Under the provisions of Section 2-5 of the City Charter, I, Paul J. Brasco, City Council President, hereby call a Special Meeting of the Waltham City Council for Monday, August 2, 2021, at 7:30 p.m. in the Council Chamber, City Hall, 610 Main Street, Waltham, MA. The following matters and matters on the table in Council Committees may be considered. No other matters shall be considered.

**Approval of Minutes**

Executive Session Minutes of 6/28/2021

Regular Meeting Minutes of 6/28/2021

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, August 2, 2021 at 7:30 p.m. on the following proposed amendment to the Zoning Ordinance:

**Public Hearing**

**Zoning Amendment**

AN ORDINANCE AMENDING CHAPTER 21 OF THE GENERAL ORDINANCES OF THE CITY OF WALTHAM ENTITLED “ZONING”.

CHAPTER 21 of the General Ordinances of the City of Waltham entitled “Zoning District Map” is amended by striking out the designations “Commercial” as shown on said map and substituting in place thereof new lines and designation “Commercial Multifamily Overlay District (CMOD)” insofar as the said map relates to the following described premises.

The locus lies in the Commercial Zoning District and the proposed amendment would add a new overlay district over the locus titled “Commercial Multifamily Overlay District (CMOD)”. The locus is located within those certain parcels of land with the improvements located thereon situated at 1265 Main Street, in the City of Waltham, County of Middlesex (South), Commonwealth of Massachusetts Atlas Map 48, Block 003 Lot 0001, Atlas Map 48, Block 003, Lot 001B, Atlas Map 48, Block 003, Lot 001C and the portion to be rezoned is more particularly described as follows:

A certain “Overlay District “over a parcel land, owned now or formerly by 1265 Main, LLC, located north of Main Street on the easterly sideline of Route 128 in the City of Waltham, in the County of Middlesex, and the Commonwealth of Massachusetts.

Said Overlay District contains 554,134 square feet more or less.

**Public Hearing**

**17-25**

Kamel Alhady, 471 Forest Street, Waltham, owner of 257 Beal Road, Waltham, MA 02453 respectfully requests to open a portion of Beal Road at 257 Beal Road, which is located between Madison Road and Windsor Terr., under the provisions of section 17-25 for the purpose to cut and capped gas, water and sewer pipe to disconnect from the property which will be demolished. All work and resurfacing to be done in accordance with the provisions of said 17-25.

**Public Hearing**

**17-25**

Petitioner, Attardo Real Estate Financing Company, LLC, Carl Attardo. Manager, of 67 Lincoln Woods Road, Waltham, Massachusetts 02451 and owner of 259 Lake Street, Waltham, Massachusetts (the "Locus") hereby petition the Waltham City Council for the necessary authorization under Art. I, § 17-25 to open the street at the Locus to allow access to underground utilities. All work and resurfacing shall be done in accordance\with the requirements set forth in Art. 1, § 17-25 of the General Ordinances for the City of Waltham and to the satisfaction of the Director of Public Works.

The property is shown in Atlas Page 022, Block 004, Lot 0012. The property is situated in the Residence A-4 Zoning District.

**Public Hearing**

**17-80**

The resurfacing of the private way known as Duddy Avenue in its entirety in accordance with the provisions of Section 17-80 of the General Ordinance of the City of Waltham. Betterments to be assessed.

**Public Hearing**

**Special Permit**

Flora Holdings LLC, Kaitlyn Smith and Erica Zimmerman, Managers, and 221 Bear Hill Road LLC, Owner of 221 Bear Hill Road, Waltham, MA 02451, (collectively the “Petitioners”), hereby petition to the City Council for the necessary Special Permit(s) pursuant to the provisions of Article III, Section 3.5, Subsections 3.511 and 3.512, *et. al.* and Article XII, Subsection 12.3, *et. al.* of the Zoning Ordinance of the City of Waltham, for the use of 221 Bear Hill Road, Waltham, MA 02451 (the “Locus”), as an adult use marijuana retailer.

The Locus is known and numbered as 221 Bear Hill Road, Waltham MA 02451, and is shown as Atlas page, block and lot(s) R048-002-0005. The Locus is situated in the Commercial Zoning District,

The legal owner of the Locus is 221 Bear Hill Road LLC, 195 Marsh St., Belmont, MA 02478.

**Public Hearing**

**Special Permit**

Thrive Cultivation & Dispensary, LLC of 53 Midland Drive, Waltham, MA 02451 and Dakota Part LLC (60.41%) and Ladybug LLC (39.59%), 1264 Main Street, Waltham, MA 02451, collectively as petitioners, hereby petition the City Council for a Special Permit pursuant to §12.21 of the Zoning Ordinance.

The locus is known and numbered as 235 Bear Hill Road and is shown in the "Atlas, City of Waltham, Massachusetts 1988", as Map 48 Block 2 Lot 3.

The property is situated in a Commercial Zoning District.

The Legal Owner of the locus is Dakota Part LLC (60.41%) and Ladybug LLC (39.59%), 1264 Main Street, Waltham, MA 02451.

**Communications from the Mayor**

1. The Mayor respectfully requests acceptance of a donation to the Waltham Fire Department from the Digital Federal Credit Union in the amount of $5,000.
2. The Mayor respectfully requests acceptance of a donation to the Waltham Police Department from the Digital Federal Credit Union in the amount of $5,000.
3. The Mayor respectfully requests approval of a transfer in the amount of $220,000 for the purchase of a new bucket truck for the CPW Department Forestry Division.
4. The Mayor respectfully requests approval of a transfer in the amount of $261,000 for the purchase of a new street sweeper for the CPW Department Street Division.
5. The Mayor respectfully requests approval of a financing transaction totaling $483,957 for the “Bringing Climate Resilience to Beaver Brook” program.
6. The Mayor respectfully requests a transfer of $100,000 to fund the cleaning of the debris in Chester Brook from Lyman Pond to Lexington Street.
7. The Mayor respectfully requests an opportunity to go into executive session on Monday, August 2, 2021 to discuss a potential real estate purchase and an update on another executive session matter.
8. The Mayor respectfully requests a transfer of funds totaling $1,100,000 to cover the replacement of dated and/or lead water services, aging sewer laterals and illegal sump pump on streets that are slated to be repaved by the CPW Department.
9. The Mayor respectfully requests a transfer of funds totaling $400,000 to fund the engineering estimate of the design phase of the utility improvements in and around Winter Street/Lincoln Street/Glen Circle area including a water service loop connection to the new Waltham High School and the lining of the water main on Winter Street.
10. The Mayor respectfully requests acceptance of the State 911 Department Training Grant in the amount of $27,854.
11. The Mayor respectfully requests an opportunity to go into executive session on Monday, August 2, 2021 for the purpose of the Law Department and the Mayor to give an update on a matter that was brought to you at the June 28, 2021 City Council meeting.
12. The Mayor respectfully requests the acceptance of a grant renewal through the Executive Office of Public Safety and Security State 911 Department in the amount of $226,871 for the PSAP Grant – FY2022.
13. The Mayor respectfully requests the confirmation of the appointment of Nina L. Udwin of 80 Jennings Road, Waltham as a Trustee of the City of Waltham Municipal Affordable Housing Trust Fund to fill a vacancy.
14. The Mayor respectfully requests the City Council’s response to the Healthy Waltham’s requests regarding the food pantry.

**Applications and Licenses**

**Orders, Ordinances & Resolutions**

**Committee Reports**

* The Kevin M. Ritcey Service Award Ad Hoc Committee - Report from Committee

**Unfinished Business & Other Business**

* Extension of time for Special Permit petition at 130 Lexington Street

**Tabled Items**

* Open Meeting Law Complaint

**Recess to Committees**

**Committee Reports**

**Rule 58**

**For Informational Purposes Only**

* Mayors communication relating to CPC