

IN BOARD OF ALDERMEN

BOARD ACTIONS

Tuesday, September 8, 2015

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

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

REFERRED TO PUBLIC FACILITIES COMMITTEE

#174-15 HIS HONOR THE MAYOR appointing JAMES McGONAGLE as Commissioner of the Public Works Department effective August 24, 2015, pursuant to §3-3 of the City Charter. (30 days 08/12/15) [07/06/15 @ 3:51 PM]
PUBLIC FACILITIES APPROVED 5-0-2 (Gentile and Laredo abstaining) on July 15, 2015

ITEM CHARTED BY ALDERMAN SANGIOLO ON AUGUST 11, 2015

APPROVED 11 YEAS, 12 NAYS (Ald. Blazar, Ciccone, Cote, Gentile, Harney, Hess-Mahan, Lappin, Laredo, Leary, Rice Sangiolo, Yates), 1 ABSENT (Ald. Brousal-Glaser)

Clerk's Note: The item was approved as 16 nays were needed to deny the appointment.

REFERRED TO PROGRAMS & SERVICES & PUBLIC FACILITIES COMMITTEES

#141-15(2) ALD LEARY, CROSSLEY, BROUSAL-GLASER, SANGIOLO, DANBERG, HESS-MAHAN, NORTON & YATES requesting a resolution to the State Legislature in support of House Bill 2870, an Act relative to protecting consumers of gas and electricity from paying for leaked and unaccounted for gas. [06/18/15 @ 4:50 PM]

PUBLIC FACILITIES APPROVED 7-0 on 07/15/15

PROGRAMS & SERVICES APPROVED 8-0 on 7/15/15

ITEM POSTPONED ON AUGUST 10, 2015 TO DATE CERTAIN OF SEPTEMBER 8, 2015

APPROVED UNANIMOUSLY BY VOICE VOTE

Clerk's Note:

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

#155-15(2) ALD. FULLER & JOHNSON, recommending that the Mayor and the Search Committee for the Chief of Police consider both internal and external candidates. [07/14/15 @ 11:34 AM]

NO ACTION NECESSARY 5-0

**MOTION TO SUBSTITUTE APPROVAL FOR NON ACTION
NECESSARY APPROVED 13 YEAS, 10 NAYS (Ald. Ciccone, Cote, Gentile,
Harney, Johnson, Kalis, Leary, Rice, Yates, Lennon), 1 ABSENT (Ald.
Lipof)**

ITEM CHATERED BY ALD. CICCONE

Clerk's Note:

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 24 YEASTO TAKE
THE FOLLOWING ACTIONS:**

REFERRED TO LAND USE COMMITTEE

Tuesday, August 11, 2015

- #161-15 WILLIAM WINKLER & KATHRYN KUBIE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to expand an existing driveway located in the front setback to allow parking for two vehicles in the setback at 48 HOLMAN ROAD, Ward 4, Auburndale, on land known as SBL 43, 42, ,8, containing approximately 7,620 sf of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-19(g)(1), 30-19(m) of the City of Newton Rev Zoning Ord, 2012.
HEARING CLOSED; LAND USE APPROVED 6-0
- #162-15 DAVID BELCOURT & NAHMA NADICH petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NON-CONFORMING STRUCTURE by removing an existing one-story rear addition and constructing a new two-story addition four feet wider and removing an existing front landing and constructing in its place a covered porch and stairs, which will increase the existing Floor Area Ratio from .47 to .59, where .46 is the maximum allowed by right, and to reduce the existing nonconforming open space, lot coverage, and side setback at 6 DENNS PLACE, Ward 2, Newton Centre, on land known as SBL 64, 3, 52, containing approximately 3,084 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15 Table 1, 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2012.
HEARING CLOSED; LAND USE APPROVED 6-0
- #164-15 LEABMAN REAL ESTATE SERVICES LLC/DUNCAN & ELIZABETH RICHARDSON petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to remove an existing deck/hot tub and construct in its place a four-season porch with a roof deck at the rear of an existing single-family dwelling, which will increase the Floor Area Ratio from .38 to .40, where .36 is the maximum allowed by right, at 55 MOSSFIELD ROAD, Ward 5 Waban, on land known as SBL 55, 21, 5, containing approximately 13,723 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15((u)(2) of the City of Newton Rev Zoning Ord, 2012.

HEARING CLOSED; LAND USE APPROVED 6-0

- #178-15 FALLON CUSTOM HOMES for AMANDA MAHONEY petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a one-car attached garage over an existing driveway onto the side of an existing single-family dwelling, which will result in an increase in the Floor Area Ratio from .44 to .46, where .33 is the maximum allowed by right, at 12 LAKE TERRACE, Ward 6, Newton Centre, on land known as SBL 62, 1, 8, containing approximately 14,628 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 30-24, 30-23, 30-21(b), 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2012.

HEARING CLOSED; LAND USE APPROVED 6-0

- #163-15 DANTE BELLUCI/JOSEPH LIN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING USE to increase the number of seats from 100 to 120 and to waive up to eight parking stalls for an existing restaurant at 22 UNION STREET, Ward 6, Newton Centre, on land known as SBL 61, 38, 4, containing approximately 3,617 sf of land in a district zoned BUSINESS 2. Ref: Sec 30-23, 30-23, 30-21(b), 30-11(d)(9), 30-19(d)(13), 30-19(m) of the City of Newton Rev Zoning Ord, 2012, and Special Permit #492-82.

HEARING CONTINUED TO SEPTEMBER 10, 2015

- #160-15 TIMOTHY BURKE ARCHITECTURE for ICHIRO ISHIGURO petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to add a second-story addition on an existing 1½-story single-family dwelling, which will increase the Floor Area Ratio from .31 to .44, where .37 is the maximum allowed by right, at 80 DEBORAH ROAD, Ward 8, Newton Centre, on land known as SBL 82, 8, 8, containing approximately 10,990 sf of land in a district zoned SINGLE RESIDENCE 2.

HEARING CONTINUED TO DATE TO BE DETERMINED**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, September 2, 2015

- #155-15 HIS HONOR THE MAYOR seeking approval to establish a Search Committee for the Chief of Police in accordance with Chapter 279, Section 5 of the Acts of 1992. [06/08/15 @ 5:41 PM]

APPROVED 5-0

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

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #226-15 HIS HONOR THE MAYOR requesting authorization to expend a grant of two million seven hundred fifty-one dollars (\$2,751,000) from the Massachusetts

Water Resources Authority (MWRA) and authorization to borrow nine hundred seventeen thousand dollars (\$917,000) as part of the MWRA interest free loan/grant program for the purpose of funding of sewer improvements to reduce infiltration and inflow. [09/02/15 @ 12:11 PM]

REFERRED TO ZONING AND PLANNING COMMITTEE

#227-15 SEANA GAHERIN et al. petition to rezone land known as Section 51, Block 41, Lot 11 from MULTI RESIDENCE 1 to BUSINESS 1. [09/03/15 @ 1:15 PM]

PUBLIC HEARINGS WERE ASSIGNED FOR THE FOLLOWING ITEMS:

Public hearing assigned for September 9, 2015:

#198-15 JEL MATTOS, 15 Waite Court, Malden 02148, petitioning for a main drain extension in COTTAGE STREET to a proposed manhole from the existing main drain at 63 Cottage Street 216.90' ± in a northerly direction to a proposed manhole located in front of 49 Cottage Street. (Ward 5) [08/19/15 @ 2:56 PM]
PETITIONER TO PAY ENTIRE COST

Public hearing assigned for September 9, 2015:

#199-15 VERIZON NEW ENGLAND, INC. petitioning for a grant of location to install 152' ± of conduit and one handhole in HAMMOND STREET from an existing Verizon handhole on the westerly side in front of 381 Hammond Street southerly to the proposed new handhole in front of 393 Hammond Street. (Ward 7) [08/20/15 @ 2:29 PM]

Public hearing assigned for September 16, 2015:

#376-14 PLANNING & DEVELOPMENT DEPARTMENT requesting that **Chapter 30 ZONING** be deleted in its entirety and replaced with the Zoning Reform Phase 1 Zoning Ordinance. [10/22/14 @ 7:48PM]

Public Hearing assigned for October 13, 2015:

#192-15 YURIY MATSKEVITCH petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to extend a NONCONFORMING STRUCTURE and USE to reconfigure an existing two-family dwelling into a one-family dwelling and construct a second unit to the rear of 403-405 PARKER STREET, Ward 8, Newton Centre, on land known as SBL 81, 31, 39 containing approximately 17,408 sf of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-21(b) of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for October 13, 2015:

#193-15 ALEXANDER PESELMAN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING STRUCTURE to widen an existing breezeway, enclosed a deck above the adjacent sunroom, and to enlarge an existing mudroom, which will increase the Floor Area Ratio from .46 to .48, where .33 is the maximum allowed by right, at 5 GREEN PARK, Newton, Ward

7, on land known as SBL 73, 11, 3, containing approximately 14,665 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for October 26, 2015:

#196-15 TAMMY ARCURI et. al. petition to rezone land known as Section 41, Block 6, Lots 11, 12, and a Lot 13 1B located at 132 CHARLES STREET, AUBURNDALE, from MULTI RESIDENCE 2 to MANUFACTURING .

Public Hearing assigned for October 26, 2015:

#227-15 SEANA GAHERIN et al. petition to rezone land known as Section 51, Block 41, Lot 11 from MULTI RESIDENCE 1 to BUSINESS 1. [09/03/15 @ 1:15 PM]

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