



# *Resolution*

## **IN THE CITY COUNCIL**

### **IN THE YEAR TWO THOUSAND TWENTY-FOUR**

- Whereas . . .** M.G.L. Ch. 40A, § 5 grants the Waltham City Council sole authority and responsibility for enacting Zoning Ordinances in the City of Waltham, and
- Whereas . . .** M.G.L. Ch. 40A, § 10 grants the Zoning Board of Appeals the authority to grant zoning variances only under special circumstances as specified in that section, including that “*desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of such ordinance,*” and
- Whereas . . .** Many variances recently granted by the Zoning Board of Appeals substantially derogate from the intent of the Waltham City Council as expressed by it in and through the Zoning Ordinances of the City of Waltham, and
- Whereas . . .** Many variances recently granted by the Zoning Board of Appeals do not appear to have met the conditions required by M.G.L. Ch. 40A, § 10 for the granting of a variance, and in some cases may, arguably, result in “*substantial detriment to the public good,*” now therefore

### **Be it Resolved . . .**

That the City of Waltham City Council work with the Law Department and the Zoning Board of Appeals to address.

Respectfully submitted:

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Cathyann Harris, Councillor Ward 8

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Robert G. Logan, Councillor Ward 9

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Sean T. Durkee, Councillor Ward 6

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William A. Hanley, Councillor Ward 3