

City Council Docket
January 9, 2023

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham, MA on Monday, January 9, 2023 at 7:30 p.m. The following matters and others may be considered.

Election of a City Council President for 2023

Adoption of Rules

Appointment of Vice President for 2023

Approval of Minutes

Regular Meeting of 12/27/2022

Public Hearings

Zoning Amendment

Notice is hereby given that the City Council and the Board of Survey and Planning will hold a joint Public Hearing in the Council Chamber, City Hall, 610 Main Street, Waltham, Massachusetts, on Monday, January 9, 2023 at 7:30 P.M. on the following proposed amendment to the Zoning Ordinance:

Ordered: that the Waltham Zoning Ordinance, as most recently amended, is hereby further amended as follows:

Section 3.28 of the Zoning Ordinance, as most recently amended, is further amended by deleting said section in its entirety and replacing it with the following:

“3.28. Family child care homes. A private residence which, on a regular basis, receives for temporary custody and care during part or all of the day, children under 7 years of age, or children under 16 years of age if those children have special needs, and/or receives for temporary custody and care for a limited number of hours children of school age under regulations adopted by the state Board of Education and Care. The total number of children under 16 in a family child care home shall not exceed 6, including participating children living in the residence. Family child care home shall not mean a private residence used for an informal cooperative arrangement among neighbors or relatives, or the occasional care of children with or without compensation. The person holding the license from the Department of Early Education and Care under M.G.L. c. 15D for such a family child care home must file a copy of same with the Inspector of Buildings within 60 days of receiving the license or any renewal thereof.”

The Waltham Zoning Ordinance is hereby further amended by adding a new section after Section 3.28 as follows:

“3.28A. Large family child care home. A private residence which, on a regular basis, receives for temporary custody and care during part or all of the day, children under 7 years of age, or children under 16 years of age if such children have special needs, and/or receives for temporary custody and care for a limited number of hours children of school age under regulations promulgated by the

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Board of Education and Care, but the number of children under the age of 16 in a large family child care home shall not exceed 10, including participating children living in the residence. A large family child care home shall have at least 1 approved assistant when required by M.G.L. c. 15D, section 1A and 606 CMR 7.10. Large family child care home shall not mean a private residence used for an informal cooperative arrangement among neighbors or relatives, or the occasional care of children with or without compensation. The person holding the license from the Department of Early Education and Care under M.G.L. c. 15D for such a large family child care home and, where applicable, the approved assistant licensed under M.G.L. c. 15D, shall provide copies of their licenses to the Inspector of Buildings within 60 days of receiving said license(s) or any renewal thereof.”

The Waltham Zoning Ordinance is further amended by deleting Section 3.609 in its entirety and replacing same with the following:

“3.609. Family child care home; large family child care home. In the Business A, B and C districts, a residence used for family child care or large family child care must be on a lot of at least 6,000 square feet and have an enclosed outdoor play area of at least 3,000 square feet.”

The Waltham Zoning Ordinance, Section 3.4. Table of Uses, is hereby amended by changing the title “Family day-care homes (Sec. 3.609)” to “Family child care homes (Sec. 3.609).”

The Waltham Zoning Ordinance, Section 3.4. Table of Uses, is hereby further amended by adding a line, following the new “Family child care homes (Sec. 3.609)” line to read as follows:

Large family child care (Sec. 3.609)	RA-1	RA-2	RA-3	RA-4	RB	RC	RD	HR1
	Y	Y	Y	Y	Y	Y	Y	Y
HR2	BA	BB	BC(1)	LC	C	I	C/R	Use reference
Y	S1	S1	S1	N	N	N	N	3.28A

Communications from the Mayor

1. The Mayor respectfully requests without Committee reference an appropriation of funds in the amount of \$202,540.00 to fund the purchase and installation of a new boiler at Government Center.
2. The Mayor respectfully requests that the City Council acknowledge the Certificate of Achievement for Excellence in Financial Reporting to the City of Waltham. This is the highest form of recognition in governmental accounting and financial reporting. This is a significant accomplishment.
3. The Mayor respectfully requests the acceptance of a donation to the Waltham Fire Department from the New Light Korean Church in the amount of \$300.00.
4. The Mayor respectfully requests the acceptance of the FY2022 EMPG Grant in the amount of \$25,600.00 from the Massachusetts Emergency Management Agency.

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5. The Mayor respectfully requests the opportunity to discuss the Fitch School appraisal in a potential Executive Session.
6. The Mayor respectfully requests the acceptance of two grants in the amounts of \$6,781.00 for the Student Awareness of Fire Education (S.A.F.E) and \$2,677.00 for the Senior SAFE grant, from the Commonwealth of Massachusetts.

Applications and Licenses

Resolutions, Orders and Ordinances

- Resolution Concerning the New MBTA Communities Zoning Law

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

Rule 58

For Informational Purposes Only

- Capital Improvement Program
- Goals for Cornelia Warren Farm and Field House, 240 Beaver Street, Waltham
- Environmental Process for Area 2 of Cornelia Warren Farm and Field House, 240 Beaver Street, Waltham
- Environmental Clean-up Southern Portion of Area 2 Cornelia Warren Farm and Field House, 240 Beaver Street, Waltham
- Chapter 30B and Chapter 268A in Relation to the Cornelia Warren Farm and Field House, 240 Beaver Street, Waltham
- Survey of Waltham Residents regarding Cornelia Warren Farm and Field House, 240 Beaver Street, Waltham
- Local Community Farms
- Temporary Use of Greenhouses 7 and 8, Cornelia Warren Farm and Field house, 240 Beaver Street, Waltham
- RFP Area 1 Cornelia Farm and Field house, 240 Beaver Street, Waltham