

## **IN BOARD OF ALDERMEN**

### **BOARD ACTIONS**

Monday, October 20, 2014

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

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

#### **REFERRED TO LAND USE COMMITTEE**

*Public Hearing opened on June 17, 2014:*

#167-14 **GARDEN REMEDIES/697 WASHINGTON STREET TRUST** petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to operate a Registered Marijuana Dispensary and to waive two parking stalls; to allow parking in the front setback; and to exceed the allowable horizontal projection of a secondary sign at 697 WASHINGTON STREET, Ward 2, NEWTONVILLE, on land known as SBL 23, 19, 1B, containing approximately 16,669 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-36, 30-19(d)(10), 30-19(h)(1), 30-19(m), and 30-20(j)(2) of the City of Newton Rev Zoning Ord, 2012.

**HEARING CLOSED; APPROVED 7-0**

**APPROVED 21 YEAS, 2 NAYS (Baker, Cote), 1 ABSENT (Gentile)**

**Clerk's Note:** The Chair of the Land Use Committee presented the item. The Chair noted that this is not a referendum on the use of medical marijuana. The citizens of the Commonwealth have spoken and it is now the law of the Commonwealth. During the Public Hearing the Land Use Committee heard from both sides of the issue. At the end of the deliberations the Committee carefully considered this item and approved it. This is uncharted territory for the Board. It will be heavily regulated by the State and so whatever the Board does about the site, and the site approval, in some way does not matter if the petitioner does not meet the requirements of the State. The Department of Public Health is ultimately going to have a great deal of control over how medical marijuana is to be regulated.

Due to the federal banking laws and the illegality of medical marijuana at the federal level, it has complicated the issue a bit in that it would have been preferable to have an ATM or other means of paying, but patients will have to pay in cash. Something the Committee did not feel is ideal, but it is the reality on the ground. The Committee has limited the quantity of marijuana that can be purchased by an individual to one ounce which is considerably less than what was proposed initially which means less product and cash on site. Finally, the Special Permit will have some extensive requirements to make sure that the hours are appropriate and that there is an appropriately level of safety including police details and security systems in place. There will

also be a look-back provision so that the Board can come back in a few months with the petitioners to see if there are any traffic or safety concerns that might have come up.

Concern was raised about the application. It was noted that there are some differences between the application provided to the City and the application provided to the State. Newton's Ordinances require that the application be consistent with the application provided to the State. The Associate City Solicitor has indicated that the application is indeed consistent, however, there are a number of discrepancies between the two. If there are material differences then the applications should be modified to be consistent between the City and the State.

The idea that the State is going to be regulating is also a challenge because the State does not have the resources to provide the degree of oversight. With Newton's site being one of the first and centrally located, this site may have more demand than might otherwise be the case. In the petitioners own documents, the expected revenue in the second year of operation will go from a small loss to \$2.5 million, then in year 3 to \$4 .5 million. This is a significant amount of revenue from a small site which indicates the amount of activity that will be taking place there.

Marijuana is a level 1 controlled substance and there is an inconsistency between Federal and State law that warrants a careful review and oversight. An Aldermen expressed concern and noted that they could not vote to approve this when it was not legal at the federal level. A law that was based on a non-scientific popular vote can't be a guiding standard. The State and Federal legislators should take this up and scientifically seek to find out how this product can be introduced to the community and how it can be setup so that it is not a controlled substance under the law.

It was asked how the look back process would work and if issues are raised are they brought back to the committee to be discussed? The Chair of the Land Use Committee noted that condition 13, which talks about the provisions, we will have a 90 day, 6-month and one year look back. Neighbors and residents can bring their concerns to their Aldermen. It was asked if the Board could then make changes to the special permit. The Chair noted that the petitioner has agreed to work with the Board, but legally the Board could not force anything on them once the Board hands out the special permit. It will be difficult to amend the Special Permit, however, the petitioner has agreed to work with the Board.

The Chair reminded the Board that in this Special Permit there are limitations to the size of the Business. It can have no more than six employees and must be by appointment only. The site is an existing commercial site, it is not a brand new building. It is a visible area that the Police will be able to police and control. And finally, sales are limited to one once per individual.

**THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 1 ABSENT (Ald. Harney), TO TAKE THE FOLLOWING ACTIONS:**

**REFERRED TO LAND USE COMMITTEE**

Tuesday, October 14, 2014

*Hearing opened on June 10, continued to July 29; continued to September 16; continued to October 14:*

- #165-14     RICHARD D. SEWALL petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to demolish an existing single-family dwelling and construct two sets of two attached single-family dwellings for a total of four dwellings which includes waivers from the side-and rear-yard setback and lot coverage requirements and relief to locate a driveway within 10 feet of a side lot line at 3-5 AUBURN STREET, Ward 3,  
**REQUEST FOR WITHDRAWAL WITHOUT PREJUDICE LAND USE APPROVED**
- #317-14     HEAMEE INC. petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow for tandem parking and parking within a setback and to waive dimensional requirements for parking facilities with more than 5 stalls re stall dimensions, aisle width, landscaping and lighting, and to waive the number of required parking stalls in order to convert approximately 1,500 sf of basement space from storage to office space at 1175 WALNUT STREET, Ward 6, Newton Highlands, on land known as SBL 52, 39, 1, containing approximately 10,921 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-19(d)(11), 30-19(h)(1), (2), (3), (5)a, 30-19(i)(1), (2), 30-19(j), and 30-19(m) of the City of Newton Rev Zoning Ord.  
**HEARING CLOSED; LAND USE APPROVED 8-0**
- #336-14     FOX & HOUNDS REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct an addition of approximately 840 square feet to the rear of an existing property, to be used for an auto detailing business, at 230 NEEDHAM STREET, Ward 8, on land known as SBL 83, 28, 78, in a district zoned MIXED USE 1. Ref: Sec 30-24, (d)(5), 30-23, 30-13(b)(6) of the City of Newton Rev Zoning Ord, 2012 and special permit #91-91.  
**HEARING CLOSED; LAND USE APPROVED 8-0**
- #132-14(2)     STONE GALLERYLLC/CLINE REALTY LIMITED petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow a second freestanding sign at 49-51 WINCHESTER STREET, Ward 5, Newton Highlands, on land known as SBL 51, 28, 30, containing approximately 79,500 sf of land in a district zoned MIXED USE 1. Ref: 30-24, 30-23, 30-20(l) and special permits #219-05 #132-14.  
**HEARING CLOSED; LAND USE APPROVED 8-0**
- #337-14     A&M REALTY TRUST, ANDREW & MONICA HEALY, TRUSTEES, petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and to EXTEND A

NONCONFORMING STRUCTURE to convert an existing detached structure into an accessory apartment at 59-61 WARWICK ROAD, Ward 3, on land known as SBL 31, 28, 62 and 64, containing approximately 11,218 sf of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-21(b) 30-8(d)(4), 30-15 Table 1, 30-15(m)(2) and (3), Table 30-8 of the City of Newton Rev Zoning Ord, 2012.

**HEARING CLOSED; LAND USE APPROVED 8-0**

*Hearing opened July 15, continued to September 16; continued to October 14:*

#285-06(2) BELL ATLANTIC MOBILE OF MASS. CORP. LTD. d/b/a VERIZON WIRELESS/THE COVENANT RESIDENCES ON COMMONWEALTH CONDOMINIUM TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to install antennas on the roof inside faux chimney structures and to place accessory radio equipment and an emergency stand-by power generator inside an equipment shelter to the rear of property at 35 COMMONWEALTH AVENUE, Ward 7, Chestnut Hill.

**HEARING CONTINUED TO NOVEMBER 18, 2014**

#228-14(2) GONGXIONG WU petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to demolish an existing attached garage and breezeway and construct a new one-stall garage with a master suite and one bedroom above it, maintaining the existing nonconforming side setback but vertically extending the nonconforming side setback, and to construct an office and bath in the attic, which will increase the nonconforming Floor Area Ratio from .42 to .56, where .38 is the maximum allowed by right, at 102 McCARTHY ROAD, Ward 8, NEWTON CENTRE on land known as SBL 84, 27, 6, containing approximately 10,033 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-15 Table A, 30-15(u)(2), 30-21(b) of the City of Newton Rev Zoning Ord, 2012.

**HEARING CONTINUED TO DATE TO BE DETERMINED**

#318-14 88 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 CONTINUED TO DATE TO BE DETERMINED**

#319-14 LEOPOLDO BUTERA petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for an existing garage exceeding 700 square feet of ground floor area at 26 ELM STREET, Ward 3, West Newton, on land known as SBL 33, 24, 10, containing approximately 8,250 sf of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-15(m)(c)5) of the City of Newton Rev Zoning Ord, 2012.

**HEARING CONTINUED TO DATE TO BE DETERMINED (Laredo excused)**

#335-14 B & M CALIFORNIA STREET, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a 4-unit multi-family dwelling; to extend a nonconforming structure for lot size and frontage; to allow a building height of up to 36 feet and to allow up to 3 stories; to increase the Floor Area Ratio; to waive the number of required parking stalls and, to the extent necessary, associated parking waivers, at 198 CALIFORNIA STREET, Ward 1, on land known as SBL 11, 11, 7, containing approximately 8,294 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24. 30-23, 30-11(d)(8), 30-15 Table 3, 30-21(b), 30-19(d)(2) and (18) and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.  
**HEARING CONTINUED TO DATE TO BE DETERMINED**

**REFERRED TO ZONING & PLANNING COMMITTEE**

Appointment by His Honor the Mayor

#347-14 JOHN GELCICH, 28 Jefferson Street, Newton Corner, appointed as an *alternate* 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]  
**ZONING & PLANNING APPROVED 5-0 (Sangiolo, Yates not voting)**

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]  
**ZONING & PLANNING APPROVED 5-0 (Sangiolo, Yates not voting)**

Appointment by His Honor the Mayor

#349-14 VINCENT F. O'DONNELL, 10 Leighton Road, Auburndale, appointed as a member of the NEWTON HOUSING AUTHORITY for a term to expire August 15, 2017 (60 days 12/05/14) [09/25/14 @ 1:39PM]  
**ZONING & PLANNING HELD 7-0**

**MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR TO POLL HER COMMITTEE WAS APPROVED BY VOICE VOTE**

**MOTION TO REFER TO PROGRAMS & SERVICES COMMITTEE APPROVED 8-0**

**Clerk's Note:** this item was improperly referred to the Zoning and Planning Committee and the Committee's action to refer the item places it with the correct committee for review.

Appointment by His Honor the Mayor

#350-14 JONATHAN YEO, 275 Lowell Avenue, Newtonville, appointed as a *regular* 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]  
**ZONING & PLANNING APPROVED 7-0**

**REFERRED TO PROGRAMS AND SERVICES COMMITTEE**

Wednesday, October 8, 2014

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]

**PROGRAMS & SERVICES APPROVED 7-0**

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]

**PROGRAMS & SERVICES APPROVED 7-0**

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]

**PROGRAMS & SERVICES APPROVED 7-0****REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, October 8, 2014

#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]

**PUBLIC SAFETY APPROVED 7-0 (Johnson not voting)****REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, October 8, 2014

#312-14 ALD. ALBRIGHT, BAKER, BLAZAR, HESS-MAHAN, JOHNSON, LAREDO and LEARY requesting discussion of proposal to purchase and install electronic bulletin boards on the exterior of City properties, including consideration of such issues as the possible distraction of passersby, the precedent of allowing electronic displays which may invite imitation by private landowners, and the visual impact on public open spaces, as well as how the installation would fit with the law or policy of Newton's sign code, and consideration of possible alternative means to help fulfill the worthy goal of providing public information to those who may need it. [07-17-14 @ 10:24 AM]

**PUBLIC FACILITIES NO ACTION NECESSARY 5-0 (Laredo not voting)**

**PUBLIC HEARINGS WERE ASSIGNED FOR THE FOLLOWING ITEMS:***Public Hearing assigned for December 9, 2014:*

#272-09(4) HERRICK ROAD REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to erect at 39 HERRICK ROAD, Ward 6, NEWTON CENTRE a 3-story mixed-use building containing 4 dwelling units and ground floor commercial space with a restaurant, with underground parking and associated parking waivers unit; to allow off-street parking facilities to be located on a separate lot; waive 9 parking spaces; waive 3 bicycle parking spaces; allow frontage to be measured along a public footway) and to construct a retaining wall greater than 4 feet within the rear/side setbacks and waive 18 existing parking spaces on Lot 7 Herrick Road, Ward 6, Newton Centre, on land known as Sec 61, Blk 35, Lots 6 and 7, in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-19(d)(2), (8), (9), 30-19(f)(1), (2), 30-19(k), 30-19(m), 30-15(b)(2), 30-15 Table 3, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 18, 2014:*

#359-14 ELIZABETH BLAZAR & TIM SULLIVAN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND a NONCONFORMING STRUCTURE in order to extend an existing deck, increasing an existing nonconforming setback, at 5 COOLIDGE ROAD, Ward 7, Newton Centre, on land known as SBL 73, 34, 12, containing approximately 5,400 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15 Table 1 of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 6, 2014:*

#520-95(3) THE CAPITAL GRILLE OF CHESTNUT HILL, INC. petition to AMEND SPECIAL PERMIT/SITE PLAN APPROVAL #520-95 to expand its hours of operation from 5:00 p.m. to 1:00 a.m. to 11:00 a.m. to 1:00 a.m., to modify its valet parking protocol to reduce the number of valet employees, to eliminate the requirement for stacked parking at the rear of the site, and to allow for a podium to be used by valet employees at the front entrance at 250 BOYLSTON STREET, Ward 7, CHESTNUT HILL, on land known as SBL 82, 2, 8, containing approximately 61,304 sf of land in a district zoned BUSINESS 4. Ref: Sec 30-24, 30-23 of the City of Newton Rev Zoning Ord, 2012 and special permit #520-95 conditions 2, 8b, and c.

*Public Hearing assigned for December 9, 2014:*

#360-14 112 NEEDHAM STREET, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and EXTENSION of a NONCOMFORMING STRUCTURE to demolish an existing single-story commercial building and construct a new two-story commercial building with a parking facility with 11 stalls, a with approximately 1,400 sf of storage on the first floor, and 5,810 sf of office space on the second floor at 112 NEEDHAM STREET, Ward 8, NEWTON UPPER FALLS, on land known as SBL 83, 12, 7, containing approximately 7,500 sf of land in a district zoned MULTI USE 2. Ref: Sec 30-24, 30-23, 30-21(b), 30-15

Table 3, 30-19(d)(11), (15), and (m), and 30-19 Table of off-street loading requirements of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 6, 2014:*

#361-14 SMADAR BABCHUCK petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to create an accessory apartment in an existing two-stall attached garage with an office and common space above at 206 WISWALL ROAD, Ward 8, NEWTON CENTRE, on land known as SBL 84, 21, 10, containing approximately 11,109 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-8(d)(2) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 18, 2014:*

#362-14 SEPHARDIC CONGREGATION OF NEWTON, INC./EDMUND I. SHAMSI petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to waive 26 parking stalls and associated dimensional requirements for an orthodox synagogue at 556 WARD STREET, Ward 2, NEWTON CENTRE, on land known as SBL 13, 32, 2, containing approximately 12,142 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: 30-24, 30-23, 30-19(d)(13) and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 18, 2014:*

#363-14 DAVID HORNSTEIN/40 HAMPSHIRE STREET LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to convert an existing detached carriage house to an accessory apartment at 40 HAMPSHIRE STREET, Ward 3, WEST NEWTON, on land known as SBL 32, 41, 2, containing approximately 43,377 sf of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-8(d)(2) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for December 9, 2014:*

#364-14 PHI PROPERTIES LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a four-unit multi-family dwelling with 10 below grade parking stalls and associated parking waivers if necessary at 9 CHANDLER STREET, Ward 1, NONANTUM, on land known as SBL 14, 10, 4 and 5, containing a combined total of 13,153 sf of land in a district zoned MULTI RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-9(c)(1), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for November 6, 2014:*

#365-14 KARYOPHARM THERAPEUTICS/NS WELLS ACQUISTION LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to allow for recombinant DNA research and technology at 75-85 WELLS AVENUE, Ward 8, on land known as SBL 84, 34, 2C in a district zoned LIMITED MANUFACTURING. Ref: Sec 30-24, 30-23, 30-12(e)(9) of the City of Newton Rev Zoning Ord, 2012.

*Public Hearing assigned for December 9, 2014:*

#366-14 ARMAN CHITCHIAN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct an addition and reconfigure an existing two-family dwelling to two side-by-side attached dwellings, which will increase the Floor Area Ratio from .42 where .36 is allowed, at 143 LINCOLN STREET, Ward 5, NEWTON HIGHLANDS, on land known as SBL 52, 1. 1B, containing approximately 11,775 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 November 12, 2014:*

#255-14(2) DESIGN REVIEW COMMITTEE petitioning, pursuant to Sec 5-58, for schematic design and site plan approval of a new elementary school to be located on the existing Zervas Elementary School site at 30 Beethoven Avenue and the city's three newly acquired properties at 1316 Beacon Street, 1330 Beacon Street, and 1338 Beacon Street.

*Public hearing assigned for November 17, 2014:*

#368-14 DIRECTOR OF ASSESSMENT ADMINISTRATION submitting for Board of Aldermen review and approval the FY 15 Municipal Property Tax Levy Distribution Percentages among residential, open space, commercial and industrial classes of Real Property. [10/15/14 @ 3:01 PM]-

*Public Hearings re-assigned for November 6, 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.

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

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

*Public hearing assigned for November 17, 2014:*

#368-14 DIRECTOR OF ASSESSMENT ADMINISTRATION submitting for Board of Aldermen review and approval the FY 15 Municipal Property Tax Levy Distribution Percentages among residential, open space, commercial and industrial classes of Real Property. [10/15/14 @ 3:01 PM]-

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

- #369-14 HIS HONOR THE MAYOR requesting authorization to increase the FY 2015 School Department's operating budget by seven hundred one thousand three hundred forty-five thousand dollars (\$701,345) to reflect additional Chapter 70 Education Aid that was received from the State. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

- #370-14 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of forty-three thousand three hundred seventeen dollars (\$43,317) from Free Cash to reimburse the School Department for the McKinney-Vento Homeless Student Transportation State Reimbursement grant, which was sent as a general fund unrestricted reimbursement in June 2014 from the state rather than an education grant. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

- #371-14 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of ninety-eight thousand nine hundred sixty-four dollars and forty-three cents (\$98,964.43) from the premium derived from last year's Angier Elementary School bond sale and that the bond authorization be reduced by that same amount. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

- #372-14 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred thirty-six thousand four hundred twenty dollars (\$236,420) from Free Cash to the Rainy Day Stabilization fund. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

- #373-14 HIS HONOR THE MAYOR submitting the FY16- FY20 Five-Year Financial Forecast for Board of Aldermen review/acceptance. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #374-14 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of sixty-five thousand dollars (\$65,000) from Free Cash to fund the installation of additional lighting around City Hall and the War Memorial. [10/15/14 @ 3:01 PM]

*The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to Committee:*

**REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**

#375-14

HIS HONOR THE MAYOR submitting the FY16-FY20 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter. [10/15/14 @ 3:01 PM]