



**CITY OF WALTHAM**  
**BOARD OF SURVEY AND PLANNING**

The following are minutes of the 7:00 p.m. October 3, 2018 public hearing held in the Auditorium of the Arthur Clark Government Center located at 119 School Street, Waltham, MA. In attendance were Chairman Creonte and members Barrett, Callahan, Duffy, Moroney and Tarallo.

The Chairman opened the public hearing at 7:00p.m. and informed the public that the meeting was being taped by the local Waltham Cable Access Channel and if anyone was coming forward to speak to please sign in.

A vote was taken to go into executive session. A quorum of the Board was present for this vote and the Board unanimously voted in favor of going into executive session and Assistant City Solicitor Michelle Learned was invited into the session. The purpose of the executive session was identified by the presiding officer as being: to discuss strategy with respect to ongoing litigation (Middlesex Superior Court case) stemming from the Board's denial of a Special Permit for More Than One Principal Building on a Lot at 469-489 Moody Street, aka 86-88 Maple Street. The public were asked to leave the room during this meeting.

A vote was taken in Executive Session and repeated in public session after the Chairman re-opened the public meeting at 7:50 p.m. The Clerk identified the first item on the agenda, which was 469-489 Moody Street, aka 86-88 Moody Street, and called for a motion and a roll call vote.

**The Chairman asked if there was a motion.**

**Mr. Moroney made the motion that: the Board votes to mutually agree to a remand of the Superior Court case [civil action no. 1781 CV 03495] appealing the Board's November 9, 2017 denial of a Special Permit for More Than One Principal Building on a Lot at 86-88 Maple Street, aka 469-489 Moody Street, conditioned upon the dismissal of the currently pending Middlesex Superior Court case [civil action no. 1781 CV 03495] upon the Board's resolution of the remanded case.**

**This motion was seconded by Mr. Barrett.**

**The Chairman called for a roll call.**

**ROLL CALL:**

<b>John Duffy</b>	<b>NO</b>
<b>Justin Barrett</b>	<b>YES</b>
<b>Kathleen Callahan</b>	<b>YES</b>
<b>Mila Tarallo</b>	<b>YES</b>
<b>Brian Moroney</b>	<b>YES</b>
<b>Chairman Creonte</b>	<b>YES</b>

The Clerk read the next item on the agenda which was for a Special Permit two curb cuts at 48 Woerd Ave. The Board must act upon this petition by October 30, 2018.

Nathan Russell and Sara Littlefield of Chapman Construction of 84 Winchester Street, Newton, MA both came forward as the representatives for this petition, as well as Jim Devellis of DeVellis Zrein, Inc. of Foxboro, MA.

They reviewed the plans showing they would close the existing 65- foot curb cut and make two 24-foot wide cub cuts with the semi-circle which was reviewed.

Ms. Callahan asked if it would one way in.

Mr. DeVellis said it would be two way.

Ms. Callahan asked how many parking spaces there would be.

Mr. DeVellis said there would be 21 spaces with handicapped spaces at the entrance.

After brief discussions and the Board being satisfied, the Chairman asked if there was a motion.

On the motion of Mr. Barrett, seconded by Mr. Moroney, the Board

**VOTED:       to approve the Special Permit for Two Curb  
Cuts located at 48 Woerd Avenue, Waltham,  
MA. as submitted with the revisions reflecting  
the City Engineers comments dated 8-09-2018.**

The Chairman then closed the public hearing and opened the regular meeting.

The Clerk read the first item on the agenda which was for deliberations and recommendations a Zoning Text amendment-Detached Garages at 9 Hope Ave.

This matter was heard at joint meeting of the City Council and the Board of Survey and Planning on September 10, 2018.

Attorney Robert E. Connors, Jr. of 6 Lexington Street, Waltham, MA came forward and did a quick review with the Board.

After brief discussions the Chairman asked if there was a motion.

On the motion of Mr. Barrett, seconded by Mr. Moroney, the Board

**VOTED: to recommend approval of the Zoning Text Amendment- As to Detached Garages at 9 Hope Avenue as presented.**

The Clerk read the next item on the agenda which was for deliberations and recommendations a Zoning Text Amendment-As to Bridges at 9 Hope Ave.

This matter was heard at joint meeting of the City Council and the Board of Survey and Planning on September 10, 2018.

Attorney Robert E. Connors, Jr. of 6 Lexington Street, Waltham, MA came forward to answer any questions.

After brief discussions the Chairman asked if there was a motion.

On the motion of Mr. Barrett, seconded by Mr. Moroney, the Board

**VOTED: to recommend approval of the Zoning Text Amendment- As to Bridges at 9 Hope Avenue as presented.**

The Clerk read the next item on the agenda which was for the approval of the minutes of the September 5, 2018 meeting.

On the motion of Ms. Callahan, seconded by Mr. Barrett, the Board

**VOTED: to approve the minutes of the September 5, 2018 meeting as presented.**

There being no further business, the Chairman asked if there was a motion to adjourn.

On the motion of Mr. Barrett, seconded by Mr. Moroney, the Board

**VOTED:**      to adjourn the meeting at 8:02 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael L.J. Chiasson". The signature is fluid and cursive, with a prominent initial "M" and "C".

Michael L.J. Chiasson, Clerk  
Board of Survey and Planning