



***Waltham City Council  
Ordinances and Rules  
Committee  
Minutes  
Monday, June 3, 2019***

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

Chairman McLaughlin called the meeting to order at 9:20pm.

*Attendance*

Present:

George A. Darcy, III

Cathyann Harris

Randall J. LeBlanc

Robert G. Logan

John J. McLaughlin

Absent: none

Councillor Darcy moved approval of the minutes from 5/20/2019. The motion was approved on a voice vote.

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

Councillor Darcy moved to take the matter from the table. The motion was approved on a voice vote. Councillor Darcy moved to hear from Health Director Feeley and assistant Director Creonte. The motion was approved on a voice vote. The Director Feeley said that location of hen coop and similar setback issues should be handled by the Building Department and that Health would handle the sanitary regulations. Councillors Randy LeBlanc and Harris asked questions about inspections and other clarifying questions. Councillor Darcy moved to lay the matter on the table. The motion was approved on a voice vote.

*Resolution Plastic Bags*

Councillor Logan reviewed different ways that stores convert to paper bags and the containers that they use. Councillor Logan moved to divide the general ordinance amendment and the fines amendment from the resolution. The matters were split.

*General Ordinance Plastic Bags*

Councillor Logan moved to delete the exemption for take-out bags from restaurants. The motion was approved on a voice vote. Councillor Randy LeBlanc asked if there was a compromise on this. Councillor Darcy spoke in opposition because items will spill in the paper bag and spill in people's cars. Councillor Harris spoke in support of the amendment. The motion was approved on a voice vote. Councillor Randy LeBlanc moved to remove pet waste bags from the ordinance and to require that pet waste bags be biodegradable. The motion was approved on a voice vote. Councillor Logan moved that the matter be given a first reading as amended. The motion was approved on a voice vote and the matter was forwarded to the full council with a recommendation for approval.

*General Ordinance Plastic Bag fines*

Councillor Logan moved that the matter be given a first reading as amended. The motion was approved on a voice vote and the matter was forwarded to the full council with a recommendation for approval.

*General Ordinance Marijuana Host Community Agreements and Letters of Support or Non-Opposition*

Councillor Mackin questioned whether or not the medical and recreational matters should be separated. Councillor Logan explained the rationale for them being together. Councillor Mackin agreed. Councillor Randy LeBlanc thanked Councillor Mackin for bringing the matter in and spoke in favor of the matter. Councillor Logan moved that the matter be given a first reading. The motion was approved on a voice vote.

*Special Permit for The Bulfinch Companies, Inc amending the existing special permit at 1560 Trapelo Road*

Attorney Connors reviewed responses to questions from the hearing that are contained in communication dated May 30, 2019 which is on file at the city Clerk's Office. Councillor Darcy asked that bike racks be added to the plans. Councillor Logan asked questions about the parking and asked that the requirements of the Cambridge Water Department be added to the order. Councillor Darcy moved that the matter be forwarded to the Law Department for review. 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.

*Request for Letter of Support or Non Opposition from petitioner, Middlesex Integrative Medicine, Inc. (recommitted)*

Councillor Darcy asked why this matter was recommitted. Chairman McLaughlin said it was because the vote had taken place late it might not have been clear what the impact on the special permit would be. Councillor Harris asked what needed to be further deliberated. Attorney Connors said the letter is mainly regarding the zoning. Councillor Harris asked what happens if the letter isn't signed. Attorney Connors said that his client would not be able to proceed with the licensing process and could have to go through a costly reapplication process. Councillor Logan said the Building Inspector was not consulted. Attorney Connors presented the Building Inspector's signoff of the location on the development prospectus. Councillor Logan moved to lay the matter on the table. The motion did not carry. Councillors Harris and Randy LeBlanc asked clarifying questions about the letter. Councillor Logan made a motion to lay the matter on the table because the Council still has to decide the special permit. The motion did not carry. Councillor Darcy 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 300 Third Ave increase in Floor Area Ratio (FAR) to 1.79*

Councillor Logan moved to take the matter from the table. The motion was approved on a voice vote. Councillor Logan expressed Concern about the number of times the petitioner disagreed with the Law Department comments. Councillor Harris expressed similar concerns. Councillor Logan asked Attorney Michael Connors to provide a final decision that tracks more closely with the Law Department recommendation. Councillor Logan moved to lay the matter on the table. The motion was approved on a voice vote.

*Special Permit Anchor Line Partners increase in Floor Area Ratio (FAR) to 1.38- 140 Fourth Avenue*

Councillor Logan moved to take the matter from the table. Councillor Logan moved to send the matter 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.

*Compensation Ordinance Library Director*

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 for approval.

*Compensation Ordinance Fire Department Radio Liaison*

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 for approval.

Councillor Logan moved to adjourn at 11:07 pm. The motion was approved on a voice vote.

Respectfully submitted,  
Joseph W. Vizard, Assistant City Clerk