

City Council Docket
February 13, 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, February 13, 2017 at 7:30pm and the following matters and others may be considered.

Approval of Minutes from Council Meetings:
1/23/2017

Public Hearing
Zoning Amendment

CHAPTER 21 of the General Ordinances of the City of Waltham entitled "Zoning District Map" is amended by striking out the designations "Business A" and "Residence B" as shown on said map and substituting in place thereof new lines and designation "Business B" insofar as the said map relates to the following described premises.

The locus lies in Business B, Business A and Residence B zoning districts and the proposed amendment would have the locus zoned entirely Business B. The locus is those certain parcels of land with the improvements located thereon situated at 17 Prospect Street, 17-NX Prospect Street and 105-111 Russell Street in the City of Waltham, County of Middlesex (South), Commonwealth of Massachusetts (Atlas Page 59, Block 18, Parcels 10-12) and the portion to be rezoned is more particularly described as follows:

Beginning at a point on the westerly sideline of Prospect Street; thence running

N 89°24'40" E	30.00' to a point located on the centerline of Prospect Street; thence turning and running
S 00°35'20" E	119.50' by the centerline of Prospect Street to a point; thence turning and running
S 88°25'15" W	220.21' by the centerline of Russell Street to a point; thence turning and running
N 01°34'45" W	20.00' to a point on the northerly sideline of Russell Street; thence turning and running
N 00°33'55" W	100.02' to a point; thence turning and running
N 88°25'15" E	190.51' to the POINT OF BEGINNING.

Containing 26,454 square feet or 0.607 acres, more or less.
to be rezoned from partially Business A, partially Business B and partially Residence B to all Business B.

Public Hearing
Fuel Storage

In accordance with Chapter 148 of the Massachusetts General Laws and Chapter 8 of the General Ordinances of the City of Waltham, Second Avenue Hotel LLC, with an address of 227 Marginal Street, Chelsea, Massachusetts 02150, as Petitioner and Owner, hereby petitions the City Council to amend the existing fuel storage license for a garage with 17

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parking spaces, to also locate on the premises at 250 Second Avenue (f/k/a 244 and 256 Second Avenue) two (2) 1,000 gallon underground storage tanks for propane.

The subject premises is shown in the “Atlas City of Waltham, Massachusetts” as Page 39, Block 2, Lot 6 and 7.

Communications from the Mayor

1. The Mayor respectfully requests the City Council to review and decide on the proposed questions regarding the property at 67 Crescent Street. Enclosed please find a communication from Litchfield Realty Trust regarding 67 Crescent Street, Waltham.
2. The Mayor respectfully requests the City Council to review and advise if there may be interest in purchasing the property at 338 Beaver Street, Waltham. The owner’s attorney has contacted the Mayor’s Office regarding the city’s interest in purchasing this property.
3. The Mayor respectfully requests an appropriation in the amount of \$387,343 from account #600-440-5800-7500 Sewer I/I Mitigation (General) to account #600-440-5800-7560 Sewer I/I Mitigation (Area 1314-B Design/Engineering). These funds will be used to award the low and responsible bid for design/engineering services for an ACO project located in Area 1314B.
4. The Mayor respectfully requests a transfer of Building Capital Improvement Funds in the amount of \$25,744.00 from account #310-192-2010-6000 Building - General to account #310-192-2010-6263 Building – Library Roof. These funds will be used to perform extensive roof repairs at the Main Street Library building.
5. The Mayor respectfully requests acceptance of the FFY 2016-2017 HMEP Grant in the amount of \$1,563.00 and the FFY 2016 EMPG Grant in the amount of \$22,460.00 awarded to the City of Waltham from Massachusetts Emergency Management Agency.
6. The Mayor respectfully requests approval of the enclosed Taking Order of 554 Lexington Street 75R Lincoln Street & 111R Lincoln Street. Time is of the essence for educational use of this property by the School Department to build a new high school (along with other uses), and submittals to the state for financial assistance. An appropriation City Council Order #33614 is already in effect for this Taking.
7. The Mayor respectfully requests the following transfer of Capital Improvement Funds in the amount of \$6,267.00. These funds will be used to lay a new subfloor over the existing floor and install new VCT tile for the Trapelo Road Fire Station.
8. The Mayor respectfully requests acceptance of a gift of an upgraded boat trailer from the City of Cambridge Water Department to replace the current boat trailer they donated in 2005. The value of the upgraded boat trailer is \$2,418.98. The City of Cambridge owns and is responsible for the protection of the reservoir on Winter Street. Under a mutual aid agreement, the Waltham Fire Department is a first responder to an incident at this location. As such, the City of Cambridge has

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donated and upgraded various pieces of protective supplies and equipment to the City of Waltham over the years.

9. The Mayor respectfully requests acceptance of a grant from the Executive Office of Public Safety to receive funding in the total amount of \$10,139 for the Student Awareness of Fire Education (SAFE) Program (\$6,943) and the Senior SAFE programs (\$3,196). The funds will be used to provide materials and training sessions for children and seniors. This grant does not require a City match or in-kind contribution.

10. The Mayor respectfully requests the recommendation for the educational use of the Stigmatine property by the Waltham High School to build a new high school and the associated athletic fields and open space and other recommendations regarding the Stigmatine's use of the site.

11. The Mayor respectfully requests, pursuant to the provision of Section 2.282 of the City Ordinance, the appointment of Maria Russo of 85 Mallard Way, Waltham, MA as a member of the Waltham Historical Commission. This appointment is to fill the vacancy left by the resignation of Alex Green.

12. The Mayor respectfully requests the City Council to review and advise if there may be interest in purchasing the property at 52R Winter Street. One of the owners of the property have contacted the Mayor's Office regarding the city's interest in purchasing this property but the Mayor does not recommend purchase.

13. The Mayor respectfully requests approval of the following bid at the Nathaniel at Banks Square Condominium Unit #101 for \$431,500.

Applications for Licenses and Permits

1. Class 2 Motor Vehicle Renewal – 279R Crescent St, Waltham Auto Tow, Inc.

Committee Reports
License & Franchise

1. The License and Franchise Committee recommends Extended Hours Renewal – 569 Moody St. – Tiki House LTD., Inc. be approved.

2. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University - Forest Hall Upper be approved.

3. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University – Fenway Hall be approved.

4. The License and Franchise Committee recommends Lodging House Renewal - 175 Forest St. – Bentley University – Stratton House Beaver be approved.

5. The License and Franchise Committee recommends Lodging House Renewal –175 Forest St. – Bentley University – Nathan R. Miller Upper be approved.

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6. The License and Franchise Committee recommends Lodging House Renewal –175 Forest St. – Bentley University – Castle Hall Upper be approved.
7. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University – Kresge Hall Upper be approved.
8. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University – Copley Hall North Lower be approved.
9. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University – HUD Tree Dorms Upper be approved.
10. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University –Slade Hall Upper be approved.
11. The License and Franchise Committee recommends Lodging House Renewal – 175 Forest St. – Bentley University – Copley Hall South Lower be approved.

Public Works & Public Safety Committee

1. The Public Works & Public Safety Committee recommends the 17-25 petition at 1130 Main Street for Eversource, Inc. be approved with conditions.
2. The Public Works & Public Safety Committee recommends the 17-25 petition at 141 Ash Street for Attardo Real Estate Finance Company, LLC be approved with conditions.

Long Term Debt Committee

1. The Long Term Debt Committee recommends the loan authorization for \$1,290,000 to fund the contract for the purchase of up to 25,000 wheeled cart recycling be approved for a first reading.

Finance Committee

1. The Finance Committee recommends appropriation in the amount of \$100,000 from Unreserved Fund Balance to account #001-220-5100-5131 Fire Department – Overtime be approved.

Ordinances & Rules

1. The Ordinances and Rules Committee recommends a time extension for 470, 486, 504 Totten Pond Road – Trustees of Zee Em Trust II be approved.
2. The Ordinances and Rules Committee recommends a Time extension for 99 Third Ave – BP 99 Third Avenue, LLC be approved.
3. The Ordinances and Rules Committee recommends the zone change petition of Chapter 21, Article IV, Section 4.11 entitled “Table of Dimensional Regulations” and Article IV, Section 4.12 entitled :”Footnotes, Table of Dimensional Requirements: at 9 Hope Ave., be approved for a second reading.

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4. The Ordinances and Rules Committee recommends the Resolution regarding Speed Limits be filed.

Unfinished Business & Other Business

- Time extension for 300 College Farm Road Special Permit
- Time extension for Bishops Forest Special Permit
- Public Records Law Request: Executive Session Minutes from MuckRock
- 20 Cooper Street aka End Cooper St., 135 Elm Street Public Access Easement
- CPC Recommendation for an appropriation of CPA funds for \$350,000 for historic preservation of Charles River Museum of Industry & Innovation, Inc.

Tabled Items

- 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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City Council Rule 58
For Informational Purposes Only

1. Communication regarding Eversource, Inc. Planned Vegetative Work
2. 1 Balm Avenue Update
3. Arrigo Farms Update