

## REPORTS DOCKET

Mar. 22: Land Use  
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Committee on Community Preservation

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Monday, March 21, 2011  
Newton City Hall  
To be reported on  
**Monday, April 4, 2011**

### CITY OF NEWTON

#### IN BOARD OF ALDERMEN

#### REFERRED TO LAND USE COMMITTEE

March 22, 2011

Present: Ald. Hess-Mahan (Chairman), Ald. Merrill, Albright, Blazar, Crossley, Schnipper, and Harney; absent: Ald. Fischman

#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.

**APPROVED 7-0**

#351-10      JON B. HOLLINGSWORTH petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to permit a 2-story detached garage of more than 700 sq. ft. (982 sq. ft.) and allow 2 dormers to be located two feet from the vertical plane of the side wall of the garage at 373 LEXINGTON STREET, Ward 4, on land known as SBL 41, 17, 12, containing ≈10,030 sq. ft. of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-15(m)(5)c), (t)(3), (m)(3) of the City of Newton Rev Zoning Ord, 2007. *90 days: 4/5/11*

**DORMERS APPROVED 5-0-2 (Albright and Blazar abstaining)**  
**GARAGE OF MORE THAN 700 SQ.FT. DENIED 5-0-2 (Albright and Blazar abstaining)**

**REFERRED TO ZONING AND PLANNING COMMITTEE**

Monday, March 28, 2011

Present: Ald. Johnson, Baker, Lennon, Shapiro, Swiston, Yates; also present: Ald. Crossley, Hess-Mahan; absent: Ald. Sangiolo, Lappin

- #17-11 TERRENCE P. MORRIS, JOSEPH PORTER, BRUCE BRADFORD, GEORGE COLLINS, VERNE T. PORTER, JR., MICHAEL PEIRCE proposing an amendment to the zoning ordinance for the purpose of changing the definition of "Grade Plane" and adding a new definition for "Average Grade". [12-28-10 @ 10:22AM]  
**HELD 6-0**
- #65-11 TERRENCE P. MORRIS & JOSEPH PORTER proposing an amendment to the zoning ordinance to change the definition of "height" with a concomitant increase in the height to the pre-1997 limits; to make height exceptions in accessory buildings subject to special permit rather than a variance. [03-01-11 @ 1:27PM]  
**HELD 6-0**
- #81-11 ALDERMEN JOHNSON, CROSSLEY, HESS-MAHAN, LAPPIN & DANBERG requesting the Director of Planning & Development and the Chair of the Zoning Reform Scoping Group provide updates on the Scoping Group's Progress. These updates will occur at the frequency determined by the Chair of the Scoping Group and the Chair of the Zoning and Planning Committee. [3/14/2011 @ 11:16PM]  
**HELD 6-0**
- #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]  
**HELD 6-0**

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

Wednesday, March 23, 2011

Present: Ald. Ciccone (Chairman), Johnson, Swiston, and Fuller; absent: Ald. Harney, Yates, Shapiro and Freedman; also present: Ald. Lennon, Danberg and Salvucci

- #85-11 ALDERMEN CICCONE AND FULLER requesting a discussion of the financial impact of adding Police Department personnel on the overtime account.  
**HELD 4-0**

#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]  
**RESCIND ORDINANCE Z-63, DATED 5/3/10, SUBJECT TO 2<sup>ND</sup> CALL**

#113-08 PLANNING DEPARTMENT requesting a presentation and discussion of the Newton Corner Phase 2 Study to be conducted by the Central Transportation Planning Staff. [03/07/08 @ 3:45 PM]  
**HELD 4-0**

#477-04 ALD. LENNON, GERST, MERRILL AND VANCE requesting traffic study/safety analysis of ST. JAMES STREET and CHARLESBANK ROAD, from the Mass Pike on-ramp at exit 17 to NONANTUM ROAD, Newton Corner. Analysis should include traffic improvements/safety enhancements to provide for increased pedestrian and vehicle safety in this very busy, densely populated area. Said study should also include review (and possible upgrade) of the traffic island and lights the intersection of ST. JAMES STREET/ST.JAMES TERRACE/CHARLESBANK ROAD as well as possible capital improvements for increased vehicular safety at the intersection of CHARLESBANK ROAD/NONANTUM ROAD.  
**NO ACTION NECESSARY 4-0**

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

Wednesday, March 23, 2011

Present: Ald. Schnipper (Chairman), Lennon, Albright, Salvucci, Gentile, Crossley, Danberg, and Lappin; also present: Ald. Ciccone, Johnson, Swiston, and Fuller

#77-11 DAN MATLOFF, 21 Studio Road, Auburndale petitioning for construction of a common sewer in WOODLAND ROAD and STUDIO ROAD from an existing sewer main in Woodland Road northwesterly 59' ± thence turning westerly 20' ± to a proposed sewer manhole in Studio Road (Ward 4). [02-25-11 @ 11:22 PM]  
**APPROVED 6-0 (Crossley, Gentile not voting)**

#385-07 ALD. SCHNIPPER AND GENTILE updating the Public Facilities Committee on the progress of the Newton North High School Project. [11/21/07 @ 10:23 AM]  
**HELD 8-0**

**REFERRED TO FINANCE COMMITTEE**

Monday, March 28, 2011

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

Appointment by His Honor the Mayor

#87-11 **MATTHEW CHAO**, 48 Hollis Street, Newton Corner, appointed as a member of the NEWTON TAXATION AID COMMITTEE for a term of office to expire May 1, 2012 (60 days 5/20/11). [03-14-11 @5:30 PM]  
**APPROVED 5-0 (Ciccone, Freedman not voting)**

Re-appointment by His Honor the Mayor

#88-11 **ROSEMARY LARKING**, 1600 Washington Street, West Newton, re-appointed as a member of the NEWTON TAXATION AID COMMITTEE for a term of office to expire May 1, 2013 (60 days 5/20/11). [03-14-11 @5:40 PM]  
**APPROVED 5-0 (Ciccone, Freedman not voting)**

#110-03(2) **CITY ENGINEER** requesting approval of the following Order and Schedule of Sewer Assessments for completed Common Sewer Extension in Dedham Street and Meadowbrook Road. [03/10/11 @ 8:54 AM]

<b><u>S-B-L</u></b>	<b><u>OWNER/ADDRESS</u></b>	<b><u>BK./PG.</u></b>	<b><u>AMT</u></b>
81-1-11	Thomas F. & Louise L. Weiner 580 Dedham St	27204/150	\$3,367.25
81-1-12	Denning E. Dahl & Debra J. Small 572 Dedham St	30372/526	\$3,278.06
81-1-13	Alan C. & Gail E. Epstein 564 Dedham St	12961/707	\$3,184.42
81-1-14	Lawrence T. Perera Kurt F. Somerville, Trs. 146 Beverley Rd Trust 556 Dedham St	30689/509	\$3,384.57
83-36-4	Charles River Country Club Inc. 483-655 Dedham St	4445/44 LC	\$16,139.00
81-1-1A	Leon Sheinfield, Tr. MLS Trust 7 Meadowbrook Rd	12542/084	\$217.46
81-10-7	Richard S. & Lynn H. Raisman Raisman Realty Trust 8 Meadowbrook Rd	33289/239	\$99.98

**APPROVED 7-0**

#111-03(2) CITY ENGINEER requesting approval of the following Order and Schedule of Sewer Assessments for completed Common Sewer Extension in Hancock Street and Grove Street. [03/10/11 @ 8:54 AM]

<u>S-B-L</u>	<u>OWNER/ADDRESS</u>	<u>BK./PG.</u>	<u>AMT</u>
43-28-12	David S. Delorie & Joyce Boudreau 153 Hancock St	19181/125	\$2,905.00
43-28-13	John M. & Karen E. Reilly 191 Grove St	28841/102	\$80.00

**APPROVED 7-0**

#236-09(2) CITY ENGINEER requesting approval of the following Order and Schedule of Sewer Assessments for completed Common Sewer Extension in California Street. [03/10/11 @ 8:54 AM]

<u>S-B-L</u>	<u>OWNER/ADDRESS</u>	<u>BK./PG.</u>	<u>AMT</u>
11-05-16	John Fantasia 337 California St	11715/369	\$2,748
11-05-17	Edward & Karen Bianchi 345 California St	19975/07	\$1,422
11-05-18	John Purcell 349California St	23278/304	\$1,290
11-05-19	Paul & Clarissa Ferolito 355 California St	16620/362	\$1,169

**APPROVED 7-0**

#78-11 HIS HONOR THE MAYOR requesting authorization to accept and appropriate a gift of \$50,000 for the creation and maintenance of off-leash dog areas. [02/28/11 @6:47 PM]

**APPROVED SUBJECT TO 2nd CALL 6-0-1 (Gentile abstaining)**

**REFERRED TO REAL PROPERTY REUSE COMMITTEE**

Tuesday, March 29, 2011

Present: Ald. Danberg (Chairman), Ald. Merrill, Crossley, Linsky, and Baker; absent: Ald. Fischman, Gentile, and Salvucci; also present: Ald. Lennon

*A public hearing was held on the following item:*

#33-11 COMMISSIONER OF PUBLIC WORKS declaring surplus for sale or lease a city-owned right-of-way located at 145-147 Chapel Street, Nonantum.

**WAIVER OF FORMATION OF JOINT ADVISORY GROUP APPROVED**

**5-0**

**ITEM HELD 5-0**

#90-11 BOARD OF LIBRARY TRUSTEES declaring the former Boys & Girls Library and attendant land located at 126 Vernon Street, Newton Corner, surplus, and recommending that the building and land be transferred to the Parks & Recreation Department.

**HELD 5-0**

**REFERRED TO POST AUDIT & OVERSIGHT COMMITTEE**

Tuesday, March 29, 2011

Present: Ald. Swiston (Chairman), Johnson and Shapiro; absent: Ald. Schnipper, Sangiolo, Rice, Lennon and Freedman

#377-09 ALD. JOHNSON requesting discussion with the Executive Secretary of the Elections Commission on the access to and quality of the Newton Voter Files. [10/26/09 @ 9:02 PM]

**RECOMMEND HOLD 3-0**

#178-04(3) ALD. LAPPIN requesting a report from the Commissioner of Public Buildings regarding why no progress has been made on the implementation of the construction project database approved by the Board of Aldermen on April 20, 2004. [01/03/06 @ 1:34 PM]

**RECOMMEND NO ACTION NECESSARY 3-0**

#375-09(2) COMMITTEE ON COMMUNITY PRESERVATION requesting explanations from the Inspectional Services and Fire Department regarding requests for changes in the Brigham House Rehabilitation Project from the Project Plan that they had previously approved that resulted in increased project costs. [11/30/09 @ 10:33 AM]

**RECOMMEND NO ACTION NECESSARY 3-0**

**REFERRED TO COMMITTEE ON COMMUNITY PRESERVATION**

Tuesday, March 29, 2011

Present: Ald. Albright (Chairman), Hess-Mahan, Harney, Yates, Blazar, Fuller, Lappin; absent: Ald. Ciccone; also present: Ald. Swiston, Johnson, Shapiro

**REFERRED TO COMMITTEE ON COMMUNITY PRESERVATION & FINANCE**

#45-11 COMMUNITY PRESERVATION COMMITTEE recommending that the sum of \$665,500 be appropriated from the fiscal 2011 community housing and general reserves of the Community Preservation Fund, to the control of the Planning and Development Department, for a project that will create three units of perpetually affordable rental housing at 61 Pearl Street in Newton Corner as detailed in the Committee's funding recommendation to the Board of Aldermen. [01-27-11 @9:27am]

**APPROVED 5-0-2 (Blazar and Harney abstaining)**

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](mailto:KCahill@newtonma.gov) or via TDD/TTY at (617) 796-1089 at least two days in advance of the meeting date.