



***Waltham City Council
Ordinances and Rules
Committee
Minutes
Monday, February 4, 2019***

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

Chairman McLaughlin called the meeting to order at 9:13 pm.

Attendance:

Present:

George A. Darcy, III

Cathyann Harris

Robert G. Logan

John J. McLaughlin

Absent:

Randall J. LeBlanc

Councillor Logan moved to accept minutes from 1/22/2019. The motion was approved on a voice vote.

New matters:

Zoning Amendment Moratorium on Marijuana Establishments.

Councillor Logan moved to send the matter out to the full Council with a recommendation that it be given a first reading. Councillor Darcy asked questions on the language in the proposed ordinance which were answered by Councillor Logan. The motion was approved on a voice vote.

Zoning Amendment Non-medical Marijuana Establishments.

Councillor Logan explained that the Council needed a decision from the Board of Survey and Planning before taking a final vote on this matter. Councillor Logan explained that the Law Department would only review the proposed ordinance after it had been given a first reading. He explained that after the ordinance was given a first reading and recommitted, the Committee should send the ordinance for review by the Law Department along with the questions submitted by the Ward 7 Councillor. Councillor Darcy asked for an explanation of the process and opportunities for further comments regarding the proposed ordinance after it was given a first reading. Chairman McLaughlin and Councillor Logan addressed Councillor Darcy's questions. Councillor Logan moved to send the matter out to the full Council with a recommendation that it be given a first reading. The motion was approved on a voice vote.

Tabled matters:

Prestige Auto Sport, Inc. d/b/a Eastside Motoring, Petitioner, Special Permit Article 3, Sections 3.5, 3.512 and 3.632 of Zoning used car lot and on the property known as 265 Bear Hill Road, Waltham.

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Councillor Logan moved suspension of the rules to hear from an off Committee member. The motion was approved on a voice vote. The petitioner's representative, Attorney Philp McCourt informed the Committee that the petitioner included the recommendations of the Law Department in its proposed special permit decision. Councillor Logan pointed out a scrivener's error in the proposed decision which the petitioner agreed to fix. Councillor Logan moved approval of the special permit. The motion was adopted on a voice vote.

General Ordinance Amendment Consolidating Water and Sewer and Public Works

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Councillor Logan moved to send the matter out to the full Council with a recommendation that it be given a first reading. The motion was approved on a voice vote.

FY2019 Compensation Ordinance Amendments

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Councillor Logan explained that the consolidation of Water and Sewer and Public Works would increase the scope of the job of Commissioner of Public Works. Councillor Logan moved to send the matter out to the full Council with a recommendation that the amendment to the Compensation Ordinance with respect to the Commissioner of Public Works be given a first reading. The motion was approved on a voice vote.

Resolution Solar Array and Height of Buildings

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Councillor Logan moved suspension of the rules to hear from an off Committee member. The motion was approved on a voice vote. Councillor Logan questioned William Forte, the Building Inspector and Superintendent of Public Buildings regarding the applicability of the language in Section 4.217 of the Waltham Zoning Code to solar panels. Councillor Logan moved to place the matter back on the table. The motion was approved on a voice vote.

Councillor Logan moved to adjourn. The motion was approved on a voice vote and the Committee adjourned at 9:48 p.m.

Respectfully Submitted,
Robert J. Waddick, City Clerk