

***City Council Docket
February 22, 2021***

The Waltham City Council will meet remotely on Monday, February 22, 2021 at 7:30 pm. The meeting can be followed by the public on the City of Waltham YouTube Channel, <https://bit.ly/3adgSLK> . It can also be followed on the Waltham Community Access Corporation (WCAC) MAC Channel. For Verizon subscribers, the meeting can be followed on Channel 43. For Comcast subscribers, the meeting can be followed on Channel 98. RCN subscribers can follow the meeting on Channel 15.

**Approval of Minutes
Meeting of 2/8/2021**

**Public Hearing
17-25 Street Opening**

In accordance with Section 17-25 of the General Ordinances of the City of the City of Waltham, the Waltham Recreation Department petitions the City Council to open Newton Street in the vicinity of the intersection of Cutter Street in front of McDonald Playground.

**Public Hearing
Grant of Location**

Respectfully represents NSTAR ELECTRIC COMPANY DBA EVERSOURCE ENERGY, a company incorporated for the transmission of electricity for lighting, heating or power, that it 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 January 13, 2021 and filed herewith, under the following public way or ways of said City:

Felton Street - Southerly from pole #100/1, at Moody Street, a distance of 40 ± feet - conduit

**Public Hearing
Grant of Location**

Notice having been given and a public hearing held, as provided by law, IT IS HEREBY ORDERED: that VERIZON NEW ENGLAND INC. be and it is hereby granted to lay and maintain underground conduits, with the wires and cables to be placed therein, under the surface of the following public way or ways as requested in petition of said Company dated the 11th day of January, 2021.

Felton St:

Place one four-inch (4") conduit approximately 50' from existing pole, P.100-1, located on the northerly side on Felton St in a southeasterly direction to private property located on the southerly side of Felton St.

This petition is necessary to accommodate new construction.

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Public Hearing
Grant of Location

The Nationalgrid hereby respectfully requests your consent to the locations of mains as hereinafter described for the transmission and distribution of gas in and under the following public streets, lanes, highways and places of the City of Waltham and of the pipes, valves, governors, manholes and other structures, fixtures and appurtenances designed or intended to protect or operate said mains and accomplish the objects of said Company; and the digging up and opening the ground to lay or place same:

To install and maintain approximately 1,250 ft of new 8-inch main extending from the existing 8 inch PL main in Lexington St in front of 670 Lexington St going south east to the front of 554 Lexington St. Onsite Main Extension: The installation of approximately 1,200 ft of 6 inch PL main extending from the existing proposed 8 inch PL main extension in Lexington St to the onsite property of the proposed new Waltham High School. Add a 2" stub for future structure at appropriate location. The installation of approximately 100 ft of 6 inch PL service extending from the proposed 6 inch PL onsite main to feed the new High School

Public Hearing
Special Permit

Joseph Vanaria d/b/a Anthony Vanaria & Sons Landscaping, Inc., 44 Williams Street, Waltham, MA 02453 (Petitioner”) and Lee-Ang Realty Trust, Joseph & Beverlee Vanaria, Trustees, 44 Williams Street, Waltham, MA 02453; and Vanaria Nominee Trust, Joseph & Beverlee Vanaria, Trustees, 44 Williams Street, Waltham MA 02453 and Joseph Vanaria, Individually, 44 Williams Street, Waltham, MA 02453 (“Owners”), hereby petition the City Council for the necessary Special Permit pursuant to the provisions of Article 3, Section 3.5, subsections 3.512, 3.641 and 3.642 of the Zoning Ordinance of the City of Waltham to grant a special permit for the use of a portion of the Locus (as shown on the Site Plan, Sheet 3) for a Yard Waste Transfer Station and Organic Product Storage, on the property known as 44, 44R & 56 Williams Street and 114 Felton Street, Waltham, MA. The properties are shown as follows on the Atlas Pages: 44 Williams Street, Waltham (059-037-0003); 44R Williams Street, Waltham (059-037-003C); 56 Williams Street, Waltham (059-037-0011); and 114 Felton Street, Waltham (059-037-003B). The property is situated in a Commercial Zoning District.

Public Hearing
Special Permit

Notice is hereby given that the City Council will hold a Public Hearing remotely on February 22, 2021 at 7:30 p.m. pursuant to a Remand Order issued by the Land Court on November 30, 2020 with respect to the following Petition of Colbea Enterprises, LLC (Applicant), for the issuance of Special Permits related to the further development of 225 Waverley Oaks, Waltham, MA (Assessors sheet/block/parcels R054 004 0005 (project locus), as follows:

The Applicant seeks three Special Permits under the provisions of Article III, §3.229; §3.620; §3.634; and §5.92 of the Zoning Ordinance of the City of Waltham (“Zoning Ordinance”), then in effect on September 24, 2018 (the date of the prior denial decision issued by the Waltham City Council), to permit: (1) a combined convenience store in a gas station; (2) for a fast-food establishment; and (3) for reduced parking for said uses (“Project”). Said Project locus is located in the Commercial C (C) Zoning District.

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Communications from the Mayor

1. The Mayor respectfully requests acceptance of two grants in the amount of \$7,680 for the Student Awareness of Fire Education (S.A.F.E.) and \$3,019 for the Senior S.A.F.E. Grant.
2. The Mayor respectfully requests approval of the acceptance of a \$1,000 grant from the Federal CARES Act through the Massachusetts Board of Library Commissioners to support increased public access to virtual library programs.
3. The Mayor respectfully requests an appropriation in the amount of \$30,000 from the Library State Aid special revenue account to the Library-Educational Supplies to be used to meet the FY2021 materials budget requirement of the State.
4. The Mayor respectfully requests that the Estimated Assessments for Resurfacing Betterments for Silver Hill Lane be allowed to have releases and equal assessments similar to what was done for other private streets or to conduct another public hearing with current information in order for the petitioners to know what their assessment would be now instead of the information provided to them almost three years ago.
5. The Mayor respectfully recommends an appropriation in the amount of \$4,700 to purchase a copy machine for the Health Department.
6. The Mayor respectfully requests an appropriation in the amount of \$36,000 to fund the deposit of 5% of the purchase price of the land acquisition for the property located at 481 Main Street.

Applications and Licenses

- Secondhand dealer's renewal – 318 Moody Street – Marcou Jewelers
- Lodging house renewal – 17-19 Chestnut Street – Stanley & Lexi Bloomenthal
- Lodging house renewal – Copley Hall North Lower – Bentley University - 175 Forest Street
- Lodging house renewal - Copley Hall South Lower – Bentley University- 175 Forest Street
- Lodging house renewal - Fenway Hall – Bentley University- 175 Forest Street
- Lodging house renewal - Forest Hall Upper – Bentley University- 175 Forest Street
- Lodging house renewal – Kresge Hall Upper – Bentley University- 175 Forest Street
- Lodging house renewal – Nathan R. Miller Hall Upper - Bentley University- 175 Forest Street
- Lodging house renewal – Slade Hall Upper – Bentley University- 175 Forest Street
- Lodging house renewal – Stratton House Beaver – Bentley University- 175 Forest Street
- Lodging house renewal – Castle Hall Upper – Bentley University- 175 Forest Street
- Lodging house renewal – HUD Tree Dorms – Bentley University- 175 Forest Street

Orders, Ordinances & Resolutions

Committee Reports

Licenses and Franchises

1. The Licenses and Franchises Committee recommends the lodging house transfer at 403 River Street for Scott Hefter of 375 Harvard Street, Brookline be approved.

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2. The Licenses and Franchises Committee recommends approval of the Lodging house renewal for Max Horn at 21-23 Pine Street.

3. The Licenses and Franchises Committee recommends the Class 2 renewal for Specialty Auto Sales at 265 Bear Hill Road be approved.

4. The Licenses and Franchises Committee recommends the Class 2 renewal for Diamond Automotive Distributors, Inc. at 614 Moody Street be approved.

5. The Licenses and Franchises Committee recommends the Secondhand dealer's renewal for Compustar, Inc. at 563 Moody Street be approved.

6. The Licenses and Franchises Committee recommends the Secondhand dealer's renewal for the Tool Shed at 471 Main Street be approved.

Finance

1. The Finance Committee recommends the acceptance of numerous gifts from Karen O'Brien, 50 Brightwood Road, Waltham for the City Hall Museum Room be approved.

2. The Finance Committee recommends the acceptance of five pewter ornaments of various Waltham Fire Engines from Kathleen B. McMenimen, 147 Trapelo Road, Waltham for the City Hall Museum Room be approved.

3. The Finance Committee recommends the appropriation of \$25,900 to fund the development of a calibrated water distribution system hydraulic model to provide the City with an evaluation of the water distribution system be approved.

4. The Finance Committee recommends the appropriation in the amount of \$20,000 to fund the two-year subscription for a software application to assess the water distribution system be approved.

Ordinances and Rules

1. The Ordinances and Rules Committee recommends the Zoning Amendment for Tea Shops be approved for a second reading.

2. The Ordinances and Rules Committee recommends the Fuel Storage Permit Ordinance be approved for a first reading.

Unfinished Business & Other Business

- Time extension for Special Permit #34110 – 225 Wyman Street
- Request to withdraw petition for Grant of location by Verizon.

Tabled Items

- Public hearing continuance request for Waltham Cannabis, Inc. & Michael Polacco, Trustee of Full House Realty Trust at 1254-1256 Main Street

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- Open Meeting Law Complaint

Rule 58
For Informational Purposes Only