

A motion to Suspend the Rules to allow the Chair of the Finance Committee to report the following item taken up earlier in the evening without a written report was Approved by Voice Vote.

Referred to Public Facilities and Finance Committees

#419-19

Appropriate \$200,000 for the Comm Ave Carriageway Greening Improvements

HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of two hundred thousand dollars (\$200,000) from Certified Free Cash to be managed by the Planning Department for the design/engineering of the Commonwealth Ave Carriageway Greening Improvements from Lyons Field west to the Charles River Bridge.

Public Facilities Approved 5-0-1 (Councilor Gentile abstaining and Councilors Laredo and Lappin not voting)

Finance Approved 8-0

The City Council voted without discussion 22 Yeas, 1 Recused (Councilor Laredo), 1 Absent (Councilor Ciccone) to Accept the Committee Recommendations on the following items:

Referred to Land Use Committee

#268-19

Petition to allow adult-use marijuana dispensary at 58 Cross St/1089 Washington St

ASCEND MASS, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow retail marijuana sales and waivers to the extent necessary for minimum stall dimensions, perimeter screening requirements, interior landscaping requirements and lighting requirements at 58 Cross Street/1089 Washington Street, Ward 3, West Newton, on land known as Section 31 Block 09 Lot 07, containing approximately 25,122 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 4.4.1, 5.1.8.A.1, 5.1.8.B.2, 5.1.9.A, 5.1.9.B, 5.1.10, 5.1.13, 6.10.3.D of the City of Newton Rev Zoning Ord, 2017.

Land Use Approved Withdrawal without Prejudice 5-0 (Laredo Recused)

The City Council voted without discussion 22 Yeas, 1 Recused (Councilor Lipof), 1 Absent (Councilor Ciccone) to Accept the Committee

Recommendations on the following items:

Referred to Land Use Committee

#318-19

Request to Rezone 15-21 Lexington Street to Multi Residence 3

DANTE CAPASSO/PICARIELLO REALTY TRUST/DSP REALTY TRUST petition for a change of zone to Multi-Residence 3 for portions of land located at 15-21 Lexington Street (currently zoned Single-Residence 3), also identified as Section 41, Block 35, Lots 2, 3, 4 and 5.

Land Use Approved 5-0 on 11/21/2019; Public Hearing Closed 11/21/2019

Motion to suspend the rules to allow the Chair of Land Use to poll his Committee Approved by Voice Vote Motion to hold in Committee 8-0

Land Use Approved 5-0 (Lipof not Voting); Public Hearing Closed 11/21/2019

The City Council voted without discussion 21 Yeas, 1 Nay (Councilor Auchincloss), 1 Recused (Councilor Lipof), 1 Absent (Councilor Ciccone) to Accept the Committee Recommendations on the following items:

Referred to Land Use Committee

#319-19

Petition to allow 24-unit multi-family dwelling at 15-21 Lexington Street

DANTE CAPASSO/PICARIELLO REALTY TRUST/DSP REALTY TRUST petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a 24-unit multi-family dwelling with a below grade parking garage and surface stalls, to reduce the parking stall depth, to allow restricted end stalls in the garage parking facility, to waive the perimeter screening requirements for the outdoor parking facility, to waive interior landscaping requirements for the outdoor parking facility and to waive the minimum intensity of outdoor lighting of the parking facility on 51,870 sq. ft. of land at 15-21 Lexington Street, Ward 4, West Newton, on land known as Section 41 Block 35 Lots 2-5 in a district zoned SINGLE RESIDENCE 3 (to be rezoned to MU3). Ref: Sec. 7.3.3, 7.4, 3.4.1, 5.1.8.B.2, 5.1.13, 5.1.8.B.6, 5.1.9.A, 5.1.9.B, 5.1.10.A.1 of the City of Newton Revised Zoning Ord, 2017.

Land Use Approved Subject to Second Call 5-0 on 11/21/19; Public Hearing Closed 11/21/2019

Motion to suspend the rules to allow the Chair of Land Use to poll his Committee Approved by Voice Vote Motion to hold in Committee 8-0

Land Use Approved 5-0 (Lipof not Voting); Public Hearing Closed 11/21/2019