

## DOCKET

July 13: Land Use; Zoning & Planning  
July 14: Programs & Services; Public Facilities

Continued  
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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

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

#### REFERRED TO LAND USE COMMITTEE

- #173-10 PRESIDENT LENNON recommending the appointment of R. LISLE BAKER as the aldermanic representative to the BOSTON COLLEGE NEIGHBORHOOD COUNCIL for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #174-10 PRESIDENT LENNON recommending the re-appointment of STEPHEN BART, 26 Rochester Road, as the Boston College Law School Campus neighborhood appointee to the BOSTON COLLEGE NEIGHBORHOOD COUNCIL for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #175-10 PRESIDENT LENNON recommending the appointment of VERNE W. VANCE, 101 Old Orchard Road, as the Boston College Chestnut Hill Campus Neighborhood appointee to the BOSTON COLLEGE NEIGHBORHOOD COUNCIL for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- Public Hearings to be assigned for July 13, 2010:*
- #176-10 ANN & JOHN CAUFIELD petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to add a shed dormer wider than 50% of the length of the exterior wall of the story next below on the rear of an existing single-family residence at 37 HAGEN ROAD, Ward 8, Newton Centre, on land known as Sec 81, Blk 42, Lot 3, containing approx 8,050 sf of land in a district zoned SINGLE RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-15(t)(1) and (3) of the City of Newton Rev Zoning Ord, 2007.

- #177-10      SUSAN MIRON & BURTON FINE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for an EXTENSION OF A NON-CONFORMING STRUCTURE to extend a rear sunroom, which will increase the legally non-conforming Floor Area Ratio from .40 to .41, on an existing single-family residence at 18 Cochituate Road, Ward 6, Newton Highlands, on land known as Sec 54, Blk 31, Lot 3, containing approx 6,545 sf in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-21(a)(2)(b) and 30-21(b), 30-15, Table 1 of the City of Newton Rev Zoning Ord, 2007.
- #178-10      EDWARD TAPPER PLOTKIN petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to waive the minimum dimension of a parking stall and to waive the minimum dimension of an entrance/exit drive in order to relocate one of two existing tandem parking spaces at 64 EDDY STREET, Ward 3, West Newton, on land known as Sec 21, Blk 37, Lot 14, containing approximately 4,663 sf of land in a district zoned MULTI RESIDENCE 3. Ref: Sec 30-24, 30-23, 30-19(g)(2), (3), and 30-19(m) of the City of Newton Rev Zoning Ord, 2007.

#### **OTHER COMMUNICATIONS**

- #179-10      ALD. HESS-MAHAN offering a testimonial resolution to honor the students of THE DAYTIME for their accomplishments this school year and for receiving an unprecedented 10<sup>th</sup> *Gold Crown Award* from Columbia Scholastic Press Association.
- #180-10      ALD. SHAPIRO offering a testimonial resolution for ERIC IVERSON in recognition of his outstanding achievements as a Boy Scout of America and his attaining the designation of Eagle Scout.
- #181-10      BOSTON COLLEGE filing on 6/7/10 an application for Administrative Site Plan Review pursuant to §30-5(a) of the City of Newton Rev Zoning Ord, 2007, for construction of an academic building (the “Stokes Project”) to be located off College Road, bounded by Beacon Street and Commonwealth Avenue.

#### *Zoning Board of Appeals Decision, April 27, 2010:*

- #182-10      ZBA #3-10    CHRISTOPHER & ELIZABETH BROWN petition for a variance from the front yard setback established from the average of the setbacks of the buildings on the lots nearest thereto on either side in accordance with §30-15(d) at 16 Chesley Road, Newton Centre.

**APPROVED**

**REFERRED TO ZONING & PLANNING COMMITTEE**

- #183-10 ALD. JOHNSON, CROSSLEY AND HESS-MAHAN requesting to amend **Section 30-13(a) Allowed Uses in Mixed Use 1 Districts** by inserting a new subsection (5) as follows: “(5) Dwelling units above the first floor, provided that the first floor is used for an office or research and development use as described above;” and renumbering existing subsection (5) as (6). [06/07/10 @12:00 PM]

**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]

**REFERRED TO PROGRAMS & SERVICES COMMITTEE**

- #185-10 PRESIDENT LENNON recommending the appointment of LLOYD DAVID, 107 Hobart Road, Newton Centre, 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]
- #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]
- #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]
- #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]
- #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]

**REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE**

- #189-10 POLICE DEPARTMENT submitting reports of semi-annual taxi license/public auto inspections for review. [06/14/10 @2:43 PM]
- #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]

**REFERRED TO PUBLIC FACILITIES COMMITTEE**

**Public Hearing to be assigned for Monday, July 12, 2010:**

- #191-10 NATIONAL GRID requesting a grant of location to install and maintain 40' ± of 4" gas main in VILLAGE CIRCLE from the existing 4" gas main in Village Circle at 41 Village Circle northeasterly to 45 Village Circle.
- #192-10 POST AUDIT & OVERSIGHT COMMITTEE requesting review of **Section 26-30 Licenses for café furniture on sidewalks** with the Commissioner of Public Works and the role of the Board of License Commission. [06/22/10 @ 2:08 PM]
- #193-10 PRESIDENT LENNON recommending the re-appointment of JOHN BLISS, 9 Lewis Street, Newtonville, as an aldermanic appointee to the CITIZENS COMMISSION ON ENERGY for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #194-10 PRESIDENT LENNON recommending the appointment of ROBERT A. FRANCHI, 290 Adams Street, Newton, as an aldermanic appointee to the DESIGN REVIEW COMMITTEE for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #195-10 PRESIDENT LENNON recommending the re-appointment of MARK CHUDY, 34 Prescott Street, Newtonville, as an aldermanic appointee to the DESIGN REVIEW COMMITTEE for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #196-10 PRESIDENT LENNON recommending the re-appointment of PETER BARRER, 24 Hazelton Road, Newton Centre, as an aldermanic appointee to the DESIGN REVIEW COMMITTEE for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]

**REFERRED TO FINANCE COMMITTEE**

Appointment by His Honor the Mayor

- #197-10 SHAWN MURPHY, 11 Morrill Street, West Newton, appointed as a Constable for the City of Newton for term of office to expire July 12, 2013. [6/14/10 @6:13PM]

Appointment by His Honor the Mayor

- #198-10      JAMES PELLEGRINE, 60 Clinton Place, Newton Centre, appointed as a Constable for the City of Newton for a term of office to expire July 12, 2013. [6/14/10 @6:13PM]
- #199-10      PRESIDENT LENNON recommending the appointment of ANTHONY J. SALVUCCI, 23 Eddy Street, West Newton as the Ward 1-4 aldermanic representative to the ALDERMANIC SCHOLARSHIP FUND for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #200-10      PRESIDENT LENNON recommending the appointment of R. LISLE BAKER, 137 Suffolk Road, Chestnut Hill, as the Ward 5-8 aldermanic representative to the ALDERMANIC SCHOLARSHIP FUND for a term to expire 12/31/11 (60 days 8/20/10). [6/11/10 @2:31PM]
- #201-10      HIS HONOR THE MAYOR requesting authorization to transfer the unobligated balances held by the City in two special appropriation accounts, totaling fifty thousand nine hundred sixty-six dollars and twenty-six cents (\$50,966.26), from Bradford Development's Sedimentation Chamber Fund and Traffic Mitigation Fund [special permit nos. 514-99(2) and 515-99(2)] and board order nos. 131.05 and 289-03(5)] to the Law Department's Judgment and Settlement Account and authorization for the City Solicitor to settle a claim brought by the developer and its successor to recover the unexpended funds in these two special appropriation accounts in accordance with the above special permits. [6/14/10 @6:13PM]
- #202-10      HIS HONOR THE MAYOR requesting authorization to transfer forty thousand dollars (\$40,000) from FY2011 Budget Reserve to the Treasury Department. [6/14/10 @6:20PM]