

REPORTS DOCKET

May 22: Land Use Continued
May 23: Programs&Services; Public Safety&Transportation; Public Facilities Page 122
May 29: Finance; Zoning & Planning Monday, May 21, 2012
7:45 PM, Newton City Hall
To be reported on
MONDAY, JUNE 4 2012

CITY OF NEWTON

IN BOARD OF ALDERMEN

REFERRED TO LAND USE COMMITTEE

Tuesday, May 22, 2012

Present: Ald. Ted Hess-Mahan (Chairman), Ald. Laredo, Albright, Crossley, Fischman, and Harney; absent: Ald. Merrill and Schwartz

- #93-12 TIMOTHY ADLER petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a new single-family dwelling with a Floor Area Ratio of .45 where .39 is allowed by right at 35 NORWOOD AVENUE, Ward 6, Newton Centre, on land known as SBL 62, 1, 28, containing approximately 9,573 sq. ft. of land in a district zoned Single Residence 2. Ref: 30-24, 30-23, 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2007.
APPROVED 5-1 (Hess-Mahan)
- #279-98(3) SVETLANA OSTROVSKAYA petition to AMEND SPECIAL PERMIT/SITE PLAN APPROVAL for an EXTENSION of a NONCONFORMING STRUCTURE #279-98(2), granted on 05/16/11, to construct an enclosed connector from a new garage to the existing nonconforming single-family dwelling ~~and for two retaining walls greater than 4 feet in the front setback~~ at 14 ROLAND STREET, Ward 8, on land known as SBL 83, 33, 6, containing approx. 14,819 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-21(b), ~~30-5(b)(4)~~ of the City of Newton Rev Zoning Ord, 2007.
APPROVED 6-0; RELIEF FOR RETAINING WALLS WITHDRAWN WITHOUT PREJUDICE 5-0 (Crossley not voting)
- #82-12 GEOFFREY & ROBIN PEDDER petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for an EXTENSION OF A NONCONFORMING STRUCTURE to add a third story above a portion of an existing single-family dwelling, of which a portion counts as a basement and a portion counts as a first floor, increasing the Floor Area Ratio from .29 to .36, at 112 EXETER STREET, Ward 3, West Newton, on land known as SBL 32, 28, 21, containing approximately 16,080 sq. ft. of land in a district zoned Single Residence 1. Ref: Sec 30-24, 30-23, 30-15 Table 1 of the City of Newton Rev Zoning Ord, 2007.
APPROVED 6-0

REFERRED TO ZONING & PLANNING COMMITTEE

Tuesday, May 29, 2012

Present: Ald. Danberg (Acting Chair), Yates, Kalis, Lennon; absent: Ald. Baker, Johnson, Swiston, Sangiolo; also present: Ald. Hess-Mahan, Albright, Linsky, Crossley, Harney

#150-09(3) ALD. ALBRIGHT, JOHNSON, LINSKY proposing that a parcel of land located in Newtonville identified as Section 24, Block 9, Lot 15, containing approximately 74,536 square feet of land, known as the Austin Street Municipal Parking Lot, currently zoned Public Use, be rezoned to Business 4. (12/10/10 @9:21AM)

HELD 4-0

#60-10 ALD. HESS-MAHAN proposing that sections 30-15(s)(10) and 30-24(b) of the City of Newton Ordinances be amended to substitute a 3-dimensional computer model for the scaled massing model in order to facilitate compliance with recent amendments to the Open Meeting Law and that sections 30-23 and 30-24 be amended to reflect the filing procedures in Article X of the Rules & Orders of the Board of Aldermen. [02/23/10 @ 3:24 PM]

HELD 4-0

#48-12 ALD. ALBRIGHT requesting a discussion with the Executive Office and the Planning Department on the creation of a housing trust. [02/10/2012 @ 9:13AM]

HELD 4-0

#162-11 ALD. YATES requesting a report from the Director of Planning and Development on the status of the update of the *Open Space and Recreation Plan*, particularly as it pertains to the Charles River Pathway. [05/12/11 @ 10:16AM]

HELD 4-0

#63-12 ECONOMIC DEVELOPMENT COMMISSION submitting its annual report of activities undertaken in 2011 and recommendations for improving the economic condition and development of the city. [03-09-12 @3:14PM]

NO ACTION NECESSARY 4-0

REFERRED TO PROGRAMS AND SERVICES COMMITTEE

Wednesday, May 23, 2012

Present: Ald. Sangiolo (Chairman), Linsky, Blazar, Fischman, Baker, Rice; absent: Ald. Hess-Mahan, Merrill; also present: Ald. Harney, Schwartz, Kalis, Fuller, Laredo, Albright, Swiston, Johnson

REFERRED TO PROG & SERV, PUBLIC FACIL. AND FINANCE COMMITTEES

- #367-10 **HIS HONOR THE MAYOR** requesting authorization to appropriate an amount not to exceed five million dollars (\$5,000,000) from bonded indebtedness for the following:
- (B) installation of up to six modular classrooms at five elementary schools as well as the addition of permanent classrooms and renovations to the core of F.A. Day Middle School. [11/29/10 @ 3:23 PM]
 - (A) \$75,000 for site plan work for 1 modular at Horace Mann, 2 at Zervas, and 1 at Burr was approved on December 20, 2010.
 - (B1) \$923,375 for installation of 4 modulars was approved on July 11, 2011
 - (B2A) \$86,545 for additional expenses related to the construction and installation of modular was approved on November 21, 2011.
 - (B2B) \$102,117 for design of sprinkler systems at three elementary schools was approved on November 21, 2011.
 - (B2C) Six hundred forty-three thousand five hundred dollars (\$643,500) of the remaining \$3,812,963 for the design and other related expenses associated with the building renovations to F.A. Day Middle School was approved on December 19, 2011.
 - (B2D) One million four hundred seventy-four thousand one hundred ninety-four dollars (\$1,474,194) of the remaining \$3,169,463 for the purpose of funding construction, construction administration and related expenses for the sprinkler system installations at the Burr, Zervas, and Horace-Mann Elementary Schools to be voted 03/05/12.
- #367-10(B2) – \$ 1,695,269 (remaining balance) for renovations to the core of F.A. Day Middle School and sprinkler systems.**
- FINANCE VOTED NO ACTION NECESSARY 7-0 ON 04/30/12**
- PUBLIC FACILITIES VOTED NO ACTION NECESSARY 6-0 ON 4/18/2012**
- NO ACTION NECESSARY 6-0**

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #103-12 **HIS HONOR THE MAYOR** requesting authorization to appropriate the sum of fifty thousand dollars (\$50,000) from Free Cash and two hundred fifty-eight thousand dollars (\$258,000) from receipts reserved for the purpose of purchasing the necessary capital equipment to establish a 3-man tree maintenance crew. [04-09-12@ 2:48 PM]
- FINANCE APPROVED 6-0 on 05/29/12**
- APPROVED 6-0**

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #132-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred twelve thousand six hundred sixty-six dollars (\$212,666) from 2011-2012 E-Rate Reimbursements Funds for the purpose of school technology purchases. [04/30/12 @ 5:08 PM]
FINANCE APPROVED 6-0 on 05/29/12
APPROVED 5-0-1 (Linsky abstaining)

A public hearing was opened on the following item:

- #123-12 CAROLYN WONG et al. filing with the City Clerk on April 24, 2012 a Neighborhood Area Council Petition, with 255 qualified signatures, pursuant to article 9-3 of the City Charter, requesting the Board of Aldermen to hold a public hearing to establish a Newton Centre Neighborhood Area Council. [04-24-12 @ 2:33PM]
HEARING CONTINUED TO JUNE 6TH
- #205-11 ALD. SANGIOLO, GENTILE, HARNEY, LINSKY requesting a discussion with the School Committee regarding a proposal to enter into contractual relationships with the Newton Schools Foundation to sell naming rights on behalf of the Newton Public Schools. [06/22/2011 @ 8:32AM]
HELD 6-0

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #39-12 HIS HONOR THE MAYOR requesting authorization to establish a revolving account with an annual expenditure limit of \$2,000,000 for the purpose of receiving funds collected by the Newton Schools Foundation in connection with the sale of naming rights for Newton Public School buildings and facilities and to be distributed for the sole purpose of public school education technology and curriculum purposes. [01/30/12 @ 4:18 PM]
HELD 6-0
- #85-12 ALD. LENNON & LAPPIN requesting a review and possible ordinance amendment to review and adjust the salary of the Clerk Clerk/Clerk of the Board of Aldermen pursuant to Article XI of the *Rules and Orders of the Board of Aldermen 2012-2013* [03/26/12 @ 10:25 PM]
HELD 6-0

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

Wednesday, May 23, 2012

Present: Ald. Ciccone (Chair), Johnson, Swiston, Harney, Yates, Fuller and Kalis; absent: Ald. Schwartz; also present: Ald. Salvucci

#86-12 ALD. CICCONE, requesting possible changes to City Ordinance 19-30(a), Procedures for Traffic Council, to require all Traffic Council meetings be held in the evening. [03/16/12 @ 1:44 PM]

HELD 5-0 (Harney and Swiston not voting)

#87-12 ALD. SALVUCCI, requesting the establishment of a permit parking program for the Melrose Avenue Municipal Parking Lot in Auburndale to assist abutting businesses with parking for their employees. [03/23/12 @ 12:52 PM]

HELD 6-0 (Harney not voting)

#146-12 DIRECTOR OF PLANNING & DEVELOPMENT, requesting possible amendment to Chapter 19 to allow the Commissioner of Department of Public Works to restrict parking up to 10 feet away from crosswalks. [05/14/12 @ 4:06 PM]

HELD 7-0

REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES

#78-12 HIS HONOR THE MAYOR proposing amendments to Sections 19-9 and 19-199 of the City of Newton Revised Ordinances, 2007 to increase the penalties for handicap parking violations in Section 19-9 and to clarify that handicap parking violation penalties apply not only to spaces on public ways but also to handicap spaces on private property open to public access in accordance with Section 19-199; to update language in Section 19-199 regulating minimum width of handicap spaces; to add language pertaining to cross-hatch areas as required by state law; and to reference governing Architectural Access Board regulations. [03/12/12 @ 4:09 PM]

FINANCE TO MEET

APPROVED 7-0

#78-12(2) ALD. YATES, FULLER, HARNEY & KALIS, offering a *RESOLUTION* to His Honor the Mayor requesting to offer owners of private properties in the City the services of the Newton Police Department in enforcing the proper use of the handicap parking spaces that they are obliged to provide under Federal and State law. [04/19/12 @ 12:12 PM]

NO ACTION NECESSARY 7-0

REFERRED TO PUBLIC FACILITIES COMMITTEE

Wednesday, May 23, 2012

Present: Ald. Salvucci (Chairman), Lennon, Albright, Gentile, Crossley, Laredo, and Lappin

Absent: Ald. Danberg; also present: Ald. Rice

Appointment by His Honor the Mayor

#150-12 JAMES POWERS, 11 Star Road, West Newton, appointed as a member of the DESIGNER SELECTION COMMITTEE for a term of office to expire on December 31, 2013. (60 days 7/21/12) [04-30-12 @ 5:07 PM]

APPROVED 4-0 (Gentile, Laredo, Lennon not voting)

Appointment by His Honor the Mayor

#151-12 BENJAMIN TUCKER, 12 Nathan Road, Newton Centre, appointed as a member of the DESIGNER SELECTION COMMITTEE for a term of office to expire on December 31, 2013. (60 days 7/21/12) [04-30-12 @ 5:07 PM]

APPROVED 4-0 (Gentile, Laredo, Lennon not voting)

#152-12 ALD. RICE DANBERG, BLAZER & SCHWARTZ requesting the City of Newton name the expanded sidewalk in front of 4 Hartford Street at the corner of Lincoln Street in Newton Highlands as *Rodney Barker Square* to recognize Rodney Barker's decades of public service to Newton Highlands. [05/14/12 @ 3:22 PM]

APPROVED 7-0

#153-12 COMMISSIONER OF PUBLIC WORKS requesting that the Board of Aldermen approve the City's acquisition of a public way easement from Boston College. The parcel of land is 12.1' x 8.2' or 100 square feet in area and will be used to place a traffic signal. [05/14/12 @ 4:05 PM]

APPROVED 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#114-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of three hundred thousand dollars (\$300,000) from bonded indebtedness for the purpose of funding Phase I of a multi-phase project for energy efficiency upgrades at multiple buildings. [04-09-12 @ 7:04 PM]

HELD 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#112-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty thousand dollars (\$250,000) from bonded indebtedness for the purpose of funding the design and construction of mechanical upgrades at the Burr Elementary School. [04-09-12 @ 7:04 PM]

FINANCE APPROVED AS AMENDED 6-0 on 05/29/12

APPROVED 6-0 (Salvucci not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #111-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of sixty thousand dollars (\$60,000) from bonded indebtedness for the purpose of funding the repair of masonry and related surfaces at the Bowen Elementary School. [04-09-12 @ 3:40 PM]
FINANCE APPROVED AS AMENDED 5-0 (Linsky not voting) on 05/29/12
APPROVED 6-0 (Salvucci not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #110-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty thousand dollars (\$250,000) from bonded indebtedness for the purpose of upgrading mechanical systems at Lincoln-Eliot elementary School.
FINANCE APPROVED AS AMENDED 5-0 (Linsky not voting) on 05/29/12
APPROVED 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #161-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred forty-eight thousand four hundred eighty one dollars (\$148,481) from the Energy Stabilization Account to fund the energy audit conducted by NORESKO. [05/14/12 @4:05 PM]
FINANCE APPROVED 6-0 on 05/29/12
APPROVED 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #109-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of ninety thousand dollars (\$90,000) from bonded indebtedness for the purpose of repairing and replacing windows at Fire Station #4. [04-09-12 @ 3:40]
FINANCE APPROVED on 05/29/12
APPROVED 7-0

REFERRED TO FINANCE COMMITTEE

Tuesday, May 29, 2012

Present: Ald. Gentile (Chairman), Ciccone, Linsky, Salvucci, Blazar, and Fuller; absent: Ald. Lappin and Rice

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #132-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred twelve thousand six hundred sixty-six dollars (\$212,666) from 2011-2012 E-Rate Reimbursements Funds for the purpose of school technology purchases. [04/30/12 @ 5:08 PM]
PROG & SERV APPROVED 5-0-1 (Linsky abstaining) on 05/23/12
APPROVED 6-0

- #155-12 HIS HONOR THE MAYOR requesting authorization to transfer and appropriate the sum of eleven thousand two hundred seventy-seven dollars (\$11,277) from Fire Prevention Fines for the enforcement, training, and education of fire prevention officers in accordance with Massachusetts General Law Chapter 148A, Section 5. [05/14/12 @4:06 PM]
APPROVED 6-0

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #103-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of fifty thousand dollars (\$50,000) from Free Cash and two hundred fifty-eight thousand dollars (\$258,000) from receipts reserved for the purpose of purchasing the necessary capital equipment to establish a 3-man tree maintenance crew. [04-09-12@ 2:48 PM]
PROG & SERV APPROVED 6-0 on 05/23/12
APPROVED 6-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #109-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of ninety thousand dollars (\$90,000) from bonded indebtedness for the purpose of repairing and replacing windows at Fire Station #4. [04-09-12 @ 3:40]
PUBLIC FACILITIES APPROVED 7-0 on 05/23/12
APPROVED 6-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #161-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred forty-eight thousand four hundred eighty one dollars (\$148,481) from the Energy Stabilization Account to fund the energy audit conducted by NORESKO. [05/14/12 @4:05 PM]
PUBLIC FACILITIES APPROVED 7-0 on 05/23/12
APPROVED 6-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #112-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty thousand dollars (\$250,000) from bonded indebtedness for the purpose of funding the design and construction of mechanical upgrades at the Burr Elementary School. [04-09-12 @ 7:04 PM]
PUBLIC FACILITIES APPROVED 6-0 (Salvucci not voting) on 05/23/12
APPROVED AS AMENDED 6-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #111-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of sixty thousand dollars (\$60,000) from bonded indebtedness for the purpose of funding the repair of masonry and related surfaces at the Bowen Elementary School. [04-09-12 @ 3:40 PM]
PUBLIC FACILITIES APPROVED 6-0 (Salvucci not voting) on 05/23/12
APPROVED AS AMENDED 5-0 (Linsky not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #110-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty thousand dollars (\$250,000) from bonded indebtedness for the purpose of upgrading mechanical systems at Lincoln-Eliot Elementary School. **PUBLIC FACILITIES APPROVED 6-0 (Salvucci not voting) on 05/23/12 APPROVED AS AMENDED 5-0 (Linsky not voting)**
- #156-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of twenty-seven thousand forty-eight dollars (\$27,048) from the FY12 FEMA Storm Reimbursements to Conservation Land Maintenance. [05/14/12 @4:05 PM] **APPROVED 5-0 (Linsky not voting)**
- #157-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one million dollars (\$1,000,000) from the FY 2012 Reserve for Snow/Ice to the “Rainy Day” Stabilization Fund. [05/14/12 @4:05 PM] **APPROVED 5-0 (Linsky not voting)**
- #158-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of three thousand three hundred two dollars (\$3,302) from State MEMA Grant Reimbursements and five hundred thousand dollars (\$500,000) from Federal FEMA Reimbursements to a new Inclement Weather Reserve in the City’s Receipts Reserved for Appropriation Fund. [05/14/12 @4:05 PM] **APPROVED 5-0 (Linsky not voting)**
- #159-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of forty thousand one hundred twenty-six dollars and seventy-five cents (\$40,126.75) from Wage Reserve to Bond/Note Costs for the General Fund portion of the costs incurred as a result of the April 2012 Bond Sale. [05/14/12 @4:05 PM] **APPROVED 5-0 (Linsky not voting)**
- #154-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one thousand four hundred ninety dollars and eight cents (\$1,490.08) from the B Street Bicycle Rack Receipts Reserved for Appropriation for the purpose of buying two bicycle racks for the Underwood Elementary School. [05/14/12 @ 4:06 PM] **APPROVED 5-0 (Linsky not voting)**

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