



## City Council Docket

January 18: Programs & Services, Public Safety &  
Transportation and Public Facilities

January 23: Finance and Zoning & Planning

January 24: Land Use

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Continued

**Tuesday, January 17, 2023**

7:45 p.m., Hybrid

To be reported on

**Monday, February 6, 2023**

The City Council will hold this meeting as a hybrid meeting in the City Hall Chambers on Monday, January 17, 2023, 7:45 pm. To view this meeting on Zoom use this link at the above date and time:

<https://us02web.zoom.us/j/81637499815>

One tap mobile

US: +13017158592, 816 3749 9815#

Land line

US: +1 301 715 8592

Meeting ID: 816 3749 9815

You may also:

1. Watch a live broadcast of the meeting on NewTV's government channel (Comcast 9, RCN 13, 614(HD), Verizon 33).
2. View a live stream on NewTV's Vimeo channel at: <https://vimeo.com/newtvgov>

### City of Newton

#### In City Council to be Accepted and Referred to Committees

##### Referred to Land Use Committee

###### ***Public Hearing to be Assigned for January 24, 2023***

**#21-23**

###### **Request to allow marijuana retailer at 131 Rumford Avenue**

SSG LEXINGTON NEWTON, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to amend special Permit #299-21 to replace the operator to Community Care Collective, Inc. at 131 Rumford Avenue, Ward 4, Auburndale, on land known as Section 41 Block 31 Lot 50, containing approximately 20,443 sq. ft. of land in a district zoned BUSINESS USE 2. Ref: Sec. 7.3.3, 7.4, 6.10.3.D, 4.4.1, 5.1.6.A, 5.1.6.B, 5.1.8.D.1, 5.1.13, 5.1.9.A, 5.1.10, 6.10.3.E.15 of the City of Newton Rev Zoning Ord, 2017.

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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: [jfairley@newtonma.gov](mailto:jfairley@newtonma.gov) or (617) 796-1253. The city's TTY/TDD direct line is: 617-796-1089. For the Telecommunications Relay Service (TRS), please dial 711.

***Public Hearing to be Assigned for January 24, 2023***

**#22-23 Request to exceed FAR and to allow a garage exceeding 700 square feet at 4 Garrison Street**

SUSAN AND ARNOLD SERVAIS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to demolish an existing attached single-car garage and construct a two-car garage with living space above at 4 Garrison Street, Ward 7, Chestnut Hill, on land known as Section 61 Block 11 Lot 08, containing approximately 9,780 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: 7.3.3, 7.4, 3.1.3, 3.1.9 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for January 24, 2023***

**#23-23 Request to amend Special Permit #289-18 at 697 Washington Street**

697 WASHINGTON STREET REALTY TRUST petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit #289-18 to update signage and on-site parking at 697 Washington Street, Newton, Ward 2, on land known as Section 23 Block 19 Lot 1B, containing approximately 16,678 sq. ft. of land in a district zoned BUSINESS 2. Ref: 7.3.3, 7.4, 5.2.13.A, 5.2.13.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

**Referred to Zoning & Planning Committee**

***Public Hearing to be Assigned for February 15, 2023***

**#477-22 Request for discussion regarding new MA Building Energy Codes**

COUNCILORS CROSSLEY, LEARY, ALBRIGHT, DANBERG, LIPOF, KELLEY, NORTON, LAREDO, BOWMAN, HUMPHREY, DOWNS, GREENBERG, WRIGHT, MALAKIE, MARKIEWICZ, AND GROSSMAN requesting discussion with the Sustainability Team and Planning Department about the new MA Building Energy Codes (Base code, Stretch code and Specialized code) which become effective beginning January 2023, and in particular to understand the specifics of the MA “Specialized code” which is optional, what it regulates beyond the Stretch code, and to consider adopting the Specialized code for Newton.

**#24-23 Reappointment of Laurie Malcom to the Newton Upper Falls Historic District Commission**

HER HONOR THE MAYOR reappointing Laurie Malcom, 95 Algonquin Road, Chestnut Hill as a member of the Newton Upper Falls Historic District Commission for a term of office to expire on December 24, 2025. (60 Days: 03/18/2023)

**Referred to Programs & Services Committee**

**#25-23 Appointment of Dr. Michael Richardson to the Parks and Recreation Commission**

HER HONOR THE MAYOR appointing Dr. Michael Richardson, 15 Cook Street, Newton as the Ward 1 member of the Parks and Recreation Commission for a term of office to expire on February 20, 2026. (60 Days: 03/18/2023)

- #26-23 Request to set Early Voting Hours for the March 14, 2023 Special Election**  
THE CITY CLERK requesting to set early voting hours for the March 14, 2023 Special Election on the following dates, location, and times recommended by the Election Commission: A total of Five days; Friday March 3rd, 2023 8:30a-5p, Saturday March 4th, 2023 11a-5p, Sunday March 5th, 2023 11a-5p, Monday March 6th, 2023 8:30a-5p, Tuesday March 7th, 2023 8:30a-5p at Newton City Hall, 1000 Commonwealth Avenue, Newton, MA 02459.
- #27-23 Request to move Ward 2, Precinct 3 Polling Location**  
THE CITY CLERK requesting that the Ward 2, Precinct 3 polling location, currently located at the Newton Senior Center at 345 Walnut Street be temporarily relocated to Cabot Elementary School on 229 Cabot Street as the Senior Center is being rebuilt.
- #28-23 Request to move Ward 3, Precinct 2 Polling Location**  
THE CITY CLERK requesting that the Ward 3, Precinct 2 polling location, currently located at the Peirce School at 170 Temple Street, be relocated to Temple Shalom, 175 Temple Street.

### Referred to Public Facilities Committee

***Public Hearing to be assigned for January 18, 2023***

- #29-23 Request for a grant of location in Elliot St, Boylston St, Circuit Ave, Josselyn Pl, Frances St, Charles St, and Margaret Rd**  
NATIONAL GRID petition for a grant of location to install and maintain gas main in Elliot St, Boylston St, Circuit Ave, Josselyn Pl, Frances St, Charles St, and Margaret Rd.  
 as follows:
- 1850' ± of 8" plastic main in Elliot St from the existing 10" main in Elliot St from the existing 24" in Boylston St to the new 6" in the intersection of Circuit Ave and Elliot St to replace 1840' ± of 10" cast iron and 10' ± of 8" cast iron.
  - 335' ± of 2" plastic main in to #978 Boylston St to replace 35' ± of 3" coated steel and 300' ± 4" coated steel.
  - 245' ± 4" plastic main in Josselyn Pl from the new 8" plastic in Elliot St to the end of main at #16 Josselyn Pl to replace 110' ± of 4" bare steel main and 135' ± of 4" cast iron.
  - 285' ± 4" plastic main in Frances St from the new 8" plastic in Elliot St to the end of main at #22 Frances St to replace 220' ± LP cast iron and 65' ± of 6" plastic.
  - 50' ± 4" plastic stub in Charles St from the new 6" plastic. Cast iron in Elliot St. (cut and cap the existing 6" cast iron in Charles St)
  - 50" ± 2" plastic main in the intersection of Pattern Circle and Countryside Road to replace 35" ± of 6" coated steel main
  - 275" ± 4" plastic stub in the intersection of Elliot St and Margaret Rd from the new 8" plastic in Elliot St.

- #30-23**      **Reappointment of Peter J. Barrer to the Design Review Committee**  
PRESIDENT ALBRIGHT reappointing Peter J, Barrer, 60 Endicott St, Newton 02459 to the Design Review Committee for a term of office to expire December 31, 2023. (60 days: 3/10/23)

**Referred to Finance Committee**

- #31-23**      **Requesting a discussion regarding delinquent property tax policy and procedure**  
COUNCILORS GENTILE, LAREDO, MALAKIE, and RYAN request a discussion with the City Treasurer regarding current policies and procedures designed to collect delinquent property tax payments and to further discuss possible new policies and procedures to help collect these delinquent accounts.

*The following items were late filed and require a Suspension of the Rules to be Referred to Committee:*

**Referred to Zoning & Planning Committee**

- #32-23**      **Request for amendment to Sections 5.1.4, 6.4.29, and 7.8.2**  
HER HONOR THE MAYOR requesting amendments to Sections 5.1.4, 6.4.29, and 7.8.2 to make on-street dining permanent.