

**IN BOARD OF ALDERMEN**

**BOARD ACTIONS**

Monday, March 2, 2015

Present: Ald. Albright, Baker, Blazar, Brousal-Glaser, Ciccone, Cote, Crossley, Fuller, Harney, Hess-Mahan, Johnson, Kalis, Lappin, Laredo, Leary, Norton, Sangiolo, Schwartz, Yates and Lennon

Absent: Ald. Danberg, Gentile, Lipof and Rice

**THE BOARD OF ALDERMEN DISCUSSED AND VOTED THE FOLLOWING ITEMS ON SECOND CALL:**

**REFERRED TO LAND USE COMMITTEE**

#318-14      **CRESCENT STREET LLC** petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct three single-family attached dwelling units at 88 CRESCENT STREET, Ward 3, Auburndale, on land known as SBL 33, 6, 34, containing approximately 23,739 sf of land in a district zoned MULTI RESIDENCE 1. Ref: 30-24, 30-23, 30-9(b)(5) of the City of Newton Rev Zoning Ord, 2012. *Hearing opened on October 14, 2014 and closed on February 3, 2015; Land Use Committee Approved 6-0-1 (Harney abstaining) on February 3.*

**BOARD OF ALDERMEN APPROVED AS AMENDED 23 YEAS 0 NAYS 1 ABSENT (BROUSAL-GLASER) PENDING SUBMISSION OF REVISED PLANS REFLECTING A 200 SQUARE-FOOT REDUCTION TO UNIT 2**

**MOTION TO RECONSIDER FILED FEBRUARY 18, 2015 BY ALD. SANGIOLO**

**MOTION TO RECONSIDER APPROVED BY VOICE VOTE**

**APPROVED 20 YEAS, 4 ABSENT (Ald. Danberg, Gentile, Lipof and Rice)**

**Clerk's Note:** The motion to reconsider this item was approved by voice vote. Ald. Sangiolo spoke on the item and noted that new plans had been submitted by the petitioner which showed the reduction in the size of the second unit as was discussed at the last Board meeting. A new draft Special Permit Board Order referencing the new plans was in the Friday Packet as well as on Aldermen's desks at the meeting.

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 20 YEAS, 4 ABSENT  
(Ald. Danberg, Gentile, Lipof and Rice) TO TAKE THE FOLLOWING ACTIONS:**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, February 10, 2015

*2015 Auto Dealer Renewals:*

#428-14      NEWTON COLLISION INC.  
d/b/a GM AUTO BODY  
64 Crafts Street  
Newton 02458 Class 2  
**APPROVED 8-0**

#437-14      STAN'S AUTOMOTIVE INC.  
249 Centre Street  
Newton Corner 02458  
**APPROVED 8-0**

**REFERRED TO PROGRAMS AND SERVICES COMMITTEE**

Wednesday, February 18, 2015

#30-15      NEWTON ELECTION COMMISSION recommending that the Board of Aldermen seek Home Rule Legislation to remove the restriction on holding Preliminary Elections on Tuesdays, and set the date of the 2015 Preliminary Election for Thursday, September 17, 2015. [01/22/15 @ 11:28AM]  
**APPROVED 5-0-1 (Kalis abstaining; Norton and Rice not voting)**

#399-13      ALD. LINSKY, HESS-MAHAN, ALBRIGHT, CROSSLEY, DANBERG, BLAZAR, LAREDO & SCHWARTZ requesting to re-charge a task force to devise recommendations as to best practices and/or potential regulatory approaches to achieve improvements regarding the use of leaf blowers in the City of Newton. [10/28/13 @ 7:01 PM]  
**NO ACTION NECESSARY 8-0**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, February 18, 2015

#32-15      DESIGN REVIEW COMMITTEE in accordance with §5-58 of the City of Newton Ordinances petitioning for schematic design and site plan approval for the proposed new Fire Station #3 (currently located at 25 Willow Street) and renovation of Fire Headquarters (1164 Centre Street). [01/26/15 @ 1:17 PM]  
**APPROVED 7-0**

**A MOTION TO SUSPEND THE RULES TO ACCEPT AND REFER TO COMMITTEE THE FOLLOWING TWO LATE FILED ITEMS WAS APPROVED BY VOICE VOTE**

**REFERRED TO FINANCE COMMITTEE**

*Appointment by His Honor the Mayor*

#49-15 SARAH ECKER, 68 Prospect Park, Newtonville appointed as a member of the OTHER POST-EMPLOYMENT BENEFITS TRUST FUND for a term to expire March 31, 2018 (60 days 05/02/15) [02/24/15 @ 1:28 PM]]

**REFERRED TO FINANCE COMMITTEE**

*Reappointment by His Honor the Mayor*

#56-15 MICHAEL FLYNN, 23 Thelma Road, Dorchester, re-appointed to the BOARD OF ASSESSORS for a term expiring on February 1, 2015. (60 days 05-02-15) [02-27-15 @ 3:06 PM]

**THE FOLLOWING ITEM WAS WITHDRAWN BY THE DOCKETER**

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

#273-14(3) ALD. BAKER requesting discussion with the Law Department of what further Board action is appropriate, if any, where the Board of Aldermen voted on February 17 to reconsider, and then pass, the rezoning for 117 River Street and accompanying special permit for 5-7 Elm Street and 114 River Street, # 273-14 and 273-14(2), respectively, without prior suspension of the rules to allow the item to be reconsidered on the 17<sup>th</sup>, which the Board of Aldermen had been erroneously advised had previously occurred; specifically, the Board Rules provide that an item must be reconsidered at the meeting at which it is passed, or the next Board meeting, which would have been January 20. At that January 20 Board meeting, a motion to postpone reconsideration was made and adopted, but without a suspension of the Rules to allow postponement to a later date than January 20. [02-23-15 @4:08PM]

**PUBLIC HEARINGS WERE ASSIGNED FOR THE FOLLOWING ITEMS:**

*Public Hearing re-assigned for March 17, 2015:*

#38-15 PAUL LANGIONE, TRUSTEE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and EXTENSION OF A NONCONFORMING USE for a for-profit educational purpose, including classrooms and offices, a building height from 20 feet to 27 feet, where 24 is allowed by right, and waivers from parking facility design requirements for dance studios at 38 BORDER STREET, Ward 3, West Newton, on land known as SBL 33, 15, 23, containing approximately 27,874 sq. ft. of land in a district zoned MANUFACTURING. Ref: 30-24, 30-23, 30-21(b), 30-5(b)(2), 30-15 Table 3, 30-19(h)(1), (h)(5), 30-19(i)(1), (i)(2)a), (i)(2)b),

(i)(2)c), (i)(2)d), 30-19(j)(1)(a), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for April 14, 2015:*

#45-15 SARAH IONTA & JOSEPH RIZZO petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow two garages (maintain both an existing detached garage and an existing attached garage) at 31 FARLOW ROAD, Ward 7, on land known as SBL 72, 37, 3, containing approximately 17,416 sf of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-15(m)(5)a), 30-8(b)(7) of the City of Newton Rev Zoning Ord, 2012.

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 20 YEAS, 1 NAY (Ald. Norton), 4 ABSENT (Ald. Danberg, Gentile, Lipof and Rice) TO TAKE THE FOLLOWING ACTIONS:**

**REFERRED TO ZONING & PLANNING COMMITTEE**

Monday, February 23, 2015

Re-appointment by His Honor the Mayor

#38-15 BROOKE LIPSITT, 54 Kirkstall Road, Newton, re-appointed as a member of the ZONING BOARD OF APPEALS for a term to expire September 30, 2017 (60 days 04/18/15) [02/03/15 @ 10:25AM]  
**APPROVED 5-0-2 (Sangiolo and Yates abstaining)**