

***City Council Docket
February 13, 2023***

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham, MA on Monday, February 13, 2023 at 7:30 p.m. The following matters and others may be considered.

**Approval of Minutes
Regular Meeting of 1/23/2023**

**Public Hearing
Grant of Location**

NSTAR ELECTRIC COMPANY DBA EVERSOURCE ENERGY, a company incorporated for the transmission of electricity for lighting, heating or power, 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 November 26, 2022 and filed herewith, under the following public way or ways of said City:

Chestnut Street - Southerly from pole 49/23, approximately 75 feet west of Stearns Street, install approximately 38± feet of conduit.
W/O #10845294

**Public Hearing
Grant of Location**

NSTAR ELECTRIC COMPANY DBA EVERSOURCE ENERGY, a company incorporated for the transmission of electricity for lighting, heating or power, 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 November 26, 2022 and filed herewith, under the following public way or ways of said City:

Stearns Street - Westerly from pole 257/6, approximately 105 feet south of Chestnut Street, install approximately 38± feet of conduit.
W/O #10845294

**Public Hearing
Grant of Location**

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Waverly Oaks Road - Westerly from pole 334/32A, approximately 50 feet east of Beaver Street in the island, install approximately 25± feet of conduit.
W/O #9876082

Public Hearing
Special Permit

(Continued from January 23, 2023)

CalVerde Naturals, LLC, Petitioner, with an address of 10 Briarwood Lane, Winchester, MA 01890, and Hilltop 1250 Main, LLC, Owner, with an address of 15 Alton Place S-1, Brookline, MA 02446, hereby petition the City Council for the necessary Special Permit pursuant to the provisions of Article 12, Section 12.4 and Article 3, section 3.5, subsection 3.512 of the Zoning Ordinance of the City of Waltham for a Nonmedical Marijuana Establishment.

The property is located at 1250 Main Street, and is shown on Atlas Map 57, Block 009, Lot 0002. The property is situated in Commercial and Residential A3 Zoning Districts.

Communications from the Mayor

1. The Mayor respectfully requests the City Council to consider a Zone Change Amendment regarding farm stands/recreation districts.
2. The Mayor respectfully requests acceptance of City Residents Farm Plot Survey results.
3. The Mayor respectfully requests the acceptance of the MBTA Communities Action Plan.
4. The Mayor respectfully requests the acceptance of the proposal for 92 Felton Street.
5. The Mayor respectfully requests the acceptance of the proposal for Cornelia Warren Farm and Field House 2.0 Acres.
6. The Mayor respectfully requests the appropriation of funds in the amount of \$1,832.56 from Building Code Enforcement Special Revenue to Building Code Enforcement Equipment. For four (4) new 32" computer monitors for the Building Department inspectors.
7. The Mayor respectfully requests an appropriation totaling \$325,000.00 for the redesign of Beaver Street between Waverley Oaks Road and Clematis Avenue.
8. The Mayor respectfully requests an appropriation totaling \$308,791.00 to fund building maintenance and repair projects.

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9. The Mayor respectfully requests the acceptance, without Committee reference, of 5,100 Antigen test kits (10,200 tests) from the State Department of Public Health.
10. The Mayor respectfully requests the approval of the financing plan in the amount of \$89,000.00 to purchase NFPA 1983 compliant personal escape emergency bailout systems for all current firefighters.
11. The Mayor respectfully requests the approval of the loan authorization in the amount of \$3,115,000.00 for renovations to the four (4) synthetic turf fields including walking path improvements and tree work at the Veterans Memorial Athletic Field Complex.
12. The Mayor respectfully requests an appropriation in the amount of \$235,000.00 to fund the design of a new HVAC system at the Waltham Public Library.
13. The Mayor respectfully requests the acceptance of the proposal – Cornelia Warren Farm and Field House Administration Building.
14. The Mayor respectfully requests the acceptance of the proposal for 240 Beaver Street Approximately 10.71 Acres.

Applications and Licenses

- Second Hand Dealers Renewal – 443 Moody Street – Mr. Sweeper Aviden Inc.
- Second Hand Dealers Renewal – 1019 Trapelo Road – Game Stop #7772
- Second Hand Dealers Renewal – 1250 Main Street – Clean Out Your House Inc
- Second Hand Dealers Renewal – 471 Main Street – The Tool Shed
- Class 2 License Renewal – 196 High Street – JJJ Auto Retailers Inc.
- Lodging House Renewal – 104 Adams Street – SMT Realty Associates, LLC
- Lodging House Renewal – 49-51 Brown Street – MST Realty Associates, LLC

Resolutions, Orders and Ordinances

Committee Reports

Licenses and Franchises

1. The Licenses and Franchises Committee recommends the renewal of the Class 2 license at 251 High Street – Classic Cars be approved.
2. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 755 Main Street – Max Horn be approved.
3. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 94 Adams Street – AMG Beech Road be approved.
4. The Licenses and Franchises Committee recommends the renewal of the lodging house license renewal at 107 Adams Street – Dennis Dyer be approved.

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5. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 124-126 Ash Street – Ash Street Lodging be approved.
6. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Copley Hall North Lower be approved.
7. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Copley Hall South Lower be approved.
8. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Fenway Hall be approved.
9. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Forest Upper Hall be approved.
10. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Kresge Upper Hall be approved.
11. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Miller Hall Upper be approved.
12. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Slade Hall Upper be approved.
13. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Stratton House Beaver be approved.
14. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – HUD Tree Dorms Upper be approved.
15. The Licenses and Franchises Committee recommends the renewal of the lodging house license at 175 Forest Street - Bentley University – Castle Upper Hall be approved.

Long Term Debt & Capital Planning

1. The Long Term Debt & Capital Planning Committee recommends the loan authorization in the amount of \$874,000.00 be approved for a second reading.

Ordinances and Rules

1. The Ordinances and Rules Committee recommends the Large Family Day Care Zoning Ordinance amendment be approved for a Second Reading.
2. The Ordinances and Rules Committee recommends the Special Permit application for Flora Holdings LLC at 221 Bear Hill Road be approved.

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3. The Ordinances and Rules Committee recommends the adoption of the compensation ordinance to amend the existing pay charts for non-union employees be approved for a First Reading.
4. The Ordinances and Rules Committee recommends the addition to the compensation ordinance (Section 2-39, A.1.) for the vacation provisions for certain non-union employees be approved for a First Reading.

Finance

1. The Finance Committee recommends an appropriation of \$2,999.00 for the Disability Services Commission to fund an Adult Changing Table be approved.
2. The Finance Committee recommends the acceptance of various donated artifacts connected to former Personnel Director, Brenda Capello, for the City Hall Museum Room be approved.
3. The Finance Committee recommends the financing transaction totaling \$427,250.00 to fund the first year of a three-year collective bargaining agreement between the City and the Laborers' Union (Teamsters) for the period July 1, 2022 to June 30, 2025 be approved.
4. The Finance Committee recommends the financing transaction totaling \$763,450.00 to fund the first year of the three-year amendment to the Non-Union Compensation Ordinance covering the period July 1, 2022 to June 30, 2025 be approved.
5. The Finance Committee recommends the acceptance of various pictures and memorabilia for the Waltham City Hall Museum Room from Council on Aging Director Marybeth Duffy be approved.

Unfinished Business & Other Business

- Minor Modification to a Special Permit at 840 Winter Street - ARE-Winter Street Property, LLC.
- Extension of Time for a Special Permit at 840 Winter Street and 910 Winter Street and 920-930-940 Winter Street.
- Acceptance of the 2023 Election Calendar.

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