



## City Council Docket

March 21: Land Use  
March 22: Programs & Services, Public Facilities  
and Public Safety & Transportation  
March 27: Zoning & Planning and Finance  
March 29: Zoning & Planning

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Continued

**Monday, March 20, 2023**

7:45 p.m., Hybrid

To be reported on

**Monday, April 3, 2023**

The City Council will hold this meeting as a hybrid meeting in the City Hall Chambers on Monday, March 20, 2023, 7:45 pm. To view this meeting on Zoom use this link at the above date and time:

<https://us02web.zoom.us/j/89053801368>

One tap mobile

US: +13017158592, 890 5380 1368#

Land line

US: +1 301 715 8592

Meeting ID: 890 5380 1368

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

**#88-23**

**Request for an extension of time for Special Permit #55-21 at 12 Cochituate Road**

ALAN TAYLOR petition for an EXTENSION OF TIME to March 15, 2024 to EXERCISE Special Permit #55-21 to further extend the nonconforming FAR by constructing a second story addition within the existing footprint at 12 Cochituate Road, Ward 6, Newton Highlands, on land known as Section 54 Block 31 Lot 02, containing approximately 7,650 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2, 7.8.2.2 of Chapter 30 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 April 4, 2023*****#89-23 Request to exceed FAR at 49 Lenox Street**

JOHN AND KYLIE MILLS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to raise the ridgeline and increase the roof pitch and construct two-story additions to both sides of the dwelling at 49 Lenox Street, Ward 3, West Newton, on land known as Section 32 Block 47 Lot 08, containing approximately 9,738 sq. ft. of land in a district zoned SINGLE 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 April 4, 2023*****#90-23 Request to further extend nonconforming FAR at 6 Ferncroft Road**

KEN KREFT AND REGINA KOZIYEVSKAYA petition for SPECIAL PERMIT/SITE PLAN APPROVAL to construct additions to the front and rear of the dwelling which will further extend the nonconforming FAR at 6 Ferncroft Road, Ward 5, Waban, on land known as Section 53 Block 08 Lot 11, containing approximately 11,808 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec. 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2, of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for April 4, 2023*****#91-23 Request to amend Special Permit #178-15 to allow for construction of dormers which will further increase nonconforming FAR at 12 Lake Terrace**

JOSEPH AND KELLY ROGERS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit #178-15 to allow for construction of two Nantucket style dormers at 12 Lake Terrace, Newton Centre, Ward 6, on land known as Section 62 Block 01 Lot 08, containing approximately 14,628 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 3.1.3, 3.1.9, 7.8.2.C.2 of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

***Public Hearing to be Assigned for April 4, 2023*****#92-23 Request to amend Special Permit #480-18 to allow a retaining wall exceeding four feet in height in a setback at 44 Ballard Street**

MELISSA FANG AND ANDREW HARGENS petition for SPECIAL PERMIT/SITE PLAN APPROVAL to amend Special Permit #480-18 to allow a series of previously constructed retaining walls at 44 Ballard Street, Newton Centre, Ward 7, on land known as Section 73 Block 31 Lot 11, containing approximately 16,633 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: 7.3.3, 7.4, 5.4.2.B of Chapter 30 of the City of Newton Rev Zoning Ord, 2017.

**Referred to Zoning & Planning Committee****#93-23 Request for authorization to submit FY2024 Annual Action Plan**

HER HONOR THE MAYOR requesting City Council authorization, pursuant to the 2020 Revised Citizen Participation Plan, to submit the FY2024 Annual Action Plan to the US Department of Housing and Urban Development (HUD) for the City of Newton Community Development Block Grant (CDBG) and Emergency Solution Grant (ESG) funds and the West Metro HOME Consortium.

- #94-23 Discussion and possible ordinance requiring electrification of all new construction and substantial renovations**  
COUNCILORS CROSSLEY, LIPOF, DOWNS, HUMPHREY, LAREDO, NORTON, MALAKIE, BOWMAN, DANBERG, WRIGHT, RYAN, LEARY, ALBRIGHT, GREENBERG, KELLEY, OLIVER, AND MARKIEWICZ requesting an update and discussion with the Sustainability Director on the requirements under the Ten Communities program, that would allow Newton to require electrification of all new construction and substantial renovations, and to consider adopting such an ordinance.
- #95-23 Reappointment of William Winkler to the Urban Design Commission**  
HER HONOR THE MAYOR reappointing William Winkler, 48 Holman Road, Newton as a member of the Urban Design Commission for a term of office to expire on June 1, 2026. (60 days: 05/19/2023)
- #96-23 Reappointment of James Doolin to the Urban Design Commission**  
HER HONOR THE MAYOR reappointing James Doolin, 104 Fairway Drive, Newton as a member of the Urban Design Commission for a term of office to expire on March 1, 2026. (60 days: 05/19/2023)
- Referred to Programs & Services Committee**
- #97-23 Reappointment of Susan Lunin to the Conservation Commission**  
HER HONOR THE MAYOR reappointing Susan Lunin, 22 Shaw Street, Newton as a member of the Conservation Commission for a term of office to expire on May 31, 2026. (60 days: 05/19/2023)
- #98-23 Reappointment of Jeffrey Zabel to the Conservation Commission**  
HER HONOR THE MAYOR reappointing Jeffrey Zabel, 54 Oak Avenue, Newton as a member of the Conservation Commission for a term of office to expire on May 31, 2026. (60 days: 05/19/2023)
- #99-23 Reappointment of Elizabeth Wilkinson to the Urban Tree Commission**  
HER HONOR THE MAYOR reappointing Elizabeth Wilkinson, 14 Trowbridge Street, Newton as a member of the Urban Tree Commission for a term of office to expire on May 1, 2026. (60 days: 05/19/2023)
- #100-23 Appointment of James Cote to the Licensing Board**  
HER HONOR THE MAYOR appointing James Cote, 934 Watertown Street, West Newton as a member of the Licensing Board for a term of office to expire on June 3, 2024. (60 days: 05/19/2023)
- #101-23 Appointment of Harry Meade to the Biosafety Committee**  
HER HONOR THE MAYOR appointing Harry Meade, 62 Grasmere Street, Newton as a member of the Biosafety Committee for a term of office to expire on April 18, 2025. (60 days: 05/19/2023)

**#102-23 Appointment of Bill Dain to the Human Rights Commission**  
HER HONOR THE MAYOR appointing Bill Dain, 199 Harvard Circle, Newton as a member of the Human Rights Commission for a term of office to expire on March 6, 2026. (60 days: 05/19/2023)

**#103-23 Appointment of Maureen Sullivan to the Human Rights Commission**  
HER HONOR THE MAYOR appointing Maureen Sullivan, 23 High Street, Newton as a member of the Human Rights Commission for a term of office to expire on March 6, 2026. (60 days: 05/19/2023)

**Referred to Programs & Services and Public Facilities Committees**

**#104-23 Requesting update regarding Gath pool design**  
COUNCILORS ALBRIGHT, KRINTZMAN, KELLEY, AND LEARY requesting an update from Commissioner Banks regarding the Gath pool design.

**Referred to Public Facilities Committee**

**#105-23 Reappointment of Halina Brown to the Citizens Commission on Energy**  
HER HONOR THE MAYOR reappointing Halina Brown, 56 Cloverdale Rd, Newton to the Citizens Commission on Energy for a term of office to expire April 15, 2026. (60 days: 05/19/23)

**Referred to Finance Committee**

**#106-23 Appropriate \$244,821.31 for Homeless Student Transportation**  
HER HONOR THE MAYOR requesting authorization to appropriate and expend the sum of two hundred forty four thousand eight hundred twenty one dollars and thirty one cents (\$244,821.31) from June 30, 2022 Certified Free Cash to Newton Public Schools for homeless student transportation.

**#107-23 Request to transfer \$125,000 to Human Resources Department Consultants**  
HER HONOR THE MAYOR requesting authorization to transfer the sum of one hundred twenty five thousand dollars (\$125,000) from Account # 01109520-511001 Human Resources Department Full Time Salaries to Account # 0110952-530100 Human Resources Full Time Consultants.

**#108-23 Requesting a discussion regarding the Rainy-Day Fund Investment Strategy**  
COUNCILORS GENTILE, GROSSMAN, KALIS, LAREDO, AND LIPOF requesting a discussion with the administration, specifically the Treasurer, to understand the City's rainy day fund investment strategy and how rainy-day fund investment decisions are made.

**Referred to Public Safety & Transportation and Finance Committees**

**#109-23**

**Request to transfer \$450,000 to Traffic Safety – Regular Salaries**

HER HONOR THE MAYOR requesting authorization to transfer the sum of four hundred fifty thousand dollars (\$450,000) to Account # 0120102-511001 Traffic Safety – Regular Salaries to fulfil the City of Newton’s two 3-year agreements with AFSCME 2913 spanning FY2019-2021 and FY2022-2024.

**Referred to Programs & Services and Finance Committees**

**#110-23**

**Request to transfer \$150,000 from Law Department Full Time Salaries**

HER HONOR THE MAYOR requesting authorization to transfer the sum of one hundred fifty thousand (\$150,000) from Account #0110851-511001 Law Department Full Time Salaries to Account #0110851-530900 Law Department Legal Services to retain outside counsel to continue the work of Deputy City Solicitor Jeffrey Honig.