

## Public Safety & Transportation Committee Agenda

## City of Newton In City Council

### Wednesday, January 18, 2023

7:00 PM

The Public Safety & Transportation Committee will hold this meeting as a virtual meeting on Wednesday, January 18, 2023 at 7:00 pm. To view this meeting using Zoom use this link <u>https://us02web.zoom.us/j/83105853149</u> or call 1-646-558-8656 and use the following Meeting ID: 831 0585 3149

## **Items Scheduled for Discussion:**

**#8-23** Annual Report of the work of the Traffic Council for 2022 DAVID KOSES, TRAFFIC COUNCIL CHAIR providing the Annual Report of the work of the Traffic Council for 2022.

**<u>Chair's Note</u>**: In reference to Docket #67-22, At this meeting, we will hear about traffic, crash data, street safety, traffic calming measures already implemented and the removal of them for winter and snow operations.

 #67-22 Requesting regular discussion with the Police Department <u>COUNCILOR DOWNS</u> requesting regular discussion with the Police Department of police data, including crashes, types of calls, numbers and dispositions. Public Safety & Transportation Held 8-0 on 01/05/22 Public Safety & Transportation Held 6-0 on 03/23/22, Councilor Oliver not voting Public Safety & Transportation Held 6-0 on 09/08/22 Public Safety & Transportation Held 7-0 on 12/07/22
 #525-22 Request for an amendment to City Ordinances regarding outdoor dining

 #525-22
 Request for an amendment to City Ordinances regarding outdoor dining

 HER HONOR THE MAYOR
 requesting a discussion and amendment to City

 Ordinances necessary to continue outdoor dining on a permanent basis.

 Public Safety & Transportation Held 7-0 on 12/07/22

The location of this meeting is accessible and reasonable accommodations will be provided to persons with disabilities who require assistance. If you need a reasonable accommodation, please contact the city of Newton's ADA Coordinator, Jini Fairley, at least two business days in advance of the meeting: <u>ifairley@newtonma.gov</u> or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

**<u>Chair's Note</u>**: It is the Chair's intent to vote no action necessary on the following one (1) item:

### **Referred to Public Safety & Transportation and Public Facilities Committee**

#137-22 Granting administrative authority to seasonably approve the use of on-street parking for outdoor dining
 <u>HER HONOR THE MAYOR</u> requesting to grant administrative authority to the Commissioner of Public Works, the Director of Planning and Development, and the Police Chief to seasonably approve the use of on-street parking spaces for restaurant outdoor dining.
 **Public Safety & Transportation Held 7-0 on 12/07/22**

Respectfully submitted,

Andreae Downs, Chair

City of Newton

## DEPARTMENT OF PUBLIC WORKS

Ruthanne Fuller Mayor TRANSPORTATION DIVISION 110 Crafts Street Newton, MA 02460

DATE: January 3, 2023

TO: Members of the Public Safety and Transportation Committee

FROM: David Koses, Transportation Coordinator

RE: #8-23 – <u>DAVID KOSES, TRAFFIC COUNCIL CHAIR</u> providing the Annual Report of the work of the Traffic Council for 2022

## **MEMORANDUM**

On December 3, 2007, the Board of Aldermen approved as amended, docket item #421-05, which authorized changes to the structure of the Traffic Council. At that time, the Committee requested an annual update of Traffic Council Actions. The attached information is provided to the Committee as requested. *No action is necessary.* 

During 2022, Traffic Council held eleven evening meetings (10 virtual and 1 hybrid). As shown in Appendix A, during 2022 Traffic Council heard 90 items and took final action on all but seven of them. A chronological list of all items heard during 2022 is shown in Appendix B, including the following seven items, which are still being held:

 TC8-22 COUNCILORS GREENBERG, LEARY AND OLIVER, requesting discussion and potential approval of a street sweeping trial on the following streets in Nonantum: Allison Street, Beech Street, Cook Street, Dalby Street, Faxon Street, Green Street (Cook St to Pearl St), Jasset Street, Kennedy Circle, Los Angeles Street, and Middle Street. The goal of the trial is to sweep streets once per month, on both sides, to provide for cleaner streets. In order to accomplish this goal, a significant number of poles and signs would need to be installed, on all streets within the trial area, to inform the public that parking would be restricted on both sides of all these streets for approximately four hours per month. Due to operational requirements, all parking on all these streets would need to be restricted during the same four hours each month, and all vehicles must be removed during these four hours, to allow for effective street sweeping.

- TC25-22 JASON SOBEL, DIRECTOR OF TRANSPORTATION OPERATIONS AND NICOLE BANKS, COMMISSIONER OF PARKS AND RECREATION, requesting the following to respond to changing conditions brought on by various municipal redevelopments and parking demands along Albemarle Road: Traffic Council shall be allowed to vote to allow a long-term trial on the northbound section of Albemarle Road between Watertown Street and Crafts Street, which may include changes to the location and regulations of the parking spaces along this stretch. Changes made during the trial period are to be approved by the Commissioner of Public Works in consultation with the Director of the Planning Department and the Chief of the Newton Police Department. These changes are temporary in nature and would revert to original conditions unless Traffic Council subsequently makes permanent changes by voting to change the Traffic and Parking Regulations. At any time, the Police Department may end any Traffic Council trial.
- TC43-22 JILL CHARNEY, 671 Grove Street, requesting to review and assess a change to the parking regulations on Grove Street between Washington Street and Colgate Road.
- TC50-22 DAVID KOSES, TRAFFIC COUNCIL CHAIR on behalf of Jayne Colino, Director of Senior Services, requesting a temporary pick-up / drop-off zone in front of the Brigham House on Hartford Street and in front of the Hyde Community Center on Lincoln Street, to help accommodate the temporary relocation of services during the reconstruction of the Senior Center in Newtonville.
- TC57-22 DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting changes to the parking regulations in the area of Watertown Street near 687 Watertown Street, and possibly abutting blocks, to prepare for the move of the Newton Early Childhood Program to 687 Watertown Street.
- TC58-22 JASON SOBEL, DIRECTOR OF TRANSPORTATION OPERATIONS, requesting to permanently close the northbound block of Albemarle Road to vehicular traffic, in both directions, between Crafts Street and North Street, except for bicycles. This portion of Albemarle Road has been closed since September 2020 as part of an ongoing Traffic Council trial.
- TC62-22 DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting a long-term trial to address the additional parking demand along Lincoln Street and abutting streets in Newton Highlands, resulting from the temporary Senior Center relocation.

During 2022, Traffic Council discussed and subsequently voted to deny the following two docket items:

- TC81-22 MAREN CONIGLIONE, 39 School Street, requesting installation of a four-way stop at the intersection of Pearl Street, School Street, and Thornton Street.
- TC76-21 ANKUSH GUPTA, 404 Langley Road, requesting a 2-hour parking restriction on Langley Road, except with a Resident Parking Permit, across 393 Langley Road to 412 Langley Road.

The following is the only Traffic Council item that was appealed to City Council in 2022:

 TC46-22 DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting to add a stop sign at the end of Exeter Street at Berkeley Street.
 <u>ACTION:</u> APPROVE 4-0-1 (Downs abstained). Traffic Council approved the language of TPR 839, to add the stop sign at the end of Exeter Street at Berkeley Street. CITY COUNCIL SUBSEQUENTLY VOTED TO DENY THE APPEAL, THEREBY UPHOLDING THE VOTE OF THE TRAFFIC COUNCIL.

On July 11, 2022, the City Council voted on item #326-22, which allowed for administrative changes to be made by staff to the Traffic and Parking Regulations (TPR). These changes would reflect conditions which already exist in the field, but which are not reflected in the TPR. These changes would be presented each year to City Council as part of the annual report of the work of the Traffic Council. As a result, 49 administrative changes were made to the TPR. A list of all administrative changes made by staff to the TPR during 2022, sorted by Ward, is shown in Appendix C.

Traffic Council Meetings	Number:	11
	Number:	
Distribution by Vote	Number	Pct
No Action Necessary	14	16%
Approved	66	73%
Approved as Amended	1	1%
Denied	2	2%
Heard in 2022, Held, and still being held at end of 2022	7	8%
Number of Unique Items Handled:	90	100%
Trials Undertaken in 2022	10	11%
Distribution of Items by Ward	Number	Pct
1	16	18%
2	20	22%
3	5	6%
4	4	4%
5	6	7%
6	17	19%
7	2	2%
8	7	8%
Multiple Wards	13	14%
Total Number of Items Heard:	90	100%
Appeals of Traffic Council Decisions	1	1%
Backlog during 2022	# of Items	Date
Average	24	
Minimum Backlog	18	12.15.22
Maximum Backlog	28	1.20.22

# **APPENDIX A: Summary of 2022 Traffic Council Actions**

# APPENDIX B: List of All Traffic Council Items Heard During 2022

				N		Approve				
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Date	#	Description	Hold	Ν	Approve	Amended	Deny	Trial	Appeal	Ward
1.20. 22	AP 6- 21	ANN CAGGIANO, requesting an accessible parking space at 432 Lowell Avenue.		x						2
1.20. 22	TC 82- 21	ISAAC PRIZANT, TRAFFIC ENGINEER, requesting to add stop signs at the following intersections: (1) Fox Lane at Arnold Road, westbound; (2) Fox Place at Arnold Road, eastbound.			x					8
1.20. 22	TC 83- 21	ISAAC PRIZANT, TRAFFIC ENGINEER, requesting to restrict right turns on red at the intersection of Commonwealth Avenue at Centre Street.			x					2, 6, 7
1.20. 22	TC 81- 21	MAREN CONIGLIONE, 39 School Street, requesting installation of a four-way stop at the intersection of Pearl Street, School Street, and Thornton Street.					x			1
1.20. 22	TC 90- 21	DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting to split the column "accessible or other" into two or more columns in the charts in Sections 194 and 196 of the TPR in order to correct and clarify the number of accessible parking spaces located within our off-street parking areas.			x					1, 2, 3, 4, 6
1.20. 22	TC 89- 21	DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting to replace the three instances of the use of the word "handicap" with the word "accessible" in section 200 of the TPR. This item makes no change in the field and updates the language used in the TPR.			x					2, 3
1.20. 22	TC 1- 22	DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting to add a stop sign on Tyler Terrace at Centre Street, eastbound because Section 4L.02 of the MUTCD requires stop signs at intersections which also have flashing red traffic signals or beacons.		x						6

Date         #         Description         Hold         N         Approve         Amended         Deny         Trial         Appeal         Ward           Label         AVD IO KOSES, TRAFFIC COUNCLI, CHAIR, requesting a new stop sign, on Circuit Ava at Elliot St. southbound, because Section         Superstand					N		Approve				
DAVID KOSES, TRAFFIC COUNCIL CHAR, requesting a new stop sign on Circuit Ave at Elliot St, southbound, because Section 4L.02 of the Manual Uniform on Traffic Control Devices requires stop signas to be posted at intersections which also have 22 22 signals.     5       TC     Intersections which also have flashing red beacons or traffic 22 22 signals.     x     5       CHAIR, requesting to review and possibly modify the parking regulations at 56, 465, and 475 Beacon Street, where official parking regulations at 56, 465, and 475 EBeacon Street, where official parking regulations at 56, 465, and 475 Beacon Street, where official parking regulations at 56, 465, and 475 C     7       1.20.     Japarking regulations at 56, 465, and 475 Beacon Street, where official parking space on Centre Green to match existing field conditions. TC     X     7       1.20.     Japarking regulations at 51, 463, and 475 COMINSSIONER OF THE DEPARTIMERY OF PUBLIC WORKS AND BANREY HEATH, DIRECTOR OF THE PLANNING AND DEVELOPMENT DEPARTIMENT, requesting aproval of a trial of the following, to run through 2022: Traffic Council shall grant administrative authority to remove on-street metered and unmetered parking spaces for the purpose of restaurant and other business use, with an associated fee structure to be determined by City Council. The removal of parking spaces through this trial is temporary, and will be approved by the Commissioner of Planning and Development Department, and Police Chief. The trial may end at any point, mictuding a point when City 22 21 parking space reuse program. X     X     X       1.20.     COUNCILORS ALBRIGHT AND NORTON requesting to change the distribution of time limits in the austin Street Public Parking to in Austin Street Public Parking to in Austin Street Public Parking to in	Dete	TC	Description	Hald	A	<b>A</b>		Dama	Trial	A	Mand
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1.20.     parking space on Centre Green to match existing field conditions. Note that this item makes no error in the TPR.     x     6       1.21.     4.     change in the field and fixes an error in the TPR.     x     6       1.22.     122     JAMES MCGONAGLE, COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS AND BARNEY HEATH, DIRECTOR OF THE PLANNING AND DEVELOPMENT DEPARTMENT, requesting approval of a trial of the following, to run through 2022: Traffic Council shall grant administrative authority to remove on-street metered and unmetered parking spaces for the purpose of restaurant and other business use, with an associated fee structure to be determined by City Council. The removal of parking spaces through this trial is temporary, and will be approved by the Commissioner of Public Works, Director of the Planning and Development 1.20.     A     A     AII       1.20.     TC including a point when City 22 and and 72 21     Council approves a permanent 22 21     X     X     X     S       1.20.     TC including a point when City 12.15     Council approves a permanent 4     X     X     S       1.20.     TC Newtorwille to install reserved Austin Street Public Parking Lot in Newtorwille to install reserved 5     X     X     S											
TCmatch existing field conditions. Note that this item makes no change in the field and fixes an 22x61.20.4.change in the field and fixes an 22x622error in the TPR.X6JAMES MCGONAGLE, COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS AND BARNEY HEATH, DIRECTOR OF THE PLANNING AND DEVELOPMENT DEPARTMENT, requesting approval of a trial of the following, to run through 2022: Traffic Council shall grant administrative authority to remove on-street metered and unmetered parking spaces for the purpose of restaurant and other business use, with an associated fee structure to be determined by City Council. The removal of parking spaces through this trial is temporary, and will be approved by the Commissioner of Public Works, Director of the Planning and Development Deartment, and Police Chief. The trial may end at any point, including a point when City 22All Ward XXAll Ward S1.20.COUNCILORS ALBRIGHT AND NORTON requesting to change the distribution of time limits in the Austin Street Public Parking Lot in NORTON requesting to change the distribution of time limits in the Austin Street Public Parking Lot in NORTON requesting to change the distribution of time limits in the Austin Street Public Parking Lot in NORTON requesting to change the distribution of time limits in the Austin Street Public Parking Lot in Norton requesting to change the distribution of time limits in the Austin Street Public Parking Lot in Norton requesting to change the distribution of time limits in the Austin Street Public Parking Lot in Norton requesting Lot in Norton requesting Lot in Norton requesting StationsXX											
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1.20.       4-       change in the field and fixes an error in the TPR.       X       6         22       22       error in the TPR.       X       6         3AMES MCGONAGLE, COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS AND BANEY HEATH, DIRECTOR OF THE PLANNING AND DEVELOPMENT DEPARTMENT, requesting approval of a trial of the following, to run through 2022: Traffic Council shall grant administrative authority to remove on-street metered and unmetered parking spaces for the purpose of restaurant and other business use, with an associated fee structure to be determined by City Council. The removal of parking spaces through this trial is temporary, and will be approved by the Commissioner of Public Works, Director of the Planning and Development 1.20.       All         1.20.       5-       Space for EV Charging Stations       X       X       X		тс									
22       22       error in the TPR.       X       6         JAMES MCGONAGLE, COMMISSIONER OF THE DEPARTMENT OF PUBLIC WORKS AND BARNEY HEATH, DIRECTOR OF THE PLANNING AND DEVELOPMENT DEPARTMENT, requesting approval of a trial of the following, to run through 2022: Traffic Council shall grant administrative authority to remove on-street metered and unmetered parking spaces for the purpose of restaurant and other business use, with an associated fee structure to be determined by City Council. The removal of parking spaces for through this trial is temporary, and will be approved by the Commissioner of Public Works, Director of the Planning and Development Department, and Police Chief. The 22 trial may end at any point, and TC including a point when City 22.12 Parking space reuse program.       X       X       All Ward         1.20.       COUNCILORS ALBRIGHT AND NORTON requesting to change the distribution of time limits in the Austin Street Public Parking Lot in Newtonville to install reserved 1.20.       X       X       s	1 20										
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TC     Newtonville to install reserved       1.20.     5-       spaces for EV Charging Stations											
1.20. 5- spaces for EV Charging Stations		тс	-								
	1.20.										
	22	21	and/or EV Shared Vehicles.		x						2

				N		A				
	тс			N A		Approve as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
Date	π	JINI FAIRLEY, ADA			Appiove	Amended	Deny	IIIai	Арреаі	<b>vv</b> aru
		COORDINATOR, requesting to								
		review and possibly increase the								
	AP	number of accessible parking								
2.17.	5-	spaces located in the Langley								
22	21	Parking Lot in Newton Centre.			x					6
		COUNCILORS GREENBERG,								
		LEARY AND OLIVER, requesting to								
		discuss, review and potentially								
		change all the parking regulations								
2.17.		along the entire length of Adams								
22		Street in Nonantum, on both sides,								
and	ТС	to better address current land uses								
7.21.	87-	and parking needs along the								
22	21	corridor.			X			X		1
		COUNCILORS LEARY AND OLIVER								
		requesting to review and								
		potentially change the parking								
2.17.		regulations along all or a portion of								
22		Gardner Street, in order to balance								
and	TC	resident parking needs with								
6.16.	7-	current and future school-related						v		
22	22	parking needs.			X			X		1
		COUNCILORS BOWMAN,								
	тс	DANBERG, AND NOEL requesting to review and possible restrict								
2.17.	93-	parking along a portion of Paul								
2.17.	21	Street.			x					6
					<b>X</b>					
	TC	COUNCILOR NORTON requesting								
2.17.	94-	to change the parking regulations								
22	21	on Turner Street.			X					2
		CATHY BOSKEY, 111 Kirkstall								
		Road, and signatories, requesting								
		that the sections of Kirkstall Road								
		and Upland Road, between								
		Kirkstall & Pheasant around the loop to Upland & Pheasant, be								
		changed to a 2-hour parking limit								
		(other than with a Newtonville								
	тс	Permit) on school days, to match								
2.17.	5-	other sections of Kirkstall Road								
22	22	and Upland Road.			x					2
		DUNSTAN EAST, LLC, 275 Grove			İ		İ			
		Street, Suite 2-150, requesting one								
		(1) "Loading/Pickup Drop off" zone								
		on Washington Street between								
		Kempton Place and Armory Street.								
		The zone will be approximately								
		forty (40') feet long and will begin								
		approximately fifty (50') feet east of								
		Kempton Place and will end								
		approximately two hundred fifty-								
		five (255') feet west of Armory								
0.4-	TC	Street. The two affected parcels								
2.17.	92-	are 1149 and 1151 Washington								
22	21	Street.			X					3

	то			N		Approve				
Dete	TC	Description		A		as	Dame	Trial	A	Mand
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
		COUNCILORS DOWNS, BOWMAN								
		AND AUCHINCLOSS, requesting								
		temporary removal of parking, both								
	To	sides, Lowell Avenue to Eddy								
	TC	Street on Washington Street to								
0.47	14	allow protected one-way bike lanes								
2.17.	5-	on both sides for school access								2.2
22	20	during the COVID-19 pandemic.		X						2, 3
		JINI FAIRLEY, ADA								
		COORDINATOR, on behalf of								
	AP	tenants, customers, and clients,								
3.17.	AP   1-	requesting an accessible on-street parking space in front of 580								
22	22	Washington Street.			x					1, 2
22	22	DAVID KOSES, TRANSPORTATION			^					1, 2
		COORDINATOR, requesting to increase by one space the number								
	AP	of accessible parking spaces								
3.17.	2-	located in the Pearl Street Parking								
22	22	Lot in Newton Corner.			x					1
		DAVID KOSES, TRAFFIC COUNCIL			<b>^</b>					
		CHAIR, requesting to change the								
		number and time limit distribution								
	тс	of the parking spaces in the Pearl								
3.17.	12-	Street Lot, associated with the								
22	22	reconstruction of the lot.			x					1
		DAVID KOSES, TRAFFIC COUNCIL								· ·
		CHAIR, requesting to remove the								
	тс	taxi stand on Washington Street in								
3.17.	10-	Newton Corner, and replace it with								
22	22	an Electric Vehicle Parking Zone.			x					1
		COUNCILORS GREENBERG AND								
		OLIVER, requesting to discuss and								
		potentially vote to make changes								
		to the parking regulations on Park								
		Street, Arlington Street, Vernon								
		Street in the vicinity of Bigelow and								
	ТС	the Burr Playground, to improve								
3.17.	13-	circulation and safety.								
22	22				X					1
		ISAAC PRIZANT, CITY								
		TRANSPORTATION ENGINEER and								
		DAVID KOSES, TRANSPORTATION								
		COORDINATOR requesting to								
		examine and possibly vote to								
		change the parking regulations on								
		both sides of Walnut Street								
		between Crafts Street and Linwood								
		Avenue. Changes under								
		consideration include the removal								
		of parking restrictions, the creation								
	-	of a Blue Zone, or something else								
2 47	TC	depending on data analysis and								
3.17.	14-	public input received.			v					
22	22				X					2

						A				
	TO			N		Approve				
	TC			A		as	_	<b>-</b> · ·		
Date	#	Description	Hold	Ν	Approve	Amended	Deny	Trial	Appeal	Ward
		ISAAC PRIZANT, CITY								
		TRANSPORTATION ENGINEER,								
		requesting to trial a parking								
		restriction on the east side of								
		Centre Street, beginning at Allerton								
	TC	Road heading 50 feet southerly, to								
3.17.	79-	improve sight lines exiting Allerton								
22	21	Road westbound.			X					6
		COUNCILORS BOWMAN,								
		DANBERG, AND NOEL, requesting								
		to change the parking regulations								
		on Braeland Avenue to allow for								
		parking at the six existing parking								
	ТС	meters between 4:00 pm and 6:00								
3.17.	11-	pm, which is not currently								
22	22	permitted.			x					6
		COUNCILORS DOWNS,								
		AUCHINCLOSS, BOWMAN,								
		KELLEY, LAREDO, MARKIEWICZ,								
		NORTON, WRIGHT, DANBERG,								
		GREENBERG, KRINTZMAN AND								
		LIPOF, requesting Traffic Council								
		actions allowing legal two-way								
	тс	bicycle travel on the								
	11	Commonwealth Avenue Carriage								
3.17.	2-	Lane, between Woodbine Street								2, 3,
22	20	and Mt. Alvernia Road.			x					4, 7
		COUNCILORS GREENBERG,								.,.
		LEARY AND OLIVER, requesting								
		discussion and potential approval								
		of a street sweeping trial on the								
		following streets in Nonantum:								
		Allison Street, Beech Street, Cook								
		Street, Dalby Street, Faxon Street,								
		Green Street (Cook St to Pearl St),								
		Jasset Street, Kennedy Circle, Los								
		Angeles Street, and Middle Street.								
		The goal of the trial is to sweep								
		streets once per month, on both								
		sides, to provide for cleaner								
		streets. In order to accomplish this								
		goal, a significant number of poles		1						
		and signs would need to be		1						
		installed, on all streets within the		1						
		trial area, to inform the public that		1						
		parking would be restricted on		1						
		both sides of all these streets for		1						
				1						
		approximately four hours per		1						
		month. Due to operational		1						
		requirements, all parking on all		1						
		these streets would need to be		1						
		restricted during the same four		1						
	тс	hours each month, and all vehicles								
2.04		must be removed during these four								
3.24.	8-	hours, to allow for effective street	v					v		
22	22	sweeping.	X					X		1

2       ANKUSH GUPTA, 404 Langley Road, requesting a 2-hour parking restriction on Langley Road, TC except with a Resident Parking restriction on Langley Road to 22       X         5.19.       76- Permit, across 393 Langley Road to 22       X       6         DANBERG AND NOEL, requesting TC a Safety Zone on Lincoin Street       X       6         5.19.       16- near the Hyde Playground and 22       X       6         22       22       extending to Walnut St.       X       6         COUNCILORS DOWNS, CROSSLEY AND HUMPHREY, requesting a TC Safety Zone on Chestnut St. near       X       5         5.19.       15- Bobby Braceland Park and 22       X       5         DAVID KOSES, TRANSPORTATION COORDINATOR, requesting to permanently remove parking on Hagen Road between Sheldon Road and Olde Field Road, to create the counterflow bike lane on TC       X       8         22       22       part of a Traffic Council trial.       X       8         22       DAVID KOSES, TRANSPORTATION COORDINATOR, requesting to permanently remove parking on the south side of Brandeis Road from Adeline Road to the Newton South High School property line, which was implemented trom Adeline Road to the Newton South High School property line, which was implemented trom Adeline Road to the Newton South High School property line, which was implemented ENGINEER, requesting a review       X       8					N		Approve				
COUNCILORS GREENBERG, LEARY, AND OLIVER, requesting to restrict parking on the north side of Clinton Street, to ensure safe access for emergency, trash and TC recycling vehicles. This may     1       5.19.     71- include removing or relocating 22     21       21     accessible parking on the street.     X       22     21     accessible parking on the street.     X       22     21     accessible parking on the street.     X       22     21     accessible parking on the street.     X       23     21     accessible parking on the street.     X       24     ANKUSH GUPTA, 404 Langley Road, requesting a 2-hour parking restriction on Langley Road, texcept with a Resident Parking restriction on Langley Road to 22     X     X       21     1412 Langley Road.     X     4       22     1412 Langley Road.     X     6       23     1412 Langley Road.     X     6       24     COUNCILORS DOWNS, BOWMAN, DANBERG AND NOEL, requesting TC     X     6       25     22     extending to Walnut St.     X     6       24     COUNCILORS DOWNS, CROSSLEY AND HUMPREY, requesting a TC     Safety Zone on Chestnut St.     X     6       25     22     extending to Oak St.     X     5       24     Extending to Oak St.     X     5       25     DAVID KOSES, TRANSPOR	Date		Description	Hold		Approve		Denv	Trial	Appeal	Ward
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to add the currently posted "2 hour											
limit" (on the east side and cul-de-											
sac of St. James Circle) and the			sac of St. James Circle) and the								
"no parking" prohibition (on the											
west side of St. James Circle) into											
the Traffic and Parking Regulations       TC     (TPR). Note that this item makes		тс									
5.19. 18- no change in the field and fixes an	5.19.										
22   22   omission in the TPR.   X   1						X					1

#8-23

	тс			N A		Approve as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
5.19. 22	# TC 25- 22	JASON SOBEL, DIRECTOR OF TRANSPORTATION OPERATIONS AND NICOLE BANKS, COMMISSIONER OF PARKS AND RECREATION, requesting the following to respond to changing conditions brought on by various municipal redevelopments and parking demands along Albemarle Road: Traffic Council shall be allowed to vote to allow a long- term trial on the northbound section of Albemarle Road between Watertown Street and Crafts Street, which may include changes to the location and regulations of the parking spaces along this stretch. Changes made during the trial period are to be approved by the Commissioner of Public Works in consultation with the Director of the Planning Department and the Chief of the Newton Police Department. These changes are temporary in nature and would revert to original conditions unless Traffic Council subsequently makes permanent changes by voting to change the Traffic and Parking Regulations. At any time, the Police Department may end any Traffic Council trial.	X		Approve	Amenaea	Deny	X	Appear	<u>2</u>
5.19. 22	TC 23- 22	DAVID KOSES, TRANSPORTATION COORDINATOR, requesting to update the TPR for Floral Street to match existing posted signage. Note that this item makes no change in the field and fixes an error in the Traffic and Parking Regulations.		x						6
5.19. 22	TC 17- 22	COUNCILORS DANBERG, BOWMAN, NOEL AND DOWNS, requesting to analyze and potentially remove some metered parking spaces on Lincoln Street adjacent to crosswalks to improve driver visibility and pedestrian safety. DAVID KOSES, TRAFFIC COUNCIL		x						6
6.16. 22	AP 4- 22	CHAIR, requesting discussion and possible action to relocate the accessible parking space currently located on the south side of Gardner Street, in front of 22 Gardner Street, across the street to the north side of Gardner Street, as a safety improvement.			x					1

ISAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add 'STOP' signage TC     Image: Constraint of the Silver Lake Avenue       6.16. 24     eastbound and westbound     X       22     22     approaches to Adams Street.     X       ISAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to     X       6.16. 23     the Grove Hill Avenue southbound     X       ISAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to     X       1SAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to     X       1SAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to     X       1SAAC PRIZANT. CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to     X       12     22     approach to Beaumont Avenue.     X       22     23     approach to Beaumont Avenue.     X       24     25     Street.     X       25     25     southbound approaches to Derby 22     22       22     Street.     X       24     25     Street.     X       25     Street.     X       26     26     Southbound approaches to Derby 22     X       27     PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction; in the event the proposed new restriction is not approved, a											
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TC       requesting to add a STOP sign to the Prospect Street westbound approach to Beaumont Avenue.       x       and       and         22       22       22       ADRIAN AYALA, CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to the Adena Road northbound and southbound approaches to Derby       x       x       x         22       22       Street.       x       x       x         PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting shi design will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking       x         6.16.       26- condition.       x       x         1       TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JABIES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE       x			· ·								
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22       22       approach to Beaumont Avenue.       X         ADRIAN AYALA, CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to the Adena Road northbound and southbound approaches to Derby       X         22       22       Street.       X         22       22       Street.       X         PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting said restriction; in the event the proposed new restriction is not approved, a new sign will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking condition.       X         C       TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE       X	0.40										2
ADRIAN AYALA, CITY TRANSPORTATION ENGINEER, requesting to add a STOP sign to the Adena Road northbound and southbound approaches to Derby     X       22     22       22     Street.       PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting said restriction; in the event the proposed new restriction is not approved, a new sign will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking condition.       6.16.     22       22     Z       TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE							X				and
6.16.       22       22       X         22       22       Street.       X         8.16.       29-       Southbound approaches to Derby       X         22       22       Street.       X         9       Southbound approaches to Derby       X         10       PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford       X         11       Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting said restriction; in the event the proposed new restriction is not approved, a new sign will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking condition.       X         12       TC       TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE       X	22	22		ļ		<b> </b>	<b>^</b>	───	<b> </b>	<u> </u>	3
TC       requesting to add a STOP sign to the Adena Road northbound and southbound approaches to Derby         22       22         22       22         22       22         22       22         23       PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting said restriction; in the event the proposed new restriction is not approved, a new sign will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking condition.         6.16.       26- c         22       22         24       TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE			,								
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6.16.       29- 22       southbound approaches to Derby Street.       X         PHARMACANN, INC., requesting a parking restriction near the site driveway of the proposed cannabis dispensary at 131 Rumford Avenue. In the event said restriction is approved, a new sign will be installed at the petitioner's expense east of the driveway reflecting said restriction; in the event the proposed new restriction is not approved, a new sign will be installed, at the petitioner's expense, west of the site driveway reflecting the existing parking condition.       X         6.16.       26- 22       Z       X         Image: The state of the site driveway reflecting the existing parking condition.       X         Image: The state of the site driveway reflecting the existing parking condition.       X         Image: The state of the site driveway reflecting the existing parking condition.       X         Image: The state of the site driveway reflecting the existing parking condition.       X         Image: The state of the site driveway reflecting the existing parking condition.       X		-									
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TC       reflecting the existing parking condition.       X         6.16.       26- 22       Condition.       X         TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE       Image: Commission of the second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second seco			· ·								1
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22       22       X       Image: Comparison of the second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second secon	6 1 6										1
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ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE			TRAFFIC BURFALL CAPTAIN PALL	<u> </u>		1	1	1	<u> </u>	<u> </u>	
COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE											1
MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE											1
COMMISSIONER JOSHUA MORSE											1
											1
AND COUNCILOR NORTON,											1
requesting a long-term and flexible											1
trial to be followed by potential											1
changes to the official Traffic and											1
Parking Regulations (TPR) for											1
Bridges Avenue. These changes											1
support the opening of the new											1
Cabot School and include changes											1
to various elements of the TPR											
		ТС	such as parking regulations and								1
TC   such as parking regulations and				1							
TC     such as parking regulations and       6.16.     47-       direction of travel.	6.16.	47-	direction of travel.								

	тс			N A		Approve as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
6.16.	TC 49-	TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE AND COUNCILOR NORTON, requesting a long-term and flexible trial to be followed by potential changes to the official Traffic and Parking Regulations (TPR) for East Side Parkway. These changes support the opening of the new Cabot School and include changes to various elements of the TPR such as the implementation of a blue zone and changes to parking regulations.								
22	18				x					2
6.16. 22	TC 48- 18	TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE AND COUNCILOR NORTON, requesting a long-term and flexible trial to be followed by potential changes to the official Traffic and Parking Regulations (TPR) for Parkview Avenue. These changes support the opening of the new Cabot School and include changes to various elements of the TPR such as closing the connection to Cabot Street, removal of the old blue zone and stop sign, and changes to parking regulations, access, and circulation.			x					2
6.16. 22	TC 46- 18	TRAFFIC BUREAU CAPTAIN PAUL ANASTASIA, DPW COMMISSIONER JAMES MCGONAGLE, PUBLIC BUILDINGS COMMISSIONER JOSHUA MORSE AND COUNCILOR NORTON, requesting a long-term and flexible trial to be followed by potential changes to the official Traffic and Parking Regulations (TPR) for Norwood Avenue. These changes support the opening of the new Cabot School and include changes to various elements of the TPR such as parking regulations, access, and direction of travel.			x					2

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Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
6.16. 22	TC 30- 22	DAVID KOSES, TRANSPORTATION COORDINATOR, requesting to update the TPR to add a stop sign at the intersection of Melrose Street at Ash Street, to match existing posted signage. Note that this item makes no change in the field and fixes an omission in the Traffic and Parking Regulations.			x					4
7.21. 22 and 10.27 .22	TC 34- 22	COUNCILOR BOWMAN, requesting permanent changes and/or a trial of changes to the Tiger Permit Parking Program (Sec. TPR204. Newton North High School Tiger Parking Permits) including the total number of permits issued and possibly enabling additional permits to be distributed by the Newton North High School Administration.			x			x		2
7.21. 22 and 10.27 .22	TC 22- 22	PADDY'S PUBLIC HOUSE, 95 Elm Street, requesting that the temporary 15- minute take-out only parking space as mandated by the emergency order during COVID-19 be made permanent into a 15- minute take out only parking space.		x						3
7.21.	AP 5- 22	JINI FAIRLEY, ADA COORDINATOR, requesting an on- street accessible parking space at 827 Beacon Street to access several commercial businesses.			x					6
7.21. 22	TC 26- 22	PAUL LEVY, 59 Oxford Road, requesting a review of the Traffic and Parking Regulations (TPR) to determine if the following parking restriction remains necessary, and if so, to provide resident parking passes and or decals for those living on the street, and passes for visitors. Oxford Road (2) Two-hour limit, 8:00 a.m. to 6:00 p.m., east side from Paul Street southerly 800 feet to opposite Browning Road.			x					6
7.21. 22	TC 35- 22	DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting to discuss and potentially change the parking regulations on Oak Street near the Post Office and Indiana Terrace in Upper Falls.			x					5

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	TC	Description		A		as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
		ISAAC PRIZANT,								
		TRANSPORTATION ENGINEER,								
		requesting to review and approve								
		parking changes at the Oak Hill &								
		Brown Middle School traffic circle								
		as part of Safe Routes to School								
	тс	project efforts and correct TPR language reflecting 'STOP'								
7.21.	31-	controlled approaches to the traffic								
22	22	circle.			x					8
22	22	ADRIAN AYALA,			^					0
		TRANSPORTATION ENGINEER,								
		requesting to change the bus zone								
		and parking regulations on Pine								
		Street near the Burr School. Note								
	тс	that this item fixes an error in the								
7.21.	36-	TPR and makes no change in the								
22	22	field.			x					4
<u> </u>		ISAAC PRIZANT,		1						· ·
		TRANSPORTATION ENGINEER,								
	тс	requesting to add a stop sign at								
7.21.	37-	Hartford Street, northbound, at								
22	22	Lincoln Street.			x					6
		KELLEY FOLEY, 43 Carlton Road,								
		on behalf of Jesse Corey, 64 Oak								
		Cliff Road, requesting one of the								
		following possible changes at the								
		intersection of Carlton Road,								
		Nehoiden Road, and Alban Road in								
		Waban, to address challenges with								
		sight lines and intersection								
	ТС	geometry. 1. 3-way stop sign; 2. 4-								
9.15.	19-	way stop sign; 3.5-way stop sign;								
22	22	4. Full set of traffic lights.		X						5
		DAVID KOSES, TRANSPORTATION								
		COORDINATOR, on behalf of								
		abutting neighbors, requesting to								
		change the recently-updated								
		parking regulations on the west								
		side of Adams Street, between a								
		point 40 feet south of Clinton								
		Street and a point 50 feet north of								
	тс	Lincoln Road, from unrestricted parking to a two-hour limit, 7:00								
9.15.	41-	a.m. – 7:00 p.m., except Saturdays,								
9.15. 22	22	Sundays and Holidays.			x					1
		COUNCILOR NORTON, requesting			<u>^</u>					
		to review and potentially change								
	тс	the parking regulations on Dale								
9.15.	42-	Street to ensure access for								
22	22	emergency vehicles.			x					2
		JONATHAN LANDMAN, 17 Garner								-
		Street, requesting to add "no								
	тс	parking this side" signs on the								
9.15.	33-	south side of Garner Street to								
22	22	ensure emergency vehicle access.			Х					7
		energeney tomolo account	I	I	<u>  -                                   </u>	<u>l</u>	I	<u>I</u>	Į	

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	тс			A		as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
		JILL CHARNEY, 671 Grove Street,								
		requesting to review and assess a								
		change to the parking regulations								
	TC	on Grove Street between								
9.15.	43-	Washington Street and Colgate	v					v		
22	22	Road. ISAAC PRIZANT, CITY	X					X		4
		TRANSPORATION ENGINEER,								
		requesting to approve a "STOP"								
	тс	sign at the Upland Avenue								
9.15.	32-	southbound approach to Rachel								
22	22	Road.			X					8
		COUNCILORS DOWNS, ALBRIGHT,								
		LUCAS, NORTON, BOWMAN,								
		DANBERG AND NOEL, requesting								
	TC	a Safety Zone on Homer Street								
9.15.	40-	between Walnut Street and			N N					
22	22	Commonwealth Avenue.			X					2
		COUNCILORS DOWNS, BOWMAN, DANBERG AND NOEL requesting a								
		Safety Zone along the portion of on								
		Lake Avenue between Rogers								
	тс	Street and Beacon Street where the								
9.15.	39-	regulatory speed limit is above 15								
22	22	MPH.			x					6
		COUNCILOR DOWNS, requesting a								
	TC	Safety Zone on Watertown Street								
9.15.	38-	between Hawthorn Street and								
22	22	Faxon Street.			X					1
		DAVID KOSES, TRAFFIC COUNCIL								
9.15.	TC 46-	CHAIR, requesting to add a stop								
22	40- 22	sign at the end of Exeter Street at Berkeley Street.			x				x	3
22	22	ADRIAN AYALA, CITY			^				<b>^</b>	3
		TRANSPORTATION ENGINEER.								
		requesting to add a STOP sign to								
		the Waban Avenue southbound								
		approach to Waban Avenue.								
		(NOTE: This is at the intersection								
		of Waban/Nehoiden/Manitoba, but								
	TC	the stop sign will technically be on								
9.15.	44-	Waban Avenue, approaching								
22	22				X					5
		DAVID KOSES, TRAFFIC COUNCIL								
		CHAIR, requesting to add "no right on red" restrictions, in all								
		directions, at the intersection of								
	тс	Chestnut Street and Woodward								
9.15.	45-	Street.								
22	22				X					5
		ANN CAGGIANO, requesting an								
	AP	accessible parking space in front								
10.27	6-	of 432 Lowell Avenue.								
.22	22				X					2

	тс			N A		Approve				
Date	#	Description	Hold	N	Approve	as Amended	Deny	Trial	Appeal	Ward
		DAVID KOSES, TRAFFIC COUNCIL								
		CHAIR AND DEVANTE THORNTON,								
		PARKING MANAGER, requesting								
		to review and modify the parking in								
		and near the West Newton Village								
		Center along Watertown Street,								
		Washington Street, Waltham Street, Chestnut Street and Elm								
		Street. These changes may								
		include modification of the time								
10.27		limits at metered and unmetered								
.22		spaces, the addition of parking								
and	ТС	meters in areas which previously								
11.17	51-	were not metered, the addition of a								
.22	22	loading zone, and related changes.			X					3
		DAVID KOSES, TRAFFIC COUNCIL								
		CHAIR on behalf of Jayne Colino, Director of Senior Services,								
		requesting a temporary pick-up /								
		drop-off zone in front of the								
		Brigham House on Hartford Street								
		and in front of the Hyde								
		Community Center on Lincoln								
		Street, to help accommodate the								
10.07	TC	temporary relocation of services								
10.27	50-	during the reconstruction of the						v		
.22	22	Senior Center in Newtonville. DAVID KOSES, TRAFFIC COUNCIL	X					X		6
		CHAIR, requesting to discuss and								
		potentially change the parking								
	тс	regulations on Centre Street,								
10.27	49-	southbound, just north of Pearl								
.22	22	Street, to metered parking spaces.			X					1
		JASON SOBEL, DIRECTOR OF								
		TRANSPORATION OPERATIONS,								
		requesting that Traffic Council hold this item for a long-term trial of the								
		following to accommodate the								
		reconstruction of the Library								
		Parking Lot: Change the traffic flow								
		on Homer Street between								
		Commonwealth Avenue and								
		Walnut Street to allow for a one-								
		way circulation, change the								
		parking locations and regulations along this section of Homer Street								
		to include the creation of additional								
		parking, and, if needed, allow for								
		the creation of permit parking on								
		nearby residential streets for City								
		Hall and Library employees as well								
		as other related needs. After								
		construction is completed,								
	-	conditions will revert back unless								
10.27	TC 21-	subsequent items are docketed								2 and
.22	21-	and approved by Traffic Council for permanent changes.		x						and 6
.44		pormanent onangeo.	I					I	I	U

				N		Ammenue				
	тс			N A		Approve as				
Date	#	Description	Hold	N	Approve	Amended	Deny	Trial	Appeal	Ward
Date	π	ISAAC PRIZANT, TRAFFIC			Appiove	Amended	Delly	IIIai	Арреан	Valu
		ENGINEER, requesting to add a								
	тс	stop sign at the intersection of								1
10.27	48-	Winchester Road at East Side								and
.22	22	Parkway, westbound.			x					2
		TRAFFIC BUREAU CAPTAIN PAUL								
		ANASTASIA, DPW								
		COMMISSIONER JAMES								
		MCGONAGLE AND PLANNING								
		DIRECTOR BARNEY HEATH,								
		requesting temporary and								
		permanent changes in terms of the								
		location, duration, and pricing of								
		public parking spaces, location of								
		traffic signals, and changes to								
		traffic circulation within and								
		proximate to the Washington Street								
		corridor in West Newton, to include								
	-	abutting blocks of intersecting								
10.27	TC 51-	streets, in order to facilitate the								3
.22	18	reconstruction of the Washington Street corridor.			x					and
.22	10	COUNCILORS GREENBERG,			^					4
		LEARY, OLIVER, AND GILZA								
		SANTOS, requesting a discussion								
		with residents of Cook Street, the								
		section of Chapel Street south of								
		Watertown Street, and the block of								
		Green Street between Cook Street								
		and Chapel Street. The discussion								
		will focus on the advantages and								
		disadvantages of creating Phase 1								
		of a Nonantum Village Parking								
		District on these streets. A								
		Nonantum Village Parking District								
		would feature \$25/year parking								
		stickers along with free visitor								
		placards, available to residents of								
		these streets, which would								
		override new time limits, which would be posted, and which would								
		apply to all vehicles parked on								
		these streets. Depending on public								
		feedback, this docket item could be								
		used by Traffic Council, at a								
		subsequent meeting, to implement								
		this new Parking District. This item								
		may also include a discussion of								
		adding meters into the City's								
		Chapel Street and/or Adams Street								
		Public Parking Lots in Nonantum,								
		and converting the 3-hour parking								
	тс	spaces into a combination of short-								
11.17	52-	term and long-term metered								
.22	22	parking spaces.		Χ						1

				N		Approve				
Date	TC #	Description	Hold	A N	Annrovo	as Amondod	Dony	Trial	Annoal	Ward
Date	#	Description DAVID KOSES, TRAFFIC COUNCIL	Hold	IN	Approve	Amended	Deny	Trial	Appeal	vvaru
		CHAIR, requesting changes to the								
		parking regulations in the area of								
		Watertown Street near 687								
		Watertown Street, and possibly								
	-	abutting blocks, to prepare for the								
11.17	TC 57-	move of the Newton Early Childhood Program to 687								
.22	22	Watertown Street.	x							2
		SERGEANT WADE, requesting an								
	тс	extension of the No Parking								
11.17	53-	restriction on southbound Centre								
.22	22	Street, just north of Allerton Road.			X					6
		MARY TORNABENE, 372 Langley								
44 47	AP	Road, requesting an accessible								
11.17	7- 22	parking space in front of 372			x					6
.22	22	Langley Road. DAVID KOSES, TRAFFIC COUNCIL			^					0
		CHAIR, requesting a change to the								
		TPR for Elm Road, so that the								
		currently-posted and painted pick-								
	тс	up and drop-off zone could be								
12.15	60-	used instead as extension of the								
.22	22	bus zone.			X					2
		ISAAC PRIZANT,								
		TRANSPORTATION ENGINEER,								
40.45	TC	requesting a no turn on red								
12.15	59- 22	restriction at the corner of Lowell Avenue & Washington Street.			x					2
.22	22	JASON SOBEL, DIRECTOR OF			^					
		TRANSPORTATION OPERATIONS,								
		requesting to permanently close								
		the northbound block of Albemarle								
		Road to vehicular traffic, in both								
		directions, between Crafts Street								
		and North Street, except for								
		bicycles. This portion of Albemarle								
12.15	TC 58-	Road has been closed since								2
.22	22	September 2020 as part of an on- going Traffic Council trial.	x							and 3
		ISAAC PRIZANT,	<b>^</b>							
		TRANSPORTATION ENGINEER,								
		requesting to restrict U-Turns on								
	тс	Walnut Street between Newtonville								
12.15	54-	Avenue and Cabot Street through								
.22	22	the village center area.		X						2
		ISAAC PRIZANT,								
		TRANSPORTATION ENGINEER, requesting to add a stop sign at the								
	тс	T-approach from Wells Avenue								
12.15	55-	westbound to Wells Avenue north								
.22	22	and southbound.			x					8
		ISAAC PRIZANT,								
		TRANSPORTATION ENGINEER,								
	тс	requesting to add a yield sign at								
12.15	56-	the channelized right turn from								_
.22	22	Wells Ave WB to Wells Ave NB.	<u> </u>		X				<u> </u>	8

Date	тс #	Description	Hold	N A N	Approve	Approve as Amended	Deny	Trial	Appeal	Ward
	TC	DAVID KOSES, TRAFFIC COUNCIL CHAIR, requesting a long-term trial to address the additional parking demand along Lincoln Street and abutting streets in Newton Highlands, resulting from the								5
12.15	62-	temporary Senior Center								and
.22	22	relocation.	X					X		6

# **APPENDIX C: Administrative Changes Made to the TPR During 2022**

Ward	Street or Location	Administrative Change Made	Date
		The following stop sign has been posted since at least 2007, but was not	
	Elmhurst Rd &	included in the TPR: Elmhurst Road at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	
	Copley St &	included in the TPR: Copley Street at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	
	Waverley Ave &	included in the TPR: Waverley Avenue at Washington Street, northbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	40/01
	Hunnewell Circle &	included in the TPR: Hunnewell Circle at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	40/2/
4	Hunnewell Ave &	included in the TPR: Hunnewell Avenue at Washington Street, southbound.	10/3/
1	Washington Street	Staff administratively edited the TPR to add this stop sign.	2022
	Hibbard Rd &	The following stop sign has been posted since at least 2007, but was not included in the TPR: Hibbard Road at Washington Street, northbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
	washington Street	The following stop sign has been posted since at least 2007, but was not	2022
	Peabody St &	included in the TPR: Peabody Street at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
•	Mushington offeet	The following stop sign has been posted since at least 2007, but was not	2022
	Thornton St &	included in the TPR: Thornton Street at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
_		The following stop sign has been posted since at least 2007, but was not	
	Lenglen Rd &	included in the TPR: Lenglen Road at Washington Street, southbound. Staff	10/3/
1	Washington Street	administratively edited the TPR to add this stop sign.	2022
		Parking meters have been posted on the south side of Bowers Street since at	
		least 2007, but they are not included correctly in the TPR. Staff administratively	
		added these already-posted parking meters by editing the TPR to match	8/1/2
2	Bowers Street	existing conditions in the field.	022
		The following signs are currently posted in the field at Watertown St,	
		eastbound, onto Crafts St and on Crafts Street, southbound, onto Watertown	
	Watertown St at	Street: "No Turn on Red". However, these signs were not included in the TPR.	8/1/2
2	Crafts St	Staff administratively edited the TPR to match existing conditions in the field.	022
		The following location has been marked as "left lane must turn left" since at	
	Commonwealth	least 2012, but was not included in the TPR: Commonwealth Avenue, south	
	Avenue at Lowell	drive, eastbound, onto Lowell Avenue. Staff administratively edited the TPR to	8/1/2
2	Avenue	match existing conditions in the field.	022
	Homer Street at	The following location has been marked as "left lane must turn left" since at least 2007, but was not included in the TPR: Homer Street, northbound, onto	
	Commonwealth	Commonwealth Avenue, South Drive. Staff administratively edited the TPR to	8/1/2
2	Avenue	match existing conditions in the field.	022
2		The following location has been marked as "left lane must turn left" since at	022
	Lowell Avenue at	least 2011, but was not included in the TPR: Lowell Avenue, southbound, onto	
	Commonwealth	Commonwealth Avenue South Drive. Staff administratively edited the TPR to	8/1/2
2	Avenue	match existing conditions in the field.	022
		The following location has been marked as "left lane must turn left" since at	<b>-</b>
	Commonwealth	least 2007, but was not included in the TPR: Commonwealth Avenue at Walnut	
	Avenue at Walnut	Street, all directions. Staff administratively edited the TPR to match existing	8/1/2
2	Street	conditions in the field.	022
		The following location has been marked as "left lane must turn left" since at	
		least 2011, but was not included in the TPR: Walnut Street, southbound, onto	
	Walnut Street at	Cabot Street. Staff administratively edited the TPR to match existing conditions	8/1/2
2	Cabot Street	in the field.	022

Ward	Street or Location	Administrative Change Made	Date
		The following location has been marked as "left lane must turn left" since at	
2	Walnut Street at Elm Road	least 2007, but was not included in the TPR: Walnut St, NB, onto Elm Rd. Staff	8/1/2 022
2		administratively edited the TPR to match existing conditions in the field. The following location has been marked as "left lane must turn left" since at	022
		least 2011, but was not included in the TPR: Elm Road, eastbound, onto Walnut	
	Elm Road at	Street. Staff administratively edited the TPR to match existing conditions in the	8/1/2
2	Walnut Street	field.	022
		The following location has been marked as "right lane must turn right" since at	
		least 2011, but was not included in the TPR: Elm Road, eastbound, onto Walnut	
	Elm Road at	Street. Staff administratively edited the TPR to match existing conditions in the	8/1/2
2	Walnut Street	field. The following was added to Sec. TPR-98. Right lane must turn right: Walnut	022
	Walnut Street at	Street, northbound onto Watertown Street. Staff administratively edited the TPR	10/3/
2	Watertown Street	to match existing conditions in the field.	2022
_		The parking regulations were changed on Crafts Street, to allow for restriping	
		and the addition of a bicycle lane, as was approved by Traffic Council. The	
		TPR was updated to match existing field condition for the east side of Crafts	8/19/
2	Crafts Street	Street, just north and south of the intersection of California Street.	2022
		The following stop sign has been posted since at least 2007, but was not	10.01
3	Brooks Avenue &	included in the TPR: Brooks Avenue at Washington Street, southbound. Staff	10/3/ 2022
3	Washington Street Brookside Avenue	administratively edited the TPR to add this stop sign. The following stop sign has been posted since at least 2007, but was not	2022
	& Washington	included in the TPR: Brookside Avenue at Washington Street, southbound.	10/3/
3	Street	Staff administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	
	Walker St &	included in the TPR: Walker Street at Washington Street, southbound. Staff	10/3/
3	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	
	Parsons St &	included in the TPR: Parsons Street at Washington Street, southbound. Staff	10/3/
3	Washington Street	administratively edited the TPR to add this stop sign.	2022
	Cross St &	The following stop sign has been posted since at least 2007, but was not included in the TPR: Cross Street at Washington Street, southbound. Staff	10/3/
3	Washington Street	administratively edited the TPR to add this stop sign.	2022
•	Theorington offoot	The following stop sign has been posted since at least 2007, but was not	
	Armory St &	included in the TPR: Armory Street at Washington Street, southbound. Staff	10/3/
3	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following stop sign has been posted since at least 2007, but was not	
-	Myrtle St &	included in the TPR: Myrtle Street at Washington Street, northwestbound. Staff	10/3/
3	Washington Street	administratively edited the TPR to add this stop sign.	2022
		The following entry in the TPR was incorrect, and staff administratively removed it. Sec. TPR-97. Left lane must turn left. Hancock Street, crossing	
	Woodland Rd at	Woodland Road onto Hancock Street, 7:00 a.m. to 4:00 p.m., weekdays. Note	8/1/2
4	Hancock Street	this entry is correctly included in other sections of the TPR.	022
-		The following location has been marked as "left lane must turn left" since at	
		least 2007, but was not included in the TPR: Grove Street, northbound, into 267-	
	Grove Street at	287 Grove Street. Staff administratively edited the TPR to match existing	8/1/2
4	Riverside Center	conditions in the field.	022
	Washington Street	The following location has been marked as "left lane must turn left" since at	
	at Quinobecquin Road and Wales	least 2008, but was not included in the TPR: Washington Street, westbound, onto Quinobequin Road or Wales Street. Staff administratively edited the TPR	8/1/2
4	Street	to match existing conditions in the field.	022
	Stanton Ave north-	The following stop sign has been posted since at least 2007, but was not	
	ern intersection &	included in the TPR: Stanton Ave at Washington St, northwestbound (northern	10/3/
4	Washington Street	intersection). Staff administratively edited the TPR to add this stop sign.	2022
	Stanton Avenue	The following stop sign has been posted since at least 2007, but was not	
	southern	included in the TPR: Stanton Avenue at Washington Street, westbound	
	intersection &	(southern intersection). Staff administratively edited the TPR to add this stop	10/3/
4	Washington Street	sign.	2022

Ward	Street or Location	Administrative Change Made	Date
	Washington St at	The following entry in the TPR was incorrect, and staff administratively	
	Neshobe Rd / 2150	removed it: Sec. TPR-97. Left lane must turn left. Washington Street,	8/1/2
5	Washington St	westbound, onto Neshobe Road.	022
		The following location has been marked as "left lane must turn left" since at	
	Washington St at	least 2011, but was not included in the TPR: Washington Street, westbound,	0/4/0
5	Neshobe Rd / 2150 Washington Street	into Driveway of 2150 Washington Street. Staff administratively edited the TPR to match existing conditions in the field.	8/1/2 022
5	washington Street	Scribner's error in Sec TPR-208 (c) Waban Village Parking District was	9/1/2
5	Southwick Road	corrected for Southwick Road.	022
•		Scribner's error in Sec TPR-208 (c)Waban Village Parking District was corrected	9/1/2
5	Waban Avenue	for Waban Avenue.	022
		The following stop sign has been posted since at least 2012, but was not	
	I-95 Northbound &	included in the TPR: I-95 North, dedicated left turn lane at Washington Street,	10/3/
5	Washington Street	northwestbound. Staff administratively edited the TPR to add this stop sign.	2022
		The parking regulations on Wyman Street did not match the official parking	
		regulations in the TPR, which, in the TPR, included a one-hour metered parking	11/14
5	Wyman Street	zone. Staff updated the TPR to remove the reference to parking meters and to match the existing posted signage, which has not changed for many years.	/2022
5		The following signs have been posted on the west side of Crescent Avenue	
		between Pleasant Street and Beacon Street since at least 2007: "Parking	
		Prohibited". However, these signs were not included in the TPR. Staff	8/1/2
6	Crescent Avenue	administratively edited the TPR to match existing conditions in the field.	022
		Staff administratively made the following addition to the TPR, and the following	
		changes in the withing 50 feet of a midblock crosswalk, after waiting the	
		required 30-days after notifying City Councilors: Sec. TPR-219. Parking	
		prohibitions in areas that previously allowed parking., the following: The following parking spaces were removed in compliance with Sec. 19-166 (p):	
		Lincoln St, south side, within 25 feet of a marked crosswalk near 26 Lincoln St,	
		previously marked as meter #5029. Lincoln Street, north side, within 25 feet of a	8/1/2
6	Lincoln Street	marked crosswalk near 39A Lincoln Street, previously marked as meter #5011.	022
		The following location has been marked as "left lane must turn left" since at	
		least 2011, but was not included in the TPR: Walnut St at Beacon St, all	
•	Walnut Street at	directions. Staff administratively edited the TPR to match existing conditions in	8/1/2
6	Beacon Street	the field. The following location has been marked as "left lane must turn left" since at	022
		least 2007, but was not included in the TPR: Beacon Street at Centre Street,	
	Centre Street at	eastbound and westbound. Staff administratively edited the TPR to match	8/1/2
6	Beacon Street	existing conditions in the field.	022
		Parking at certain parking meters on Beacon Street in Newton Centre is not	
		permitted between 7 a.m. to 9 a.m. and/or 4 p.m. to 6 p.m., in order to allow for	
		an additional travel lane during these peak times. The TPR was updated	11/22
6	Beacon Street	administratively in order to make this restriction clearer.	/2022
		The following signs have been posted in the field on the north side of Chestnut Hill Terrace for several years: "No Parking". The following signs have been	
		posted on the south side of Chestnut Hill Terrace for several years: "No Parking	
	Chestnut Hill	8am-11am and 8pm-10pm". However, these signs were not included in the TPR.	8/1/2
7	Terrace	Staff administratively edited the TPR to match conditions in the field.	022
		The following signs have been posted on Old Orchard Road since at least 2009:	
		Parking Prohibited, 9:00 a.m. to 11:00 a.m.: a) North side, from Woodman Road	
		northerly 580 feet. b) South side, from Woodman Road northerly 610 feet.	
		However, the following regulations were in the TPR for Old Orchard Road:	
		Parking Prohibited, 9:00 a.m. to 11:00 p.m.: a) North side, from Woodman Road	9/4/2
7	Old Orchard Road	northerly 580 feet. b) South side, from Woodman Road northerly 610 feet. Staff administratively edited the TPR to match existing conditions in the field.	8/1/2 022
1		Parking has been allowed on the south side of the Carriageway, near Inna's	022
		Kitchen and Blacker's Bakeshop, and the TPR was updated to match current	
	Comm. Ave at	parking conditions. Parking has been allowed on the south side of the	8/19/
7	Irving St	Carriageway along this stretch since at least 2007.	2022

#8-23	

Ward	Street or Location	Administrative Change Made	Date
1, 2		The following speed limit is incorrect in Sec. TPR-84. Speed zones designated:	
and	Watertown Street	Watertown Street, westbound. Staff administratively edited the TPR to match	8/1/2
3	(all)	the speed limits as requested by Newton and as approved by MassDOT.	022
		The following was removed from Sec. TPR-98. Right lane must turn right:	
Un-		Walnut Street, northbound onto Walnut Street. There is no location in Newton	
kno		where motorists traveling northbound on Walnut Street must stay in the right	10/3/
wn	Walnut Street	lane in order to continue onto Walnut Street.	2022

### #525-22



Ruthanne Fuller Mayor

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### MEMORANDUM

Date:	January 12, 2023
From:	Barney Heath, Director, Planning and Development John Sisson, Economic Development Director
То:	Honorable Members of the Public Safety & Transportation Committee
CC:	Jen Caira, Andrew Lee, Linda Walsh, Manuela Familia, James McGonagle, Shawna Sullivan, Jason Sobel, David Koses, John Lojek, Jane Santosuosso
RE:	Codifying the City's outdoor dining policy for 2023

#### SUMMARY

In response to the Committee's discussion and request on December 7, 2022, City staff have drafted language to update Ordinance 12-70 regarding outdoor dining areas in the public way to codify Newton's existing outdoor dining program and extend it on a permanent basis.

A red-line version of the draft ordinance language is attached.

In 2022, outdoor dining in specified, protected on-street parking spaces was enabled through a temporary Traffic Council program and regulated by multiple City departments. That pilot program expired on January 2. The State emergency order enabling outdoor dining will expire on April 1.

The City needs to codify its regulations and provide ample time for businesses to secure permits and make other preparations—and for Public Works to arrange protective barriers—prior to the outdoor dining season opening on April 1. At the December 7 PS&T meeting, Council members spoke in support of amending the ordinance, urged haste, and expressed a preference for ordinance language to be ready for review in January.

Over the past eight weeks, City staff have been working to assess municipal regulation of outdoor dining programs and draft language to update City Ordinance Sec. 12-70. Staff will continue to study policy implementations and best practices and provide future recommendations to Council.

As part of the current effort to codify outdoor dining regulations, the Law Department identified the need to separately amend a portion of the Zoning Ordinance cross-referenced by Sec. 12-70, as detailed below. Because an amendment to the Zoning Ordinance requires additional weeks of time, City staff will be working with the Zoning & Planning Committee to propose a zoning amendment expeditiously. Below is the proposed schedule for advancing this issue, which underscores the need to move forward:

Jan. 2 – Traffic Council pilot program enabling outdoor dining expired.

Jan. 15 – City approval of ABCC extension-of-premises licenses.

Jan. 17 – City Council docket item on related zoning clarification.

Jan. 18 – PS&T discussion of amending Sect. 12-70 and potential vote.

Jan. 23 – Zoning & Planning Committee discussion and schedule public hearing.

Feb. 13 – Public hearing at Zoning & Planning meeting and potential vote.

Feb. 21 – Discussion and potential vote at City Council meeting.

Mar. 15 – End of 21-day appeal period.

Apr. 1 – Newton's outdoor dining season 2023 begins.

The State emergency order enabling outdoor dining expires.

#### **Additional Zoning Clarifications**

In addition to the proposed amendments discussed above, an amendment will also be necessary to the Zoning Ordinance to clarify that outdoor seating within the street will be treated the same as sidewalk seating in sections 5.1.4, 6.4.29, and 7.8.2.

Draft language for Sec. 12-70 follows.

#### ARTICLE VIII. PERMITS FOR CAFÉ FURNITURE ON SIDEWALKSIN THE PUBLIC WAY

Sec. 12-70. Permits for cafe furniture on sidewalksin the public way.

(a) The commissioner of health and human services (the "commissioner"), or <u>theirhis</u> designee, may grant revocable permits for the placement of certain cafe furniture upon designated areas of the public sidewalk. The commissioner shall consult with the fire, police, public works, inspectional services, and planning departments prior to granting or denying a permit under this section. Permits shall be issued in accordance with the following standards:

(1) Permits may only be granted to the proprietor of the business premises which immediately abuts the sidewalk area affected by the permit. All cafe furniture and trash receptacles must be removed at any time upon the request of the commissioner or <u>theirhis</u> designee when <u>theyhe</u> determines that the public convenience and welfare require such removal.

(2) Permits may allow for the placement of tables, chairs, benches, shade umbrellas, barriers and other appurtenances as may be approved or otherwise required by the commissioner or other department, in consultation with the commissioner. All such tables, chairs, benches, shade umbrellas and other appurtenances shall be temporarily placed upon the sidewalk surface and shall not be affixed thereto. Any shade umbrellas shall be fastened, weighted and otherwise secured while in use.

(3) The number, type and placement of such tables, chairs, benches, shade umbrellas, barriers and other appurtenances shall be subject to the approval of the commissioner, in consultation with other appropriate departments of the city, including fire, police, public works, inspectional services and planning departments, and in conformity with any applicable ordinances or general laws.

(4) Permits may only be granted in those circumstances where the commissioner, or <u>theirhis</u> designee, has determined that the placement of such cafe furniture would not interfere with adequate pedestrian passage upon the public sidewalk at the site, taking into account the flow and level of pedestrian traffic and the location of other fixtures upon the sidewalk including, but not limited to, utility poles, newspaper vending boxes and the like. In any event, a permit shall only be granted in circumstances where the placement of such cafe furniture would result in an unobstructed pedestrian passageway upon the public sidewalk of a minimum of four feet (4') in width.

(b) Notwithstanding anything to the contrary in Chapter 19 of the City of Newton Ordinances, the commissioner, or their designee, may grant revocable permits for the placement of certain café furniture upon designated municipal parking spaces in the public way, excluding municipal off-street parking areas. The commissioner shall consult with the fire, police, public works, inspectional services, and planning departments prior to granting or denying a permit under this section. Permits shall be issued in accordance with the following standards:

(1) Permits may only be granted to the proprietor of the business premises which immediately abuts the parking spaces in the public way affected by the permit. All café furniture, trash receptacles, barriers, and any other items in the area affected by the permit must be removed

at any time upon the request of the commissioner or their designee upon their determination that the public convenience and welfare require such removal.

(2) The commissioner, or their designee, may consider parking and other needs of abutting businesses prior to granting or denying a permit.

(3) Permits may allow for the placement of tables, chairs, benches, shade umbrellas, and other appurtenances as may be approved or otherwise required by the commissioner or other department, in consultation with the commissioner. All such tables, chairs, benches, shade umbrellas and other appurtenances shall be temporarily placed upon the surface and shall not be affixed thereto. Any shade umbrellas shall be fastened, weighted and otherwise secured while in use. Permits shall require the placement of protective barriers.

(4) The number, type and placement of such tables, chairs, benches, shade umbrellas, barriers and other appurtenances shall be subject to the approval of the commissioner, in consultation with other appropriate departments of the city, including fire, police, public works, inspectional services and planning departments, and in conformity with any applicable ordinances or general laws.

(5) Permits may only be granted in those circumstances where the commissioner, or their designee, has determined that the placement of such cafe furniture would not interfere with pedestrian and/or traffic safety.

(6) Permits shall only allow placement of items from April 1<sup>st</sup> to January 1<sup>st</sup>.

(cb) As a pre-condition of the issuance of any-such permit <u>under this section</u> the commissioner shall require the permitted party to indemnify, hold harmless and defend the city of Newton from any claims arising out of the permitted activity; and the commissioner shall require the permitted party to provide proof of adequate liability insurance and/or bond, in such form, amount, and with an insurance carrier or surety satisfactory to the commissioner for the performance by the permitted party of the requirements of the permit and this section.

(de) The term of each permit shall be one year and shall expire on December 31st unless renewed. The fee for each such annual permit for sidewalk café seating shall be one hundred dollars (\$100.00) for the initial issuance of the permit, and fifty dollars (\$50.00) for renewals thereafter. The fee for each such annual permit for parking space café seating shall be \$250.00 per parking space. Permits under this section are transferrable to a successor in interest upon the submission and approval of an application for transfer to the commissioner.

(ed) Upon receipt of each permit application the commissioner, or <u>theirhis</u> designee, shall consult with the fire, police, public works, inspectional services, and planning departments for their determinations that the placement of cafe furniture <u>and barriers</u>, as described in the application, would not violate existing zoning, safety and public health requirements. Approval of the fire, police, public works, inspectional services, and planning departments or the issuance of any permit by the commissioner, or his designee, under this section.

(<u>fe</u>) All applicants holding alcohol licenses pursuant to M.G.L. c. 138 who wish to serve alcohol to patrons at sidewalk café seating <u>or parking space café seating</u> under this section shall comply with c. 138 and the Rules and Regulations of the Board of License Commissioners.

(gf) Applicants shall be required to notify all owners of any property within three hundred feet of the proposed permitted area of the pending application, as well as the ward city councilors for the proposed permitted location. Pending the approval of a permit application, all applicants shall post a placard on the licensed premises notifying the public of the pending application. Such placard, provided by the department of health and human services, shall be readily visible to the public. Questions and comments regarding the pending application shall be directed to the commissioner of health and human services.

(hg) All permits granted pursuant hereto must include the following provisions:

(1) That the permitted party shall place exterior trash receptacles in the sidewalk area affected by the permit and, at its expense, properly dispose of the trash deposited therein.

(2) That the permitted party shall be responsible for the clean-up of trash and debris from the sidewalk aarea affected by the permit and the neighboring area within a radius of twenty-five feet (25') of the sidewalk area affected by the permit.

(<u>i</u>h) Notice of violation: The commissioner, or his designee, shall review all complaints concerning purported violations of the terms and conditions of any permit issued under this section. Prior to the imposition of any penalty, the commissioner shall provide reasonable notice to the permit holder of the violations of the terms of the permit<sub>7</sub> and provide the permit holder an opportunity to be heard during a public hearing on the matter.

(j4) Penalties: The commissioner shall have discretion to impose any penalty described herein, and as permitted by the General Laws or the ordinances of the city. The commissioner may impose a fine upon the permit holder, or revoke or suspend any permit granted pursuant to this section for any violation of the terms of such permit or the provisions of this section. Violations hereunder shall be subject to a fine of one hundred dollars (\$100.00) for each violation. Each day that a violation occurs shall constitute a separate offense. Where the non-criminal disposition of specified sections of this ordinance has been provided for in sections 17-22 and 17-23 of these ordinances, as amended, pursuant to the authority granted by M.G.L. c. 40 § 21D, said violation may be enforced in the manner provided in such statute. The civil penalty for each such violation is set forth in sections 17-23(b-d).

Cross reference - general fines, §17-21; civil fines, §17-23."

(kj) All permit holders shall comply with the requirements of the noise ordinance at § 20-13 as amended. The commissioner may impose limitations on the hours of operation for permit holders and conditions on the use of outdoor seating under this section, except upon those permit holders also licensed to sell alcohol pursuant to c. 138 who are subject to the procedures of c. 138 and the Rules and Regulations of the Board of License Commissioners.

( $\underline{l}$ k) The placement of any tables, chairs, shade umbrellas, barriers or other appurtenances upon the sidewalk <u>or within the public way</u> without prior approval hereunder shall be a violation of this ordinance and subject to penalty.

(<u>m</u>!) Regulatory Authority: The commissioner has the authority to promulgate rules and regulations necessary to implement and facilitate enforcement <u>and administration of</u> this section.

(<u>nm</u>) Enforcement: The health and human <u>s</u>ervices department, <u>department of public works</u>, inspectional services department, and police department shall have the authority to enforce the provisions of this section and permits granted hereunder.

(<u>on</u>) Severability: If any provision of this section is held to be invalid by a court of competent jurisdiction then such provision shall be considered separate and apart from the remaining provisions, which shall remain in full force and effect. (Ord. No. A-18, 04-01-13; Ord. No. C-1, 02-16-22)

#### Sec. 17-23. Enforcing persons and revised ordinances subject to civil fine.

(b) HEALTH AND HUMAN SERVICES DEPARTMENT: The commissioner of health and human services, and/or his or her designee, sanitary inspectors of the health and human services department, the chief of police and/or his or her designee, and the administrative director of the board of license commissioners and/or his or her designees shall be authorized to issue written notice of the following violations:

......<u>FINE</u>

Section 20-70. Café furniture on streets

( ) any offense......\$100.00