

City Council Docket
January 9, 2017

The City Council and the Board of Survey and Planning will hold a Joint Public Hearing in the City Council Chamber at City Hall, 610 Main Street, Waltham MA on Monday, January 9, 2017 at 7:30pm and the following matters and others may be considered.

Election of City Council President

Approval of Minutes from Council Meetings: 12/12/2016, 12/27/2016,
Special Meeting 11/28/2016

Public Hearing
Zoning Amendment

CHAPTER 21 of the General Ordinances of the City of Waltham entitled “Zoning,” as most recently amended, is hereby further amended as follows:

ARTICLE III entitled “Establishment of Districts,” Section 3.2 entitled “Definition of uses,” Subsection 3.226A entitled “Commercial recreational facilities, indoor,” is hereby amended by inserting at the end of the second sentence, after the word “roof” the following:

“and the gross floor area of the facility exceeds 5,000 square feet”

Section 3.2 is hereby further amended by adding a new Subsection 3.226F as follows:

3.226F Small athletic and fitness facilities, indoor: Business premises, open to the public, which are used for indoor exercise and fitness purposes, including yoga studios, gymnastics studios, gymnasiums, and health/exercise/fitness clubs, where the gross floor area of the facility is 5,000 square feet or less. Arcades, as defined in Section 3.226, are hereby excluded from this section.

ARTICLE III is hereby further amended by adding in Section 3.4 entitled “Table of Uses,” under the category “Commercial,” the following:

Small athletic and fitness facilities, indoor:

RA-1 RA-2 RA-3 RA-4 RB RC RD HR-1 HR-2
N N N N N N N N N

BA BB BC LC C I CR Use Reference
Y1 Y1 Y1 N Y1 Y1 N 3.228C

Public Hearing
Zoning Amendment

The Davis Companies, of 125 High Street, 21st Floor, Boston, Massachusetts 02110, as Petitioner; and DIV Waltham Main Street, LLC, c/o The Davis Companies, 125 High Street, 21st Floor, Boston, Massachusetts 02110 as the Owner of the parcel of land known and numbered as 1025-1075 Main Street (“Locus”), shown in the “Atlas City of Waltham, Massachusetts” as follows:

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- Page 58, Block 10, Lot 6 1013 Main Street
- Page 58, Block 10, Lot 11 1037 Main Street
- Page 58, Block 10, Lot 12 1025 Main Street
- Page 58, Block 11, Lot 1 17 Lunda Street
- Page 58, Block 11, Lot 2 1055 Main Street

which land is the subject of the following Zoning District Map Amendment, pursuant to G.L. c. 40A, § 5:

HEREBY PETITION THE CITY COUNCIL OF THE CITY OF WALTHAM, MASSACHUSETTS TO AMEND PART III (FORMERLY CHAPTER 21) OF THE GENERAL ORDINANCES OF THE CITY OF WALTHAM ENTITLED "ZONING CODE", AND IN PARTICULAR TO AMEND THE "ZONING DISTRICT MAP" AS FOLLOWS:

ARTICLE III entitled "Establishment of Districts", Section 3.13 entitled "Zoning District Map" is hereby amended by striking out the Zoning District boundary lines and the Zoning District designation for "Residence B", and inserting in place thereof new Zoning District boundary lines and Zoning District designation as "Business B" insofar as the Zoning District Map relates to the following described parcel:

Legal Description for Change of Zone from Residence B to Business B

Public Hearing
Grant of Location

NSTAR ELECTRIC COMPANY DBA EVERSOURCE ENERGY, a company incorporated for the transmission of electricity for lighting, heating or power, that it desires to construct a line for such transmission under the public way or ways hereinafter specified.

WHEREFORE, your petitioner prays that, after due notice and hearing as provided by law, the City Council may by Order grant to your petitioner permission to construct, and a location for, such a line of conduits and manholes with the necessary wires and cables therein, said conduits and manholes to be located substantially as shown on the plan made by A. Debenedicitis, Dated October 27, 2016 and filed herewith, under the following public way or ways of said City:

Gore Street - Westerly from pole 121/3-1X thence turning and running northerly approximately 100 feet east of Colonial Avenue a distance of 75 ± feet of conduit.
(WO #2146404)

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Communications from the Mayor

1. The Mayor respectfully requests an appropriation in the amount of \$82,611 from Unreserved Fund Balance to account #001-192-5200-5245 Building – Repairs & Maintenance.
2. The Mayor respectfully requests acceptance of a gift of \$300.00 from New Light Korean Church to the City of Waltham Fire Department for appreciation for their service to the Waltham Community.
3. The Mayor respectfully requests acceptance of a gift of \$300.00 from New Light Korean Church to the City of Waltham Police Department for appreciation for their service to the Waltham Community.
4. The Mayor respectfully requests an appropriation in the amount of \$7,550 to fund the purchase of three (3) computers and related workstation equipment. These computers will be furnished with the capability to operate AutoCAD, GIS and other high usage systems required for the Engineering Department for the Assistant City Engineer, Junior Civil Engineer and the Water/Sewer Superintendent employees.
5. The Mayor respectfully requests an appropriation in the amount of \$25,000 to fund the purchase of a Ford Fusion Hybrid vehicle for the Assessing Department.

Applications for Licenses and Permits

- Extended Hours Renewal - 205 Willow St. - Pro Tech Automotive & Tire Center Inc.
- Extended Hours Renewal – 12 Harvard St – CVS Pharmacy
- Class 1 Motor Vehicle Renewal – 85 Linden St – Aston Martin of New England Lotus Inc.
- Class 2 Motor Vehicle Renewal- 196 High St. - JJJ Auto Retailers Inc.
- Class 2 Motor Vehicle Renewal – 53 Felton St. – Pilgrim Auto Body Inc.
- Class 2 Motor Vehicle Renewal – 477 Main St. – Chrislin’s Auto Inc. dba Metrowest Motors
- Class 2 Motor Vehicle Renewal – 251R High Street – Classic Cars Inc.
- Lodging House Renewal – 240 Crescent St – Torrington Properties Inc.
- Lodging House Renewal – 118 – 120 Robbins St. – Martin Reilly Realty
- Lodging House Renewal – 44-46 Chester Ave - Martin Reilly Realty
- Lodging House Renewal – 20-22 Adams St. – Martin Reilly Realty
- Lodging House Renewal – 11-13 Walnut St. - Martin Reilly Realty
- Lodging House Renewal – 26 Myrtle St – Michael Cotton
- Lodging House Renewal – 403 River St – Dennis Dyer
- Lodging House Renewal – 107 Adams St – Dennis Dyer
- Lodging House Renewal – 10-12 Maple St – Mark Leger

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Unfinished Business & Other Business

- Filling a vacancy – Under the provisions of Section 4-3 of the City Charter, there shall be a Joint Convention Meeting of the City Council and the Waltham School Committee to elect a person to fill a School Committee vacancy until the first Sunday in January following the next regular municipal election.

- Filling a vacancy – Under the provisions of Section 2-6 of the City Charter, the Council will elect a Councillor At Large to fill an unexpired term.

Tabled Items

- Personnel Resolution
- 554 Lexington Street
- Mayors request for Fernald Property acreage for school (50 acres: 25 CPA/25 non CPA) submitted August 22, 2016
- 950 Winter Street Fuel Storage License

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Addendum to the Council Docket

1. Enclosed please find the Code Enforcement Report from the Superintendent of Buildings.