

DOCKET

May 7: Land Use Continued
May 8: Programs&Services; Public Safety&Transportation; Public Facilities Page 99
May 13: Finance; Zoning & Planning Monday, May 6, 2013
May 14: Land Use 7:45 PM, Newton City Hall
To be reported on
MONDAY, MAY 20, 2013

CITY OF NEWTON

IN BOARD OF ALDERMEN

REFERRED TO LAND USE COMMITTEE

#542-03(4) HIS HONOR THE MAYOR requesting that the Telecommunication Specialist position within the Law Department be designated as the Remediation Fund Administrator as established in condition 2.H. of special permit #542-03 granted on November 1, 2005 to Clear Channel et al. for five radio transmission towers with ancillary equipment at 750 Saw Mill Brook Parkway.

Application for a Class 2 Automobile Dealers License
#159-13 SONOMA CLASSICS LLC/David M. Rosenberg
1215 Chestnut Street
Newton Upper Falls 02464

Public Hearings to be assigned for June 11, 2013:

#307-12(2) WMACH, INC/THE CHEESECAKE FACTORY, INC. petition to AMEND special permit #307-12, granted on 12/20/12, which permitted three restaurants over 50 seats, waived up to 111 parking stalls, and permitted a sign package which includes secondary signs larger than 50 square feet, in order to construct a 131-square foot enclosed vestibule within the previously permitted 1,118 patio area and to erect two additional secondary signs at 199 BOYLSTON STREET, Ward 7, in a district zoned Business 1. Ref: Sec. 30-24, 30-23, 30-11(k), 30-20(f)(2), 30-20(l), 30-21(b) of the City of Newton Rev Zoning Ord, 2012.

#160-13 ARTHUR X. DUFFY, TRUSTEE OF SYLVAN AVENUE REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for a garage of 973 sq. ft. at 44 SYLVAN AVENUE, West Newton, Ward 2, on land known as SBL 32, 53, 51, containing approximately 43,000 sq. ft. of land in a district zoned Single Residence 1. Ref: Sec, 30-24, 30-23, and 30-8(b)(7) of the City of Newton Rev Zoning Ord, 2012.

OTHER COMMUNICATIONS

- #161-13 T MOBILE NORTH EAST LLC. application for Administrative Site Plan Review pursuant to §30-18(h) of the City of Newton Rev Zoning Ordinance to locate wireless communication equipment that was previously installed on a since demolished building and temporarily operated via a Cell On Wheels at 200 Boylston Street, which Newton, Ward 7.
- #162-13 JEFFREY & MARY BORENSTEIN filing with the Zoning Board of Appeals on April 22, 2013 an appeal from the issuance of a cease and desist order by the Commissioner of Inspectional Services re violations at 11 Hemlock Road, Newton Upper Falls, Ward 5.

Zoning Board of Appeals Decision, March 11, 2013:

- #24-13 ALAN FILZER et al. filing with the Zoning Board of Appeals on January 11, 2013 an appeal from a decision by the Commissioner of Inspectional Services re 18 and 26 Goddard Street, Newton Highlands, Ward 8.
APPEAL APPROVED

REFERRED TO ZONING & PLANNING COMMITTEE

Public Hearing to be assigned for May 29, 2013:

- #77-13 ALD. GENTILE & HARNEY requesting that the Board of Aldermen amend the **City of Newton Zoning Ordinances** so that any properties that have been built and purchased that may now be considered non-compliant due to the recent court decision in the Mauri/Chansky case be considered valid non-conforming properties. [02/27/13 @ 3:06 PM]

REFERRED TO PUBLIC FACILITIES COMMITTEE

- #163-12 ALD. CROSSLEY AND SALVUCCI requesting discussion with the Department of Public Works to review prioritization of snow and brush storage sites across the city and to remove the Nahanton Park site from the list in order to facilitate location of the temporary fire station while Station #10 (Dedham Street) is under construction. [04/25/13 @ 4:30 PM]
- #61-13(2) CONSERVATION COMMISSION requesting that the Board of Aldermen authorize the Mayor to abandon a portion of a flowage easement located at 288 Nevada Street. (Ward 1) [04/29/13 @ 3:34 PM]

REFERRED TO FINANCE COMMITTEE

- #164-13 HIS HONOR THE MAYOR requesting authorization to expend the sum of thirty thousand dollars (\$30,000) received from the Newton Health Care Center as a donation for the purpose of funding a needs assessment of the senior population in the City of Newton. [04-29-13 @ 6:06 PM]
- #323-12(2) HIS HONOR THE MAYOR requesting amendments to Chapter 27 TAXATION of the City of Newton Revised Ordinances 2012 to create a Veteran's Tax Work-Off Program Ordinance and to Chapter 27 Section 20 of Article II SENIOR CITIZEN VOLUNTEER PROGRAM. (NB The Board of Aldermen accepted Massachusetts General Law Chapter 59, Section 5N to establish a Veteran's Tax Work-Off Program on December 3, 2012) [04/29/13 @ 6:06 PM]
- #165-13 HIS HONOR THE MAYOR requesting the establishment of three new reserve accounts within the Capital Stabilization Fund as follows:
- Capital Stabilization Fund – 2013 Override Projects
 - Capital Stabilization Fund – Energy Conservation Projects
 - Capital Stabilization Fund – Public School Technology
- [04/29/13 @ 6:05 PM]
- #166-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of seventy-four thousand eight hundred seventy-six dollars (\$74,876) from Free Cash to fund the April 2013 Bond Issuance Costs. [04/29/13 @ 6:05 PM]
- #167-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of twenty-two thousand dollars (\$22,000) within the Water Enterprise Fund to fund the final Massachusetts Water Resource Authority assessment for water charges for the City of Newton. [04/29/13 @ 6:06 PM]
- #168-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of twenty-five thousand dollars (\$25,000) from Storm Water Surplus for the purpose of purchasing catch basin inserts to filter pollution from storm water runoff around Crystal Lake. [04/29/13 @ 6:05 PM]
- #169-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of seventy-eight thousand dollars (\$78,000) from the Information Technologies Full-time Salaries Account to a capital equipment account for the purpose of funding hardware needed to develop a disaster recovery option for the city's financial systems. [04/29/13 @ 6:06 PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #170-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of fifty-five thousand dollars (\$55,000) from B.A.A. Marathon Receipts for the purpose of purchasing \$30,000 of Fibar and playground repair parts equipment to replace worn, defective, or unsafe playground parts and to purchase \$25,000 of playground equipment at the Peirce School Playground and Hyde Playground.. [04/29/13 @ 6:05 PM]

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #171-13 ALD. LENNON AND LAPPIN requesting an amendment to Chapter 4, Section 21 of the City of Newton Revised Ordinances 2012 to adjust the salary of the City Clerk/Clerk of the Board of Aldermen to reflect the added responsibilities and duties of overseeing the city's election functions. [04/17/13 @ 12:50 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #172-13 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of one hundred four thousand dollars (\$104,000) from the Capital Stabilization Fund (Completed Bond Financed Projects) for the purpose of covering the additional funds needed for the Lincoln Eliot Elementary School HVAC project. [04/29/13 @ 6:06 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #173-13 HIS HONOR THE MAYOR requesting the sum of two hundred eighty-two thousand dollars (\$282,000) be appropriated from bonded indebtedness for the purpose of purchasing a street sweeper and backhoe for the Department of Public Works in accordance with the Fiscal Year 2014 Capital Improvement Plan. [04/29/13 @ 6:05 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #174-13 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred fifty thousand dollars (\$150,000) to fund continued design of Fire Station #10 (Dedham Street) and the Wires Division from the following accounts:

Capital Stabilization – Unrestricted Capital Purposes	\$54,132
Capital Stabilization – Fire Station Renovations	\$12,880
Overlay Surplus	\$14,490
Budget Reserve	\$6,679
Public Buildings – Unexpended Salaries	\$63,819

[04/29/13 @ 6:05 PM]

The location of this meeting is handicap accessible, and reasonable accommodations will be provided to persons requiring assistance. If you have a special accommodation need, please contact the Newton ADA Coordinator Trisha Guditz, 617-796-1156, via email at TGuditz@newtonma.gov or via TDD/TTY at (617) 796-1089 at least two days in advance of the meeting date