

## DOCKET

Sept. 9: Finance; Zoning & Planning  
Sept. 10: Land Use  
Sept. 11: Programs&Services; Public Facilities

Continued  
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Tuesday, September 3, 2013  
7:45 PM, Newton City Hall  
To be reported on  
**MONDAY, SEPTEMBER 16, 2013**

### 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

#290-13 ALD. LAREDO, ALBRIGHT, HARNEY & CROSSLEY requesting a review of the process whereby conditions contained in special permits are tracked and monitored for compliance and a discussion of how that process can be improved.

*Public Hearings to be assigned for October 15, 2013:*

#291-13 NEWTON RESTAURANT, LLC./PINKY'S PLACE, LLC. petition for SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND a NONCONFORMING USE to increase an existing nonconforming restaurant containing 74 seats to 116 seats; utilize an adjacent parcel to meet a portion of the required parking (11 stalls), and to waive the requirement for an additional 5 parking stalls at 1205 CHESTNUT STREET, Ward 5, Newton Upper Falls, on land known as SBA 51, 45, 11, containing approximately 12,012 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-21(a)(2)a, 30-19(f)(2), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

#292-13 STEVEN PETITPAS/RAN HOITASH petition for a SPECIAL PERMIT/SITE PLAN APPROVAL dormer wider than 50% of the exterior wall of the floor below at the rear of an existing single-family dwelling at 324 TREMONT STREET, Ward 1, Newton Corner, on land known as SBL 72, 11, 3, containing approximately 5,505 sf of land in a district zoned MULTI RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-15(t) and (t)(1) of the City of Newton Rev Zoning Ord, 2012.

***Public Hearing to be re-assigned for October 15, 2013:***

***The following item, approved by the Board of Aldermen on December 3, 2012, was the subject of an appeal by the Greater Boston Chinese Cultural Association to Massachusetts Land Court on December 20, 2012; on January 30, 2013 the Land Court remanded the item for a new public hearing.***

#190-12 YOUNG INVESTMENTS, LLC/NEWTON COMMUNITY SERVICE CENTER petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to demolish an existing 2-story building and construct a 3-story (36.5') multi-family structure with 13 units (with a 1.47 FAR), 996 sq. ft. of office space on the first floor, an 18-stall below grade parking garage, a retaining wall greater than 4 feet in height in the setback, and to waive 11 parking stalls and certain parking dimensionals at 429 CHERRY STREET, Ward 3, WEST NEWTON, on land known as SBL 33, 12, 12, containing approximately 13,398 sq. ft. of land in district zoned Business 1. Ref: Sec 30-24, 30-23, 30-15 Table 3, 30-11(d)(8), 30-5(b) and (b)(4), 30-19(d)(1), (d)(11), 30-19(h)(3), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

**OTHER COMMUNICATIONS*****Zoning Board of Appeals Decision, July 23, 2013:***

#293-13 ZBA #11-13 CECELIA AHANG & JUN HUANG petition for a variance from frontage, lot area, side yard setback, and front yard setback requirements in order to subdivide a 15,198 sf parcel into two lots and construct a new single-family dwelling at 35-37 CLARENDON STREET, Ward 2, Newtonville.

**DENIED*****Application for Administrative Site Plan Review***

#181-13(2) SUZUKI SCHOOL OF NEWTON/UNITEDPARISH of AUBURNDALE filing on August 14, 2013 an application pursuant to Sec 30-5(2) to use space for a music instruction at 64 Hancock Street, Ward 4.

**REFERRED TO ZONING & PLANNING COMMITTEE**

#294-13 ALD. DANBERG proposing amendment to **Sec.30-24(f) Inclusionary Zoning** to clarify the limitation on use of public funds in constructing inclusionary units and to expand on where the use of public funds for inclusionary units will be allowed. [08/26/13 @ 12:30PM]

#295-13 ALD DANBERG proposing amendment to **Sec. 30-24(f) Inclusionary Zoning** by deleting paragraph (11) *Hotels* in its entirety to remove the requirement that new hotel developments must make cash payments to the City in support of housing for low and moderate income housing. [08/26/13 @ 12:30PM]

#296-13 ALD DANBERG proposing amendment to **Sec. 30-24(f) Inclusionary Zoning** by reorganizing and clarifying the provisions regarding purchaser and renter income limits and sale and rental price limits. [08/26/13 @ 12:30PM]

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

Appointment by His Honor the Mayor

#197-13(2) BYRON DUNKER, 10 Southwick Road, Waban, appointed as a member of the PARKS AND RECREATION COMMISSION for a term to expire August 6, 2016. (60 days 11/4/13) [08/21/13 @ 4:05PM]

Appointment by His Honor the Mayor

#240-13(2) HOLLY GUNNER, 49 Janet Road, Newton Centre, appointed as a member of the NEWTON COUNCIL ON AGING for a term to expire August 6, 2016. (60 days 11/2/13) [08/21/13 @ 4:05PM]

Appointment by His Honor the Mayor

#241-13(2) CAROL ANN SHEA, 24 Milo Street, West Newton, appointed as a member of the NEWTON COUNCIL ON AGING for a term to expire August 6, 2016. (60 days 11/2/13 @ 8:45AM)

Appointment by His Honor the Mayor

#242-13(2) CAROL ROSE, 865 Boylston Street, Newton Highlands, appointed as a member of the NEWTON COUNCIL ON AGING for a term to expire August 6, 2016. (60 days 11/2/13) [08/21/13 @ 4:05PM]

Appointment by His Honor the Mayor

#243-13(2) DIANE SOSTEK, 44 Alderwood Road, Newton Centre, appointed as a member of the NEWTON COUNCIL ON AGING for a term to expire August 6, 2016. (60 days 11/2/13) [08/21/13 @ 4:05PM]

Re-appointment by His Honor the Mayor

#297-13 LYNNE SULLIVAN, 74 Fountain Street, West Newton, re-appointed as a member of the BOARD OF TRUSTEES OF THE JACKSON HOMESTEAD for a term to expire February 1, 2016. (60 days 11/2/13) [08/23/13 @ 4:12PM]

Re-appointment by His Honor the Mayor

#298-13 JOHN MORGANTI, 26 Lewis Street, Newton, re-appointed as a member of the BOARD OF TRUSTEES OF THE JACKSON HOMESTEAD for a term to expire February 1, 2016. (60 days 11/2/13) [08/23/13 @ 4:12PM]

Re-appointment by His Honor the Mayor

#299-13 KAREN HAYWOOD, 69 Walker Street, Newtonville, re-appointed as a member of the BOARD OF TRUSTEES OF THE JACKSON HOMESTEAD for a term to expire February 1, 2016. (60 days 11/2/13) [08/23/13 @ 4:12PM]

Re-appointment by His Honor the Mayor

#300-13 PAUL ELDRENKAMP, 667 Saw Mill Brook Parkway, Newton Centre, re-appointed as a member of the BOARD OF TRUSTEES OF THE JACKSON HOMESTEAD for a term to expire February 1, 2016. (60 days 11/2/13) [08/23/13 @ 4:12PM]

Re-appointment by His Honor the Mayor

#301-13 HARRY LOHR, 157 Cherry Street, West Newton, re-appointed as a member of the BOARD OF TRUSTEES OF THE JACKSON HOMESTEAD for a term to expire February 1, 2016. (60 days 11/2/13) [08/23/13 @ 4:12PM]

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

#302-13 ALD. FULLER, CICCONE & ALBRIGHT, requesting a presentation and discussion by the Executive Office and Chief of Police on the findings of the recently completed Newton Police Department departmental review. [08/12/13 @ 8:32 PM]

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

*Public hearing to be assigned for September 11, 2013:*

#303-13 NSTAR ELECTRIC COMPANY petitioning for a grant of location to relocate Pole #466/5 a distance of 8 1/2' on the northwesterly side of SALISBURY ROAD 296 ± northeast of Cabot Street. (Ward 2) [08/12/13 @4:40 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 have a special accommodation need, please contact the Newton ADA Coordinator Joel Reider at 617-796-1145 or [jreider@newtonma.gov](mailto:jreider@newtonma.gov) or via TDD/TTY at (617) 796-1089 at least two days in advance of the meeting.