



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

February 8, 1974

Mr. John H. Corcoran,
City Manager
City Hall
Cambridge, MA 02139

Dear Mr. Corcoran:

The Planning Board wishes to reaffirm its interest and concern in the forthcoming litigation between the City and the owner of the proposed Kentucky Fried Chicken establishment at Hampshire and Prospect Streets.

The Planning Board, the City Council and the Board of Zoning Appeals all held the opinion that the proposed establishment is properly classified as a drive-in restaurant in the Zoning Ordinance.

The planning and zoning issues transcend this single case, and the suit challenging the BZA's decision potentially threatens our ability to interpret and enforce zoning regulations in future similar cases in other parts of the city.

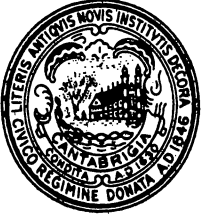
The City has in the past retained independent legal counsel to review changes in its Zoning Ordinance and in zoning cases. The Planning Board feels that in view of the significance of this case, the complexity of planning and zoning issues, and the great amount of time which will be needed to handle this case adequately, the retention of independent specialized counsel is highly desirable. Mr. Theodore Anastos, Chairman of the Board of Zoning Appeals, has been informed of our concerns and is in agreement with our recommendation.

We have urged the City Council to consider our recommendation and to demonstrate their concurrence by indicating to you their willingness to appropriate money for this case.

Yours very truly,

Arthur C. Parris,
Chairman of the Planning Board

cc: Edward McCarthy, City Solicitor
Theodore Anastos, Chairman of the Board of Zoning Appeals
James L. Farrell, Assistant City Manager



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 876-6800

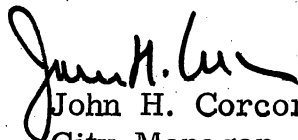
EXECUTIVE DEPARTMENT
JOHN H. CORCORAN
City Manager

February 11, 1974

To the Honorable, the City Council:

I transmit herewith self-explanatory communication from Arthur C. Parris, Chairman of the Planning Board, dated February 8, 1974, relative to interests and concerns in connection with the forthcoming litigation between the City and the owner of the proposed Kentucky Fried Chicken establishment at the corner of Hampshire and Prospect Streets.

Very truly yours,


John H. Corcoran
City Manager

72

Litigation between the City and the owner of the proposed Kentucky Fried Chicken establishment at the corner of Hampshire & Prospect St.

2/11/74

Report requested from City Manager

- ON THIS MATTER -
Put on Report list for Feb 25 -
In City Council,

February 11, 1974

Copy Report