



***Waltham City Council
Ordinances and Rules Committee
Minutes
Tuesday, February 20, 2018***

***Hoover Committee Room
City Hall, 610 Main Street
Waltham, Massachusetts***

Chairman McLaughlin called the meeting to order at 10:07 pm.

Attendance

Present: Fowler, Harris, Logan, McLaughlin, Stanley

Absent: none

New matters:

Time extension for Special Permit 20 Cooper Street a/k/a End Cooper Street and 135 Elm Street

Councillor Logan moved to hear from off committee members, Deputy Chief McInnis, Police Chief MacPherson and Building Inspector Forte. The motion was approved on a voice vote. Councillor Logan asked if there were any special conditions that were required for the site that could be conditions for the extension. Deputy Chief McInnis reviewed the Fires Department's requirements and a request for a sprinkler to be in place during construction. Chief MacPherson reviewed the security requirements. Inspector Forte reviewed the NFPA 241 plan. Councillor Logan moved approval with the following conditions:

The petitioner shall submit to the Waltham Police Department, for approval by the Chief or his designee, a detailed and comprehensive security plan by March 30, 2018. Security measures included therein shall remain in place for the duration of construction. Said plan shall include, at a minimum: on site security personnel to be present at any time that construction crews are not present, video surveillance with remote recording, and any additional measures and/or precautions which the Chief of the Waltham Police Department or his designee may require to be included. Upon approval of the plan, the Police Chief or his designee shall notify the Waltham City Council and the Inspector of Buildings of compliance with this condition. If needed, the plan may be amended by request of the petitioner upon approval by the Chief of the Waltham Police Department

or his designee, who shall notify the Waltham City Council and the Inspector of Buildings of such amendments.

The petitioner shall submit to the Waltham Fire Department, for approval by the Chief or his designee, a detailed and comprehensive NFPA 241 plan by March 30, 2018. Said plan shall include such measures and/or precautions which the Fire Chief or his designee may require, including a temporary construction sprinkler plan. Fire prevention measures included therein shall remain in place for as long as the Fire Chief or his designee may deem necessary. Upon approval of the plan, the Fire Chief or his designee shall notify the Waltham City Council and the Inspector of Buildings of compliance with this condition. If needed, the plan may be amended by request of the petitioner upon approval by the Chief of the Waltham Fire Department or his designee, who shall notify the Waltham City Council and the Inspector of Buildings of such amendments.

The motion was approved on a voice vote and the matter was reported out the full Council with a recommendation for approval.

Tabled matters:

275 Wyman Street LLC of 225 Wyman Street, Special Permit §3.511 – To allow an increase in Floor Area Ratio (FAR) to 0.83; to allow a northerly side yard of 38 + feet, a southerly side yard of 54 + feet, and a rear yard of 198 + feet; to allow a front yard of 59 + feet; to allow a maximum [Zoning Code] building height of 74.5 + feet; and to allow a maximum number of four stories for the main section of the building and five stories for the attached garage section of the building.

Attorney Robert Connors reviewed the responses from the petitioner as submitted in a letter dated February 15, 2018. Councillor Fowler and McLaughlin asked questions about how navigation apps like Waves could be changed to not route people through the neighborhoods. Councillor Harris asked about the proposed slip lane on Wyman Street. Councillor Logan said he would like the petitioner to include a condition that there will be no landscaping on Saturdays. Councillor Logan asked questions of Kevin Gamins, an attorney for the petitioner about the logistics of shuttle options and expressed the need for more shuttle services. Councillor McLaughlin asked that dust suppression be used during construction. Councillor Logan requested that the petitioner work with the Clerk's Office to schedule a site view. The request was approved on a voice vote. Councillor Logan moved that the special permit be forwarded to the Law Department for review. The motion was approved on a voice vote. Councillor Logan moved to lay the matter on the table. The motion was approved on a voice vote.

225 Waverley Oaks, Waltham, MA fast-food operation and convenience store

Councillor Logan moved to take the matter from the table. Councillors indicated that they need more time to review the materials. Councillor Logan moved to lay the matter back on the table. The motion was approved and the motion was tabled.

Small Cell Ordinance

Attorney Weaver briefly reviewed the Law Department's memo and questioned the need for a bond. Councillor Logan moved to lay the matter on the table. The motion was approved on a voice vote and the matter was tabled.

Councillor Stanley moved to adjourn and the committee adjourned at 11:37 pm.