

CITY OF NEWTON

IN BOARD OF ALDERMEN

BOARD ACTIONS

Monday, July 9, 2012

Present: Ald. Albright, Baker, Blazar, Ciccone, Crossley, Danberg, Fischman, Fuller, Gentile, Harney, Hess-Mahan, Johnson, Kalis, Lappin, Laredo, Linsky, Merrill, Rice, Salvucci, Sangiolo, Schwartz, Swiston, Yates and Lennon

THE BOARD OF ALDERMEN DISCUSSED AND VOTED THE FOLLOWING ITEMS ON SECOND CALL:

#93-12 TIMOTHY ADLER petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a new single-family dwelling with a Floor Area Ratio of .45 where .39 is allowed by right at 35 NORWOOD AVENUE, Ward 6, Newton Centre, on land known as SBL 62, 1, 28, containing approximately 9,573 sq. ft. of land in a district zoned Single Residence 2. Ref: 30-24, 30-23, 30-15(u)(2) of the City of Newton Rev Zoning Ord, 2007.

LAND USE APPROVED AS AMENDED 4-1 (Hess-Mahan) @.42 FAR on 06/05/12

ITEM POSTPONED ON JUNE 18 TO DATE CERTAIN OF JULY 9, 2012

APPROVED 17 YEAS, 7 NAYS (Ald. Baker, Blazar, Gentile, Hess-Mahan, Johnson, Kalis & Yates)

Clerk's Note: Those in opposition to this permit request noted that this new construction exceeded the FAR zoning guidelines and that the house would be too large for the neighborhood.

#149-12 JANE MADDOX petitioning for a sewer main extension to be constructed in DUFFIELD ROAD from an existing sewer manhole located in Duffield Road 195'+ southerly to a proposed sewer manhole in Duffield Road. (Ward 4)

PETITIONER TO PAY ENTIRE COST

PUBLIC FACILITIES APPROVED 7-0 on 06/06-12 with Emergency Preamble

ITEM POSTPONED ON JUNE 18 TO DATE CERTAIN OF JULY 9, 2012

ITEM APPROVED BY UNANIMOUS VOICE VOTE

EMERGENCY PREAMBLE APPROVED BY UNANIMOUS VOICE VOTE

Clerk's Note: This item was postponed at the last meeting to allow the petitioner to consider other options. Ald. Sangiolo spoke with the petitioner who said that this was the option she wanted to go with.

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 24 YEAS, TO TAKE THE FOLLOWING ACTIONS:

REFERRED TO LAND USE COMMITTEE

Tuesday, June 19, 2012

Public Hearings were held on the following items:

#349-06(3) CHANDRAJIT P. RAUT & SHILPA GROVER petition to AMEND THE s SITE PLAN APPROVED in special permit #349-06 for a rear lot subdivision at 11 Gray Birch Terrace, granted on March 5, 2007, in order to construct two retaining walls at 19 GRAY BIRCH TERRACE, Ward 2, on land known as SBL 24, 7, 9A, containing approximately 20,446 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-5(b)(4) of the City of Newton Rev Zoning Ord, 2007.

LAND USE HEARING CLOSED; APPROVED 7-0 –

#138-12 BARBARA A. BYRNE & JOSEPH E. FLAHERTY petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct three dormers to expand the third-floor living space of an existing single-family dwelling at 85 CUMMINGS ROAD, Ward 2, Newton Centre, on land known as SBL 64, 3, 39, containing approximately 9,890 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-15(t), (t)(1) and (t)(3) of the City of Newton Rev Zoning Ord, 2007.

LAND USE HEARING CLOSED; APPROVED 7-0

#83-12(2) BARBARA MASON petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to construct a deck/landing/staircase of greater than 50 sq. ft. to provide a second means of egress for an existing legal accessory apartment and to waive associated landscape screening at 47 HANCOCK AVENUE, Ward 6, Newton Centre, on land known as SBL 64, 16, 19, containing approximately 33,299 sq. ft. of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-8(d)(2) and (2)(b) and 30-8(d)(1)(h)

LAND USE HEARING CLOSED; APPROVED 7-0

REFERRED TO ZONING AND PLANNING COMMITTEE

Monday, June 25, 2012

#162-11 ALD. YATES requesting a report from the Director of Planning and Development on the status of the update of the *Open Space and Recreation Plan*, particularly as it pertains to the Charles River Pathway. [05/12/11 @ 10:16AM]
ZONING & PLANNING NO ACTION NECESSARY 6-0 (Danberg not voting)

REFERRED TO PROGRAMS AND SERVICES COMMITTEE

Wednesday, June 20, 2012

- #84-12(2) PROGRAMS AND SERVICES COMMITTEE proposing a resolution to allow the Board of Aldermen to provide guidance to the Licensing Commission on petitions submitted in response to the possible acceptance of G.L. c. 138 §33B, which would allow the selling of alcohol to commence at 10:00am on Sunday mornings. [04-11-12 @ 9:30PM]

PROGRAMS & SERVICES NO ACTION NECESSARY 6-0

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

Wednesday, June 20, 2012

- #417-11 ALD. JOHNSON requesting a discussion with the Department of Transportation regarding sound barriers along the Turnpike. [12/07/11 @ 9:29 PM]
PUBLIC SAFETY NO ACTION NECESSARY 6-0 (Swiston, Fuller not voting)

- #167-12 POLICE DEPARTMENT submitting reports of semi-annual taxi license/public auto inspections for review. [05/21/12 @ 3:48 PM]
PUBLIC SAFETY APPROVED 8-0

REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES

- #186-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of ten thousand dollars (\$10,000) from Executive Department Salaries to the Police Gasoline Account for the purpose of covering the Police Department's gasoline needs through the end of the year and transfer the sum of fifty thousand dollars (\$50,000) from Executive Department Salaries to the Police Department's Overtime Account. [06/11/12 @ 5:51 PM]

FINANCE APPROVED 5-0 (Lappin not voting) on 06/25/12

PUBLIC SAFETY APPROVED 7-0 (Harney not voting)

REFERRED TO PUBLIC FACILITIES COMMITTEE

Wednesday, June 20, 2012

- #168-12 NSTAR ELECTRIC petitioning for a grant of location to install one new manhole and total of 932'± of conduit in the following locations in COLLEGE ROAD:
- Install 205'± of conduit in a northeasterly direction from existing Manhole 22637 located 240' southwest of Quincy Road .
 - Install 727'± of conduit in a northeasterly direction beginning at a point 75' northeast of Quincy Road.
 - Install one new manhole in College Road to be located in front of 72 College Road. (Ward 7) [05/21/12 @ 3:30 PM]

PUBLIC FACILITIES APPROVED 6-0 (Lennon not voting)

- #179-12 GERALD McDADE, Trustee of the Waltham Street Funding Trust which owns 371 Waltham Street, petitioning for Construction of a Common Sewer and Water Main in PRINCESS ROAD EXTENSION, a proposed subdivision road, the proposed sewer will extend from the existing services on Princess Road easterly

40' ± towards Waltham Street and the Water Main will extend from the existing service in Princess Road 250' ± easterly to the existing water main in Waltham Street. (Ward 3)

PETITIONER TO PAY ENTIRE COST

PUBLIC FACILITIES APPROVED 6-0 (Lennon not voting)

- #169-12 NATIONAL GRID petitioning for a grant of location to install and maintain 100' ± of 4" gas main in CARLSON AVENUE, from the existing 4" gas main at House #20 southerly to Dorothy Road and 300' ± of 4" gas main in DOROTHY ROAD from the proposed 4" gas main at Carlson Avenue to 34 Dorothy Road. (Ward 8)
PUBLIC FACILITIES APPROVED 6-0 (Lennon not voting)
- #188-12 NATIONAL GRID petitioning for a grant of location to install and maintain 52' ± of 4" gas main in CARLSON AVENUE at Dorothy Road southerly to Appleton Circle and 282' ± of 4" gas main in APPLETON CIRCLE from the proposed 4" gas main in Carlson Avenue westerly to 25 Appleton Circle. Ward 8 **PUBLIC FACILITIES APPROVED 5-0 (Albright, Lennon not voting)**
- #148-12 NATIONAL GRID petitioning for a grant of location to install and maintain a 50" H x 36" W x 17" D utility box (traffic box) to be located on OAK STREET at the proposed regulator station at 81 Oak Street. (Ward 5)
PUBLIC FACILITIES APPROVED 5-0 WITH CONDITIONS (Albright, Lennon not voting)
- #147-12 NATIONAL GRID petitioning for a grant of location to install and maintain a 50" H x 36" W x 17" D utility box (traffic box) at the HOMER STREET and GRAFTON STREET intersection at the existing regulator station. (Ward 6)
PUBLIC FACILITIES APPROVED 5-0 (Albright, Lennon not voting)
- #180-12 VERIZON NEW ENGLAND petitioning for a grant of location to install one pole, Pole 358/1-A, on PLEASANT STREET 60' ± westerly from Centre Street. (Ward 6)
PUBLIC FACILITIES APPROVED SUBJECT TO SECOND CALL 5-0-2 (Albright and Lennon abstaining)
MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF PUBLIC FACILITIES TO POLL HIS COMMITTEE WAS APPROVED BY VOICE VOTE
PUBLIC FACILITIES APPROVED 8-0

Clerk's Note: The material requested by the committee which caused them to approve this item subject to second call in committee was provided and the committee voted to allow this item to be considered on first call.

- #173-11 ALD. DANBERG AND BLAZAR requesting a raised crosswalk on Cypress Street in the vicinity of 280 Cypress Street, in association with modifications to the Bowen Elementary School entrance, as approved on May 26, 2011 in Traffic

Council (TC20-11), and to be paid for through MassDOT's Safe Routes to School Infrastructure Program. [05-27-11 @ 10:53 AM]

PUBLIC FACILITIES APPROVED 5-1 (Salvucci opposed; Albright not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#114-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of three hundred thousand dollars (\$300,000) from bonded indebtedness for the purpose of funding Phase I of a multi-phase project for energy efficiency upgrades at multiple buildings. [04-09-12 @ 7:04 PM]

FINANCE APPROVED AS AMENDED (Lappin not voting) on 06/25/12
PUBLIC FACILITIES APPROVED AS AMENDED 6-0 @\$500,000
(Albright not voting)

MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF PUBLIC FACILITIES TO POLL HIS COMMITTEE TO MAKE THE VOTE OF PUBLIC FACILITIES CONSISTENT WITH FINANCE WAS APPROVED BY VOICE VOTE

PUBLIC FACILITIES APPROVED 8-0

Clerk's Note: At the Finance Committee meeting Chief Financial Officer Maureen Lemieux presented a request to amend the item by changing \$100,000 of the funding source to the Energy Capital Stabilization Fund. Bonded indebtedness would still be used for funding the remaining \$400,000. Under suspension of the rules the Public Facilities voted to approve this new funding request.

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#107-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty-two thousand dollars (\$252,000) from bonded indebtedness for the purpose of funding the design and repair of masonry and related surfaces at the Public Works Utilities Building. [04-09-12 @ 3:40 PM]

FINANCE APPROVED AS AMENDED 4-0 (Lappin Linsky not voting) on 06/25/12

PUBLIC FACILITIES APPROVED AS AMENDED 5-0 (Albright, Crossley not voting)

MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF PUBLIC FACILITIES TO POLL HIS COMMITTEE TO MAKE THE VOTE OF PUBLIC FACILITIES CONSISTENT WITH FINANCE WAS APPROVED BY VOICE VOTE

PUBLIC FACILITIES APPROVED 8-0

Clerk's Note: At the Finance Committee meeting Chief Financial Officer Maureen Lemieux presented a request to amend the funding sources as follows: \$105,000 from Capital Stabilization Fund for Water & Sewer Buildings Improvements, and \$147,000 from bonded indebtedness. Under suspension of the rules the Public Facilities voted to approve this new funding request.

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #104-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of three hundred thousand dollars (\$300,000) from bonded indebtedness for the purpose of design and installation of an accessible ramp and renovations to the City Hall Veterans' Wing. [04-09-12 @ 2:48 PM]
FINANCE APPROVED 4-0 (Lappin Linsky not voting) on 06/25/12
PUBLIC FACILITIES APPROVED 5-0 (Albright, Crossley not voting)

REFERRED TO FINANCE COMMITTEE

Monday June 25, 2012

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #85-12 ALD. LENNON & LAPPIN requesting a review and possible ordinance amendment to review and adjust the salary of the Clerk Clerk/Clerk of the Board of Aldermen pursuant to Article XI of the *Rules and Orders of the Board of Aldermen 2012-2013*
PROGRAMS & SERVICES APPROVED 7-0 on 06/06/12
FINANCE APPROVED 6-0
- #183-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of twelve thousand five hundred dollars (\$12,500) from B.A.A. Marathon Receipts for the purpose of funding 50% of the cost to replace existing sand with fibar at Memorial Spaulding School play area. *Note: FY13 Appropriation*
FINANCE APPROVED 6-0

REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES

- #78-12 HIS HONOR THE MAYOR proposing amendments to Sections 19-9 and 19-199 of the City of Newton Revised Ordinances, 2007 to increase the penalties for handicap parking violations in Section 19-9 and to clarify that handicap parking violation penalties apply not only to spaces on public ways but also to handicap spaces on private property open to public access in accordance with Section 19-199; to update language in Section 19-199 regulating minimum width of handicap spaces; to add language pertaining to cross-hatch areas as required by state law; and to reference governing Architectural Access Board regulations.
PUBLIC SAFETY APPROVED 7-0 on 05/23/12
FINANCE APPROVED 5-0 (Lappin not voting)

REFERRED TO PUBLIC SAFETY & TRANS. AND FINANCE COMMITTEES

- #186-12 HIS HONOR THE MAYOR requesting authorization to transfer the sum of ten thousand dollars (\$10,000) from Executive Department Salaries to the Police Gasoline Account for the purpose of covering the Police Department's gasoline needs through the end of the year and transfer the sum of fifty thousand dollars (\$50,000) from Executive Department Salaries to the Police Department's Overtime Account. [06/11/12 @ 5:51 PM]
PUBLIC SAFETY APPROVED 7-0 (Harney not voting) on 06/20/12

FINANCE APPROVED 5-0 (Lappin not voting)**REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES**

- #114-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of three hundred thousand dollars (\$300,000) from bonded indebtedness for the purpose of funding Phase I of a multi-phase project for energy efficiency upgrades at multiple buildings. [04-09-12 @ 7:04 PM]
PUBLIC FACILITIES APPROVED 6-0 AS AMENDED @\$500,000 on 06/20/12
FINANCE APPROVED AS AMENDED 5-0 (Lappin not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #107-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of two hundred fifty-two thousand dollars (\$252,000) from bonded indebtedness for the purpose of funding the design and repair of masonry and related surfaces at the Public Works Utilities Building. [04-09-12 @ 3:40 PM]
PUBLIC FACILITIES APPROVED AS AMENDED on 06/20/12
FINANCE APPROVED AS AMENDED 4-0 (Lappin, Linsky not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #104-12 HIS HONOR THE MAYOR requesting authorization to appropriate the sum of three hundred thousand dollars (\$300,000) from bonded indebtedness for the purpose of design and installation of an accessible ramp and renovations to the City Hall Veterans' Wing. [04-09-12 @ 2:48 PM]
PUBLIC FACILITIES APPROVED 5-0 on 06/20/12
FINANCE APPROVED 4-0 (Lappin, Linsky not voting)

A MOTION TO SUSPEND THE RULES TO ALLOW THE CHAIR OF PUBLIC FACILITIES TO REPORT OUT THE FOLLOWING ITEM WITHOUT A WRITTEN REPORT WAS APPROVED BY VOICE VOTE

- #181-12 COMCAST petitioning for a grant of location to install 1,055' ± of 4" conduit in WELLS AVENUE in a southerly direction from the existing Comcast vault located on the south side of Wells Avenue to a proposed 3 x 3 manhole located in front of the entrance to 57 Wells Avenue then continuing 280' ± southerly to a proposed 3 x 3 manhole in front of the parking area at 57 Wells Avenue and continuing southerly 335' ± to a proposed manhole in front of 75-95 Wells Avenue. [06/13/12 @ 4:32 PM]
PUBLIC FACILITIES APPROVED 7-0

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 21 YEAS, 1 EXCUSED (Ald. Kalis) TO TAKE THE FOLLOWING ACTIONS:

- #166-12 BOSTON COACH TRANSPORTATION request for annual renewal of the Boston College Bus Licenses.
PUBLIC SAFETY APPROVED 7-0 (Kalis recused)

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 1 EXCUSED (Ald. Sangiolo) TO TAKE THE FOLLOWING ACTIONS:

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#184-12 HIS HONOR THE MAYOR requesting the establishment of four revolving accounts for both FY12 and FY13 as follows:

<u>Account Title</u>	<u>Effective Date</u>	<u>Spending Limit</u>
High School Student Activity	07/01/11	\$350,000
Middle School Student Activity	07/01/11	\$100,000
High School Drama	07/01/11	\$100,000
All City Band, Chorus & Orchestra	07/11/11	\$100,000

These accounts will be used for the deposit of revenue to offset costs associated with student activities, high school drama and All City Music.

PROGRAMS & SERVICES APPROVED 3-0-2 (Hess-Mahan and Sangiolo abstaining)

FINANCE APPROVED 6-0

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 1 NAY (Ald. Lappin) TO TAKE THE FOLLOWING ACTIONS:

#182-12 HIS HONOR THE MAYOR requesting roadway improvements at the intersection of Centre Street at Beacon Street and Cypress Street to be funded through the Mass Works Infrastructure Grant.

PUBLIC FACILITIES APPROVED 4-2 (Lappin, Salvucci opposed; Albright not voting)

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 1 NAY (Ald. Swiston) TO TAKE THE FOLLOWING ACTIONS:

#122-12 ALD. HESS-MAHAN proposing a RESOLUTION calling on the United States Congress to pass and send to the states for ratification a constitutional amendment to restore the First Amendment and fair elections to the people by clarifying (1) that corporations are not entitled to the Constitutional rights of human beings, and, (2) that the U.S. Congress and the states may place reasonable limits on both political contributions and political spending.

PROGRAMS & SERVICES APPROVED 6-0

THE BOARD OF ALDERMEN VOTED WITHOUT DISCUSSION 23 YEAS, 1 NAY (Ald. Lennon) TO TAKE THE FOLLOWING ACTIONS:

#174-11 ALD. DANBERG & BLAZAR requesting a raised device on Cypress Street near Bow Road recommended by the Traffic Engineer and approved by the Traffic Council (TC22-11) on May 26, 2011.

PUBLIC FACILITIES DENIED 5-1 (Lennon opposed; Albright not voting)

THE BOARD OF ALDERMEN ASSIGNED THE FOLLOWING PUBLIC HEARINGS

Public Hearing assigned 07/18/2012

#197-12 HIS HONOR THE MAYOR requesting the Board of Aldermen authorize a long-term lease with the solar photovoltaic firm, Ameresco Solar Inc., to allow for the installation of solar panels on the rooftops of five (5) public schools: Newton North High School, Brown Middle School, Memorial-Spaulding Elementary School, Countryside Elementary School and Bowen Elementary School.
[07/02/12 @ 5:03 PM]

Public Hearing assigned 07/18/2012

#198-12 NATIONAL GRID petitioning for a grant of location for a utility control box, regulator station and to install and maintain 128' \pm of 12" and 8" gas main in AUSTIN STREET from the existing 8" gas main in Chestnut Street easterly to the proposed regulator station and from the proposed regulator station to the existing 8" gas main. (Ward 3) [06/19/12 @ 1:44 PM]

Public Hearing assigned 07/18/2012

#199-12 NATIONAL GRID petitioning for a grant of location for a utility control box, regulator station and to install and maintain 78' \pm of 8" gas main in WASHINGTON STREET at CHESTNUT STREET from the exiting 24" gas main easterly to the proposed regulator station and from the proposed regulator station to the existing 10" gas main. (Ward 3) [06/19/12 @ 1:44 PM]

Public Hearing assigned 07/18/2012

#200-12 NATIONAL GRID petitioning for a grant of location for a utility control box, regulator station and to install and maintain 60' \pm of 16", 12", and 8" gas main in BEACON STREET at WABAN AVENUE from the existing 16" gas main easterly, to the proposed regulator station and from the proposed regulator station to the existing 12" gas main. (Ward 5) [06/19/12 @ 1:44 PM]

THE BOARD OF ALDERMEN VOTED BY UNANIMOUS VOICE VOTE TO SUSPEND THE RULES TO ACCEPT TO THE DOCKET, REFER TO LAND USE AND ASSIGN PUBLIC HEARINGS FOR THE FOLLOWING TWO ITEMS CLASSIFIED AS "MAJOR PROJECTS"

Public hearing assigned for August 14, 2012.

#189-12 ROX DINER/NORMAN CUBELL, TRUSTEE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for a restaurant with greater than 50 seats (increase the seating from 38 seats to 61 seats) and for a waiver from the 8 parking stalls required for such expansion at 335 WALNUT STREET, Newtonville, Ward 2, on land known as SBL 24, 9, 20 in a district zoned Business 1. Ref: Sec 30-24, 30-23, 30-11(d)(9), 30-19(c)(3), 30-19(d)(13), 30-19(m) of the City of Newton Rev Zoning Ord, 2012.

Public hearing assigned for August 14, 2012.

#191-12 MAXIMILLIAN CANDIDUS/337 WASHINGTON STREET REALTY TRUST petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to waive 7 parking stalls required as a result of expanding a restaurant from 12 to 37 seats and to

waive the associate design standards for parking facilities with greater than 5 stalls at 323-333 WASHINGTON STREET, Ward 1, Newton Corner, on land known as SBL 71, 3, 7, in a district zoned Business 1. Ref: Sec. 30-24, 30-23, 30-19(c)(3), (d)(13), 30-19(h), (i), (k) and (m) of the City of Newton Rev Zoning Ord, 2012.

THE BOARD OF ALDERMEN VOTED BY VOICE VOTE TO DENY A SUSPENSION OF THE RULES TO ACCEPT TO THE DOCKET THE FOLLOWING ITEM CLASSIFIED AS A “MAJOR PROJECT”

#190-12 YOUNG INVESTMENTS, LLC/NEWTON COMMUNITY SERVICE CENTER
petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to demolish an existing 2-story building and construct a 3-story (36.5’) multi-family structure with 13 units (with a 1.47 FAR), 996 sq. ft. of office space on the first floor, an 18-stall below grade parking garage, a retaining wall greater than 4 feet in height in the setback, and to waive 11 parking stalls and certain parking dimensionals at 429 CHERRY STREET, Ward 3, West Newton, on land known as SBL 33, 12, 12, containing approximately 13,398 sq. ft. of land in district zoned Business 1. Ref: Sec 30-24, 30-23, 30-15 Table 3, 30-11(d)(8), 30-5(b) and (b)(4), 30-19(d)(1), (d)(11), 30-19(h)(3), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012.