

DOCKET

Feb. 23: Programs&Services; Public Safety&Transportation; Public Facilities Continued
Feb. 28: Finance; Zoning&Planning Page 36
Mar 1: Post Audit&Oversight; Community Preservation Tuesday, February 22, 2011
Newton City Hall
To be reported on
Tuesday, March 7, 2011

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

Public Hearings to be assigned for March 15, 2011:

- #46-11 122 SHORNECLIFFE ROAD LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct two retaining walls greater than four feet in order to construct a new by-right garage below grade outside the front setback, (to replace an existing legally nonconforming garage located within the front setback) at 122 SHORNECLIFFE ROAD, Ward 7, Newton, on land known as SBL 72, 34, 2, containing ≈10,702 sf of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.
- #47-11 CHARLES L. WEST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND A NONCONFORMING STRUCTURE to bump out the kitchen into the side yard and extend a porch from the rear entrance to improve access for persons with disabilities, which would increase the Floor Area Ratio from .27 to .28; decrease the rear yard setback from 15.4' to 12.5' and increase the maximum lot coverage from 20.3% to 20.8% at 95 FOUNTAIN STREET, Ward 3. West Newton, on land known as SBL 32, 44, 5, containing ≈11,355 sf of land in a district zoned SINGLE RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(a)(2)b), 30-21(b) of the City of Newton Rev Zoning Ord, 2007.
- #48-11 DOUGLAS GENTILE/TEEGEE LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to legalize an existing garage repair shop at 441 WATERTOWN STREET, Ward 1, Nonantum on land known as SBL 14, 8, 7, containing ≈10,543 sf of land in a district zoned BUSINESS 2. Ref: Sec 30-24, 30-23, 30-11(g) of the City of Newton Rev Zoning Ord, 2007.

REFERRED TO ZONING AND PLANNING COMMITTEE

The following item was received after the close of the Docket and requires a suspension of the Rules to be referred to committee:

#49-11 ALD. JOHNSON, Chair of Zoning and Planning Committee, on behalf of the Zoning and Planning Committee requesting that the Director of Planning & Development and Commissioner of Inspectional Services review with the Zoning & Planning Committee the FAR data collected during the eight months prior to the new FAR going into effect and the 12 months after. This committee review should occur no less than bi-monthly but could occur as frequently as monthly, based on the permits coming into the departments. [02-15-2011 @8:44AM]

The following item was received after the close of the Docket and requires a suspension of the Rules to be referred to committee:

#253-10(2) ZONING & PLANNING COMMITTEE supporting the establishment of a Brightfield Solar Energy Array, subject to neighborhood input, on the Flowed Meadow site similar to the one in Brockton. [02-15-2011 @10:01am]

OTHER COMMUNICATIONS

#50-11 NEW CINGULAR WIRELESS PCS LLC /AT&T MOBILITY filing on February 2, 2011 an application pursuant to 30-18(A)(g) for Administrative Site Plan Review to modify an existing wireless telecommunications facility at 199 Boylston Street, The Mall at Chestnut Hill.

#351-10(3) JON B. HOLLINGSWORTH filing with the Zoning Board of Appeals on February 3, 2011 an appeal from a decision by the Zoning Code Enforcement Officer re the determination of height in conjunction with the construction of an accessory garage at 373 Lexington Street, Auburndale.

#51-11 PRESIDENT LENNON appointing the eight Ward Aldermen (Lennon, Linsky, Salvucci, Harney, Rice, Blazar, Baker, and Lappin) to an Ad Hoc Committee on Re-precincting to compare the new decennial population census numbers with the current ward and precinct lines and to make any recommendations necessary to balance the wards as required by GL chapter 54 §§ 2 and 6.

#52-11 HIS HONOR THE MAYOR appointing/re-appointing the following individuals to the Newton Housing Partnership for terms to expire March 1, 2014:

Sheila Ardery
49 Langdon Street
Newton

W. Bart Lloyd
65 Taft Avenue
West Newton

Peter Macero
15 Varick Hill Road
Waban

Josephine McNeil
1075 Washington Street
West Newton

Hallie Pinta
145 Pond Brook Road
Chestnut Hill

John Wilson
30 Foster Street
Newtonville

Matthew Yarmolinsky
38 Newbury Street
Newton Centre

Zoning Board of Appeals Decision, November 23, 2010:

#53-11 ZBA # 10-10 JUERGEN & AHELENA FROEHLICH petition for a variance from the front setback requirement to extend the front porch at 19 Prescott Street, Newtonville.

APPROVED

REFERRED TO PROGRAMS AND SERVICES COMMITTEE

#360-09(4) PROGRAMS & SERVICES COMMITTEE requesting an amendment to Chapter 3, Section 3-30 of the City Ordinances, Dogs Off-Leash Program, to provide the Commissioner of Parks and Recreation with the authority to require permits and set reasonable fees charged to participants of the off-leash program. [02-11-11 @ 4:15PM]

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

#54-11 ALD. DANBERG & SALVUCCI requesting a report from Public Works and Police Departments regarding the Community Parking Permit Program and changes to City Ordinance 19-205 for the upcoming permit year, which begins June 1, 2011. [02/03/11 @ 9:16 AM]

REFERRED TO PUBLIC FACILITIES

Public hearing to be assigned for March 23, 2011:

#214-10(4) COMMISSIONER OF PUBLIC WORKS requesting abandonment of the 80' building setback line along Boylston Street (Route 9) located on the property at 200 – 230 Boylston Street (Chestnut Hill Square) established by Board Order #100483, dated December 3, 1951, as it conflicts with proposed building locations shown on plans related to Special Permit Board Order #214-10 dated 12/06/10. [12-10-10 @ 1:17 PM]

- #55-11 ALD. FULLER, CROSSLEY, ALBRIGHT, DANBERG, FREEDMAN, HESS-MAHAN recommending that Section 29-67A of the City of Newton Revised Ordinances 2007 regarding sewer clean-out fees be updated either to increase the fee from \$25 during normal hours (\$75 during overtime hours) to a fee more closely representing the full cost of service of cleaning a privately-owned building sewer lateral or, alternatively, eliminating the service. [02/14/11 @ 5:25 PM]

REFERRED TO FINANCE COMMITTEE

- #56-11 HIS HONOR THE MAYOR requesting acceptance, appropriation, and expenditure of fourteen thousand four hundred forty dollars (\$14,440) grant from the FY2011 Automated License Plate Reader (ALPR) Grant Program offered by the Massachusetts Executive Office of Public Safety and Security. [02/14/11 @ 6:00 PM]
- #57-11 HIS HONOR THE MAYOR requesting authorization to transfer the sum of twelve thousand dollars (\$12,000) from Budget Reserve to the Law Department's Judgments and Settlements account as full and final settlement of a civil claim filed against the City as a result of a fall at the old Newton North High School. [02/14/11 @ 6:00 PM]
- #58-11 CITY ENGINEER requesting approval of the following Order and Schedule of Sewer Assessments for completed Common Sewer Extension in Wood End Road, Bowdoin Street, and Hillside Road. [02/14/11 @ 3:01 PM]

S-B-L	OWNER/ADDRESS	BK./PG.	AMT
54-30-09	Nicholas Zessoules 1 Bowdoin Street	14092/295	\$2,759.75
54-30-08	Anne Sullivan 3 Bowdoin Street	13957-197	\$3,159.75
54-30-14	Milton & Henrica Bordwin 87 Hillside Road	10738/121	\$2,097.25
53-30-12	Charles Hoban and Elizabeth Hiser 93 Hillside Road	28083/238	\$2,434.75

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #59-11 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of five hundred thousand dollars (\$500,000) from Free Cash for the purpose of supplementing the snow and ice budgets in the Department of Public Works. [02/14/11 @ 6:00 PM]

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #60-11 HIS HONOR THE MAYOR requesting the budget for the Newton North High School construction project be amended by transferring funds from the owner's contingency line item to the construction manager at risk line item for the purpose of funding additional costs related to the demolition phase of the project.
[02/10/11 @ 9:18 AM]

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 Kathleen Cahill, 617-796-1125, via email at KCahill@newtonma.gov or via TDD/TTY at (617) 796-1089 at least two days in advance of the meeting date.