

***City Council Docket  
February 11, 2019***

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham, MA on Monday, February 11, 2019 at 7:30 pm. The following matters and others may be considered.

**Approval of Minutes**  
1/14/2019, 1/28/2019

**Public Hearing**  
**Second Hand Dealers License**

Gagan Jain, 1844 Washington Street, Newton, MA Owner of Four Jwaze LLC, petitions the City Council for a Secondhand Dealers License at 100 River Street, Waltham.

**Public Hearing**  
**17-25 Street Opening**

The City of Waltham Fire Department hereby petitions the City Council for the necessary authorization to open the street at 509-527 and 533 Moody Street, Waltham, Massachusetts pursuant to the provisions of Article 1, Section 17-25 of the Ordinances of the City of Waltham to grant access to underground utilities.

**Public Hearing**  
**Grant of Location**

Crown Castle Fiber, hereby respectfully requests your consent to permit and build a fiber connection in the City of Waltham in and under the public streets listed below:  
To install and maintain (1) 4" PVC communication conduit a total of 224' +/- northeasterly from Utility Pole #555/27 on Second Avenue to the Private Property Telecommunication Manhole belonging to 225 Second Avenue. The purpose of the proposed installation is to provide service to 225 Second Avenue.

**Public Hearing**  
**Special Permit**

LPC Northeast L.L.C., c/o Lincoln Property Company, 53 State Street, 8<sup>th</sup> Floor, Boston, Massachusetts 02109, as Petitioner; and LGP Limited Partnership, c/o Crosspoint Associates, Inc., 300 Third Avenue, Suite 2, Waltham, Massachusetts 02451, as the Owner hereby petition the City Council of the City of Waltham to grant a special permit for an increase in Floor Area Ratio (FAR) to 1.79 pursuant to § 3.511 and § 3.521 of the Zoning Ordinance of the City of Waltham. The subject premises is shown in the "Atlas City of Waltham, Massachusetts" as:

- Page 39, Block 3, Lot 5 300 Third Avenue

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

**Public Hearing**  
**Special Permit**

Brandeis University, 415 South Street, Waltham, Massachusetts 02453 and Cellco Partnership d/b/a Verizon Wireless, 118 Flanders Road, Third Floor, Westborough, Massachusetts 01581, c/o Daniel D. Klasnick, Duval, Klasnick & Thompson LLC of 210 Broadway, Suite 204, Lynnfield, Massachusetts 01940 hereby petitions the City Council for a Special Permit pursuant to Sections

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3.5, 3.512, 3.621, 10.521 and 10.531 of the City of Waltham Zoning Ordinance and all other necessary relief, to install, operate and maintain wireless communication equipment on the rooftop and facade of the Volen building located on the Brandeis University campus property at 415 South Street (Atlas Map R067, Block 008, Lot 0002), including twelve (12) antennas mounted in two (2) separate sectors of four (4) antennas per sector inside of four (4) stealth canisters 3'Ø x 15' high at a top height of 75'- 7" above ground level with a minimum setback of 9'-0" from the roof edge and four (4) antennas mounted to the façade at a centerline height of 55'-0" and top height of 58'- 0" above ground level with the top of the antennas below the roofline with six (6) ballast mounted remote radio heads on the rooftop of the Building and a 20'-0" x 15'-2" stealth enclosure on a metal frame for the installation of its rooftop equipment cabinets. The proposed equipment cabinets will be located entirely within the proposed stealth enclosure designed to match the Building brick facade at or below the same 13'-0" foot height above the roofline as the height of the stealth material on the rooftop of the Building. Verizon Wireless proposes to run electric and telephone lines from the proposed rooftop equipment to existing sources in the building. In addition, two (2) small GPS antennas are proposed to be mounted on the rooftop equipment enclosure for E-911 compliance. The proposal is shown the Plans submitted by the petitioners.

**Communications from the Mayor**

1. The Mayor respectfully requests a request to accept a gift in the amount of \$200 from the Philip Mula Family to be given to the Housing Division for the needs of the sick and homeless.
2. The Mayor respectfully requests an appropriation of funds in the amount of \$30,000 from account #261-192-1015-5205 Building Code Enforcement Special revenue to account #001-192-5800-6540 Building Code Enforcement Computers.
3. The Mayor respectfully requests an appropriation in the amount of \$9,933 from Unreserved Fund Balance to purchase and install carpeting in the museum room and in the foyer of the lower level in City Hall.
4. The Mayor respectfully requests an appropriation in the amount of \$26,000 from Parking Meter Unreserved Fund Balance to purchase a 2019 Ford Escape that will be used by the Parking Meter Division. The current vehicle does not meet the "Green Communities" standards for vehicles.
5. The Mayor respectfully requests the confirmation of the appointment of Francis P. Craig, Esq., of 85 Main Street, as an Assessor for the City of Waltham for a term of three years.
6. The Mayor respectfully requests the conformation of the appointment of Bernadette Vasquez, 68 Willow Street, Waltham, as an Assessor for the City of Waltham for a term of three years.
7. The Mayor respectfully requests a decision regarding her communication referencing an RFP for 92 Felton Street.
8. The Mayor respectfully requests the opportunity for the Purchasing Agent to meet to discuss the Electricity Aggregation Draft Plan Presentation to the City Council.
9. The Mayor respectfully requests authority regarding a real estate matter.

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10. The Mayor respectfully requests City Council review of the draft lease for Air Rights at 230-234 Moody Street.

11. The Mayor respectfully requests an appropriation in the amount of \$8,000 from Unreserved Fund Balance to conduct a hazardous materials survey and demolition/abatement design services for the property located at 380 Lexington Street.

12. The Mayor respectfully requests an appropriation in the amount of \$120,000 from Unreserved Fund Balance to fund the resurfacing project bid for the private way portion of Brennan Avenue, Mountain road, Crestview Road, Carol lane, Goldencrest Avenue, Priscilla Lane and Midland Drive.

13. The Mayor respectfully requests a re-allocation of chapter 90 funds in the amount of \$207,000 to fund the low bid for the paving of the public portion of Midland Drive.

**Applications & Licenses**

- Extended hours renewal – 1335 Main St. - Waltham Fuel Inc. - Assaad Nasr

**Orders, Ordinances & Resolutions**

- Interpretive Service Resolution

**Committee Reports**

**Licenses and Franchises**

1. The Licenses and Franchises Committee recommends the installation of small cell facility – Weston St. & Elm Ave – Pole #294-1 be approved.
2. The Licenses and Franchises Committee recommends the name dedication at Veterans’ Field new playground structure area be approved.
3. The Licenses and Franchises Committee recommends the lodging house renewal – 12 Lowell Street – Middlesex Human Service Agency, Inc. be approved.
4. The Licenses and Franchises Committee recommends the class 2 renewal – Colvin’s Inc. – 185 Prospect Street be approved.
5. The Licenses and Franchises Committee recommends the class 2 renewal – Classic Cars Inc. – 251 High Street be approved.
6. The Licenses and Franchises Committee recommends the lodging house renewal for 94 Adams Street – AMG Beech Road, LLC be approved.
7. The Licenses and Franchises Committee recommends the class 2 renewal – Waltham Auto Tow, Inc. – 279R Crescent Street be approved.

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**Public Works & Public Safety**

1. The Public Works & Public Safety Committee recommends the 17-25 street opening at 172 Lyman Street be approved.
2. The Public Works & Public Safety Committee recommends the West End Commuter Vehicles Resolutions be approved.

**Finance**

1. The Finance Committee recommends the appropriation of \$35,223 to reimburse the Building Department and repair account for a new furnace and bathroom at 92 Felton St. and material at City Hall be approved.
2. The Finance Committee recommends the transfer of traffic impact funds in the amount of \$33,842 to be used for the purpose of repairing broken conduit at two locations on River Street be approved.

**Committee of the Whole**

1. The Committee of the Whole recommends the confirmation of the appointment of Rebecca Migdal, 248 Warren Street as a member of the Waltham Historical Commission.
2. The Committee of the Whole recommends the Resolution regarding the Vacancy in the Office of City Clerk be filed.

**Long Term Debt**

1. The Long Term Debt and Capital Planning Committee recommend the loan authorization in the amount of \$1,085,000 for the construction improvements at Hillcroft Playground be approved.

**Ordinances & Rules**

1. The Ordinances and Rules Committee recommends that the Zoning Amendment Moratorium on Marijuana Establishment be approved for a first reading.
2. The Ordinances and Rules Committee recommends that the Zoning Amendment Non-Medical Marijuana Establishments be approved for a first reading.
3. The Ordinances and Rules Committee recommends that the FY2019 Compensation Ordinance Amendments as amended, regarding the Commissioner of Public Works, be approved for a first reading.
4. The Ordinances and Rules Committee recommends that General Ordinance Amendment Consolidating Water and Sewer and Public Works as amended be approved for a first reading.
5. The Ordinances and Rules Committee recommends the Special Permit application for Prestige Auto Sports, Inc. dba Eastside Motoring at 265 Bear Hill Road be approved.

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**Unfinished Business & Other Business**

- Special Permit Modification at 450 Totten Pond Road

**Tabled Items**

- 17-25 Street opening at 509-527 and 533 Moody Street
- Mayor's veto on Order Nos. #34291, 34292, 34295
- UMass Fields Resolution
- Installation of a guard rail on the backside of Beal Road sidewalk