

REPORTS DOCKET

June 22: Land Use
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Monday, June 21, 2010
7:45 PM, Newton City Hall
To be reported on
Monday, July 12, 2010

CITY OF NEWTON

IN BOARD OF ALDERMEN

UNFINISHED BOARD BUSINESS

Item Chartered by Ald. Harney on 6/21/10:

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#87-09 ALD. SANGIOLO, BRANDEL, FREEDMAN AND HESS-MAHAN requesting a Home Rule Petition to allow the City of Newton to require elected officials to contribute a higher percentage rate for health insurance benefits than is required for other employee groups. [03-10-09 @ 9:17 AM]
PROGRAM & SERVICES APPROVED 5-1-1 (Baker opposed; Merrill abstaining; Parker not voting) on 4/15/09
FINANCE APPROVED AS AMENDED 6-0 on 6/14/10

REFERRED TO LAND USE COMMITTEE

Tuesday, June 22, 2010

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

Public Hearings were held on the following petitions:

#122-10 HOSSEIN VAHEDI TRUSTEE 33-35 HIGHLAND AVENUE REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and EXTENSION of NONCONFORMING STRUCTURE/USE to AMEND special permit/site plan #127-87(2) to relocate two parking spaces, to waive minimum parking stall dimensions, to allow parking in the setback, and to decrease the legally conforming minimum open space at 35 HIGHLAND AVENUE. Ward 2, NEWTONVILLE, on land known as Sec 24, Blk 9, Lot 28 containing approx 8,133 square feet of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(a)(2)(b), 30-21(b), 30-19(h)(1), 30-19(m) of the City of Newton Rev Zoning Ord, 2007.
HEARING CONTINUED FROM MAY 18; ITEM WITHDRAWN WITHOUT PREJUDICE 7-0

#140-10 ANOTHER CAFÉ FIORELLA, INC./MICHAEL J. PENTA, SUSAN SGARZI PENTA & ANGELO D. PAOLINI, TRUSTEES OF THE SMC TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL/EXTENSION OF NONCONFORMING USE to expand an existing restaurant from 64 to 114 seats and to waive the side setback requirement for a parking facility of greater than five stalls at 187 NORTH STREET, Ward 3, on land known as Sec 21, Blk 12, Lot 10, containing approx 24,108 sq ft of land in a district zoned MANUFACTURING. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(h)(1), 30-19(m) of the City of Newton Rev Zoning Ord, 2007.

HEARING CLOSED

#282-06(2) CLEAR WIRELESS, LLC. /HAMMOND POND TRUST petition to AMEND Special Permit/Site Plan Approval #282-06(2), granted on 11/6/06 for the installation of wireless communication equipment, in order to replace one panel antenna and to add two panel and two dish antennas at 20 HAMMOND POND PARKWAY, Ward 7, CHESTNUT HILL, on land also known as Sec 82, 2, 21A1, containing approximately 175,950 sq ft of land in a district zoned MULTI RESIDENCE 3. Ref: Sec. 30-24, 30-23, and 30-18A(e)(6) of the City of Newton Rev Zoning Ord, 2007.

HEARING CLOSED; ITEM APPROVED 7-0

#19-98(2) CLEAR WIRELESS, LLC./LASELL COLLEGE petition to AMEND Special Permit/Site Plan Approval #19-98, granted on 3/16/98 for wireless telecommunication equipment, in order to replace three panel antennas and to add two dish antennas at 216 WOODLAND ROAD, Ward 4, AUBURNDALE, on land also known as Sec 43, Blk 10, Lot 9, containing approx 282,705 sq ft of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 30-24, 30-23, 30-18A(e)(6) of the City of Newton Rev. Zoning Ord, 2007.

HEARING CLOSED; ITEM APPROVED 7-0

REFERRED TO ZONING & PLANNING COMMITTEE

Monday, June 28, 2010

Present: Ald. Johnson (Chairman), Sangiolo, Baker and Yates; absent: Ald. Lappin, Lennon, Shapiro and Swiston; also present: Ald. Fischman

#142-09(3) ZONING & PLANNING COMMITTEE proposing that subsection 30-15(u) of Chapter 30 relative to floor area ratio, as established by Ordinance Z-51, dated August 10, 2009, be amended by extending the provisions of paragraph nos. 1. 2. and 3. from July 30, 2010 to October 31, 2010. [05/11/10 @ 10:10 AM]

HEARING CLOSED; APPROVED AS AMENDED 4-0 TO 12/31/10

#93-10 ALD. JOHNSON AND SANGIOLO requesting revision of **Section 30-27** of the City of Newton Ordinances governing membership of the Zoning Board of Appeals by providing selection criteria guidance and process so that the level of expertise in related areas, or the equivalent combination of experience and/or education is present in order to enhance the ability of the Board to increase its level of service to Newton. [03/26/10 @ 12:31 PM]

HEARING CLOSED; HELD 4-0

#152-10 ALD. BAKER, FULLER, SCHNIFFER, SHAPIRO, FISCHMAN, YATES AND DANBERG recommending discussion of possible amendments to **Section 30-19** of the City of Newton Ordinances to clarify parking requirements applicable to colleges and universities. [06/01/10 @ 4:19 PM]

HELD 4-0

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

#184-10 HIS HONOR THE MAYOR requesting authorization to eliminate the part time Chief Zoning Code Official and the part time Principal Planner positions (19 hours each) and to create a full time (37.5 hours) Chief Zoning Code Official position, which salary will be absorbed in the existing FY2011 Planning Department budget, although there may need to be additional funding for benefits. [6/14/10 @ 6:20PM]

APPROVED 3-0-1 (Sangiolo abstaining)

FINANCE TO MEET 7/12/10

REFERRED TO PROGRAMS & SERVICES COMMITTEE

Wednesday, June 23, 2010

Present: Ald. Sangiolo (Chairman), Baker, Hess-Mahan, Blazar, Linsky, Merrill and Fischman; absent: Ald. Rice

#186-10 PRESIDENT LENNON recommending the re-appointment of ROBERT GERST, 51 Claremont Street, Newton, as an Aldermanic appointee to the COMMUNITY EDUCATION COMMITTEE for a term to expire 12/31/11. (60 days 8/20/11) [06/11/10 @ 2:31 PM]

APPROVED 6-0 (Fischman not voting)

#187-10 PRESIDENT LENNON recommending the appointment of PHILIP J. STONER, 31 Colgate Road, Newton Lower Falls, as an Aldermanic appointee to the BIOSAFETY COMMITTEE for a term to expire 12/31/12. (60 days 8/20/11) [06/11/10 @ 2:31 PM]

APPROVED 7-0

- #188-10 PRESIDENT LENNON recommending the appointment of SHAWN FITZGIBBONS, 300 Homer Street, Newton Centre, as an Aldermanic appointee to the NEWTON CHILD CARE COMMISSION for a term to expire 12/31/11. (60 days 8/20/11) [06/11/10 @2:31 PM]
APPROVED 7-0
- #203-10 PRESIDENT LENNON recommending the appointment of ALISON GLASTEIN, 121 Carver Rd., Newton, as an Aldermanic appointee to the NEWTON CHILD CARE COMMISSION for a term to expire 12/31/11. (60 days 8/20/11) [06/11/10 @2:31 PM]
APPROVED 7-0
- #394-09 ALD. BAKER requesting clarification of the Rules of the Board regarding referrals to Committee of appeals of decisions of the Traffic Council. [11/30/09 @ 9:34 AM]
A. APPROVED 7-0
B. APPROVED AS AMENDED 4-3 (Baker, Hess-Mahan, Blazar opposed)
- #95-09(2) PROGRAMS & SERVICE COMMITTEE requesting establishment of an Advisory Committee to review processes of the Board of Aldermen and report recommended efficiency improvements to the Board of Aldermen. Members of the Advisory Committee shall be appointed by the Chairman and Vice Chairman of the Programs & Services Committee and the President of the Board. [11/16/09 @ 3:59 PM]
HELD 6-0 (Sangiolo not voting)

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

Wednesday, June 23, 2010

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

- #162-10 HIS HONOR THE MAYOR appointing LT. HUGH DOWNING, 60 Crescent Avenue, Newton as Civil Defense Director. [06/01/10 @ 5:19 PM]
APPROVED 5-0
- #126-10(A)&(B) BOSTON COACH TRANSPORTATION request for annual renewal of the Boston College Bus Licenses. There are no changes proposed to last year's licenses. [04/22/10 @ 10:15AM]
APPROVED 5-0
- #189-10 POLICE DEPARTMENT submitting reports of semi-annual taxi license/public auto inspections for review. [06/14/10 @2:43 PM]
APPROVED 5-0

- #190-10 TAREK ALI, 24 Auburn Street, Saugus, MA 01906, requesting one (1) new bus license for METRO WEST SHUTTLE, INC. [06/08/10 @9:33 AM]
APPROVED 5-0, SUBJECT TO 2ND CALL
- #160-10 PLANNING DEPARTMENT and 128 Business Council requesting a discussion of proposed new shuttle to serve portions of Waltham and Newton. [05/14/10 @ 10:42AM]
HELD 5-0
- #161-10 PLANNING DEPARTMENT and 128 Business Council seeking renewal of the Needham Shuttle Bus License. [05/24/10 @ 3:02 PM]
APPROVED 5-0