



## City Council Reports Docket

May 22: Real Property Reuse  
May 29: Zoning & Planning  
May 30: Finance

Monday, May 21, 2018  
Continued  
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7:45 PM, Newton City Hall  
To be reported on  
**Monday, June 4, 2018**

### City of Newton In City Council Items to be Acted Upon

#### Unfinished Council Business

*A Motion for Reconsideration was filed by Councilor Gentile on May 25, 2018:*

#### **Referred to Finance and Appropriate Committees**

**#63-18**

**Submittal of the FY 2019 to FY 2023 Capital Improvement Plan**

HIS HONOR THE MAYOR submitting the Fiscal Years 2019 to 2023 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter. (Submitted 10/16/17)

**City Council Approved 22 yeas, 2 absent (Baker and Brousal-Glaser absent) on May 24, 2018**

*A Motion for Reconsideration was filed by Councilor Gentile on May 25, 2018:*

#### **Referred To Finance and Appropriate Committees**

**#251-18**

**Submittal of the FY 2019 – FY 2023 Supplemental Capital Improvement Plan**

HER HONOR THE MAYOR submitting the FY 2019 – FY 2023 Supplemental Capital Improvement Plan. (with FY 18 Amendments)

**City Council Approved 21 yeas, 1 Nay (Cote) 2 absent (Baker and Brousal-Glaser absent) on May 24, 2018**

#### **Referred to Land Use Committee**

Tuesday, May 15, 2018

Present: Councilors Schwartz (Chair), Lipof, Greenberg, Auchincloss, Kelley, Markiewicz, Crossley, Laredo; also Present: Councilors Leary, Ciccone, Albright, Norton, Baker

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The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: [jfairley@newtonma.gov](mailto:jfairley@newtonma.gov) or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

- #180-18**      **Petition to amend Board Orders 43-10 and 370-12(2) at 199 Boylston Street**  
TIM FOX/SIMON MALLS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow non-accessory parking to lease 496 parking stalls to off-site, third party users, requiring amendments to Special Permit Board Orders #43-10 and #307-12, a waiver for 496 parking stalls and approval to allow non-accessory parking at 199 Boylston Street, Ward 7, Chestnut Hill, on land known as Section 65 Block 08 Lot 100, containing approximately 324,691 sq. ft. of land in a district zoned BUSINESS USE 1. Ref: 7.3.3, 7.4, 4.4.1, 5.1.4, 5.1.1 of the City of Newton Rev Zoning Ord, 2015.  
**Land Use Approved 7-0-1 (Laredo abstaining); Public Hearing Closed 05/15/2018**

**Zoning & Planning Committee**

Tuesday, May 29, 2018

Present: Councilors Albright (Chair), Leary, Baker, Danberg, Brousal-Glaser, Kalis and Krintzman;  
 absent: Councilor Downs; also present: Councilors Gentile, Norton, Markiewicz, Greenberg, Kelley, Crossley, Cote and Noel

- #201-18**      **Zoning amendment to limit residential portion of business zone developments**  
COUNCILOR GENTILE, MARKIEWICZ, COTE AND NORTON requesting amendments to Chapter 30, Newton Zoning Ordinance, to require that any development in a business zone, limit the residential portion of the project to 50% of the total development.  
**Hearing Closed; Zoning & Planning Held 7-0**
- #202-18**      **Zoning amendment to Mixed Used 4 district**  
COUNCILOR GENTILE MARKIEWICZ, COTE AND NORTON requesting amendments to Chapter 30, Newton Zoning Ordinance, so that the Mixed Used 4 (MU4) zone is either eliminated; or the dimensional controls are reduced; or a moratorium of two years be placed on any new MU4 development; or any combination of these three action.  
**Hearing Closed; Zoning & Planning Held 7-0**
- #203-18**      **Zoning amendment for moratorium on zone changes/construction Washington St.**  
COUNCILOR GENTILE AND NORTON requesting amendments to Chapter 30, Newton Zoning Ordinance, to adopt an immediate moratorium on any zone changes and/or construction/development along both sides of Washington Street, including abutting properties, from the intersection of Commonwealth Avenue Washington Street in Auburndale/West Newton, to the intersection of Washington Street and Centre Street in Newton Corner. This moratorium shall remain in place until Zoning Redesign and the proposed “actionable plan for the Washington Street Corridor” are completed. This moratorium does not apply to by right construction/development that is currently allowed by the Newton Zoning Ordinances. This moratorium shall expire on September 30, 2019.  
**Hearing Closed; Zoning & Planning Held 7-0**

- #268-18**      **Submission of the FY19 Annual Action Plan to HUD**  
HER HONOR THE MAYOR requesting City Council authorization to submit the FY19 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) for the City of Newton Community Development Block Grant (CDBG), Emergency Solution Grant (ESG) funds and the WestMetro HOME Consortium.  
**Zoning & Planning Approved 6-0 (Baker not voting)**
- #299-18**      **Appointment of Kelley Brown to the Planning & Development Board**  
HER HONOR THE MAYOR appointing KELLEY BROWN, 457 Waltham Street, West Newton, as a full member of the PLANNING & DEVELOPMENT BOARD for a term to expire February 1, 2019.  
**Zoning & Planning Approved 5-0-1 (Kalis abstaining; Baker not voting)**
- #256-18**      **Appointment of Jennifer Bentley to Newton Historical Commission**  
HER HONOR THE MAYOR appointing JENNIFER BENTLEY, 168 Mount Vernon Street, West Newton, as an at-large alternate member of the NEWTON HISTORICAL COMMISSION for a term to expire May 31, 2021. (60 days: July 6, 2018)  
**Zoning & Planning Approved 6-0 (Baker not voting)**
- #257-18**      **Appointment of Deborah Budd to the Newton Historical Commission**  
HER HONOR THE MAYOR appointing DEBORAH BUDD, 224 Jackson Street, Newton Centre, as a realtor alternate member of the NEWTON HISTORICAL COMMISSION for a term to expire May 31, 2021. (60 days: July 6, 2018)  
**Zoning & Planning Approved 6-0 (Baker not voting)**
- #303-18**      **Appointment of Debora Jackson to the Economic Development Commission**  
HER HONOR THE MAYOR appointing DEBORA JACKSON, 4 Pine Meadow Drive, Auburndale, to the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**
- #304-18**      **Appointment of Sarah Rahman to the Economic Development Commission**  
HER HONOR THE MAYOR appointing SARAH RAHMAN, 33 Staniford Street, Newton, as a member of the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**
- #305-18**      **Appointment of Beth Nicklas to the Economic Development Commission**  
HER HONOR THE MAYOR appointing BETH NICKLAS, 100 Algonquin Road, Chestnut Hill, as a member of the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**

**#306-18 Appointment of Matt Segneri to the Economic Development Commission**  
HER HONOR THE MAYOR appointing MATT SEGNERI, 45 Cedar Street, Newton Centre, as a member of the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**

**#307-18 Re-appointment of Charles Tanowitz to the Economic Development Commission**  
HER HONOR THE MAYOR re-appointing CHARLES TANOWITZ, 51 Harding Street, West, Newton, as a member of the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**

**#308-18 Re-appointment of Jeremy Freid to the Economic Development Commission**  
HER HONOR THE MAYOR re-appointing JEREMY FREID, 35 Cotton Street, Newton, as a member of the ECONOMIC DEVELOPMENT COMMISSION for a term to expire May 14, 2021.  
**Zoning & Planning Approved 6-0 (Baker not voting)**

**Referred to Finance Committee**

Wednesday, May 30, 2018

Present: Councilors Gentile (Chair), Rice, Grossman, and Lappin; absent: Councilors Ciccone, Norton, Cote, and Noel; also present: Councilor Danberg

**#281-18 Request to increase the retiree COLA base from \$12,000 to \$13,000**  
RETIREMENT BOARD requesting City Council approval of an increase to the retiree Cost Of Living Adjustment (COLA) base from twelve thousand dollars (\$12,000) to thirteen thousand dollars (\$13,000), pursuant to Chapter 32, Section 103(j), such increase to be effective July 1, 2018.  
**Finance Denied 4-0**

**#327-18 Transfer of \$20,000 for vehicle maintenance for ISD vehicles**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of twenty thousand dollars (\$20,000) from Inspectional Services Full-time Salaries to Inspectional Services Vehicle Maintenance to fund the costs of repairs to Inspectional Services Department vehicles.  
**Finance Approved 4-0**

**#326-18 Acceptance of Mass Housing Grant for \$85,000**  
HER HONOR THE MAYOR requesting authorization to accept and expend the Commonwealth of Massachusetts Mass Housing Grant in the amount of eighty-five

thousand dollars (\$85,000) for purpose of funding work with an expert fiscal impact team to analyze financial impacts from various building scenarios along Washington and Needham Streets, Riverside, as well as an examination of the proposed new Zoning Ordinance.

**Finance Held 4-0**

**#328-18**

**Transfer of \$348,000 to fund an agreement with the Teamsters Union**

HER HONOR THE MAYOR requesting authorization to transfer the sum of three hundred forty-eight thousand dollars (\$348,000) from Current Year Reserve Accounts to various department budgets in order to fund the cost items set forth in the one-year contract agreement with the Teamster Union.

**Finance Approved 4-0**

**Referred to Finance and Programs & Services Committees**

**#322-18**

**Home Rule Legislation to modify the 41A tax deferral program for seniors**

HER HONOR THE MAYOR seeking Home Rule Legislation allowing the City to modify the local cl. 41A tax deferral program for seniors by increasing the income limit for qualifying and participating property owners.

**Finance Approved 4-0**

**#195-18**

**Investment Policy for the Rainy Day Stabilization Fund**

COUNCILOR GENTILE, on behalf of the Investment Advisory Committee, submitting its recommendation for an investment policy for the Rainy Day Stabilization Fund.

**Finance Approved as Amended 4-0 by revising the buffer language**

**Real Property Reuse Committee**

Tuesday, May 22, 2018

Present: Councilors Danberg (Chair), Greenberg, Albright, Cote, Gentile, and Downs; absent: Councilors Grossman and Kalis; also present: Councilors Krintzman and Markiewicz

**#208-18**

**Discussion regarding non-compliance with Stanton Ave Council Order**

COUNCILOR GENTILE requesting a discussion regarding non-compliance with Council Order #360-16, the Stanton Avenue water tower site, including rescinding the Council Order and reopening the reuse process to all interested parties.

**Real Property Reuse Held 6-0**