



**Waltham City Clerks Office**  
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**Rosario C. Malone, CMC**  
**City Clerk**

**Thomas J. Curtin**  
**Assistant City Clerk**

**Minutes of the Ordinances and Rules Committee meeting of 2/6/2017**

Chairman Rourke called the meeting to order at 10:00p.m.

Roll call:

Present: Rourke, McLaughlin, O'Brien, Logan

Absent: Marchese

Councillor McLaughlin moved to approved the minutes from the 1/17/2017 Committee meeting. All were in favor. Councillor Logan moved to amend the meeting minutes in order for the 9 Hope Ave zoning amendment to state it is actually a zoning map ordinance amendment relative to the HR1 district and should reflect as such in the minutes and going forward. All were in favor of the amendment. Councillor Logan moved to approve the amended minutes. All were in favor. The minutes were approved as amended.

1<sup>st</sup> Agenda item: 1025 – 1075 Main Street Zoning Map Amendment

The matter was recommitted to the Committee. Councillor Logan moved to t able the matter. All were in favor. Matter was tabled.

2<sup>nd</sup> Agenda item: Zoning Map Ordinance Amendment Article IV Section 4.11 and 4.12  
Relating to HR 1 District

Councillor Logan moved to send the matter to the Council for a second reading. Matter will be sent to full Council for a second reading.

3<sup>rd</sup> Agenda item: Zoning Amendment for Chapter 21 Article III Section 3.2 – Small  
Gym)

Councillor Logan moved to table the matter. All were in favor and matter was tabled.

4<sup>th</sup> Agenda item: Assistant City Clerk Ordinance Amendment

Councillor O'Brien recused himself.

Councillor Logan spoke on the matter. Councillor Logan moved to suspend the rules and hear from an off committee member. All were in favor. Attorney Azadi addressed Councillor Logan's questions. Councillor Logan submitted a request to have the law department opine if the Council may include specific provision(s) in the Home Rule Petition Act relating to the Assistant City Clerk's position that would indicate the effect of the act on the person in the position once the act became current? All were in favor of the request and it was approved to send the question to the law department for review.

Councillor Logan moved to table the matter. All were in favor and matter was tabled.

5<sup>th</sup> Agenda item: Tine extension for BP 99 Third Ave LLC.

Councillor Logan moved to approve the matter for a one year extension. All were in favor. Matter was approved.

6<sup>th</sup> Agenda item: Tine extension for Zee Em Trust II Inc.

Councillor Logan moved to approve the matter. All were in favor. Matter was approved.

7<sup>th</sup> Agenda item: Councillor Logan moved to take 300 College Farm Road Special permit off of the table. All were in favor. Councillor Logan moved to release the email from the law department to the petitioner. All were in favor. Matter was approved. Councillor Logan moved to table the matter. All were in favor. Matter was tabled.

8<sup>th</sup> Agenda item: Marijuana Resolution

Councillor Logan moved to take this matter off of the table. All were in favor. Councillor Logan spoke on the Resolution. Attorney Azadi was present to answer questions relating to the resolution. Councillors Rourke and McLaughlin also asked questions relating to the legal opinion from Attorney Azadi. Councillor Logan moved to table the Resolution. All were in favor. Resolution was tabled.

9<sup>th</sup> Agenda item: Resolution regarding Speed Limits

Councillor Logan moved to take the Resolution off of the table. All were in favor. Matter was before the Committee. Councillor Logan moved to file the resolution. All were in favor. Matter was filed.

10<sup>th</sup> Agenda item: Councillor Logan moved to take the Costco matter off of the table. All were in favor. Chairman Rourke asked when the ninetieth day would be. March 12<sup>th</sup> is the ninetieth day.

Councillor Logan moved to ask the law department to draft a negative opinion regarding this special permit amendment including the inadequate traffic circulation, the reduction in the number of traffic spaces that will leave them with less than they need, concerns over site contamination and whatever other deficiencies the law department may see. All were in favor and request was approved. Councillor Logan moved to place the matter back on the table. All were in favor and matter was tabled.

Chairman Rourke asked for copies of the curbs and sidewalk material for the next committee meeting.

Chairman Rourke handed out a copy of Rule 81 and asked if it could someone how reflect

Councillor Logan moved to adjourn. All were in favor.

Chairman Rourke adjourned the Committee meeting at 11:15p.m.

Respectfully submitted,

Kara Wilson, Executive Assistant to the City Clerk

February 13, 2017