



***Waltham City Council  
Ordinances and Rules  
Committee  
Minutes  
Monday, April 1, 2019***

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

Chairman McLaughlin called the meeting to order at 10:19 pm.

Attendance

Present:

John J. McLaughlin- Chair

George A. Darcy, III

Cathyann Harris

Randall J. LeBlanc

Robert G. Logan

Absent: None

Councillor Logan moved to accept the minutes from 3/18/2019. The motion was approved on a voice vote.

New matters:

***Resolution Hearings at Government Center***

Councillor Logan moved to take the matter out of order. The motion was approved on a voice vote. Councillor Logan moved to strike the resolve and insert in place thereof "Meetings of the Waltham City Council shall be held in the Council Chambers at Waltham City Hall provided that if the City Clerk, when scheduling a public hearing or more than one public hearing for the same night, has reason to believe that the matter(s) for which the hearing(s) are being conducted are likely to result in public attendance exceeding 100 persons the City Clerk may, after consulting with the Council President, schedule that night's City Council meeting at an alternate venue that can safely accommodate all those who are expected to attend." Councillor Darcy spoke in favor of the amendment. The amendment was approved on a voice vote. Councillor Logan moved that the resolution be approved. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation that it be approved.

***Zoning Amendment Affordable Housing***

Councillor Logan moved to send the matter to the Law Department for review including the advertisement the track changes and the sheets provided when the amendments were made and changes made and to also please opine as to where or not either change necessitates a new public hearing. The motion was approved on a voice vote.

Councillor Darcy requested that the Law Department opine as to whether the omission of

section 9.2. The motion was not approved. Councillor Darcy moved to lay the matter on the table. The motion was approved on a voice vote.

*Zoning Amendment Smoke Shops*

Councillor Logan moved to send the matter to the Law Department to be reviewed for form and constitutionality. 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.

*Special Permit Medical Marijuana Treatment Center Middlesex Integrative Medicine, Inc 305 Second Ave*

Councillor Logan said this was sent to the Law Department.. Councillor Logan moved to send follow up request to law with time request. 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.

*General Ordinance Amendment Chapter 3 Article III Keeping of Hens*

Councillor Darcy hopes that we can give this a recommendation for first reading. Councillor Darcy moved that the matter be given a first reading. Councillor Logan said there is a zoning amendment that will also have to be adopted. Councillor Logan said that this is a well written ordinance and supports the matter being given a first reading. Councillor Randy LeBlanc spoke in favor. The motion was approved on a voice vote and the matter was forwarded to the full Council with a recommendation that it review a first reading.

Tabled matters:

*Modification to Existing Special Permit 54 Fourth Ave Waltham Suites LLC*

Councillor Logan moved to take the matter from the table. Councillor Randy LeBlanc recused himself and left the room. Councillor Logan moved to hear from Attorneys Dwyer and Dacey. Mr. Dwyer said they made some plan changes. Mr. Dwyer reviewed the changes as outlined in his letter dated March 28, 2019 that was provided to the Committee. Mr. Dwyer reviewed the as built plan that was developed as well as the stormwater drainage system. Petitioner will add one bike rack and two charging stations. Councillor Darcy reviewed the order that was modified and submitted to the Council in the March 28, 2019 communication to the Committee. Councillor Darcy said that the petitioner will pay for a painted cross walk. Attorney Dacey mentioned that Councillor Darcy had come out to the site for a review. Councillor Darcy asked that the driveway plan be include in the order and that the bike racks be included on the plan and asked to add one more sharrows. Councillor Harris said that track changes might make it clearer for the review. Councillor Darcy moved to send to the Law Department. The motion was approved on a voice vote. Councillor Darcy moved to lay the matter on the table. The motion was approved on a voice vote.

Councillor Randy LeBlanc returned to the room

*Special Permit Reduction of Parking 100 First Ave HD Development of Maryland, Inc.*

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Attorney Proia reviewed the plans that were submitted last week. Attorney Proia reviewed the snow storage plan that the City Clerk received on March 27, 2019. Councillor Logan moved to send the matter to the Law Department for review. Attorney Proia said they will put in a bike racks. Councillor Logan move to send to law department for review. Councillor Logan moved to lay the matter on the table. The motion was approved on a voice vote.

*Special Permit 415 South Street wireless communication equipment*

Councillor Logan moved to take the matter for the table. The motion was approved on a voice vote. Councillor Logan moved that the matter be approved. The motion was approved on a voice vote and the special permit was forwarded to the full Council with a recommendation for approval.

*Draft FOG Ordinance*

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

*17-80 Ordinance amendment*

Councillor Logan moved to take the matter from the table. Councillor Logan reviewed the history of the ordinance. Councillor Logan reviewed the wording that was added to the ordinance. Councillor Logan made a request for the Clerk to notify Law Department that will be voting at next meeting. Councillor Logan moved to lay the matter on the table. The motion was approved on a voice vote.

Councillor Darcy moved adjourn at 11:15. The motion was approved on a voice vote.

Respectfully submitted,  
Joseph W. Vizard, Assistant City Clerk