

## DOCKET

Sept 22: Land Use Continued  
Sept 23: Programs & Services; Public Safety & Transportation; Public Facilities Page 192  
Sept 29: Post Audit; Community Preservation Monday, September 21, 2009  
Sept. 30: Finance Newton City Hall  
To be reported on  
**Monday, October 5, 2009**

### CITY OF NEWTON

#### IN BOARD OF ALDERMEN

- I. Communications from His Honor the Mayor and other City Boards, Agencies, and Commissions.

#### REFERRED TO LAND USE COMMITTEE

##### ***Public Hearings to be assigned for October 20, 2009:***

- #172-98(2) WALCOTT CORPORATION petition to amend SPECIAL PERMIT/SITE PLAN APPROVAL #172-98 by increasing the number of seats in an existing restaurant from 74 to 100 seats and to waive ten additional parking spaces at 118 NEEDHAM STREET, Ward 5, NEWTON UPPER FALLS, on land known as Sec 83, Blk 12, Lots 3, 4, 5, and 6, in a district zoned MIXED USE 2. Ref: 30-24, 30-23, 30-13(e)(12), 30-19(c)(2), 30-19(d), 30-19(m) of the City of Newton Rev Zoning Ord, 2007 and special permit #172-98)
- #272-09 HERRICK ROAD REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to erect at 39 HERRICK ROAD, Ward 6, NEWTON CENTRE (Lot 7) a 3-story mixed-use building containing 4 dwelling units and ground floor commercial space with a 75-seat restaurant, with underground parking and associated parking waivers (allow 1¼ parking spaces per housing unit; allow off-street parking facilities to be located on a separate lot; waive 9 parking spaces; waive 3 bicycle parking spaces; allow frontage to be measured along a public footway) and to construct a retaining wall greater than 4 feet within the rear/side setbacks and waive 18 existing parking spaces on Lot 7 Herrick Road, on land known as Sec 61, Blk 35, Lots 6 and 7, in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-19(d)(2), (8), (9), 30-19(f)(1), (2), 30-19(k), 30-19(m), 30-15(b)(2), 30-15 Table 3, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.

- #273-09 YOUNG INVESTMENTS, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL and EXTENSION OF A NON-CONFORMING STRUCTURE to demolish an existing single-family dwelling and replace it with four attached dwelling units with associated parking waivers (handicapped stall; width of maneuvering aisle, driveway width) and construct a retaining wall greater than 4 feet within the side setback at 244 CALIFORNIA STREET, Ward 1, NONANTUM, on land known as Sec 11, Blk 8, Lot 6, containing approx 7,200 sf of land in a district zoned BUSINESS 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(h)(2)c), 30-19(h)(3), (4)(a), 30-19(m), 30-15 Table 3, 30-11(d)(8), 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

Re-Appointment by His Honor the Mayor

- #274-09 HARRY LOHR, 157 Cherry St., West Newton, re-appointed as a Trustee of the NEWTON HISTORY MUSEUM AT THE JACKSON HOMESTEAD for a term to expire on February 1, 2012. (60 days: 11/20/09) [09/8/09 @ 1:10 PM]

Re-Appointment by His Honor the Mayor

- #275-09 ROBERT STAULO, 1157 Walnut St., Newton Highlands, re-appointed as a Member of the NEWTON YOUTH COMMISSION for a term to expire on September 15, 2012. (60 days: 11/20/09) [09/03/09 @ 2:33 PM]

Re-Appointment by His Honor the Mayor

- #276-09 TERENCE SACK, 64 Dorcar Rd., Newton Centre, re-appointed as a Member of the NEWTON YOUTH COMMISSION for a term to expire on September 15, 2012. (60 days: 11/20/09) [09/03/09 @ 2:33 PM]

Re-Appointment by His Honor the Mayor

- #277-09 JOSEPH DeVITO, 457 Wolcott St., Auburndale, re-appointed as a Member of the NEWTON YOUTH COMMISSION for a term to expire on September 15, 2012. (60 days: 11/20/09) [09/09/09 @ 12:46 PM]

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

- #278-09 ALD. BAKER AND DANBERG requesting discussion of possible modifications in the parking ordinances or regulations of the City regarding parking controls that can authorize the traffic engineer to impose temporary regulations to encourage safer passage and intersection visibility in less than emergency conditions, but while more durable restrictions are considered. [09/15/09 @ 4:22 PM]

#279-09 ALD BAKER AND DANBERG requesting discussion of ways to respond to long-term parking in neighborhoods from April 15 through the summer to November 15. [09/15/09 @ 4:23 PM]

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

**Public Hearing to be assigned for October 7, 2009:**

#280-09 20 DRUMLIN ROAD REALTY TRUST petitioning for a common sewer main to be constructed in DRUMLIN ROAD from the existing sewer manhole in Drumlin Road 140' ± in a northeasterly direction to a proposed manhole in Drumlin Road. (Ward 8) [09-09-09 @ 3:28 pm]  
**PETITIONER TO PAY ENTIRE COST**

**Public Hearing to be assigned for October 7, 2009:**

#281-09 VERIZON COMMUNICATIONS petitioning for a grant of location to install and maintain 1068' ± of 1<sup>3/4</sup>" micro duct and hand holes in the south side of BIGELOW ROAD from Pole #75 northerly and thence northeasterly on ESTABROOK ROAD to five new hand holes (24" x 36") which will be located in front of 120 Bigelow Road, 9, 10, 19 and 24 Estabrook Road to provide new FIOS service.

**Public Hearing to be assigned for October 7, 2009:**

#282-09 VERIZON COMMUNICATIONS petitioning for a grant of location to install and maintain 800' ± of 1<sup>3/4</sup>" micro duct and hand holes in the south side of ALDERWOOD ROAD to four new hand holes (24" x 36") which will be located in front of 19, 20, 33 and 34 Alderwood Road to provide new FIOS service.

**Public Hearing to be assigned for October 7, 2009:**

#283-09 VERIZON COMMUNICATIONS petitioning for a grant of location to install and maintain 595' ± of 1<sup>3/4</sup>" micro duct and hand holes in the south side of MONADNOCK ROAD to four new hand holes (24" x 36") to be located in front of 106, 112, 121 and 129 Monadnock Road and also on the northerly side of HAMMOND STREET from existing Pole 14 place 1436' ± of 1<sup>3/4</sup>" micro duct southerly onto TUDOR ROAD and thence turning westerly onto MONADNOCK ROAD to five new hand holes (24" x 36") which will be located at front of 11 and 27 Tudor Road and in front of 137, 150 and 155 Monadnock road to provide new FIOS service.

#284-09 COMMISSIONER OF PUBLIC WORKS requesting Board of Aldermen approval to remove the traffic island at the intersection of Walnut Street and Hull Street and to construct associated traffic safety improvements at this location in accordance with Condition #4 of Board Order #224-06. [09-15-09 @ 4:54 PM]

**REFERRED TO FINANCE COMMITTEE**

Re-appointment by His Honor the Mayor

#285-09 EDWARD GOURDEAU, JR., 18 Dalby Street, Newton, re-appointed as a Constable for a term to expire November 1, 2012. [09/08/09 @ 9:20 AM]

#286-09 HIS HONOR THE MAYOR requesting authorization to appropriate and expend fifteen thousand dollars (\$15,000) from Budget Reserve for the purpose of supplementing the Newton Library Overtime accounts. [09/15/09 @ 3:08 PM]

#287-09 COMMUNITY PRESERVATION COMMITTEE requesting to correct an error of fourteen thousand three hundred two dollars (\$14,302) from part-time staff to general reserve in the program's published budget for FY10. [09/09/09 @ 1:45 PM]

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#288-09 HIS HONOR THE MAYOR requesting to appropriate and expend one million four hundred thousand dollars (\$1,400,000) from bonded indebtedness for the purpose of funding the installation of four modular classrooms at the Oak Hill Middle School and for design work for modulars at the Day Middle School. [09/15/09 @ 1:28 PM]

**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

#289-09 ALD. PARKER requesting development of a property tax rebate program for households that opt for smaller trash containers. [09/08/09 @ 10:57 AM]

**REFERRED TO THE COMMITTEE ON COMMUNITY PRESERVATION**

Appointment by His Honor the Mayor

#290-09 JOEL FEINERG, 121 Eastbourne Road, Newton Centre, appointed as a Member of the COMMUNITY PRESERVATION COMMITTEE for a term to expire on August 1, 2012. (60 days: 11/20/09) [09/10/09 @ 4:17 PM]