



***Waltham City Council
Ordinances and Rules Committee
Minutes
Monday, October 19, 2020
119 School Street, Waltham, MA
Government Center Building***

Chairman McLaughlin called the meeting to order at 8:10 pm.

Attendance

Present:

John J. McLaughlin

George A. Darcy III

Caren Dunn

Cathyann Harris

Randy J. LeBlanc

Absent: none

Councillor LeBlanc move to approve the minutes from October 5, 2020. The motion was approved on a voice vote.

Minor Modification to Special Permit Order #34493 at 300 Third Avenue

Attorney Michael Connors spoke on behalf of the applicant. Attorney Connors reviewed plan changes. Michael Foster from Lincoln properties spoke about including local labor in the work. Councillor Dunn asked about Prospect Hill. Councillor Harris asked about the need for a modification and expressed safety concerns about the roof deck. Paul Finger spoke about the safety rail and the setback from the edge. Councillor LeBlanc asked further questions about the roof deck and safety. Councillor LaFauci asked about the number of floors that will now be exposed rather below grade as a result of the changes. Councillor Harris moved to lay the matter on the table. The motion was approved on a voice vote.

Minor modification & Time extension to Special Permit #31913 at 470,494, 500 Totten Pond Road

Attorney Philip McCourt spoke of the need for this in order to install solar. Councillor Harris asked clarifying questions, Councillor Harris moved approval. Councillor LeBlanc asked technical questions. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation for approval.

Time extension for Special Permit #34679 at 185 Willow Street

Councillor LeBlanc recused himself and left the room. Attorney Philip McCourt explained the need for an extension. Councillor Harris moved approval. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation for approval.

Time extension for Special Permit #34680 at 140 Fourth Avenue

Councillor LeBlanc recused himself and left the room. Councillor Harris moved approval. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation for approval.

Minor modification on Special Permit #34680 at 140 Fourth Avenue

Attorney Jack Mula explained that an address change was needed based on where the front entrance will be. Councillor Dunn asked clarifying questions about the new address. Councillor Dunn moved approval. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation for approval.

Special permit 49-53 Linden Street pursuant to §3.4 and §3.635 of the City of Waltham Zoning Ordinance (Zoning Ordinance) to authorize a Drive-In Customer Service Use (defined in §3.225 of the Zoning Ordinance to include an automated banking facility) for a drive-through automated teller machine (ATM), (2) grant an extension special permit pursuant to §6.746 of the Zoning Ordinance to allow an extension of the hours of sign illumination otherwise required under §6.743 of the Zoning Ordinance to allow continuous illumination of the ATM (i.e., for 24-hours per day), and (3) amend City Council Order #28146, dated May 28, 1996, to authorize a modification to the existing parking layout to accommodate the ATM.

Councillor Harris moved to take the matter from the table. The motion was approved on a voice vote. Councillor LeBlanc returned to the room. Attorney Robert Fitzgerald spoke on behalf of the petitioner. Mr. Fitzgerald outlined the drainage improvements that the application was will to make. Councillor LeBlanc asked about what the drainage was going to pick up. Councillors Darcy and McLaughlin expressed concern about trash from the site drifting onto the train tracks. Councillor McLaughlin asked about the survey and planning approval that is needed. Councillor Harris moved to lay the matter on the table. The motion was approved on a voice vote.

Resolution to Exempt City from Zoning

Councillor LeBlanc moved to take the matter from the table. The motion was approved on a voice vote. Councillor LeBlanc requested that the clerk provide the most recent communication from the Law Department. The motion was approved on a voice vote. Councillor LeBlanc moved to lay the matter on the table. The motion was approved on a voice vote.

Fuel Storage Resolution

Councillor LeBlanc moved to take the matter from the table. Councillor LeBlanc requested that Dep. Chief Grant attend the next meeting. Councillor LeBlanc moved to lay the matter on the table. The motion was approved on a voice vote.

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Councillor Harris moved to adjourn at 9:28 pm. The motion was approved on a voice vote.

Respectfully submitted,
Joseph W. Vizard, Assistant City Clerk