



City of Cambridge

9.

IN CITY COUNCIL

May 11, 1992

COUNCILLOR WALSH
MAYOR REEVES

WHEREAS: The attached letter from Ms. Nanci P. Anderson, President of THE PLANT WORKS, to Ms. Carolyn Wylder at the MBTA regarding a street vendor's use of MBTA property at Garfield Street and Massachusetts Avenue to sell plants and flowers during the past Easter weekend, as well as during other high profile days of celebration during the year, is wrong and unfair to our Cambridge retailers, not to mention that it may be illegal; now therefore be it

ORDERED: That the City Manager request the Chair of the License Commission, City Solicitor and Police Commissioner to look into this problem immediately both from the viewpoint of the vendor's compliance or non-compliance with the Cambridge Municipal Code and from the viewpoint of the MBTA's obligation to police its property properly. Further, that the City Manager report back to the Council on this within one week, if at all possible, given that the upcoming Memorial Day holiday is a day of major floral activity rooted deeply in tradition.

In City Council May 11, 1992.

Adopted by the affirmative vote of eight members.

Attest:- Joseph E. Connarton, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in cursive script, reading "Joseph E. Connarton".

Joseph E. Connarton
City Clerk



THE PLANT WORKS

1784-86 Massachusetts Avenue
Cambridge, Massachusetts 02140
(617) 661-6363

May 2, 1992

MS. Carolyn Wylder, Assistant General Manager for
Design, Construction and Real Estate

MBTA
10 Park Plaza
Boston, MA 02116

RE: MBTA Property, Corner of Garfield and Massachusetts Avenue
Cambridge, Massachusetts

Dear Ms. Wylder,

During the past Easter weekend, the above property was used by a street vendor to sell plants and flowers.

For the past seventeen years I have run the Plantworks Ltd, a florist and plant store located at 1784 Massachusetts Avenue, a retail block or two up the street toward Porter Square from Your Garfield Street property.

We are a year round business serving the local community. We pay very high rent and taxes to the City of Cambridge and to the Commonwealth of Massachusetts. We also support our local Chamber of Commerce and donate to local charities such as school and church functions.

To see a three or four day a year vendor come in and set up business to skim off the top of the traditional floral holidays makes me absolutely livid. With no overhead and taxes to pay, they are able to price cut their product and unfairly compete with those who operate year round.

The fact that the MBTA supports this rape of the neighborhood by allowing this makes me even more irate.

I sincerely hope that this letter will help you decide NOT to lease this property for vendor use at any time. The paltry revenue you may receive for three or four days a year can not possibly justify the anger you cause to the retailers of the area.

The City of Cambridge does not allow street vendors unless they are attached to a specific property which is usually supported by some sort of structure.

"quality is a specialty we've grown"

Interior landscape design and maintenance • plant rental • floral design • accessories



THE PLANT WORK

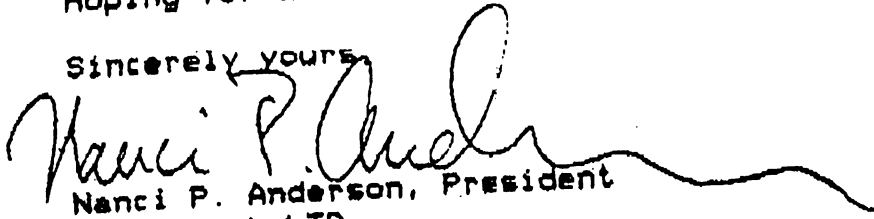
1784-86 Massachusetts Avenue
Cambridge, Massachusetts 02140
(617) 661-6363

In the event that you may be unaware of this periodic use of your property, let this letter serve as a notice to you that it is being used. If this is the case, I will notify the police department that this vendor is trespassing on your property.

May I hear from you regarding this matter?

Hoping for a solution to this problem, I remain,

Sincerely yours,


Nanci P. Anderson, President
Plant Work LTD

cc: Mr. Andrew Warren, MBTA
Mr. Richard Scall, Cambridge Licensing Commission
Mr. Robert Healy, Cambridge City Manager
Mr. William Walsh, Cambridge City Councillor

FAX NUMBER AT CITY MANAGER OFFICE: 349-4307



CAMBRIDGE CITY COUNCIL

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9094

William H. Walsh
City Councillor

FACSIMILE TRANSMITTAL FORM:

DATE: TUESDAY, MAY 5, 1992

FROM: Personal Office of Councillor William H. Walsh
Athenaeum House
215 First Street
Cambridge, MA. 02142
TELEPHONE: 617 354-3366
FAX NUMBER: 617 876-9331

TO: John Flynn, Deputy City Clerk
Cambridge City Hall, Cambridge, MA.

KINDNESS OF CITY MANAGER'S STAFF

TELEPHONE NUMBER:

TOTAL NUMBER OF PAGES, INCLUDING THIS PAGE: 4

If you do not receive the number of pages as indicated above, please telephone immediately.

REMARKS: Councillor Walsh requests that the enclosed Council Order regarding a street vendor's misuse of MBTA property at Garfield & Mass. Ave. be included in the CONSENT AGENDA for the Council Session on MAY 11, 1992.

Signature of person in Councillor Walsh's office transmitting the document(s).

David F. Noonan *[Signature]*

*** Since the text I FAXED to Council office was not fully received, I am enclosing the entire text again, as you requested on the phone. PLEASE let me know this has been entirely received and filed. Thanks very much.



City of Cambridge

IN CITY COUNCIL

Councillor Waise

May 11, 1992

WHEREAS: The attached letter from Ms. Nanci P. Anderson, President of THE PLANT WORKS, to Ms. Carolyn Wylder at the MBTA regarding a street vendor's use of MBTA property at Carfield Street and Massachusetts Avenue to sell plants and flowers during the past Easter weekend, as well as during other high profile days of celebration during the year, is wrong and unfair to our Cambridge retailers, not to mention that it may be illegal; now therefore be it

ORDERED: That the City Manager request the Chair of the License Commission, City Solicitor and Police Commissioner to look into this problem immediately both from the viewpoint of the vendor's compliance or non-compliance with the Cambridge Municipal Code and from the viewpoint of the MBTA's obligation to police its property properly. Further, that the City Manager report back to the Council on this within one week, if at all possible, given that the upcoming Memorial Day holiday is a day of major floral activity rooted deeply in its tradition.

(ATTACHMENT)

**THE PLANT WORKS**

1784-86 Massachusetts Avenue
Cambridge, Massachusetts 02140
(617) 661-6363

May 2, 1992

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Design, Construction and Real Estate

MBTA
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Nanci P. Anderson
Nanci P. Anderson, President
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- cc: Mr. Andrew Warren, MBTA
- Mr. Richard Scali, Cambridge Licensing Commission
- Mr. Robert Healy, Cambridge City Manager
- Mr. William Walsh, Cambridge City Councillor



City of Cambridge

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May 11, 1992

COUNCILLOR WALSH

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CONSENT ORDER #9

F-184

Mr. Reeves

Councillor Walsh re: Street Vendor's
misuse of MBTA property at Garfield
and Massachusetts Avenue.

In City Council,

May 11, 1992

Order adopted