



City of Cambridge

COUNCILLOR WALTER J. SULLIVAN
COUNCILLOR DANEHY

40.

IN CITY COUNCIL

September 26, 1988

- WHEREAS: This City Council is in receipt of a petition from residents of Allston Court, a private way in the City of Cambridge, requesting that the City Council accept Allston Court as a public way of the City of Cambridge; and
- WHEREAS: This City Council by order adopted on July 25, 1988, scheduled a hearing in the Sullivan Chamber on September 26, 1988 relative to the acceptance of Allston Court as a public way of the City of Cambridge and notified all concerned in the manner prescribed by law; and
- WHEREAS: This City Council has received the approval of concerned City Departments to accept a portion of Allston Court from Allston Street to its end as a public way of the City of Cambridge; therefore be it
- ORDERED: That Allston Court between Allston Street and a point of distance of 115 feet in length and 11.9 feet in width containing approximately 1368.5 square feet more or less, a private way in the City of Cambridge, be and hereby is accepted as a public way in the City of Cambridge as shown on a plan entitled: "Plan of Acceptance for Allston Court:", drawn by the Office of the City Engineer, Cambridge, Massachusetts, dated September 20, 1988, and on file in the Office of the City Engineer, Cambridge, Massachusetts, a copy of which is recorded herewith. Said acceptance of Allston Court is bounded and described as follows:
- Beginning at a point on the Northerly line of Allston Court at the Allston Street corner of land now or formerly of Hazel L. Dahl, being numbered 226 Allston Street, said point being the most Southeasterly corner of the parcel herein described;
- THENCE Southwesterly along lands now or formerly of Hazel L. Dahl and Robert N. Dunn and John N. Dunn, a distance of 115 feet more or less, the southerly line of Allston Court;

- 2 -

THENCE Southeasterly along the southerly line of Allston Court a distance of 11.9 feet;

THENCE Northeasterly along the easterly line of Allston Court a distance of 115 feet to the northerly line of Allston Court;

THENCE Northwesterly along the northerly line of Allston Court a distance of 11.9 feet, to the point of beginning.

The above described parcel contains 1368.5 square feet more or less.

In City Council September 26, 1988.

Adopted by a yea and nay vote:

Yeas 9; Nays 0; Absent 0.

Attest:- Joseph E. Connarton, City Clerk.

A true copy;

ATTEST:-

Joseph E. Connarton
Joseph E. Connarton, City Clerk.

City of Cambridge

MASSACHUSETTS

In City Council

Sept 26 1988

C.W. Sullivan / C. Danehy Acceptance of Allston Court as Public Way

	YEA	NAY	ABSENT	PRESENT
Mr. Thomas W. Danehy	✓			
Mr. Francis H. Duehay	✓			
Ms. Sandra Graham	✓			
Mrs. Sheila T. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. William H. Walsh	✓			
Ms. Alice K. Wolf	✓			
Mayor Alfred E. Vellucci	✓			

C.W.S.
MS
NK

9

0



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

December 7, 1988

TO: Joan Lastovica, City Engineer

FROM: John E. Flynn, Deputy City Clerk

Jef

SUBJECT: Acceptance Order for Allston Court

Enclosed for your records you will find a copy of the completed City Council order of September 26, 1988 for the acceptance of Allston Court.

I wish to extend my thanks to you, and through you to your staff, for your invaluable assistance and follow-through in helping this office with the necessary particulars in order to complete the content of the enclosed acceptance order.

Your kind cooperation has been greatly appreciated.

JEF/mh

Enclosure: Order #40 of September 26, 1988



City of Cambridge

COUNCILLOR WALTER J. SULLIVAN
COUNCILLOR DANEHY

40.

IN CITY COUNCIL

September 26, 1988

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In City Council September 26, 1988.

Adopted by a yea and nay vote:

Yeas 9; Nays 0; Absent 0.

Attest:- Joseph E. Connarton, City Clerk.

A true copy;

ATTEST:-

Joseph E. Connarton
Joseph E. Connarton, City Clerk.



RECEIVED
OFFICE OF CITY CLERK
CITY OF CAMBRIDGE

INTEROFFICE CORRESPONDENCE

1000 NOV 13 PM 4 53
CAMBRIDGE MA.

To John E. Flynn
Deputy City Clerk

17 Oct 88

Date

From Joan Lastovica
City Engineer JL SF

Reference

Subject Acceptance of Allston Court

Attached are the Acceptance Plan of Allston Court and a rewritten portion of the "draft order". The draft was rewritten to facilitate changes in wording necessitated by the particulars of this acceptance plan.

Please let me know if I can provide you with any additional information.

enc.

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OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

September 9, 1988

Dear Petitioner:

Please be advised pursuant to your petition relative to the acceptance of Allston Court as a public way, the City Council has scheduled a public hearing on this matter for Monday, September 26, 1988 beginning at 7:00 P.M. in the Sullivan Chamber, 2nd Floor, City Hall, 795 Massachusetts Avenue, Cambridge.

You are invited to attend at this time. Thank you for your cooperation.

Sincerely yours,

Joseph E. Connarton
Joseph E. Connarton
City Clerk.

JEC/mh

Joel Burke
231 Allston Street
Cambridge, MA 02139

ALLSTON COURT PETITIONERS -NOTIFICATION

Scott Haas
4 Allston Court
Cambridge, MA 02139

Laura Goldman
4 Allston Court
Cambridge, MA 02139

Theresa P. Rogers
214 Allston Street
Cambridge, MA 02139

Jean L. Sweetland
2 Allston Court
Cambridge, MA 02139

Mildred Holmes
3 Allston Court
Cambridge, MA 02139

Wakefield Perkins
3 Allston Court
Cambridge, MA 02139

John J. Dunn
1 Allston Court
Cambridge, MA 02139

Renil Wyzard
3 Allston Court
Cambridge, MA 02139

Kathleen Watson
215 Allston Street
Cambridge, MA 02139

David W. Watson
215 Allston Street
Cambridge, MA 02139

Louis J. Hanzis
211 Allston Street
Cambridge, MA 02139

Irene Avery
237 Allston Street
Cambridge, MA 02139

Dolores McCormack
240 Allston Street
Cambridge, MA 02139

Michael Ferguson
240 Allston Street
Cambridge, MA 02139

Stephen Ferguson
240 Allston Street
Cambridge, MA 02139

Carolyn McCormack
240 Allston Street
Cambridge, MA 02139

Paul C. Watson
215 Allston Street
Cambridge, MA 02139

Bob Sweetland
2 Allston Court
Cambridge, MA 02139

Nancy Brown Wentzell
239 Allston Street
Cambridge, MA 02139

Robert Clark
232 Allston Street
Cambridge, MA 02139

John Rogers
214 Allston Street
Cambridge, MA 02139

Mary Melanson
230 Allston Street
Cambridge, MA 02139

Joe Melanson
230 Allston Street
Cambridge, MA 02139



OFFICE OF THE CITY CLERK

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JEC/mh

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OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

September 28, 1988

TO: Joan Lastovica, City Engineer

FROM: John E. Flynn, Deputy City Clerk JEF

SUBJECT: Acceptance of Allston Court as a public way

Please be advised that the City Council, after a hearing was held on Monday, September 26, 1988 voted to accept Allston Court as a public way of Cambridge.

Pursuant to the action of the Council, this office has endeavored to piece together an appropriate order of acceptance. We have used as our reference "guide" the 1985 order of acceptance for Yerxa Road. Based on the format and content of that order, enclosed you will find a "draft order" we have prepared for the acceptance of Allston Court.

You will note that the draft order contains many "blanks" with regard to the finer details, such as the length, width and distance of the street, etc. This is due to the fact that in going over our files for Allston Court we find they do not contain the necessary information to fully complete the content of the order. Would you be so kind as assist this office by reviewing same and filling in the blanks wherever possible.

Your assistance and cooperation in this matter will be greatly appreciated, both by the City Council and this office.

JEF/mh

Enclosure



City of Cambridge

DRAFT ORDER

IN CITY COUNCIL

September 26, 1988

COUNCILLOR WALTER J. SULLIVAN
COUNCILLOR DANEHY

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WHEREAS: This City Council has received the approval of concerned City Departments to accept a portion of Allston Court from _____ to _____ as a public way of the City of Cambridge; therefore be it

ORDERED: That Allston Court between _____ and _____ a distance of _____ feet in length and _____ in width containing approximately _____ square feet more or less, a private way in the City of Cambridge, be and hereby is accepted as a public way in the City of Cambridge as shown on a plan entitled:- "Plan of Acceptance for Allston Court", drawn by the Office of the City Engineer, Cambridge, Massachusetts, dated _____ 1988, and on file in the Office of the City Engineer, Cambridge, Massachusetts; a copy of which is recorded herewith. Said accepted of Allston Court is bounded and described as follows:

Beginning at a point on the Northerly line of _____ Street at the _____ corner of land now or formerly of _____ being numbered _____ Street, said point being the most Southeasterly corner of the parcel herein described;

THENCE Northerly, along lands now or formerly of _____ a distance of _____ feet more or less, to the southerly line of _____;



City of Cambridge

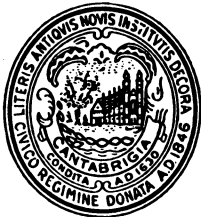
- 2 -

THENCE Westerly, along the southerly line of _____
Street a distance of ____ feet;

THENCE Southerly, along the westerly line of _____
Street a distance of ____ feet to the northerly line
of _____ Street;

THENCE Easterly along the northerly line
of _____ Street a distance of ____ feet, to
the point of beginning.

The above described parcel contains _____ square feet
more or less.



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139

CAMBRIDGE MA.

OFFICE OF THE
CITY ENGINEER

Joan Lastovica P.E.
City Engineer

23 September 1988

Joseph E. Connarton
City Clerk
City Hall
Cambridge, Mass. 02139

Dear Mr. Connarton:

I have reviewed the request to change the status of Allston Court to an "Accepted Way." A brief report follows.

DOCUMENTATION: The earliest plans of Allston Court are those drawn up in 1876 for the installation of a City sewer line. The street does not show in the 1873 City Atlas.

UTILITIES: There is no City water pipe, water service reaches the buildings via a 1.25" lateral. There is a sanitary sewer line; City records show the installation of the sewer line in 1876.

RIGHT OF WAY: Allston Court has an existing right of way 115 feet long by 11.9 feet wide. Attached are the "Minimum Standards for Acceptance of Existing Private Ways as Public Ways" established by the Planning Board in 1969. These criteria remain sound and valid. Please note the minimum width required for two way travel is 28 feet.

Per the City of Cambridge 1981 List of Streets and Ways there exist 7 accepted streets of 20 ft. width, 46 unaccepted streets of 20 ft. width and 87 unaccepted streets of width less than 20 feet.

CONCLUSIONS: I recommend that Allston Court in its present configuration remain a "Private Way."

Very truly yours,

Joan Lastovica
City Engineer

Enc: Preliminary Plan for Acceptance



CITY OF CAMBRIDGE, MASSACHUSETTS P L A N N I N G B O A R D

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 39

Minimum Standards for Acceptance of Existing Private Ways as Public Ways

1. The private way has been an existing private way for the past 20 years.
2. The private way serves as the only access to four or more residential dwellings.
3. The following minimum widths are required to perform the functions of a public way:

Travelled way - 1 direction:	10 feet
Sidewalk - raised and separated from travelled way by curbing	4 feet
Curb parking lane	8 feet

Thus the following minimum widths of right-of-ways for laying out a way in the following manner are required:

- a. one-way travel with sidewalk on one side and parking on one side 22 feet
 - b. one-way travel with sidewalks on both sides and parking on one side 26 feet
 - c. one-way travel with sidewalks on both sides and parking on two sides 34 feet
 - d. two-way travel with sidewalks on two sides with no parking anytime 28 feet
 - e. two-way travel with sidewalks on two sides with parking on one side 36 feet
 - f. two-way travel with sidewalks on two sides with parking on two sides. 44 feet
4. The street must be either a through street, connecting two or more public ways, or a two-way dead end street with a cul-de-sac with a minimum turning radius of 25 feet at the end.
 5. There must be no other physical or legal encumbrments on the right-of-way.
 6. The way must meet all other zoning regulations and not create a potential violation of the Zoning Ordinance or nonconformity.

Adopted by vote of the Planning Board



RECEIVED BY
OFFICE OF CITY CLERK
SEP 10 10:25 AM
CITY OF CAMBRIDGE
CAMBRIDGE MA.

CITY OF CAMBRIDGE
INTEROFFICE CORRESPONDENCE

To Robert Healy, City Manager

Date Sept. 9, 1988

From Lauren M. Preston, Deputy Traffic Director

Reference

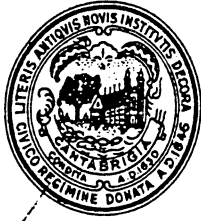
Subject Petition To Accept Allston Court as a Public Way

We have reviewed the petition of the residents and neighbors of Allston Court as well as the street and recommend that Allston Court not be accepted as a public way.

Allston Court is about eleven (11) feet wide with a four (4) foot chain link fence along both sides. The way has a gravel surface and provides access to six properties along its 115 foot length.

According to the "Minimum Standards for Acceptance of Existing Private Ways as Public Ways" adopted by the Planning Board on October 7, 1969, the Right-Of-Way width shall be twenty-eight (28) feet. This allows for two way travel, no parking and sidewalks on both sides. The Way, must also be . . . , a two way dead end street with a cul-de-sac at the end with at least a twenty-five (25) foot radius. Allston Court does not meet either of these requirements.

LMPrd



CITY OF CAMBRIDGE, MASSACHUSETTS
P L A N N I N G B O A R D

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4. The street must be either a through street, connecting two or more public ways, or a two-way dead end street with a cul-de-sac with a minimum turning radius of 25 feet at the end.
 5. There must be no other physical or legal encumbrments on the right-of-way.
 6. The way must meet all other zoning regulations and not create a potential violation of the Zoning Ordinance or nonconformity.

Adopted by vote of the Planning Board

October 7, 1969

City of Cambridge

NOTICE OF A PUBLIC HEARING

The Cambridge City Council will hold a public hearing on Monday, September 26, 1988 at 7:00 P. M. in the Sullivan Chamber, City Hall, Cambridge, Massachusetts relative to the acceptance of Allston Court as a public way of the City of Cambridge. Said Allston Court runs from Allston Street to South Street, a distance of 113 feet, all as shown on the map drawn by the City Engineer entitled "Plan of Acceptance for Allston Court", a copy of which is on file in the Office of the Clerk.

All interested persons are requested to attend and be heard at this time.

By Order of the City Council,

John E. Flynn, Deputy City Clerk.

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CITY OF CAMBRIDGE
INTEROFFICE CORRESPONDENCE

RECEIVED BY
OFFICE OF CITY CLERK
1500 AUG 19 PM 4:55

CAMBRIDGE MA.

To Joseph Connarton
City Clerk

Date August 18, 1988

From Chief Thomas V. Scott
Fire Department

Reference

Subject Allston Court

In regards to your communication of August 9, 1988, the Fire Department inspected Allston Court on the above date and have no objection to the court being made a public way.

Thomas V. Scott, Chief
Fire Department



CITY OF CAMBRIDGE
INTEROFFICE CORRESPONDENCE
RECEIVED
OFFICE OF CITY CLERK
1988 AUG 19 AM 10:51
CAMBRIDGE MA.

To Mr. Joseph E. Connarton, City Clerk **Date** August 18, 1988
From William Sommers, Commissioner, DPW **Reference**
Subject Petition on the Acceptance of Allston Court

We have examined the petition regarding Allston Court and have also viewed it. If the City Council desires to accept the street, the following conditions should be noted:

- a. It cannot be properly drained nor have sidewalks. It can, however, receive a regular bituminous overlay.
- b. Garbage service cannot be given on the court itself because of the narrow lane and the proximity of houses and the difficulty of maneuvering our trucks into the lane without damage to the trucks, houses, fences, etc. Thus garbage service will have to remain, as now, by having the residents bring their solid waste out onto the main street for pick up.

If these conditions are noted and agreed upon with respect to its acceptance, then our Department does not have any objection.



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

August 9, 1988

TO: George Teso, Director of Traffic and Parking
✓ Thomas V. Scott, Chief of Fire
Anthony G. Paolillo, Chief of Police
✓ William Sommers, Commissioner, Public Works Dept.

FROM: Joseph E. Connarton, City Clerk *JEC*

SUBJECT: Attached petition regarding Allston Court

Please be advised the City Council is in receipt of and has accepted the petition of residents of Allston Court in an effort to make it a public way. Prior to a formal vote of acceptance, would you please review the road in question and forward to me, prior to the next meeting of the City Council, scheduled for September 12, 1988, your recommendations.

Thank you for your cooperation in this matter.

JEC/mh

Enclosure

We, the neighbors of ward five Allston Court (Private Way) have hereby petitioned to have Allston Court (Private Way) made a public way for the convenience of all who use said court, including the elderly and handicapped.

Scott Haas 4 Allston Court 497-2114

Laura Goldman 4 Allston Court 497-2114

Theresa C. Rogers 214 Allston St 547-6746

Frank L. Sweetland 2 Allston Ct. 868-8758

Mildred Holmes 3 Allston Ct 492-9079

Walter D. Pessin 3 Allston Ct. 498-9079

John J. Dunn 1 Allston Ct. 642-3737

Rene Muzard 492-9079

Kathleen Katsung 215 Allston St

David W. Waters "

Rand Kuzo 211 Allston St

Joel M. Burke 231 Allston Street

Don Avery 237 Allston Street

William M. Connel 240 Allston St

Michael Ferguson 240 Allston Street

John Ferguson 240 Allston Street

Carolyn M. Connel 210 Allston St

Paul C. Weston 215 Allston St 864-2890

Bob Sweetland 2 Allston Ct. 868-8758

Nancy Brown Vertz 239 Allston St. 876-7322

Robert M. Duck 220 Allston St. 864-5288

John R. Rogers 214 Allston St CAMB 547-6746

Frank M. Mazon 230 Allston St Camb 876-8934

Joe Melanson "

"

"

Legal Notice

ORDINANCE NO. ⁷⁴³~~742~~

Final Publication No. 1567. First Publication in Cambridge Courier, April 21, 1966.

CITY OF CAMBRIDGE MASSACHUSETTS



In the Year One Thousand,
Nine Hundred and Sixty-six.

AN ORDINANCE

In amendment to an ordinance entitled: - "The General Ordinances of the City of Cambridge"

Be it ordained by the City Council of the City of Cambridge as follows: -

Chapter 33 of the General Ordinances of the City of Cambridge entitled "Streets and Sidewalks" is hereby amended by adding at the end thereof the followings: -

ARTICLE VIII

ACCEPTANCE OF PUBLIC WAYS

Section 1.

To protect the citizens of Cambridge and their real estate values, and to encourage the best possible land development, no proposed public way shall be accepted by the City Council until such proposal has been referred to the Engineer, Electrical, Planning, Public Works, Traffic and Water Departments for a review and report concerning the design, engineering, construction, and utility aspects of said proposed road or until thirty days have elapsed after such submittal and no such report shall have been filed with the City Council.

In City Council May 2, 1966.
Passed to be ordained by a yeas and nay vote -- Yeas 8; Nays 0; Absent 1.

Daniel J. Hayes, Jr. Mayor.
A true copy, Attest:- Thomas M. McNamara, City Clerk.



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

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Joe Melanson " "

RECEIVED BY
CITY CLERK
JUL 12 PM 12:00
CAMBRIDGE, MA.

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Thomas M. on 230 Allston St Camb 876-8934

Joe Melanson " "

8. H-84

Petition received from residents of Allston Court, requesting that Allston Court be designated as a public way, for the convenience of all who use said Court, including the elderly & handicapped.

In City Council,

July 25, 1988

*Order adopted on
motion of Councillor
David Sullivan*

*Letter sent to the Traffic Director, Fire
Chief, Police Chief + Public Works Commissioner
concerning this petition 8/9/88 ml - copy
within*