

IN BOARD OF ALDERMEN

BOARD ACTIONS

Monday, May 5, 2014

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

1 Vacancy

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

REFERRED TO ZONING & PLANNING & REAL PROPERTY REUSE COMMITTEES

- #47-14 SARAH QUIGLEY et al. filing on February 3, 2014 a Group Petition pursuant to Sec. 10-2 of the Newton Charter which seeks the following:
1. Review and rescind the declaration and classification of the Austin Street public parking lot as surplus municipal land.
 2. Recommend that the mayor or other municipal authority withdraw the offer to sell the land, exercising an option listed in the Request for Proposal dated February 13, 2013.
 3. Rezone the Austin Street parking lot from the recently created Mixed Use 4 (MU4) zone to a zone that is more appropriate to the scale of Newtonville village: Public Use, BU1 or BU2.

HEARING CLOSED 3/25/14

REAL PROPERTY REUSE VOTED NO ACTION NECESSARY on 4/1/14: 6-1-1 (Ald. Gentile opposed; Ald. Fuller abstaining) on 1 and 2.; 8-0 on 3.

ZONING & PLANNING VOTED NO ACTION NECESSARY 4-1-0 (Yates opposed; Sangiolo not voting) on APRIL 10, 2014

ITEM CHARTERED BY ALDERMAN SANGIOLO ON APRIL 22, 2014

VOTED NO ACTION NECESSARY 19 YEAS, 3 NAYS (Ald. Cote, Gentile & Norton), 1 ABSENT (Ald. Schwrtz), 1 VACANCY

Clerk's Notes: Ald. Sangiolo explained that she Chartered the item for two reasons, first because there were so many people away for School Vacation week and she wanted everyone to have a chance to vote on the item. Second, she understood that Ald. Norton had a resolution that she wanted to put forth. Ald. Albright made a motion to amend the docket item to attach the resolution to the vote. Concern was expressed that some may want to vote for the resolution as a separate item, not as an amendment to the item. After consultation with the President, Ald. Albright withdrew her motion and will instead docket the resolution for discussion in Committee.

It was noted by Ald. Norton that important actions could be taken before voting No Action Necessary on this item. One of them being the completion of a traffic and use study of the site.

The Board voted No Action Necessary on the item as recommended by the Real Property and Zoning & Planning Committees.

REFERRED TO LAND USE COMMITTEE

#23-14 ALBERT PINKHASOV petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for walls of more than 4 feet in the setback at 78 LOVETT ROAD, Ward 8, Newton Centre, on land known as SBL 82, 15, 97, containing approximately 16,004 square feet of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2012. *Public Hearing opened on February 11, 2014, continued to March 4, and continued to March 18. Item Chartered on April 7, 2014 by Alderman Albright. (90 days: June 16)*

LAND USE APPROVED 6-2 (Harney, Lennon opposed) on MARCH 18, 2014

ITEM POSTPONED ON APRIL 22, 2014 TO DATE CERTAIN OF MAY 5, 2014

MOTION TO APPROVE FAILED TO CARRY 15 YEAS, 8 NAYS (Ald. Baker, Blazar, Ciccone, Gentile, Harney, Lappin, Sangiolo, Yates), 1 VACANCY

MOTION TO RECONSIDER FILED BY ALD. BLAZAR.

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 22 YEAS, 1 ABSENT (Ald. Schwartz), 1 VACANCY TO TAKE THE FOLLOWING ACTIONS:

REFERRED TO PROGRAMS & SERVICES COMMITTEE

Wednesday, April 30, 2014

#397-13 ALD. SANGIOLO on behalf of the URBAN TREE COMMISSION, proposing amendments to the Tree Preservation Ordinance. [10/28/13 @ 2:46 PM]
PROGRAMS & SERVICES APPROVED AS AMENDED 7-0 ON APRIL 9
ITEM RECOMMITTED BY BOARD OF ALDERMEN ON APRIL 22, 2014
PROGRAMS & SERVICES APPROVED AS AMENDED 6-0 (Baker not voting)

REFERRED TO ZONING & PLANNING COMMITTEE

Monday, April 28, 2014

Re-appointment by His Honor the Mayor

#136-14 BARBARA HUGGINS, 122 Albemarle Road, Newtonville, re-appointed as an *associate member* of the ZONING BOARD OF APPEALS for a term to expire March 15, 2015. (60 days 06/21/14)

ZONING & PLANNING APPROVED 7-0

Re-appointment by His Honor the Mayor

- #137-14 MICHAEL ROSSI, 20 Rose Drive, West Newton, re-appointed as an *associate member* of the ZONING BOARD OF APPEALS for term to expire March 15, 2015. (60 days 06/21/14)
ZONING & PLANNING APPROVED 7-0

REFERRED TO PUBLIC FACILITIES COMMITTEE

Wednesday, April 23, 2014

- #118-14 MICHAEL C. CHASE AND ARTHUR X. DUFFEY, Trustees of 190 Forest Avenue Realty Trust, c/o Rex Capital Advisors, 50 Park Row West, Suite 113, Providence, Rhode Island, petitioning for sewer main extension in FOREST AVENUE from an existing sewer manhole located near 177 and 180 Forest Avenue 260' ± southwesterly to a proposed sewer manhole in Forest Avenue. 03/31/14 @ 1:22 PM]
PUBLIC FACILITIES APPROVED 4-0 (Lennon not voting)
- #117-14 NATIONAL GRID petitioning for a grant of location to install and maintain 30' ± of 4" gas main in HEATHERLAND ROAD from the existing 4" gas main at 18 Heatherland Road 30' in a easterly direction to provide service to 65 Andrew Street. [03/17/14 @ 3:11 PM]
PUBLIC FACILITIES APPROVED 4-0 (Lennon not voting)

Re-appointment by His Honor the Mayor

- #142-14 LAWRENCE KAUFMAN, 362 California Street, Nonantum, re-appointed as a member of the Newton Citizens Commission on Energy for a term to expire on April 15, 2015. (60 days 06/21/14). [04/01/14 @ 2:18 PM]
PUBLIC FACILITIES APPROVED 5-0

Re-appointment by His Honor the Mayor

- #143-14 HALINA BROWN, Ph.D., 56 Cloverdale Road, Newton Centre, re-appointed as a member of the Newton Citizens Commission on Energy for a term to expire on April 15, 2017. (60 days 06/21/14). [04/01/14 @ 2:18 PM]
PUBLIC FACILITIES APPROVED 5-0

Re-appointment by His Honor the Mayor

- #144-14 JONATHAN KANTAR, 672 Chestnut Street, Waban, re-appointed as a member of the Newton Citizens Commission on Energy for a term to expire on April 15, 2016. (60 days 06/21/14). [04/01/14 @ 2:18 PM]
PUBLIC FACILITIES APPROVED 5-0

A MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF FINANCE TO REPORT ON THE FOLLOWING ITEM WITHOUT A WRITTEN REPORT WAS APPROVED BY VOICE VOTE

#150-14 HIS HONOR THE MAYOR requesting authorization to expend up to three hundred forty-eight thousand nine hundred nineteen dollars (\$348,919) from a one-time contract received from the Massachusetts Department of Transportation’s Winter Rapid Recovery Program for the purpose repairing roadway damage as a result of the severe winter of 2013-2014. [04/14/14 @ 5:43 PM]
FINANCE APPROVED 7-0 ON MAY 5, 2014

A MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF FINANCE TO REPORT ON THE FOLLOWING ITEM WITHOUT A WRITTEN REPORT WAS APPROVED BY VOICE VOTE

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#403-13(3) HIS HONOR THE MAYOR submitting recommended FY2015 Water and Sewer Rates for implementation on July 1, 2014, as follows:

<u>HCF Per Quarter</u>	<u>Water Rate Per HCF</u>		<u>Sewer Rate Per HCF</u>	
	Old	New	Old	New
0 - 20	\$5.84	\$6.07	\$8.60	\$8.94
21 – 70	\$7.00	\$7.27	\$10.33	\$10.73
>70	\$8.41	\$8.74	\$12.40	\$12.88

[04/14/14 @5:43 PM]

PUBLIC HEARING OPENED AND CLOSED ON MAY 5, 2014.

COMMITTEE OF THE WHOLE APPROVED UNANIMOUSLY

THE FOLLOWING PUBLIC HEARING WAS ASSIGNED:

Public Hearing assigned for June 10, 2014:

#152-14 SEYED ZEKAVAT petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING STRUCTURE to enclose an existing parking area and walkway with a roof and erect an interior staircase at 1186 CHESTNUT STREET, Ward 5, Newton Upper Falls, on land known as SBL 51, 40, 23, containing approximately 5,412 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(b) of the City of Newton Rev Zoning Ord, 2012.