

RECEIVED BY  
OFFICE OF CITY CLERK

OCT 1 2 02 PM '82

CAMBRIDGE, MASS.

September 30, 1982

TO: The Honorable Walter J. Sullivan, Chairman  
Committee on Ordinances

FROM: Richard Horgan *RH*  
Building Department

SUBJECT: Pending Petition to Amend the Board of  
Zoning Appeal Fee Schedule-----

A review of the proposed zoning amendment has revealed the need for substantial revision to this petition. Please consider this memorandum a request for withdrawal of the petition to amend the Zoning Ordinance. A simplified version will be substituted in its place.

Thank you for your consideration.

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# City of Cambridge

PETITION OF *Board of Zoning Appeal*

Petition filed with the City Clerk

*Sept. 7, 1982*

(all hearing to be completed 65 days from filing date with the City Clerk)

*17 days - Sept.  
31 days - Oct.  
17 days - Nov.  
65 = days = November 17, 1982 - all hearings*

In City Council

*Sept. 13, 1982*

Referred to the Planning Board for report

*Sept. 13, 1982*

Planning Board Hearing

(CITY COUNCIL must act within 90 days of the Planning Board's hearing which would be \_\_\_\_\_ .)

City Council hearing published

Hearing before the City Council

Report to the City Council

Passed to a second reading published

Ready for Ordination published

COMPLETION DATE:

*Petition withdrawn  
with unanimous consent  
of City Council on  
10/4/82*

To the Honorable, the City Council of the  
City of Cambridge:

The undersigned respectfully pray

That the text of the Zoning Ordinance be amended by adding a new  
Section 10.18 which shall read as follows:

The fee for a public hearing before the Board of Zoning Appeal shall  
be determined by the category of relief which is sought. The fee per  
case for each category is as follows:

- 1. Parking \$50.00 per space for which relief is requested.
- 2. Signs \$100.00 per sign plus \$1.00 per square foot of signage requiring relief.
- 3. Appeal of Building Department Official's Determination \$100.00
- 4. Additions, Structural Alterations, Dimensional Violations \$100.00 plus \$10.00 per 100 square feet of construction requiring relief.
- 5. Subdivision \$500.00 plus \$100.00 per new lot proposed.
- 6. Conversion to Additional Dwelling Units \$200.00 plus \$100.00 per dwelling unit requested.
- 7. Use Variance, Use Special Permit, Alteration or Enlargement of Non-Conforming Uses \$100.00 base fee, subject to an additional fee of \$50.00 per dwelling unit or its equivalent requiring relief.

Other uses shall be subject to an additional fee per square foot of new construction or conversion requiring relief as follows:

- Section 4.34 Office and Lab 10¢ per sq. ft.
- Section 4.33 Institutional 5¢ per sq. ft.
- Section 4.35 Retail Business and Consumer Service 15¢ per sq. ft.
- Section 4.36 Open Air/Drive-In 15¢ per sq. ft.
- Section 4.32 Transportation, etc. 15¢ per sq. ft.
- Section 4.37 Light Industry 20¢ per sq. ft.
- Section 4.38 Heavy Industry 25¢ per sq. ft.
- Section 4.13 Unlisted Uses Category to be determined by Zoning Specialist.

Projects requesting relief in more than one of the above categories shall be required to pay a total of the fees from each applicable category.

Fees are based on the magnitude of the relief requested and not that ultimately granted.

Notwithstanding the above schedule of fees, City Agencies and Non-Profit Institutions established for the welfare of citizens of the City of Cambridge shall be subject to a maximum fee of \$100.00 or the actual cost of advertisement and notification of the Board of Zoning Appeal's hearing, whichever is greater.

Those structures and uses begun in advance of obtaining necessary relief from the Board of Zoning Appeal shall be subject to an additional charge of ten percent of the applicable fee for corrective hearing before the Board of Zoning Appeal.

The fee for renotification of a case pending before the Board of Zoning Appeal shall be \$100.00 or the actual cost of advertisement and notification of the Board of Zoning Appeal's hearing, whichever is greater.

In no case shall the fee for a hearing before the Board of Zoning Appeal exceed one thousand dollars (\$1000.00).

The foregoing fee schedule may be waived and the fee for a given case established by the Board of Zoning Appeal by variance from the Board of Zoning Appeal.

All Board of Zoning Appeal decisions predicated on the fulfillment of certain conditions assigned by the Board shall be subject to certification for compliance with those conditions on an annual or other appropriate basis. The fee for such certification shall be \$25.00 per year.

By deleting in Section 10.21 the sentence, "Within thirty days after the date of the order or decision which is being appealed, the aggrieved person may file with the City and the Board of Zoning Appeal a notice of appeal specifying the ground thereof and shall thereupon pay a fee of fifty dollars to the City of Cambridge." , and substituting in place thereof the following:

"Within thirty days after the date of the order or decision which is being appealed, the aggrieved person shall file with the City Clerk and the Board of Zoning Appeal a notice of appeal specifying the ground thereof."

The Board of Zoning Appeal

By Hugh Adams Russell  
Hugh Adams Russell, Chairman

Cambridge, August 20, 1982

To the Honorable, the City Council of the  
City of Cambridge:

The undersigned respectfully pray

That the text of the Zoning Ordinance be amended by adding a new  
Section 10.18 which shall read as follows:

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Section 4.34	Office and Lab	10¢ per sq. ft.
Section 4.33	Institutional	5¢ per sq. ft.
Section 4.35	Retail Business and Consumer Service	15¢ per sq. ft.
Section 4.36	Open Air/Drive-In	15¢ per sq. ft.
Section 4.32	Transportation, etc.	15¢ per sq. ft.
Section 4.37	Light Industry	20¢ per sq. ft.
Section 4.38	Heavy Industry	25¢ per sq. ft.
Section 4.13	Unlisted Uses	Category to be determined by Zoning Specialist.

Projects requesting relief in more than one of the above categories shall be required to pay a total of the fees from each applicable category.

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By Hugh Adams Russell  
Hugh Adams Russell, Chairman

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The Board of Zoning Appeal

By



Hugh Adams Russell, Chairman

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- |              |                                      |   |
|--------------|--------------------------------------|---|
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| Section 4.33 | Institutional                        | 5¢ per sq. ft.                                  |
| Section 4.35 | Retail Business and Consumer Service | 15¢ per sq. ft.                                 |
| Section 4.36 | Open Air/Drive-In                    | 15¢ per sq. ft.                                 |
| Section 4.32 | Transportation, etc.                 | 15¢ per sq. ft.                                 |
| Section 4.37 | Light Industry                       | 20¢ per sq. ft.                                 |
| Section 4.38 | Heavy Industry                       | 25¢ per sq. ft.                                 |
| Section 4.13 | Unlisted Uses                        | Category to be determined by Zoning Specialist. |

**PETITION**

Hugh Adams Russell, Chairman, Board  
of of Zoning Appeal

to amend the Zoning Ordinances in Sec-  
tion 10.18 relative to Board of Zoning  
Appeal fees.

No. \_\_\_\_\_

Sept 13 1982

*Referred to the  
Planning Board  
and  
Ordinance Committee  
for  
Hearing & Report*

In City Council, September 13, 1982

Referred to the Committee on

*copy sent to the Planning Board  
& Ordinance Committee 9/15/82  
mk*

Attest:

City Clerk.

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FROM: Richard Horgan  
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Thank you for your consideration.

10.

0-38

Comm. from Richard Horgan, Building Dept.,  
requesting withdrawal of a recently sub-  
mitted petition of the Board of Zoning Ap-  
peal to amend their fee schedule pending a  
more simplified version to be submitted.

In City Council,

October 4, 1982

10/4/82

PK

Petition withdrawn  
BY

UNANIMOUS CONSENT  
OF THE

CITY COUNCIL