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## City of Newton

### Legal Notice

**POSTED**  
City Clerk

**Tuesday, January 25, 2022**

Public hearings will be held on Tuesday, January 25, 2022 at 7:00 PM, before the **Land Use Committee** of the **Newton City Council** for the purpose of hearing the following petitions at which time all parties interested in the items shall be heard. Notice will be published Tuesday, January 11 2022 and January 18, 2022 in The Boston Globe and Wednesday, January 19, 2022 in the Newton Tab, with a copy posted on the city's website at [www.newtonma.gov](http://www.newtonma.gov) and in a conspicuous place at Newton City Hall.

**Please Note: This meeting will be virtual and can be attended by desktop, laptop, tablet or phone by visiting the following link: <https://us02web.zoom.us/j/87323414751> or by calling +1 646 558 8656 US (New York) and using the Meeting ID: 873 2341 4751 a final agenda will be posted on Friday, January 21, 2022 at the following link: <https://www.newtonma.gov/government/city-clerk/city-council/-folder-1031>. If the Governor's Order suspending certain provisions of open meeting law is rescinded, this meeting will be held on the Second Floor of City Hall, 1000 Commonwealth Avenue, Newton. Please call the Clerk's office at 617-796-1210 for more information.**

- #27-22**      **Petition to extend nonconformities and exceed FAR at 100 Bishopsgate Road**  
ELY AND ELLEN KAPLANSKY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a detached garage with lifts, creating a total of seven stalls, exceeding the maximum FAR, and allowing relief from dormer regulations at 100 Bishopsgate, Ward 7, Newton, on land known as Section 61 Block 21 Lot 02, containing approximately 25,188 sq. ft. of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.4.4.E.1, 1.5.4.G.2.a, 3.1.3, 3.1.9 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
- #33-22**      **Petition to extend nonconforming front and rear setbacks and further increase nonconforming lot coverage at 14 Cummings Road**  
JOANNE REN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a two-story addition to the existing dwelling, to extend the nonconforming front and rear setbacks, and extend the nonconforming lot coverage at 14 Cummings Road, Ward 2, Newton, on land known as Section 64 Block 03 Lot 53, containing approximately 4008 sq. ft. of land in a district zoned SINGLE RESIDENCE. Ref: Sec. 7.3.3, 7.4, 3.1.3, 7.8.2.C.2, of the City of Newton Rev Zoning Ord, 2017.
- #28-22**      **Petition to request a 12-unit multi-family dwelling at 383-387 Boylston Street**  
BARBARA AND GERALD BARATZ REVOCABLE TRUSTS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow a three story, 12-unit multi-family dwelling with an FAR of 1.5 and 36' in height, ground floor residential use, a building with more than 20,000 sq. ft., to alter and extend a nonconforming side setback, to waive six parking stalls, to reduce the width of parking stalls, to reduce the driveway width for two-way traffic, to allow a loading facility which may impede traffic, and to allow a retaining wall greater than four feet in height within the setback at 50 Jackson Street/383-387 Boylston, Ward 6, Newton, on land known as Section 65 Block 11 Lot 04, containing approximately 14,866 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, 5.1.8.B.1, 5.1.8.D.1, 5.1.12.D.5, 5.1.13, 5.4.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

**#29-22**

**Petition to allow a drive-in business and associated perimeter parking and lighting waivers at 940 Boylston Street**

MILDRED K. MCMULLEN, TRUSTEE OF MIL MAC TRUST petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raze a portion of the existing building and reconfigure the existing parking to allow for a construction of a drive-in and relief for a free-standing sign at 940 Boylston, Ward 5, Newton, on land known as Section 51 Block 26 Lot 03, containing approximately 12,060 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 4.4.1, 6.4.11, 5.1.9.A, 5.1.13, 5.2.13, 5.10.A of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

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