

***City Council Docket  
December 14, 2015***

The City Council Meeting will be held on Monday, December 14, 2015 at 7:30PM in the Council Chamber at City Hall, 610 Main Street, Waltham and the following matters and others will be considered.

Approval of Minutes from Council Meetings: 11/2/2015, 11/9/2015, 11/23/2015

**Public Hearing**

New Second Hand Dealers License

Petitioners Sara and Benjamin Dash, Owners of SBDPC Waltham LLC dba Plato's Closet Waltham hereby petition the City Council to grant a second hand dealers license for their business which will be located at 100 River Street.

**Public Hearing**

244, 256 Second Ave. (Marriot)

Second Avenue Hotel LLC, as Petitioner and Owner of 256 Second Avenue, and Watch City Ironworks, LLC, as Owner of 244 Second Avenue, hereby petition the City Council of the City of Waltham to grant a special permit for an increase in Floor Area Ratio (FAR) to 1.05 pursuant to § 3.511 (Intensity of Use Special Permit) and § 3.521 (Table of FAR) of the Zoning Ordinance. As part of this intensity of use special permit, the Petitioner and Owners also request pursuant to § 3.513 (Additional Special Permits) that the City Council grant special permits in accord with the following sections of the Zoning Ordinance:

- § 3.4 (Table of Uses), § 3.512 (Special Permits for Use), and § 3.617 (Hotel Special Permit) – To allow a hotel to be constructed, used and maintained on the locus.

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

- 244 Second Avenue: Page 39, Block 2, Lot 6; and
- 256 Second Avenue: Page 39, Block 2, Lot 7.

The above property is located entirely in a Commercial Zoning District.

**Public Hearing**

205, 225, 231 Second Ave.

The Petitioner, Alexandria Real Estate Equities, Inc. with a Massachusetts address of 400 Technology Square, Suite 101, Cambridge, Massachusetts 02139 hereby petitions the City Council to grant a special permit for an increase in Floor Area Ratio (FAR) to 0.62 pursuant to § 3.511 and § 3.521 of the Zoning Ordinance of the City of Waltham as to the following locus.

The locus is known and numbered as 205, 225 & 231 Second Avenue and is shown in the “Atlas City of Waltham, Massachusetts” as follows:

- Page 039, Block 001, Lot 0005 – 205 Second Avenue
- Page 039, Block 001, Lot 0011 – 225 Second Avenue; and
- Page 039, Block 001, Lot 0010 – 231 Second Avenue.

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## **Public Hearing**

### **Fuel Storage**

Paul Finger Associates, Representatives of 200 Smith Street NWALP Property Owner LLC, c/o ALP 200 Smith Manager LLC petition the Waltham City Council for a Fuel Storage License at the property located at 200 Smith Street. There will be a 202 car garage under the building and a 650 gallon storage tank for diesel fuel for the emergency generator which will also be located in the basement of the building.

## **Communications from Mayor**

1. Request of a transfer in the amount of \$185,000 to fund the emergency repair of the sewer and drain pipes located on South Street in the vicinity of Sawyer Road. The sewer system backed up into the storm drain system that discharges into a small waterway in the Mt. Feake Cemetery, which flows across Mt. Feake approximately 800 feet into the Charles River. MassDEP officials have conducted a site visit and expect a prompt fix of this situation by the City. This project is necessary to prevent future SSOs at this location. The project scope includes the elimination of an abandoned water main service that connects the sewer and drain systems which cause wastewater to overflow into the storm drains, repair to a broken sewer line, and the sealing of a leaking sewer manhole to prevent any new leakage from the sewer into the storm drain.
2. Request the acceptance of a gift in the amount of \$2,500 from the Digital Federal Credit Union to be used by the Waltham Public Library towards programs that make a difference in our community.
3. Request acceptance of a gift of \$200.00 from Connors & Connors LLP for the maintenance of the holiday lights on the Common.

## **Applications**

1. Extended hours – 573 Main St. – Asia Wok
2. Class II - 477 Main St – Chrislins/Auto Inc. dba Metrowest Motors
3. Class II – 143 Prospect St. – Prospect Auto Sales

## **Committee Reports Committee of the Whole**

1. The Committee of the Whole recommends the Resolution concerning 2015 – 2016 Snow Removal be filed.

## **License and Franchise**

1. The License and Franchise Committee recommends the Class II renewal - 22 Common Street – Euro Auto Brokers be approved.
2. The License and Franchise Committee recommends the Class II renewal – 43 Sun Street – Elm Street garage Inc. be approved.
3. The License and Franchise Committee recommends the Class II renewal – 50 Thayer Road – Hull Inc. dba Little Foreign Car Garage be approved.

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4. The License and Franchise Committee recommends the Class II renewal – 40 Green St. – Rte. 128 Used Auto Parts & Sale Inc. be approved.
5. The License and Franchise Committee recommends the Class II renewal – 251 High Street – Classic Cars Inc. be approved.
6. The License and Franchise Committee Class III renewal – 40 Green St. Rte. 128 Used Auto Parts & Sales Inc. be approved.
7. The License and Franchise Committee recommends the Grant of Location on Exchange Street be approved.

**Finance Committee**

1. The Finance Committee recommends the Sustainable Materials Recovery Program Grant from the Mass DEP in the amount of \$2,000 for recycling programs at the McDevitt School be approved.
2. The Finance Committee recommends the FFY 2016 EOPSS Traffic Enforcement Grant in the amount of \$9,000 be approved.
3. The Finance Committee recommends the FFY 2016 EOPSS Pedestrian and Bicycle Enforcement Grant in the amount of \$5,000 be approved.
4. The Finance Committee recommends a gift in the amount of \$100,000 from Eugene R. Boeglin, Jr. to establish the Nolan Family Scholarship Trust and to authorize the Mayor to sign all documents necessary to effectuate the gift and Trust be approved.

**Ordinances & Rules**

1. The Ordinances and Rules Committee recommends the matter of a GOA regarding the Police Chief position be filed.
2. The Ordinances and Rules Committee recommends the matter of a GOA regarding the Fire Chief position be filed.

**Public Works**

1. The Public Works Committee recommends the 17-25 Street opening at 317 Warren Street be approved with the condition that the street be repaved curb to curb, twenty feet wide, and that the seams be infrared sealed.
2. The Public Works Committee recommends the 17-25 petition for 90 Amherst Ave be approved with the conditions that a temporary patch be put in place until spring when a permanent patch will be installed curb to curb, twenty foot wide, with the seams infrared sealed.
3. The Public Works Committee recommends that the request to abandon the Easement on the property located at 42 Gregory Street be approved and that the order include the Engineer's drawing of the property.

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4. The Public Works Committee recommends the matter regarding the dumpster behind Star Market on Lexington Street be filed.

**Unfinished Business and Other Business**

1. 2016 Council and Committee Calendar
2. 2015 Municipal Election Results
3. 3.552 request to change Special Permit at 75 Third Ave.

**Tabled Matters**

**Tabled from 6/22/2015**

Amend Sections 2.2 and 3.1 of the City Charter

**Tabled from 11/9/2015**

ADHOC Fitch School Committee – final report

**Tabled from 11/9/2015**

City Council Minutes from 10/26/2015

**Tabled from 11/23/2015**

Mayor's veto of the Zoning Ordinance Amendment for residential parking requirement for the riverfront overlay district

**Adjournment**