

## DOCKET

Oct. 7: Land Use Continued  
Oct. 8: Programs & ; Public Safety & Transportation; Public Facilities Page 199  
Oct. 14: Land Use Monday, October 6, 2014  
Oct. 15: Zoning & Planning 7:45 PM, Newton City Hall  
To be reported on  
**MONDAY, OCTOBER 20, 2014**

### CITY OF NEWTON

#### IN BOARD OF ALDERMEN

- I. Communications from His Honor the Mayor and other City Boards, Agencies, and Commissions.

#### REFERRED TO LAND USE COMMITTEE

*Board of Aldermen referring the following item to the Planning & Development Board for a Public Hearing:*

#102-06(11) CHESTNUT HILL REALTY DEVELOPMENT, LLC./KESSELER DEVELOPMENT, LLC. petition to amend Ordinance Z-37, dated November 17, 2008, which adopted a change of zone from SINGLE RESIDENCE 3 to MULTI RESIDENCE 3 conditional upon the exercise of Special Permit #102-06(9), for a parcel of land located on LaGrange Street, Ward 8, identified as Section 82, Block 37, Lot 95, and shown as Lot H-1 on a Subdivision Plan of Land in Newton MA, "Toomey-Munson & Associates, Inc.," dated April 28, 2004, recorded with the Middlesex South County Registry of Deeds in Plan Book 2005, page 102.

*Public Hearings to be assigned for November 18, 2014:*

#344-14 ERIC BERNARD & GIDA ZIKAS-BERNARD petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND a NONCONFORMING STRUCTURE in order to replace an existing 7'x 4' landing and staircase and replace them with an approximately 23.75' x 5/7' covered porch and new staircase at 1044-1046 CHESTNUT STREET, Ward 5, on land known as SBL 51, 7, 7, containing approximately 11,390 sf of land in a district zoned MULTI RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15 Table 1 of the City of Newton Rev Zoning Ord, 2012.

- #345-14 YURIY MATSKEVITCH petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND a NONCONFORMING USE in order to replace and reconfigure an existing addition and to add an attached breezeway and two-car attached garage to an existing nonconforming two-family dwelling, increasing the Floor Area Ratio from .32 to .42, where .35 is the maximum allowed by right, at 182 BEETHOVEN AVENUE, Ward 5, on land known as SBL 54, 12, 7, containing approximately 15,000 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.
- #180-13(2) JOHN F. MCCARTHY petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to AMEND special permit #180-13, granted on August 12, 2013, for increased Floor Area Ratio for a garage, in order to expand an existing parking allow for two vehicles to park in the front setback at 20 BURRAGE ROAD, Ward 7, on land known as SBL 73, 28, 6, containing approximately 5,771 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-19(g)(1), 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

### OTHER COMMUNICATIONS

- #346-14 HIS HONOR THE MAYOR, pursuant to section 3-6 of the City Charter, appointing JAMES FREAS as ACTING DIRECTOR OF PLANNING AND DEVELOPMENT effective September 16, 2014 until a permanent replacement is hired, but in no case shall such temporary appointment be continued beyond six months without the approval of the Board of Aldermen.

### REFERRED TO ZONING & PLANNING COMMITTEE

Appointment by His Honor the Mayor

- #347-14 JOHN GELCICH, 28 Jefferson Street, Newton Corner, appointed as a member of the PLANNING AND DEVELOPMENT BOARD for a term to expire February 1, 2017 (60 days 12/05/14) [09/29/14 @ 9:32AM]

Appointment by His Honor the Mayor

- #348-14 PETER DOERINGER, 35 Pulsifer Street, Newtonville, currently an associate member, appointed as a *regular* member of the PLANNING AND DEVELOPMENT BOARD for a term to expire February 1, 2018 (60 days 12/05/14) [09/29/14 @ 9:32AM]

Appointment by His Honor the Mayor

- #349-14 VINCENT F. O'DONNELL, 10 Leighton Road, Auburndale, appointed as a member of the PLANNING AND DEVELOPMENT BOARD for a term to expire August 15, 2017 (60 days 12/05/14) [09/25/14 @ 1:39PM]

Appointment by His Honor the Mayor

#350-14 JONATHAN YEO, 275 Lowell Avenue, Newtonville, appointed as a member of the PLANNING AND DEVELOPMENT BOARD for a term to expire February 1, 2019 (60 days 12/05/14) [09/29/14 @ 9:32AM]

Appointment by His Honor the Mayor

#351-14 STEVEN SCHWARTZ, 20 Kenwood Avenue, Newton Centre, appointed as an *associate member* of the ZONING BOARD OF APPEALS for a term to expire September 30, 2015. (60 days 12/05/14) [09/29/14 @ 9:32AM]

#352-14 ACCESSORY APARTMENT SUBCOMMITTEE proposing that §§30-8(4)(a) and 30-9(2)(a) re proof of existence for pre-existing accessory apartments in Single Residence and Multi Residence districts be amended to change the date an owner-occupant seeking validation of an existing accessory apartment must prove its existence from December 31, 1979 to December 31, 1999. [09/29/14 @ 11:20AM]

### **REFERRED TO PROGRAMS & SERVICES COMMITTEE**

Re-appointment by His Honor the Mayor

#353-14 MICHAEL GOLDMAN, 14 Saxon Terrace, Newton Highlands, re-appointed as a member of the FARM COMMISSION for a term to expire July 31, 2017 (60 days 12/05/14) [09/25/14 @ 1:39PM]

Re-appointment by His Honor the Mayor

#354-14 PETER LEWENBERG, 47 Mary Ellen Road, Waban, re-appointed as a member of the FARM COMMISSION for term to expire July 31, 2017 (60 days 12/05/14) [09/25/14 @ 1:39PM]

Re-appointment by His Honor the Mayor

#355-14 MARIAN KNAPP, 250 Hammond Pond Parkway, Chestnut Hill, re-appointed as a member of COUNCIL ON AGING for a term to expire September 1, 2017 (60 days 12/05 /13) [09/25/14 @ 1:39PM]

#356-14 ALD. HESS-MAHAN AND DANBERG, requesting a RESOLUTION of the Newton Board of Aldermen on behalf of Newton Dialogues on Peace & War, declaring support for the U.S. Conference of Mayors' program "Mayors for Peace," of which the City of Newton has been a member since 2005, and its goal of eliminating all nuclear weapons by 2020. [09/10/14 @ 3:15PM]

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

- #357-14      ALD. ALBRIGHT & SGT. BABCOCK, requesting that Chapter 19 be amended to create an ordinance that would prohibit citizens, organizations including profit and non-profit from reserving parking spaces on any public roadway, street or municipal parking lots without the authorization of the Newton Police Department. [09/12/14 @ 10:34 AM]

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

- #358-14      FINANCE COMMITTEE requesting that the Public Facilities Committee receive updates on the clean-up of the Rumford Avenue Landfill every three months. [09/11/14 @ 12:01 PM]

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The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, please contact the Newton ADA Coordinator, John Lojek, at least two days in advance of the meeting: [jlojek@newtonma.gov](mailto:jlojek@newtonma.gov) or 617-796-1145. For Telecommunications Relay Service dial 711.