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Land Use Committee Agenda - REVISED

City of Newton
In City Council

REVISED

9:00 am, Aug 08, 2022

Tuesday, August 9, 2022

6:00 PM – ****PLEASE NOTE: THIS MEETING IS NOW SCHEDULED AS VIRTUAL ONLY**

The Land Use Committee will hold this meeting as a **virtual** meeting on Tuesday, August 9, 2022 at 6:00 pm that the public may access virtually via Zoom. To attend this meeting via Zoom use this link: <https://us02web.zoom.us/j/87645730897> or call 1-646-558-8656 and use the following Meeting ID: **876 4573 0897**

#387-22 **Request for Extension of Time to Exercise Special Permit #284-20 at 1084 Chestnut Street**
ARIANA AND ALFRED URUCI petition for an EXTENSION OF TIME to August 10, 2023 to EXERCISE Special Permit Council Order #284-20 to enclose first- and second- floor decks to create additional living space, creating an FAR of .53 where .51 exists and .49 is required at 1084 Chestnut Street, Ward 5, Newton Upper Falls, on land known as Section 51 Block 41 Lot 06, containing approximately 9,086 sq. ft. of land in a district zoned MULTI-RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 3.1.9, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.

Chair's Note: *Discussion relative to docket items #259-22 and #260-22 will be limited to a 90-minute Working Session and updates from the Planning Department. Public Comment will be taken at the end of the Working Session if time allows. Public Comment will be continued at a future Public Hearing.*

#259-22 **Request to Rezone 7 parcels to BU4**
CRAFTS DEVELOPMENT, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to rezone 7 parcels as follows: 34 Crafts Street (Section 23 Block 16 Lot 11), 36 Crafts Street (Section 23 Block 16 Lot 10), 38 Crafts Street Section 23 Block 16 Lot 09), 48 Crafts Street (Section 23 Block 16 Lot 08), and 50 Crafts Street (Section 23 Block 16 Lot 07) from MANUFACTURING TO BUSINESS 4; and 19 Court Street (Section 23 Block 16 Lot 12) and 21 Court Street (Section 23 Block 16 Lot 13) from MULTIRESIDENCE 1 TO BUSINESS 4.

The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: jfairley@newtonma.gov or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

- #260-22** **Petition to construct elderly housing with services at 34, 36, 38, 48, 50 Crafts Street, 19-21 Court Street**
CRAFTS DEVELOPMENT, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow an Elder Housing with Services facility, to allow a development in excess of 20,000 sq. ft., to allow a seven-story building, to allow a building 84 feet in height, to allow parking within the side setback, to reduce the required parking stall width, to reduce the required parking stall depth, to reduce the required parking stall depth for accessible stalls, to allow a reduced drive aisle width for two-way traffic and to waive the lighting requirements at 34, 36, 38, 48, 50 Crafts Street, 19-21 Court Street, Ward 2, Newton, on land known as Section 23 Block 16 Lots 7, 8, 9, 10, 11, 12 and 13, containing approximately 115,818 sq. ft. of land in districts zoned MAN and MR1 (to be rezoned to BU4). Ref: Sec. 7.3.3, 7.4, 4.4.1, 6.2.10, 4.1.2.B.1, 4.1.2.B.3, 4.1.3, 5.1.8.A.1, 5.1.13, 5.1.8.B.1, 5.1.8.B.2, 5.1.8.B.4, 5.1.8.C, 5.1.10 of the City of Newton Rev Zoning Ord, 2017.
- #360-22** **Request to extend nonconforming two-family use at 336 Cabot Street**
336 CABOT STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct first and second story additions at the front and rear of the dwelling, further extending the nonconforming two-family residential dwelling use at 336 Cabot Street, Ward 2, Newton, on land known as Section 22 Block 19 Lot 09, containing approximately 9817 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.4.1, 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.
- #374-22** **Request to further extend a nonconforming detached accessory building, to allow reduced separation distance from an abutting dwelling, and to further increase FAR at 199 Church Street**
199 CHURCH STREET, LLC petition for SPECIAL PERMIT/SITE PLAN APPROVAL to: construct a two-story rear addition to the principal dwelling, further increasing nonconforming FAR; to convert an existing detached structure into an accessory apartment and allow a reduced separation distance between the detached accessory structure and abutting dwelling; and to further extend a nonconforming two-story detached accessory building at 199 Church Street, Ward 1, Newton, on land known as Section 12 Block 13 Lot 16, containing approximately 10,688 sq. ft. in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 6.7.1.E.7.b, 3.4.3.A.3, 7.8.2.2, 3.2.3, 3.2.11 7.8.2.C.2 of the City of Newton Rev Zoning Ord, 2017.
- #375-22** **Request to allow oversized dormers and exceed FAR at 1198 Chestnut Street**
SALWA ELARABI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct shed dormers on two sides of the dwelling closer than 3 ft. to the end walls and exceeding 50% of the wall planes, and to exceed allowable FAR at 1198 Chestnut Street, Ward 5, Newton, on land known as Section 51 Block 40 Lot 20, containing approximately 11,146 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec. 7.3.3, 7.4, 1.5.4.G.2.b, 1.5.4.G.2.c, 3.2.3, 3.2.11 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.
- #376-22** **Petition to extend non-conforming two-family use and to exceed FAR at 1766-1768 Commonwealth Avenue**

JOE DESOUZA petition for SPECIAL PERMIT/SITE PLAN APPROVAL to combine two parcels and eliminate the interior lot line, and to construct additions to the existing dwelling, exceeding allowable FAR and further extending the nonconforming use at 1766-1768 Commonwealth Avenue, Ward 4, Newton, on land known as Section 43 Block 08 Lot 04, containing approximately 12,880 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 3.4.1, 7.8.2.C.2, 3.1.3, 3.1.9 of the City of Newton Rev Zoning Ord, 2017.

#377-22 Petition to allow parking in the front setback at 344 Woodward Street

RAJEEV PATTNI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to allow parking in the front setback at 344 Woodward Street, Ward 5, Newton, on land known as Section 54 Block 08 Lot 24, containing approximately 8000 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 5.1.7.A, 5.1.13 of the City of Newton Rev Zoning Ord, 2017.

#378-22 Request to further extend nonconforming FAR at 17 Jerome Avenue

DAN AND JULES MYUNG petition for SPECIAL PERMIT/SITE PLAN APPROVAL to partially enclose a porch and construct a two-story addition within the existing footprint, further increasing nonconforming FAR at 17 Jerome Avenue, Ward 3, Newton, on land known as Section 34 Block 39 Lot 13, containing approximately 2640 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2, of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

Respectfully Submitted,

Richard A. Lipof, Chair

Subject: FW: 1084 Chestnut Street

RECEIVED

2022 JUL 19 PM 2: 17

From: Ariana Uruci <arianauruci@yahoo.com>
Sent: Monday, July 18, 2022 4:57 PM
To: Katie Whewell <kwhewell@newtonma.gov>
Subject: 1084 Chestnut Street

CITY CLERK
NEWTON, MA. 02459

284-20 - SP

[DO NOT OPEN links/attachments unless you are sure the content is safe.]

Hi Keti,

Hope everything is well!

This is Ariana Uruci, Owner of 1084 Chestnut Street Newton,

I was approved for special permit in 2020, and as I was trying to get building permit Covid got in the way and much worse later that fall, my tenant were unable to move out.

During this week I have been in the city hall to pull the permit, the inspector wants to see the unit where new bathroom will be install, the tenant is due to move out end of August.

The inspector referred me to email you for an extension of special permit, the current one is due in August 12, 2022,

Can you please help me, I really appreciate it!

Below I'm sending the current special permit!

Thank you,
Ariana

Sent from Yahoo Mail for iPad

On Tuesday, August 11, 2020, 10:34 AM, Ariana Uruci <arianauruci@yahoo.com> wrote:

Hi Katie,
The (item) plans you mean? So how do I find out what the city council full vote be?
Thank you for your help!
Ariana

Sent from my iPhone

On Aug 11, 2020, at 8:45 AM, Katie Whewell <kwhewell@newtonma.gov> wrote:

Hi Ariana,

The item needs to go to the full city council for a vote, which I believe is tonight. Following that, there is a 20 day appeal period. After the 20 day appeal period, you can pick up the special permit at the clerk's office and you need to take it to the registry of deeds in Cambridge to record it and bring back a recorded copy to both the clerk and the planning department. The clerk nkhan@newtonma.gov will be able to tell you when you are able to pick it up.

-Katie

From: Ariana Uruci <arianauruci@yahoo.com>
Sent: Friday, August 7, 2020 3:15 PM
To: Katie Whewell <kwhewell@newtonma.gov>
Subject: Re: 1084 Chestnut Street

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Hi Katie,

Hope everything is well!

Just have a question about the process of the special permit we had August 4th,

1. Should I go to inspection building? 2. What do I need to bring with me to pull out the permit?

Thank you,

Ariana

Sent from Yahoo Mail for iPad

On Thursday, July 30, 2020, 10:43 AM, Ariana Uruci <arianauruci@yahoo.com> wrote: