

City Council Docket
September 24, 2018

The Waltham City Council will meet in the Council Chamber at City Hall, 610 Main Street, Waltham MA on Monday, September 24, 2018 at 7:30 pm. The following matters and others may be considered.

Approval of Minutes
9/10/2018

Notice is hereby given that the City Council and the Board of Survey and Planning will hold a Joint Public Hearing in the City Council Chamber, City Hall, 610 Main Street, Waltham, Massachusetts on Monday, September 24, 2018 at 7:30 P.M. on the following petition:

Joint Public Hearing
Zoning Amendment

CHB Properties, Inc., f.k.a. Children's Extended Care Center, Inc., of 300 Longwood Avenue, Boston, Massachusetts 02115, as Petitioner; and as the Owner of the parcel of land known and numbered as 9 Hope Avenue, which land is the subject of the following Zoning Ordinance Text Amendment, pursuant to G.L. c. 40A, § 5:

HEREBY PETITIONS THE CITY COUNCIL OF THE CITY OF WALTHAM, MASSACHUSETTS TO AMEND PART III (FORMERLY CHAPTER 21) OF THE GENERAL ORDINANCES OF THE CITY OF WALTHAM ENTITLED "ZONING CODE", AS FOLLOWS:

Part III (formerly Chapter 21) of the General Ordinances of the City of Waltham entitled "Zoning," as most recently amended, is hereby further amended as follows:

1. ARTICLE IV entitled "Dimensional Requirements", Section 4.11 entitled "Table of Dimensional Regulations" is amended by adding a new footnote "(25)" to the "Minimum Building Setback(s)" column.
2. ARTICLE IV entitled "Dimensional Requirements", Section 4.12 entitled "Footnotes, Table of Dimensional Requirements" is hereby amended by inserting at the end of said Article the following new footnote as footnote "(25)":

"(25) Minimum Building Setback(s) requirements shall not apply to any pedestrian bridges or overpasses existing in the HR-2 District on January 1, 2018."

Or otherwise act thereon.

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Part III (formerly Chapter 21) of the General Ordinances of the City of Waltham entitled "Zoning Code," as most recently amended, is hereby further amended as follows:

1. ARTICLE III entitled "Establishment of Districts", Section 3.4 entitled "Table of Uses", under the category "Residential", in the row captioned "Single-family detached" is amended by deleting the letter "Y" under the column for HR2 and inserting in place thereof the letter "N".
2. ARTICLE IV entitled "Dimensional Requirements", Section 4.11 entitled "Table of Dimensional Regulations" is amended by deleting in the row for "Single-family detached" in the "HR2" Districts.
3. ARTICLE IV entitled "Dimensional Requirements", Section 4.11 entitled "Table of Dimensional Regulations" is amended by adding a new footnote "(26)" to the "Maximum Building Height" and "Maximum Stories" Columns.
4. ARTICLE IV entitled "Dimensional Requirements", Section 4.12 entitled "Footnotes, Table of Dimensional Requirements" is hereby amended by inserting at the end of said Article the following new footnote as footnote "(26)":

"(26) The limitations on 'Maximum Building Height' and 'Maximum Stories' contained in the rows captioned 'Detached garage' and 'Accessory building' shall not apply to any 'Detached garage' or 'Accessory building' in the HR-2 District (for uses other than multifamily and assisted living), and any such 'Detached garage' or 'Accessory building' shall be permitted to have up to Four (4) stories and up to Fifty Five feet (55') in height, provided such 'Detached garage' or 'Accessory building' is located no closer than Four Hundred and Twenty Five feet (425') from the nearest point of any public way in existence as of January 1, 2018, excluding Hope Avenue. In addition to the exception to height restrictions set forth in Section 4.217, the height restriction shall not apply to elevator

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vestibules and associated facilities, stair enclosures, ventilation, mechanical equipment, lighting and other necessary appurtenances on the top level of any such ‘Detached garage’ or ‘Accessory building’.

Or otherwise act thereon.

Public Hearing
Grant of Location

Comcast Cable Communications Management, LLC hereby respectfully requests your consent to permit and install a communications vault in the City of Waltham in and under the public streets: Seyon Street: Starting at Utility Pole NT, excavating to place (2) 4” PVC conduits 79’± to a proposed 24”x 36” vault. Continuing from vault on to private property to provide service to 26 Seyon Street.

Communications from the Mayor

1. The Mayor respectfully submits the communication regarding the withdrawal of Mr. Golden from the appointment for one of the Assessor positions.
2. The Mayor respectfully requests acceptance of a donation from Leraci Landscaping Inc. in the amount of \$500 for the Waltham Police Athletic League.
3. The Mayor respectfully requests approval of a loan authorization in the amount of \$280,000 for the purchase of a new front end loader for the CPW Department.
4. The Mayor respectfully requests a transfer of capital improvement funds in the amount of \$29,542.88 for three stander type lawn mowers and grounds keeping equipment for the Parks and Forestry Division.

Applications & Licenses

Committee Reports
License and Franchise

1. The License and Franchise Committee recommends the WHS Hall Gym dedication name communication be filed.

Finance

1. The Finance Committee recommends the acceptance of a gift in the amount of \$5,000 from the Digital Federal Credit Union to the Waltham Fire Department be approved.
5. The Finance Committee recommends the acceptance of a gift in the amount of \$5,000 from the Digital Federal Credit Union to the Waltham Police Department be approved.
6. The Finance Committee recommends a congratulatory acknowledgement of recognition to the Auditor and his entire office from the Government Finance Officers Association be approved.

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7. The Finance Committee recommends approval of grant funding in the amount of \$10,000 for Library Services and Technology Act from the Massachusetts Board of Library Commissioners be approved.
8. The Finance Committee recommends approval of grant funding in the amount of \$10,000 ADA Self-Evaluation and Transition Plan from the Commonwealth of Massachusetts Executive Office of Administration & Finance be approved.
9. The Finance Committee recommends an additional \$5,000 of state grant funding to assist with local Hazard Mitigation under MVP be approved.
10. The Finance Committee recommends acceptance of the FY 2019 State 911 Department (PSAP) Support and Incentive Grant Program for E911 in the amount of \$152,176 be approved.
11. The Finance Committee recommends the acceptance of the State 911 Department Grant renewal for up to \$21,466 be approved.
12. The Finance Committee recommends the acceptance of a financial grant in the amount of \$2,000 from Mt. Auburn Hospital to provide social outreach and addiction counseling to the Health Dept. be approved.
13. The Finance Committee recommends a transfer of \$11,000 from Account #001-163-5100-5111 Voter Registration Salaries to Account #001-161-5100-5111 City Clerk Salaries for the longevity payment to the City Clerk, Robert Waddick be approved.
14. The Finance Committee recommends a transfer in the amount of \$147,000 to the low bid contract to Hedlund Design Group for the improvements to be made at the Prospect Hill Park be approved.

Public Works

1. The Public Works and Public Safety Committee recommends the 17-25 at 26 Brookfield Road be approved.
2. The Public Works and Public Safety Committee recommends the request for cost of converting Bemis Ave to a public Way be filed.
3. The Public Works and Public Safety Committee recommends the Resolution regarding Valley View Road be filed.
4. The Public Works and Public Safety Committee recommends the Resolution regarding Crosswalk Safety be filed.

Long Term Debt

1. The Long Term Debt Committee recommends the CPA funding for Boiler House of the Lowell Mill for \$300,000 be approved.

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2. The Long Term Debt Committee recommends CPA funding for \$800,000 for Affordable Housing vouchers at the Leland Home be approved.
3. The Long Term Debt Committee recommends CPA funding for restoration of the Council Bowl and Cedar Hill Fountain at the Girl Scouts Camp totaling \$379,500 be approved.

Committee of the Whole

1. The Committee of the Whole recommends the transfer in the amount of \$4,500 to provide appraisal services for a land acquisition of 1273 Main Street to provide traffic improvements in the Route 117/Main Street Bridge/Stow Street/Third Avenue Signal be approved.
2. The Committee of the Whole recommends the current Clerk's Office be switched to be in the care custody and control of the Council and the City council Room be switched to be in the care custody and control of the City Clerk's Office be approved.
3. The Committee of the Whole recommends the appointment of John B. Speidel, 32 Sweetwater Avenue, Bedford, MA as a City Assessor be approved for the remainder of a three year term.
4. The Committee of the Whole recommends the re-appointment of Robert McGovern, 74 Bruce Road, Waltham, MA as a City Assessor be approved with his term ending on February 1, 2021.
5. The Committee of the Whole recommends the appointment of Michael E. Golden, 12 Hampshire Road, Reading, MA as a City Assessor be approved for the remainder of a three year term.
6. The Committee of the Whole recommends the re-appointment of Paul G. Centofanti, 17 Wilton Street, Waltham, MA as a City Auditor be approved for the remainder of a five year term ending on February 28, 2021 and the Council authorize the Mayor to enter into an employment agreement between Paul G. Centofanti and the City of Waltham.
7. The Committee of the Whole recommends the RFP for the Arrigo Farm property be approved.
8. The Committee of the Whole recommends the option of the caretaker concept for the Arrigo Farms property as stated in the Mayor's communication dated September 6, 2018 be approved.
9. The Committee of the Whole recommends the acceptance of the gift of traffic engineering services from 1265 Main Street, LLC for the Route 128 corridor traffic plan valued at approximately \$10,000 be approved.

Economic and Community Development

1. The Economic and Community Development Committee recommends the approval of the National Grid Resolution.
2. The Economic and Community Development Committee recommends the CDBG Program Loan for the Woerd Ave Landfill be approved.

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Ordinances and Rules

1. The Ordinances and Rules Committee recommends the Special permit for 225 Waverly Oaks be denied.
2. The Ordinances and Rules Committee recommends the general ordinance amendment regarding trash containers be approved for a first reading.
3. The Ordinances and Rules Committee recommends the general ordinance amendment regarding trash containers fines be approved for a first reading.
4. The Ordinances and Rules Committee recommends the Special Permit modification for Special Permit #33437 for Second Ave Hotels LLC at 250 Second Avenues be approved.

Orders, Ordinances & Resolutions

- Resolution Congratulating Ronald Arsenault
- Rosario C. Malone City Archives and Records Center Resolution
- Resolution regarding City Council Related Legal Work
- Composting Resolution

Unfinished Business & Other Business

- Time extension for the Special Permit application at 265 Bear Hill Road, Waltham
- Minor Modification to Special Permit #31913 at 470, 494, & 500 Totten Pond Road

Tabled Items

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City Council Rule 58
For Informational Purposes Only