



City of Cambridge

O-1.

IN CITY COUNCIL

December 17, 2001

MAYOR GALLUCCIO
COUNCILLOR BORN
COUNCILLOR BRAUDE
COUNCILLOR DAVIS
COUNCILLOR DECKER
VICE MAYOR MAHER
COUNCILLOR REEVES
COUNCILLOR SULLIVAN
COUNCILLOR TOOMEY

ORDERED: That all items pending before the City Council and not acted upon by the end of the 2001 Legislative Session be placed in the files of the City Clerk without prejudice, subject to recall by any members, provided that those proposed ordinances which have been passed to a second reading, advertised and listed under "Unfinished Business" and further provided that any items pending in committee may, at the discretion of the committee, be forwarded to the next City Council.

In City Council December 17, 2001.

Adopted by the affirmative vote of nine members.

Attest:- D. Margaret Drury, City Clerk.

A true copy;

D. Margaret Drury

ATTEST:-

D. Margaret Drury
City Clerk



CAMBRIDGE LICENSE COMMISSION CITY OF CAMBRIDGE

831 MASSACHUSETTS AVE., 1ST FLOOR, CAMBRIDGE, MASSACHUSETTS 02139 • TEL 349-6140

BENJAMIN C. BARNES
Chairman

CHIEF GERALD R. REARDON
Fire Department
Commission Member

CAPTAIN HENRY W. BREEN
Police Department
Commission Member

RICHARD V. SCALI
Commission Executive Officer

August 7, 2001

George Diarbakery
Cambridge Auto Clinic
295 Concord Avenue
Cambridge, MA 02138

RE: Disciplinary hearing - decision

Dear Mr. Diarbakery:

The License Commission has made a decision with regards to the disciplinary hearing held on July 17, 2001 due to complaint by neighbors with regards to hours of operation, noise, snow removal, increase in number of pumps, boarded up windows, and overall cleanliness of premises.

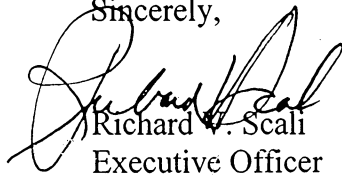
The License Commission has voted 3-0 to place the above complaint on file with the following conditions being required:

1. To admit and include the letter from US Petroleum (your company) undated and enclosed, listing all the corrective measures you have taken and that you will maintain. (See enclosed letter).
2. Public Works will install curbing on Walden Street as per their review which will include 25' curbing, 30' open space and then 18' curbing and open area thereafter. This should be accomplished by Public Works before the winter season begins.
3. Deliveries and loading and unloading are only allowed between 7:00 a.m. and 9:00 p.m. as per noise ordinance.
4. The dumpster has been removed and you will use individual barrels.
5. Hours of operation are now limited to: Monday through Saturday 6:00 a.m. to 11:00 p.m.; Sunday 7:00 a.m. to 10:00 p.m.
6. While the License Commission is not limiting the number of vehicles on your lot at this time, you are receiving a warning that you should not overcrowd this lot with cars nor park cars on the sidewalk nor in the residential areas.
7. Public Works will work on the sidewalk area to maintain accessible space between the traffic light and your sign and will resolve this issue.

PAGE TWO
CAMBRIDGE AUTO CLINIC
AUGUST 7, 2001

If you wish to appeal this decision, you may do so to the Middlesex Superior Court within sixty (60) days of receipt of this decision pursuant to M.G.L. c.249, s.4.

Sincerely,



Richard W. Scali
Executive Officer

cc: Benjamin Barnes, Chairman; Chief Gerald Reardon; Captain Henry Breen; Andrea Boyer, Chief Investigator; Henderson Headley, Investigator; Captain Daniel Turner; Lisa Peterson, DPW Commissioner; Bill Dwyer, DPW; Susan Clippenger, Traffic & Parking; Michael Muehe, Disabilities Commission; Ellen Betz; Valerie Hennessey; Salvatore Robbio;



CITY OF CAMBRIDGE
INTEROFFICE CORRESPONDENCE

August 22, 2001

To: Robert W. Healy, City Manager

From: Bob Bersani, Inspectional Services

Subject: Council Order #9, dated 7/30/01 RE: report on issues surrounding the gas station at the corner of Walden Street and Concord Avenue

This report deals with the portion of the Order concerning the legality and safety of the signs overhanging the public sidewalks.

These same issues were addressed in response to Council Orders of March 24, 1997(#41) and of May 21, 1997 where it was determined that they were legal under zoning as they preexisted the sign provisions of the Zoning Ordinance. The gasoline price sign overhanging the sidewalk at the Walden Street side was determined to be 7 ft above the level of the sidewalk and, after consultation with the Public Works Department, was not considered to be safety hazard.

At the time of the investigation in 1997, it was determined that the Council approval and bonds for signs overhanging the public way had not been obtained/filed as required by the Municipal Code. The owner, upon being advised of this requirement filed for Council approval. These applications went before the Council on December 22, 1997 and were placed on file as indicated in the attached excerpt from the record of proceedings. As approvals and bonds for these signs were not obtained, I have directed the owner of the service station to take immediate action to refile with the City Clerk for Council Approval and insure that the required bonds are placed on file with the City.

Very truly yours,

A handwritten signature in black ink, appearing to read "Bob Bersani".

R. R. Bersani

cc:

Margaret Drury(City Clerk)

Lisa Peterson and Bill Dwyer(Public Works Dept.)

**LIBRARY
SYSTEM
RENOVATION**

The City Council now proceeded to take action on Calendar Item Number Seven, the same being Consent Order Number Forteen of April 1, 1996 regarding a timeline for a preliminary report on the future of the library system prior to voting on a bond issue for Mid-Cambridge library renovations.

Placed on file at end of legislative session pursuant to Order Number One.

**PARKING
SPACE
ELIMINATION
ON 23 BELLIS
CIRCLE**

The City Council now proceeded to take action on Calendar Item Number Eight, the same being Relative to Consent Communication Number Thirteen of September 30, 1996 from Antone Cardoza, 23 Bellis Circle regarding the elimination of a parking space in front of 23 Bellis Circle.

Placed on file at end of legislative session pursuant to Order Number One.

**HAGGERTY
AND AGASSIZ
SCHOOL
CONSTRUC-
TION
PROJECT**

The City Council now proceeded to take action on Calendar Item Number Nine, the same being a response to Awaiting Report Item Number One of February 24, 1997 regarding analysis of the cost for the Haggerty and Agassiz School construction projects.

Placed on file at end of legislative session pursuant to Order Number One.

**MEMBERSHIP
OF TRAFFIC
AND PARKING**

The City Council now proceeded to take action on Calendar Item Number Ten, the same being a response to Awaiting Report Number Twenty-three of May 5, 1997 regarding the membership of the Board of Traffic and Parking.

Placed on file at end of legislative session pursuant to Order Number One.

**CAMBRIDGE
AUTO CLINIC
INC. TO
REPLACE
SIGN**

The City Council now proceeded to take action on Calendar Item Number Eleven, the same being Consent Communication Number Three of May 19, 1997 regarding a petition from Cambridge Auto Clinic Inc. d/b/a US Petroleum, 297 of Concord Avenue, to replace the facade of existing sign.

Placed on file at end of legislative session pursuant to Order Number One.

**CAMBRIDGE
AUTO CLINIC
INC. TO
ERECT SIGN**

The City Council now proceeded to take action on Calendar Item Number Twelve, the same being Consent Communication Number Seven of June 9, 1997 regarding a petition from Cambridge Auto Clinic Inc. d/b/a US Petroleum, requesting permission to erect a sign at the premises numbered 297 Concord Avenue on Walden Street side.
(Pre-existing sign)

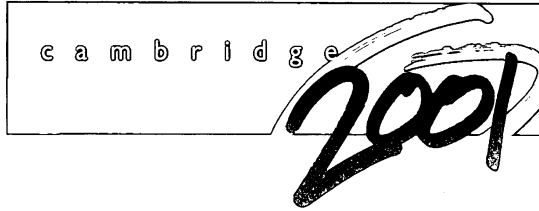
Placed on file at end of legislative session pursuant to Order Number One.

**TRAFFIC
LIGHT AT
"OLIVE M.
JOHNSON
CROSSING**

The City Council now proceeded to take action on Calendar Item Number Thirteen, the same being Consent Order Sixty-Two of June 2, 1997 regarding dedicating the installation of a manual traffic light at the intersection of Concord Avenue and Alpine Street as the "Olive M. Johnson Crossing" to recognize her work on behalf of the neighborhood.

NO bonds on file

8-16-01 mc



5.

CITY OF CAMBRIDGE • EXECUTIVE DEPARTMENT

Robert W. Healy, City Manager Richard C. Rossi, Deputy City Manager

October 15, 2001

To The Honorable, The City Council:

In response to Awaiting Report Item No. 01-218, regarding a report on issues surrounding the gas station at the corner of Walden Street and Concord Avenue, please find attached a copy of the disciplinary hearing decision received from the License Commission.

Also attached is a response from Inspectional Services Commissioner Robert Bersani concerning the legality and safety of the signs overhanging the public sidewalks at this location.

Additionally, the Traffic, Parking & Transportation Department will continue to enforce all illegally parked vehicles in this area, especially those parked on the sidewalk or in permit parking areas.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert W. Healy". The signature is fluid and cursive, with a large, sweeping "R" and "H".

Robert W. Healy
City Manager

RWH/mec
Attachments



Consent Agenda #5

Cal 17,
159 KT

Awaiting Report Item Number

01-218, regarding a report on
issues surrounding the gas
station at the corner of Walden
Street and Concord Avenue.

In City Council October 15, 2001

*Tabled on motion
of Councillor Sullivan*

*An City Council
December 17, 2001*

*Placed on File
Pursuant to
Order #1.*