

REPORTS DOCKET

August: 15: Land Use

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Monday, August 14, 2006

7:45 PM, Newton City Hall

To be reported on

TUESDAY, SEPTEMBER 5, 2006

CITY OF NEWTON

IN BOARD OF ALDERMEN

UNFINISHED BOARD BUSINESS

ITEM POSTPONED ON 6/19/06 TO DATE CERTAIN OF 9/5/06:

#215-05(2) CANDACE HAVENS (Traffic Council Chair) & ALD. VANCE AND BAKER requesting 60-day trials for various restrictions on Arlington and Park Streets (Ward 1) Trials held and closed; ordinance X-213 approved on 5/15/06.
TRAFFIC COUNCIL APPROVED AS AMENDED 5-0 on 3/16/06
Alderman Lennon proposing further amendment to prohibit parking on Arlington Street from 4:30 p.m. to 6:30 p.m., from Waverley Avenue, 205 feet westerly.
Postponed on 4/3/06 to 4/18/06; postponed on 4/18/06 to date certain of 5/1/06; postponed on 5/1/06 to 5/15/06; postponed on 5/15/06 to 6/5/06; postponed on 6/19/06 to 9/5/06.

ITEM POSTPONED ON 8/14/06 TO DATE CERTAIN OF 9/5/06:

#224-06 DESIGN REVIEW COMMITTEE petition pursuant to Sec 5-58 for site plan approval of the new Newton North High School.
PUBLIC FACILITIES APPROVED OPTION 5B 6-2 (Albright and Mansfield opposed) on 7/19/06
PUBLIC FACILITIES APPROVED DRAFT BOARD ORDER AS AMENDED 6-1-1 (Mansfield opposed; Albright abstaining on 7/19/06

ITEM POSTPONED ON 8/14/06 TO DATE CERTAIN OF 9/5/06:

REFERRED TO PROG. & SERV., PUB. FAC. AND FINANCE COMMITTEES

- #230-06(A) HIS HONOR THE MAYOR requesting authorization for the issuance of long-term debt in the amount of \$3,648,750 for the purpose of completing the design phase of the Newton North High School Project.
ITEM A - CONSTRUCTION MANAGEMENT AND PROJECT MANAGEMENT@ \$1,076,250 RECOMMITTED TO PROG. & SERV., PUB. FAC. AND FINANCE COMMITTEES on 6/19/06; at joint meeting on 6/26/06:
PROG& SERV APPROVED (A) 5-0-3 (Johnson, Sangiolo, Parker abstaining)
PUBLIC FACILITIES APPROVED (A) 3-0-2 (Weisbuch, Albright abstaining)
FINANCE APPROVED (A) 4-0-2 (Linsky, Parker abstaining)
Postponed on 7/27/07 to date certain of 7/10/06; failed 14-9 for lack of 2/3 vote on 7/10/06.
Motion to reconsider filed by Ald. Schnipper on 7/0/06; Item reconsidered on 8/14/06.

ITEM POSTPONED ON 8/14/06 TO DATE CERTAIN OF 9/5//06:

REFERRED TO PROG. & SERV., PUB. FAC. AND FINANCE COMMITTEES

- #230-06(B) HIS HONOR THE MAYOR requesting authorization for the issuance of long-term debt in the amount of \$3,648,750 for the purpose of completing the design phase of the Newton North High School Project. *postponed on 6/5/06 to date certain of 6/19/06; split on 6/19/05; (b) \$2,572,500*
PROG& SERV APPROVED 5-1-2 (Ald. Sangiolo opposed; Ald. Parker, Johnson abstaining) on 5/22/06
PUBLIC FACILITIES APPROVED 4-0-3 (Ald. Weisbuch, Yates, Albright abstaining) on 5/22/06
FINANCE APPROVED 6-0-2 (Ald. Parker, Linsky abstaining) on 5/22/06;
postponed on 7/10/06 to date certain of 8/14/06

ITEM POSTPONED ON 8/23/06 TO DATE CERTAIN OF 9/5/06:

- #102-06 KESSELER DEVELOPMENT, LLC proposing to amend to Section 30-15, DENSITY & DIMENSIONAL CONTROLS IN RESIDENTIAL DISTRICTS AND FOR RESIDENTIAL USES, by inserting in Table 1 the following new footnote 9 as follows:
(9) allow by special permit in a Multi-Residence 3 District a multi-family dwelling structure to have a maximum building height of 48 feet and a maximum number of stories of 4, provided that there is a minimum lot size of 10 acres, the distance from

the street to such multi-family dwelling structure is no less than 150 feet and the distance between such structure and abutting properties is no less than 75 feet; and the front, side and rear setbacks for the lot are 50 feet from the lot line. **90 days 9/10. ZONING & PLANNING APPROVED 4-1 (Ald. Burg opposed; Ald. Johnson not voting) on 7/20/06**
Failed 9-14 at full Board on 8/14/06; motion to reconsider filed by Ald. Sangiolo on 8/15/06; item reconsidered on 8/23/06; postponed to 9/5/06.

REFERRED TO LAND USE COMMITTEE

Tuesday, August 15, 2006

Present: Ald. Mansfield (Chairman), Albright, Fischman, Merrill, Samuelson, Vance, Harney, and Hess-Mahan; also present; Ald. Burg and Parker

102-06(2) KESSELER DEVELOPMENT, LLC petition for a change of zone from SINGLE RESIDENCE 3 to MULTI RESIDENCE 3 for a parcel of land located on LaGrange Street, Ward 8, identified as Section 82, Block 37, Lot 95, and shown as Lot H-1 on a Subdivision Plan of Land in Newton MA, "Toomey-Munson & Associates, Inc.," dated April 28, 2004, recorded with the Middlesex South County Registry of Deeds in Plan Book 2005, page 102.

HELD 8-0

#102-06(3) KESSELER DEVELOPMENT LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a condominium complex consisting of three (3) structures with one (1) multi-family residence of 52 dwelling units and two (2) single-family attached dwelling structures with a total of 10 units for a combined total of 62 dwelling units with accessory parking on land located on LaGRANGE STREET, Ward 8, known as Section 82, Block 37, Lot 95, and shown as Lot H-1 on a Subdivision Plan of Land in Newton MA, "Toomey-Munson & Associates, Inc.," dated April 28, 2004, recorded with the Middlesex South County Registry of Deeds in Plan Book 2005, page 102, containing approximately 640,847 sf of land in a PROPOSED MULTI RESIDENCE DISTRICT 3 . Ref: § 30-24, 30-23, 30-20(l), (e)(5), 30-19(k)(2),(3),(h)(2)a c) and (m), 30-9(d)(1), (b)(5), 30-5(b)(4), 30-15 Table 1 proposed footnote 9, 30-15(h) of the City of Newton Rev Zoning Ord 2001.

HELD 8-0