

*City Council Docket*  
*Monday, February 23rd, 2015*

The City Council Meeting will be held on Monday, February 23rd, 2015 at 7:30 PM in the Council Chamber at City Hall, 610 Main Street, Waltham and the following matters and others will be considered.

Recessed from 2-9-2015  
**SPECIAL PERMIT**

Lincoln Cooper Street, LLC, as Petitioner, and Longview Fibre Paper and Packaging, Inc. and Aragona Realty Trust Company LLC, as Owners hereby petition the City Council of the City of Waltham to allow an application for a Riverfront Overlay District Special Permit pursuant to § 8.431 of the Zoning Ordinance of the City of Waltham, and

As part of this Riverfront Overlay District Special Permit, and pursuant to § 3.513 of the Zoning Ordinance, that the City Council grant special permits in accord with the following sections of the Zoning Ordinance:

1. § 3.511 – To allow an increase in Floor Area Ratio (FAR) to 1.53;
2. § 8.433:
  - a. To allow an increase in FAR as set forth in § 8.451; and
  - b. To allow multifamily residential development without any requirements for nonresidential use;
3. § 8.45 et seq. – To allow certain dimensional changes and sign approvals as shown on the Plans; and
4. § 8.5 – To waive certain requirements of this section.

The subject premises are shown in the “Atlas City of Waltham, Massachusetts” as follows:

- 20 Cooper Street a/k/a End Cooper Street being shown as Atlas: Page 60, Block 28, Lot 21; and
- 135 Elm Street being shown as Atlas: Page 60, Block 29, Lot 2, and Page 60, Block 49, Lot 1

The above properties are both located in a Commercial Zoning District and the Riverfront Overlay District.

**Special Permit**

RLJ EM Waltham, LLC and New Cingular Wireless PCS, LLC by AT&T Mobility Corporation, Its Manager (“AT&T”) c/o Edward D. Pare, Jr., Brown Rudnick LLP, 10 Memorial Blvd., Providence, RI 02903 hereby petition the City Council for a Special Permit pursuant to Article III, Sections 3.5 and 3.512 as well as Article X, Section 10.521 (b) of the City of Waltham Zoning Code and all other necessary relief, for the installation, operation and maintenance of Wireless Communication Equipment on the existing building located at 550

**City Council Docket**  
**Monday, February 23rd, 2015**

Winter Street (Atlas Map Page 030, Block 004, Lot 0007) including the installation of twelve (12) panel antennas in three (3) sectors (four antennas per sector), extending to a top height of 91.3' above ground level, concealed behind proposed screen walls on the roof of the existing building (the "Building") as well as associated antenna equipment including amplifiers, cables, fiber and other associated antenna equipment, including remote radio heads, surge arrestors, and global positioning system antennas for E-911 compliance with associated electronic equipment, and other appurtenances in AT&T's proposed equipment shelter located behind the existing screen wall, with a natural gas fueled emergency backup power generator located on the roof of the Building behind a screen wall, all as depicted on the plans submitted by the Petitioner.

**17-25 Street Opening**

C&L Homes Inc., 83 Cambridge Street Burlington Ma. 01803 as the owner of the property located at 88 Lake Street Waltham, petitions the Waltham City Council for permission under the provisions of Section 17 – 25 for the installation of utilities. The property is numbered 88 Lake Street. All work is to be done in accordance with the provisions of said Section 17 -25

**Communications from the Mayor**

The Mayor respectfully requests a transfer of capital improvement funds in the amount of \$3,000 from account #001-175-5800-6340 Planning – Gaebler Demolition to a new account #001-175-5800-6360 Planning – Park Benches. These funds will be used to supplement the gift received from the family of deceased former school employee, Wayne Abbott, to purchase and install a park bench at Nipper Maher Park.

The Mayor respectfully requests approval of the attached loan authorization in the amount of \$1,040,000. The funds will be used to award the low bid for the construction contract and the installation cost of the playground equipment. Included in this appropriation request are funds for the City to purchase the playground equipment separately and provide a 10% construction contingency amount.

The Mayor respectfully recommends the 2015-16 Community Development Block Grant Budget.

The Mayor respectfully requests authorization to amend the FY2015 salary budget for the Building Department to include one additional Senior Building Inspector until June 30, 2015.

The Mayor respectfully requests the reappointment of Jacquelyn Mawhinney, 53 Bartlett Way, Unit 1204, as a member of the Board of Library Trustees.

The Mayor respectfully requests a transfer of funds totaling \$23,000 to fund the overtime expense of eligible employees of the Managers' Union in the Water Administration and Engineering Departments for the remainder of FY2015.

*City Council Docket*  
*Monday, February 23rd, 2015*

**Licenses**

**Tabled from 1-12-2015**

Bemis Street Resurfacing Petition

**Tabled from 1-26-2015**

The Long Term Debt Committee recommends approval of the loan authorization in the amount of \$4,400,000. The funds will be used to award the low bid for ACO Project Sanitary Sewer System Rehabilitation for Area 1314. Having had a first reading is before the Council for a Second and Final Reading. Council cannot act until 2/23 because of advertising requirements.

**New Business**

Request for an extension of time for 470, 486, and 504 Totten Pond Road

Transfer of a fuel Storage License for Super Petroleum 156 Crescent Street.

**Resolutions**

Our Lady's Webelos - Councillor O'Brien

**Committee Reports**

**The Committee of the Whole**

The Committee of the Whole recommends approval of the Mayor's request regarding tenancy of 14 Church Street.

The Committee of the Whole recommends the Resolution regarding Superintendent of Buildings be placed on file.

The Committee of the Whole recommends acceptance of a gift of Land at 152R Lyman Street and 65R Valley View Road.

The Committee of the Whole recommends that the matter regarding the abandonment of an easement at 10-52 Second Avenue be placed on file.

The Committee of the Whole recommends appointment of Philip Moser to the Conservation Commission.

The Committee of the Whole recommends appointment of Tali Gill-Austern to the Conservation Commission.

The Committee of the Whole recommends appointment of Bradley Baket to the Conservation Commission.

The Committee of the Whole recommends appointment of Clarence Richardson to the Historical Commission.

**City Council Docket**  
**Monday, February 23rd, 2015**

The Committee of the Whole recommends the Resolution regarding clearing snow from the Riverwalk be approved.

**Economic and Community Development**

Economic and Community Development recommends approval of the Mayor's request to transfer Care, Custody and Control of the Wellington House and fields to the Historical Commission.

**License and Franchises**

The Licenses and Franchises Committee recommends approval of the renewal of a Class II License, JJJ Auto 196 High St.

The Licenses and Franchises Committee recommends approval of Extended Hours, Tiki House 569 Moody St

The Licenses and Franchises Committee recommends approval of Extended Hours, Dunkin Donuts 859 Main St.

The Licenses and Franchises Committee recommends approval of Extended Hours, Wendy's 806 Main St.

The Licenses and Franchises Committee recommends approval of Extended Hours, CVS 12 Harvard St.

**Finance Committee**

The Finance Committee recommends acceptance of a gift – Photographic Documentation of the Fernald School.

The Finance Committee recommends approval of an appropriation of \$24,000 for Library lighting Upgrade.

The Finance Committee recommends approval of an appropriation of \$1,760,000 to CPW Snow Account.

**Long Term Debt**

The Long Term Debt Committee recommends that the appropriation in the amount of \$55,000.00 from Unreserved Fund Balance to account #001-420-5800 CPW Worcester Lane Culvert be approved.

**Ordinances and Rules Committee**

The Ordinances and Rules Committee recommends that the Waltham City Council instruct the City Clerk's Office to advertise and set a date for the Public Hearing on an Ordinance amending Chapter 21 "ZONING" Article Five entitled 'Parking Requirements' Section 5.2 entitled "Off-street parking requirements," Subsection 5.21 entitled "Table of Off-street parking requirements" is hereby amended by adding after the words "Industrial, Manufacturing establishments and laboratory spaces, as defined herein" the following "and animal shelters as defined by section 3.226D"

Adjourn

2-23-15