

***City Council Docket
November 14, 2022***

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham, MA on Monday, November 14, 2022 at 7:30 p.m. The following matters and others may be considered.

Approval of Minutes
Regular Meeting of 10/24/2022

Public Hearing
Grant of Location

Respectfully represent NSTAR ELECTRIC COMPANY DBA EVERSOURCE ENERGY a company subject to Chapter 166 of the General Laws (Ter. Ed.), that desires to construct a line upon, along and across 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 your petitioner locations for the erection or construction of poles, to be owned and used by them, and for such other fixtures as may be necessary to sustain or protect the wires of the line, said poles to be located, substantially as shown on the plan made by T. Thibault dated September 20, 2022, and filed herewith, upon, along and across the following public way or ways of said City:

Lexington Street - Westerly side approximately 639 feet south of College Farm Road

Install one (1) new sole owned pole, P169/75-1XA, approximately 63 feet west of existing pole 169/75.

W/O #9925688

Public Hearing
Grant of Location

Respectfully represents 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 T. Thibault, dated September 22, 2022 and filed herewith, under the following public way or ways of said City:

Lexington Street - Northerly from pole 169/75-1XA, approximately 639 feet south of College Farm Road, install approximately 20± feet of conduit. W/O #9925688

Public Hearing
Grant of Location

Respectfully represents 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

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and manholes to be located substantially as shown on the plan made by T. Thibault, dated October 24, 2022 and filed herewith, under the following public way or ways of said City:
Lexington Street - Northwesterly from pole 170/1-1X, approximately 45 feet northwest of Lexington Terrace, install approximately 10± feet of conduit.
W/O #10283700 / 2388429

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, the Applicant of Henley Enterprises, Inc, 54 Jaconnet Street, Newton Highlands, MA 02461 hereby petitions the City Council for an amendment to the current fuel storage license located on the premises at 557 Main Street, Waltham, MA 02452

- 2 x 500 - gallons aboveground tanks for used motor oil.
- 1 x 400 - gallons aboveground tanks for new motor oil
- 5 x 300 - gallons aboveground tanks for new motor oil
- 2 x 250 - gallons aboveground tanks for new motor oil
- 2 x 200 - gallons aboveground tanks for new motor oil
- 1 x 200 - gallons aboveground tank for Automatic Transmission Fluid
- 3 x 175 - gallons polyethylene drums for windshield fluid

Public Hearing
Special Permit

Waltham Cannabis, Inc. 130 South Royalston Road, Royalston, Massachusetts 01368, and Michael Polacco, Trustee of Full House Realty Trust 100 Felton Street, Suite 201, Waltham, Massachusetts 02452, collectively as Petitioners, hereby petition the City Council for a Special Permit pursuant to §3.5 and Article XI §12.1 to 12.13 of the Zoning Ordinance to operate a retail marijuana establishment as defined by §12.21 of the Zoning Ordinance.

The locus is known and numbered as 1254-1256 Main Street and is shown in the “Atlas, City of Waltham, Massachusetts 1988”, as Map 5 Block 9 Lot 1.

The property is situated in a Commercial Zoning District.

The Legal Owner of the locus is Michael Polacco, Trustee of the Full House Realty Trust, 100 Felton Street, Suite 201, Waltham, Massachusetts 02453.

Public Hearing
Special Permit

LPC West Main LLC, c/o John Noone, 221 Crescent Street, Suite 102A, Waltham, Massachusetts 02453, as Petitioner; and the Philip Pagliazzo Sr. Realty Trust, Elaine Pagliazzo and John Pagliazzo, Trustees u/t/d April 26, 2012, P.O. Box 134, Weston, Massachusetts, 02493, as the Owners hereby petition the City Council of the City of Waltham to grant a special permit for an

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increase in Floor Area Ratio (FAR) to 1.37 pursuant to § 3.511 and § 3.521 of the Zoning Ordinance of the City of Waltham.

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

- Page 56, Block 2, Lot 28 1362 Main Street

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

Communications from the Mayor

1. The Mayor respectfully requests a transfer of funds in the amount of \$19,662.00 to purchase eight (8) new computers and monitors for the Law Department.
2. The Mayor respectfully requests the appointment of Amy Caissie, of 17 Tudor Street, Waltham, as an assessor for a term of three years.
3. The Mayor respectfully requests the reappointment of Michael Russo, 85 Mallard Way, Waltham as Director of Veteran’s Services & License Commission Assistant for a three-year term expiring November 12, 2025.
4. The Mayor respectfully requests the acceptance of 23,600 iHealth Antigen Rapid Home Test Kits.
5. The Mayor respectfully requests the acceptance an Irish Immigration: A Case Study and an Old photograph from Maureen Ryan who worked in the Auditor’s Office donated by Mary Ellen Ryan for the Waltham Museum Room.
6. The Mayor respectfully requests the acceptance of a donation of Hannaford and Market Basket gift cards in the amount of \$5,000.00 from an anonymous donor.
7. The Mayor respectfully requests the appointment of Joseph Attardo of 140 Trapelo Road, Waltham as a member of the Zoning Board of Appeals.

Applications and Licenses

- Renewal of Class 2 License – 143 Prospect Street – Prospect Automobile, Sale & Service, Inc.
- Renewal of Class 2 License – 1486 Main Street – European Auto Solutions
- Renewal Lodging House – 21-23 Pine Street– Max Horn

Resolutions, Orders and Ordinances

- Resolution honoring Gloria J. Champion for her Legacy of Environmentalism in the City of Waltham
- Resolution Concerning Permanently Protecting 4.9 acre “Lot 3” along Trapelo Road
- Resolution concerning the MBTA’s “Better Bus Project” which will Decimate Existing Public Bus Services in Waltham
- Resolution Concerning Allowing Renewable Energy Systems in more Zoning Districts of Waltham

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- Resolution Concerning of City of Cambridge Lands in Waltham that Support its Public Drinking Water Supply
- Safety Concerns at Pine Street in Lowell Street Resolution

Committee Reports
Public Works and Public Safety

1. The Public Works and Public Safety Committee recommends the 17-25 street opening at 817 Moody Street be filed.
2. The Public Works and Public Safety Committee recommends the Landry Park Resolution be approved.
3. The Public Works and Public Safety Committee recommends the Cross Boarder Storm Drains Resolution be filed.
4. The Public Works and Public Safety Committee recommends Resolution Concerning Extension of MBTA 73 Bus Service in North Waltham be discharged to the full Council to be referred to the Master Plan Committee.
5. The Public Works and Public Safety Committee recommends the Resurfacing of Silver Lane Resolution be approved.
6. The Public Works and Public Safety Committee recommends the Creating a Safe and Separate Bike and Pedestrian Path Along Lexington Street from Trapelo Road to Beaver Street Resolution be discharged to the full Council to be referred to the Master Plan Committee.

Licenses and Franchises

1. The Licenses and Franchises Committee recommends the Massport Letter at 13 Brennan Avenue for Armen's Limousine be approved.
2. The Licenses and Franchises Committee recommends the renewal of Class 2 License at 97R Linden Street for ABKO Auto Body be approved.
3. The Licenses and Franchises Committee recommends the renewal of Class 2 License at 53 Felton Street for Pilgrim Auto Body, Inc. be approved.
4. The Licenses and Franchises Committee recommends the renewal of Class 1 License at 85 Linden Street for Lotus Motorsports, Inc. be approved.
5. The Licenses and Franchises Committee recommends the Extended Hours renewal at 573 Main Street for J T Shun Lai, Inc. be approved.
6. The Licenses and Franchises Committee recommends the Extended Hours renewal at 591 Moody Street for Samdough, Inc be approved.

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7. The Licenses and Franchises Committee recommends the Extended Hours renewal at 859 Main Street for Morley Doughnuts be approved.

Economic and Community Development

1. The Economic and Community Development Committee recommends the Recognizing Ward 8 Youth Initiative to Revitalize Logan Park 2022 be approved.

2. The Economic and Community Development Committee recommends the Bike Parking Proposal in Downtown Parking Lots be approved.

Committee of the Whole

1. The Committee of the Whole recommends the appointment of Mary E. Baker of 65 Wildwood Lane, Waltham, MA as a member of the Waltham Board of Health be approved.

2. The Committee of the Whole recommends the appointment of Marina Paige Bartley, 19 Vesper Street, Waltham as a Board of Library Trustee be approved.

Ordinances and Rules

1. The Ordinances and Rules Committee recommends the special permit application for the retail marijuana shop Thrive Cultivation & Dispensary, LLC. at 235 Bear Hill Road be approved.

2. The Ordinances and Rules Committee recommends the special permit application for the retail marijuana shop Uma Flowers, LLC. at 196 Bear Hill Road be approved.

Finance

1. The Finance Committee recommends the acceptance various newspaper articles from the Waltham Sentential, Waltham Record, Waltham Free Press and various Waltham and Boston newspapers from Justin Barret to go in the city archives be approved.

2. The Finance Committee recommends the transfer of \$20,000 from the Cemetery Sale of Lots & Graves account to purchase a new air compressor for the use of the Cemetery Division be approved.

3. The Finance Committee recommends acceptance of various office furniture from MA Health Data Consortium be approved.

4. The Finance Committee recommends the acceptance of keys for locks on the cases for the City Hall Museum Room from Robin Capello be approved.

5. The Finance Committee recommends the acceptance of various artifacts found on the Paine Estate grounds from Michael Scichilone for the City Hall Museum Room be approved.

6. The Finance Committee recommends the acceptance of gifts from Jeannette A. McCarthy of Waltham scenery photographs taken by Waltham High School Students from the Boys and Girls Club for the Waltham City Hall Museum Room be approved.

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7. The Finance Committee recommends the transfer of funds in the amount of \$80,000.00 to fund the first year of the Collective Bargaining Agreement for the Librarians Union be approved.

Unfinished Business & Other Business

- Extension of Time at 1345-1349 Main Street & 22 Bear Hill Road for LPC Northeast, L.L.C. until December 28, 2022.
- Extension of Time at 305 Second Avenue for Middlesex Integrated Medicine Inc. and Executive Park Realty Corporation until November 30, 2022.
- Extension of Time at 1254-1256 Main Street for Waltham Cannabis, Inc. and Michael Polacco, trustee of Full House Realty until November 30, 2022.

Tabled Items

- Mayor's Communication regarding a confidential update for 101 School Street
- Mayor's Communication regarding a confidential update for 0 Prospect Hill Road
- Loan authorization in the amount of \$3,875,000.00 for construction improvements to Lowell Field. (1st reading 10/24/2022).

Rule 58

For Informational Purposes Only