

IN BOARD OF ALDERMEN

BOARD ACTIONS

Tuesday, April 16, 2013

Present: Ald. Albright, Blazar, Ciccone, Crossley, Danberg, Fuller, Gentile, Harney, Hess-Mahan, Johnson, Kalis, Laredo, Linsky, Rice, Salvucci, Sangiolo, Schwartz, Swiston, Yates and Lennon

Absent: Ald. Baker, Fischman and Lappin 1 Vacancy

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 20 YEAS, 3 ABSENT (Ald. Baker, Fischman and Lappin), 1 VACANCY TO TAKE THE FOLLOWING ACTIONS:

REFERRED TO LAND USE COMMITTEE

Tuesday, April 2, 2013

#61-13 STEPHEN EDSALL/MICHAEL J. CEDRONE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct 4 attached dwellings in 2 buildings; waive the side setback requirements; and locate a driveway within 10 feet of the side lot line at 288 NEVADA STREET, Ward 1, on land known as SBL 14, 8, 11, containing approx. 50,227 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: 30-24, 30-23, 30-9(b)(5)a) and b) of the City of Newton Rev Zoning Ord, 2012.
LAND USE APPROVED 5-0-1 (Fischman abstaining)

REFERRED TO LAND USE COMMITTEE

Tuesday, April 9, 2013

#105-13 J. STEPHEN COHEN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a one-story addition to the rear of an existing single-family house and to add a second garage bay to an existing single-car garage which will increase the Floor Area Ratio from .36 to .45 where .34 is allowed at 132 HAMMOND STREET, Ward 7, on land known as SBL 61, 12, 24, containing approximately 13,561 sq. ft. of land in a district zoned Single Residence 2. Ref: Sec 30-24, 30-23, 30-15(u)(2)Table A, and Table 1 of the City of Newton Rev Zoning Ord, 2012.
HEARING CLOSED; LAND USE APPROVED 6-0-1 (Fischman abstaining)

#106-13 A&L AUTO SERVICE, LLC, ANTOINE DAHER, MANAGER petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to AMEND special permit #559-70 in order to erect a one-story rear addition; delete the requirement for and reference to “wooden planters” and substitute in place thereof a 5-foot fence along the

easterly property line at 414 WATERTOWN STREET, Ward 1, on land known as SBL 14, 15, 24, containing approximately 10,992 sq. ft. of land in a district zoned Business 2. Ref: Sec 30-24, 30-23, 30-11(g)(2) of the City of Newton Rev Zoning Ord, 2012.

HEARING CLOSED; LAND USE APPROVED 7-0

REFERRED TO ZONING & PLANNING COMMITTEE

Monday, April 8, 2013

Appointment by His Honor the Mayor

#126-13 **PETER D. DOERINGER**, 35 Pulsifer Street, Newtonville, appointed as an *alternate member* of the PLANNING AND DEVELOPMENT BOARD for a term to expire on February 1, 2018 (60 days 6/1/13). [03/21/13 @ 9:47AM]
ZONING & PLANNING APPROVED 5-0 (Swiston and Sangiolo not voting)

REFERRED TO PROGRAMS AND SERVICES COMMITTEE

Wednesday, April 3, 2013

Appointment by His Honor the Mayor

#109-13 **GLORIA MASTROCOLA GAVRIS**, 21 Monadnock Road, Chestnut Hill, appointed as a member of the LICENSING BOARD for a term to expire June 1, 2019. (60 days 05/17/13) [03/07/13 @ 11:24 AM]
PROGRAMS AND SERVICES APPROVED 5-0 (Fischman and Baker not voting)

REFERRED TO PUBLIC FACILITIES COMMITTEE

Wednesday, April 3, 2013

#113-13 **DESIGN REVIEW COMMITTEE** in accordance with §5-58 of the City of Newton Ordinances petitioning for site plan approval for the following installation of modular classrooms:

- A) Four (4) modular classrooms with associated connectors at Bowen Elementary School, 280 Cypress Street (Ward 6)
- B) One (1) modular classroom with associated connectors at Burr Elementary School, 171 Pine Street (Ward 4)
- C) One (1) modular classroom with associated connectors at Horace Mann Elementary School, 687 Watertown Street (Ward 2)
- D) Up to four (4) modular classrooms with associated connectors at Mason-Rice Elementary School, 149 Pleasant Street (Ward 6) [03/11/13 @ 2:41 PM]

PUBLIC FACILITIES APPROVED 5-0 (Lappin not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #135-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of seven hundred fifty thousand dollars (\$750,000) from Free Cash to the Department of Public Works Snow and Ice Removal accounts.
FINANCE APPROVED 7-0 on 04/08/13
PUBLIC FACILITIES APPROVED 5-0 (Lappin not voting)

REFERRED TO FINANCE COMMITTEE

Monday, April 8, 2013

- #116-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of four hundred thirty five thousand five hundred ten dollars (\$435,510) from the March 7, 2013 Declaration of Overlay Surplus as declared by the Chairman of the Board of Assessors to the Reserve for Statutory Interest on Property Tax Abatements. [03/11/13 @ 5:43 PM]
FINANCE APPROVED 6-0 (Cicccone not voting)
- #78-10(2) HIS HONOR THE MAYOR requesting amendments to the Financial Management Guidelines approved by the Board of Aldermen on April 12, 2011. [03/11/13 @ 5:43 PM]
FINANCE APPROVED 6-0 (Cicccone not voting)
- #118-13 HIS HONOR THE MAYOR requesting authorization to expend of ninety-six thousand dollars (\$96,000) from the Federal Emergency Management Agency (FEMA) FY 2012 Assistance to Firefighter Grant Program and to transfer the sum of twenty-four thousand dollars (\$24,000) from Fiscal Year 2013 Fire Department Operating Budget to meet the local match requirement for the purpose of training and certifying 24 Fire Department personnel to the highest level of “Technical Rescue” specialization. [03/11/13 @ 5:43 PM]
FINANCE APPROVED 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #135-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of seven hundred fifty thousand dollars (\$750,000) from Free Cash to the Department of Public Works Snow and Ice Removal accounts.
PUBLIC FACILITIES APPROVED 5-0 (Lappin not voting) on 04/03/13
FINANCE APPROVED 7-0
- #133-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one thousand dollars (\$1,000) from Free Cash to the Veterans’ Services Full-Time Salary Account for the purpose of rectify an error in the Veteran Services Officer Salary line item. [03/25/13 @ 3:58 PM]
FINANCE APPROVED 7-0

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 18 YEAS, 2 NAYS (Ald. Hess-Mahan and Laredo), 3 ABSENT (Ald. Baker, Fischman and Lappin), 1 VACANCY TO TAKE THE FOLLOWING ACTION:

- #134-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of thirty-seven thousand five hundred dollars (\$37,500) from the Newton Free Library Full-Time Salaries Account to a capital equipment account for the purpose of funding security cameras at the Newton Free Library. [03/25/13 @ 3:58 PM]
FINANCE APPROVED 7-0

MOTIONS TO ACCEPT TO THE DOCKET AND REFER TO COMMITTEE THE FOLLOWING FOUR LATE FILED ITEMS WERE APPROVED BY VOICE VOTE

REFERRED TO PUBLIC FACILITIES COMMITTEE

- #154-13 ALD. SANGIOLO requesting a waiver of City of Newton Ordinance **Sec. 5-58. Site plan approval for construction or modification of municipal buildings and facilities.** for a concession stand to be constructed by Newton West Little League to be located at Lyons Field in Auburndale. [04/11/13 @ 11:16 AM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #157-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one hundred nineteen thousand four hundred twenty-six dollars (\$119,426) from Fiscal Year 13 E-Rate Reimbursement Funds for the purpose of upgrading the wireless network at the high schools. [04/11/13 @ 12:16PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #158-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one hundred thirty-two thousand dollars (\$132,000) from the Capital Stabilization Fund (Completed Bond Financed Projects) for the purpose of addressing emergency repairs to the Library chiller system. [04-11-13 @ 12:15 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #205-12(2) HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred eighty-four thousand three hundred nineteen dollars (\$184,319) within the FA Day Middle School Project Board Order to reallocate the unspent funds in various accounts. [04-11-13 @ 12:15 PM]

PUBLIC HEARINGS WERE ASSIGNED FOR THE FOLLOWING ITEMS:

Public hearing assigned for May 6, 2013:

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #322-12(3) HIS HONOR THE MAYOR submitting recommended FY2014 Water and Sewer Rates for implementation on July 1, 2013. [04/08/13 @ 6:03 PM]

Public hearing assigned for May 8, 2013:

- #147-13 HIS HONOR THE MAYOR requesting approval to implement a reorganization plan in order to consolidate the Elections Department into the City Clerk's Department under **Article 6, Sec. 6-2.** of the City of Newton Charter.
[04/08/13 @ 5:02 PM]

Public hearing assigned for May 8, 2013:

- #151-13 NATIONAL GRID petitioning for a grant of location to install and maintain 140' ± of 4" gas main in COBB PLACE from the existing 4" gas main in Dwhinda Road westerly to 36 Cobb Place. (Ward 5) [03/27/13 @ 2:21PM]

Public Hearing assigned for May 14, 2013:

- #140-13 WILLIAM & ALICE KELLY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct a 2-story addition to the right side and rear of an existing single-family dwelling, increasing the Floor Area Ratio from .39 to .50 where .40 is allowed by right, at 12 FELLSMERE ROAD, Newton Centre, Ward 7, on land known as SBL 73, 37, 8, containing approx. 8,500 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-15(u), 30-15 Table A of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for May 14, 2013:

- #141-13 ZION YEHOShUA & NIKZUN GORDON petition for SPECIAL PERMIT/SITE PLAN APPROVAL to re-grade an existing driveway to make it less steep by rebuilding existing retaining walls within the setback at a maximum height of 6 feet and to provide 2 parking spaces with the front setback at 74 NEWTONVILLE AVENUE, Newton, Ward 1, on land known as SBL 12, 21, 25 containing approx. 10,021 sf of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-19(g)(1), 30-19(m), 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for May 14, 2013:

- #211-12(2) ROBERT & PATRICIA WELBOURN petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct several retaining walls greater than four feet in height within a side setback and to waive if necessary the minimum driveway width of 12 feet to accommodate an existing city-owned tree in conjunction with a new single-family dwelling at 24 WILDE ROAD, Waban, Ward 5, on land known as SBL 55, 19, 5, containing approx. 8,446 sf of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-5(b)(4) 30-19(g), 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for May 14, 2013:

- #142-13 ELIZABETH & PETER NURCZYNSKI petition for SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING STRUCTURE to construct a 510 sf addition to the first floor unit of an existing 2-family dwelling, which will increase the Floor Area Ratio from .56 to .65, where .54 is allowed by

right, at 99-101 ATWOOD AVENUE, Newtonville, Ward 2, on land known as SBL 22, 23, 8, containing approx. 7,434 of land in a district zoned MULTI RESIDENCE 1. Ref: 30-24, 30-23, 30-21(a)(2)b), 30-15(u), 30-15 Table A of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for May 14, 2013:

#143-13 DANA J. KATZ, TRUSTEE, DK REALTY TRUST petition for SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND a NONCONFORMING STRUCTURE to construct an addition of approx. 1,280 sf to an existing building, which addition includes relocating a front entrance that will create a new 2-story vestibule containing 122 sf; another 668 sf of first floor space for a new tenant (the remainder of the upper floor will be used for additional dressing rooms and storage); and to locate parking stalls within 2 feet of a side lot line and for various waivers from lighting, landscaping, and bicycle parking requirements for the existing *Miltons Store for Men* at 176 BOYLSTON STREET, Chestnut Hill, Ward 7, on land known as SBL 82, 2, 18. Ref: Sec 30-24, 30-23, 30-21, 30-19(h)(1), 30-19(i)(1)a), and (2), 30-19(j), 30-19(k) of the City of Newton Rev Zoning Ord, 2012.

Public Hearing assigned for May 14, 2013:

#144-13 CLAUDIA JOSEPH & SEAN DOHERTY petition for SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING STRUCTURE by adding a 94.5 sf mudroom at the rear of an existing two-family dwelling and to fill in a 14.5 sf corner of the kitchen at 140 CHURCH STREET, Newton Corner, on land known as SBL 72, 6, 4, containing approx. 9,070 sf of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-15(u), 30-15 Table A of the City of Newton Rev Zoning Ord, 2012.