

City Council Docket
April 10, 2023

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham, MA on Monday, April 10, 2023 at 7:30 p.m. The following matters and others may be considered.

Approval of Minutes
Regular Meeting of 3/27/2023

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 / Owner, CRP/AR Watch City Owner, LLC, c/o Alliance Residential, 184 High Street, Suite 502, Boston, MA 02110, hereby petitions the City Council for a new fuel storage license to locate on the premises at 341 Second Ave:

- A 293-space parking garage.

All of the above is consistent with the Comprehensive Permit (#2015-25) decided by the City of Waltham Zoning Board of Appeals on October 16, 2018.

Map, Block, Lot Number: R 039 001 0016 (341 Second Ave).

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 / Owner BP Third Ave, LLC, c/o Boston Properties, 800 Boylston Street, Suite 1900, Boston, MA 02199, hereby petitions the City Council for a new fuel storage license to locate on the premises at 180 Third Avenue:

- An 894 space parking garage;
- One above-ground mounted emergency generator with a 660-gallon fuel capacity; and
- Up to 7,080 gallons of flammable or combustible materials storage which shall be stored within appropriate containers in flammables / combustibles cabinets within tenant spaces;

All of the above to be consistent with City Council Special Permit Order No. 33110, as modified by the City Council.

Map, Block, Lot Number: R 039 003 0002 (180 Third Avenue).

Communications from the Mayor

1. The Mayor respectfully requests a transfer of funds in the amount of \$34,343.00 for the Building Inspections Department.
2. The Mayor respectfully requests the confirmation of the appointment for Gail David of 48 Dale Street to the Waltham Housing Authority Board of Commissioners to fill a vacancy of the Tenant Representative Maria Kidd.
3. The Mayor respectfully requests a transfer in the amount of \$402,494.00 for the projected deficit in the Snow Overtime and Snow General Expenses accounts.
4. The Mayor respectfully requests a transfer in the amount of \$76,500.00 from Library State Aid Special Revenue account to the Library – Educational Supplies account.

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5. The Mayor respectfully requests authorization to grant Charles River Canoe & Kayak a Section 10A permit to put a temporary dock on the Riverwalk next to Cronin's Landing Dock.
6. The Mayor respectfully requests acceptance of a Conservation Restriction regarding a 150-foot buffer, 5.97 acres 0 Chesterbrook Road, aka 605R Lexington Street, Waltham.
7. The Mayor respectfully requests acceptance of a Conservation Restriction regarding 84 AFT Arcadia Avenue.
8. The Mayor respectfully requests acceptance of a Conservation Restriction for 385 Trapelo Road
9. The Mayor respectfully requests acceptance of a Conservation Restriction for 240 Beaver Street
10. The Mayor respectfully requests acceptance of a Conservation Restriction for 342-344 Warren Street.
11. The Mayor respectfully requests acceptance of a Conservation Restriction for 775 Rear Trapelo Road.
12. The Mayor respectfully requests acceptance of a Conservation Restriction for 287AFT Grove Street.
13. The Mayor respectfully requests acceptance of various books written by women in Waltham for the City Hall Museum from Councillor Colleen Bradley-MacArthur.
14. The Mayor respectfully requests approval of a finance transaction in the total amount of \$6,020.00 for the purchase of a radar speed sign (1 pair) for the Traffic Engineering Department.
15. The Mayor respectfully requests the confirmation of the appointment of Robert Charbonneau of 51-205 Lake Street as a member of the Waltham Council on Aging to fill a vacancy due to the resignation of Olga Trivisano.
16. The Mayor respectfully requests the confirmation of the appointment of Christopher J. DeMeo of 17 Dix Street as a member of the Waltham Council on Aging to fill the vacancy due to the resignation of Carol Watts.
17. The Mayor respectfully requests an appropriation totaling \$131,775.00 to fund Building and Maintenance Repairs.

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18. The Mayor respectfully requests an appropriation in the amount of \$7,000.00 to fund the development of a Spill Prevention, Control and Countermeasures (SPCC) Plan in conformance with the requirements of 40 CFR 112 Oil Pollution Prevention for the 21-25 Lexington Street property.
19. The Mayor respectfully requests an appropriation without Committee reference in the amount of \$1,500.00 for the training institute expenses for the Assistant City Clerk to attend the required training course for CMC Certification.
20. The Mayor respectfully requests an appropriation in the amount of \$14,400.00 for a hazardous materials survey at the former Fitch School.

Applications and Licenses

1. Secondhand Dealers Renewal — 1019 Trapelo Road – Mobile Store Operators LLC dba T Mobile
2. Lodging House Renewal — 26 Myrtle Street – Michael Cotton
3. Secondhand Dealers Renewal — 74 Adams Street – SMT Realty Associates, LLC

Resolutions, Orders and Ordinances

- Fulcinetti’s Appreciation Resolution
- North Waltham Safety Resolution
- Accessory Dwelling Unit Resolution

Committee Reports

Economic and Community Development

1. The Economic and Community Development Committee recommends the Year 49 Community Development Block Grant Program (CDBG) be approved.

Licenses and Franchises

1. The Licenses and Franchises Committee recommends the renewal of the Secondhand Dealers license at 709 Main Street – Neighbors Who Thrift be approved.
2. The Licenses and Franchises Committee recommends the renewal of the Secondhand Dealers license at 563 Moody Street – Compustar Inc.be approved.

Finance

1. The Finance Committee recommends approval of the acceptance of Sections 1 & 2 of Chapter 269 of the Act of 2022, pursuant to M.G.L. c32 §103, which provide local retirement systems with a local option to increase the Cost of Living Adjustment (“COLA”) for fiscal Year 2023 up to 5 percent on the base amount be approved.
2. The Finance Committee recommends acceptance of the final Assessment Order for Silver Hill Lane be approved.

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3. The Finance Committee recommends the acceptance of a gift of \$1,000.00 from George A. Darcy, III for a bench at Berry Farm in honor of Gloria Champion for her outstanding commitment to Prospect Hill Park be approved.
4. The Finance Committee recommends approval of a financing transaction in the total amount of \$1,783,950.00 for the construction phase of the Trapelo Road at Beaver Brook culvert replacement and flood wall installation be approved.

Committee of the Whole

1. The Committee of the Whole recommends the appointment of Stephen A. Taranto of 270 Lake Street, Waltham, MA 02451 as a regular member of the Zoning Board of Appeals to fill Michael Cotton's vacancy be approved.
2. The Committee of the Whole recommends approval of the care, custody and control of the remainder of the Fitch School property be transferred to the Recreation Department.

Long Term Debt and Capital Planning

1. The Long Term Debt and Capital Planning Committee recommends that the CPC recommendation for an appropriation of CPA Funds in the amount of \$100,000.00 for the Architectural Design of Replacement Windows at Waltham Housing Authority's Arthur Clark Apartments be approved.

Unfinished Business & Other Business

1. Time Extension for Special Permit Application for CalVerde Naturals LLC at 1250 Main Street (6/23/23)
2. Time Extension for Special Permit for LPC West Main LLC, 1362 Main Street (5/24/23)
3. Time Extension for Special Permit for BP Third Avenue LLC, 180 Third Avenue (8/4/24)
4. Minor Modification for Special Permit for BP Third Avenue LLC, 180 Third Avenue (Order #33110)
5. Withdrawal without prejudice for Special Permit for Waltham Cannabis Inc at 1254-1256 Main Street

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

- Mayor's Communication regarding the Conservations Restriction for 0 Prospect Hill Road.
- Mayor's Communication regarding the Conservations Restriction for 282 Trapelo Road