

DOCKET

Sept. 7: Programs&Services; Public Safety&Transportation; Public Facilities Continued

Sept. 12: Finance; Zoning & Planning

Sept. 13: Land Use

Page 161

Tuesday, September 6, 2011

Newton City Hall

To be reported on

Monday, September 19, 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 October 11, 2011:

- #148-11(2) CONSTANTINE TALEAS, TRUSTEE OF the BORDER TRUST 06 u/d/t dated May 1, 2006 and CONSTANTINE TALEAS, TRUSTTEE of the ELM TRUST 06 u/d/t dated November 20, 1996 petition for a Special Permit/Site Plan Approval and to extend a Non-Conforming Structure to combine three legally nonconforming lots into one conforming lot and to extend the legally nonconforming structure at 115-119 ELM STREET by attaching a 3-story mixed-use building with commercial space on the first floor and 4 dwelling units on the second and third floors, which will increase both the Floor Area Ratio, height, and number of stories, and to waive 2 parking stalls and certain dimensional parking, screening, and lighting requirements at 8 BORDER STREET and 111 and 115-119 ELM STREET, Ward 3, West Newton, on land known as SBL 29, 30, 31, containing ≈11, 044 sq. ft. of land in a district zoned Business 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(c), (d), (h)(3), (i)(l), (j)(l)a), and (m), and 30-15 Table 3 of the City of Newton Rev Zoning Ord, 2007.
- #248-11 MARK SHOHAM petition for a Special Permit/Site Plan Approval to legalize an existing accessory apartment with associated landscaping/lighting/parking waivers at 308 HOMER STREET, Ward 6, on land known as SBL 64, 7, 33, containing ≈14, 881 sq. ft. of land in a district zoned Single Residence 2. Ref: Sec 3-24, 30-23, 30-8(d)(2), 30-19(m) of the City of Newton Rev Zoning Ord, 2007.

REFERRED TO ZONING AND PLANNING COMMITTEE

Public Hearing to be assigned:

#249-11 FRANK UTANO et al. filing with the City Clerk on August 11, 2011 a Group Petition with 51 qualified voter signatures, pursuant to Sec. 10-2 of the City Charter, requesting a special meeting with the Board of Aldermen to discuss the amended zoning laws scheduled to take effect in October, 2011.

NB: Board action shall be taken not later than three months from the date the petition was filed with the City Clerk. [Nov 9, 2011]

Public hearing to be re-assigned for September 26, 2011:

#94-11(2) ALD. HESS-MAHAN proposing amendments to Chapter 30, Section 30-1, clarifying that an accessory apartment is an accessory and subordinate use to the principal dwelling on a lot; to Sections 30-8 and 30-9 clarifying that no accessory unit may be held in separate ownership from the principal dwelling and to require that any special permit for an accessory apartment automatically include a condition that the two dwellings may not be held in separate ownership; and to Section 30-22, requiring that a RAAP report Certificate of Occupancy include language clarifying that the accessory apartment must be held in common ownership with the principal dwelling unit and that the owner must dwell in one of the two units.

Public hearing to be re-assigned for September 26, 2011:

#26-11(2) PLANNING AND DEVELOPMENT BOARD submitting in accordance with Section 7-2 of the City Charter an amendment to the 2007 Newton Comprehensive Plan to create a new Mixed Use Centers Element to be numbered section 3.A in the Comprehensive Plan and to include a vision and guidance for the development or redevelopment of large mixed-use centers.

OTHER COMMUNICATIONS

#250-11 ELECTION COMMISSION filing with the City Clerk on August 25, 2011 its decision re "Objections to Nomination Papers of Jonathan Yeo."

#251-11 CHIEF PROCUREMENT OFFICER providing required Public Official Bond in the surety amount of \$50,000.

#252-11 TRM/MetroPCS filing on July 25, 2011 an application for Administrative Site Plan Review for wireless installation at 1000 Commonwealth Avenue, Newton Center.

- #147-11 LOCAL ELECTION DISTRICTS REVIEW COMMISSION notifying the City on August 23, 2011 that the City's re-precincting plan submitted on June 8, 2011 meets the requirements of GL chapter 54 §1 and is effective December 31, 2011.

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

- #253-11 HIS HONOR THE MAYOR requesting the confirmation of Bruce Proia as Newton's Fire Chief, effective August 1, 2011 pursuant to Section 3-3 of the City Charter. (30 days 10/6//11). [08/01/11 @ 5:25 PM]
- #254-11 NANCY BRAUDIS, 57 Theodore Road, filing on August 15, 2011 an appeal from the decision of the Traffic Council on July 28, 2011 to deny TC30-10 as follows: *Requesting a pedestrian warning beacon with a crosswalk at Theodore Road and Parker Street. (Ward 8)*
- #255-11 ALD. BAKER, GENTILE, SCHNIFFER, CICCONE, FULLER, SHAPIRO requesting discussion of preparation for, response during, and follow up after, Tropical Storm Irene by the City of Newton, including co-ordination by the Mayor's office and the various City Departments involved. [08/29/11 @ 2:09 PM]
- #256-11 ALD. SHAPIRO, CICCONE, BAKER requesting a discussion how the City uses information systems as well as people to collect and process information from residents impacted by a storm or other emergency event, and ways to establish or improve the manner in which triage is performed and prioritized to increase public safety with the appropriate response. [08/29/11 @ 9:25 PM]

REFERRED TO PUBLIC FACILITIES COMMITTEE

Public hearing to be assigned for September 21, 2011:

- #257-11 NSTAR ELECTRIC petitioning for a grant of location to install 37' ± of conduit in PINE STREET at Pole 354/3 opposite Evergreen Circle in a southeasterly direction. (Ward 4) [08/22/11 @ 11:22 AM]

Public hearing to be assigned for September 21, 2011:

- #258-11 NATIONAL GRID petitioning for a grant of location to install and maintain 95' ± of 6" gas main in WITHINGTON ROAD from the existing 6" gas main at #122 Withington Road southerly to #137 Withington Road for new gas service. (Ward 2) 07/31/11 @ 12:50 PM]

Public hearing to be assigned for September 21, 2011:

#259-11 NextG NETWORKS OF NY, INC. petitioning for a grant of location to install 295' ± of underground conduit in SUMNER STREET on the easterly side approximately 58' from Alden Street in a southerly direction to the intersection of Rice Street and attach aerial fiber and related equipment to existing utility poles at the following locations:

Aerial Locations

Centre Street - 2,140' of aerial fiber attachment to exiting poles
 Alden Street - 485' of aerial fiber attachment to existing poles
 Sumner Street - 2,460' of aerial fiber attachment to existing poles
 Ward Street - 1,050' of aerial fiber attachment to existing poles
 Westbourne Road – 790' of aerial fiber attachment to existing poles
 Everett Street 935' of aerial fiber attachment to existing poles
 Dalton Road – 435' of aerial fiber attachment to existing poles
 Grant Avenue – 530' of aerial fiber attachment to existing poles
 Beacon Street – 1,925' of aerial fiber attachment to existing poles
 Langley Road – 530' of aerial fiber attachment to existing poles
 Braeland Avenue - 1.095' of aerial fiber attachment to existing poles
 Cypress Street – 410' of aerial fiber attachment to existing poles
 [07/28/11 @ 3:36 PM]

REFERRED TO FINANCE COMMITTEE

#260-11 HIS HONOR THE MAYOR requesting a transfer in the amount of seven thousand eight hundred fifty dollars (\$7,850) from Wage Reserve to various departmental payroll accounts in order to fund an increase to the annual longevity payments for Hay Grade employees. [08-29-11 @ 3:50 PM]

#261-11 HIS HONOR THE MAYOR requesting authorization to accept and appropriate a gift of thirty-eight thousand dollars (\$38,000) from private donations for the purpose of acquiring a dog for the Police Department's new canine program. [08/29/11 @ 3:50 PM]

REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES

#262-11 HIS HONOR THE MAYOR requesting amendments to Chapter 17 of the City of Newton Ordinances, 2007 to increase fees for permits issued by the Fire Department. [08/29/11 @ 3:50 PM]

The following item was filed after the close of the docket and requires a suspension of the Rules to be referred to committees:

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#263-11 HIS HONOR THE MAYOR requesting authorization to requesting authorization to appropriate and expend one hundred thousand dollars (\$100,000) from FY12 Budget Reserve for the purpose of funding tree emergency expenses in the Parks and Recreation Department as a result of the recent tropical storm. [08/30/11@ 2:27 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.