



City of Cambridge

Application and Petition #4

IN CITY COUNCIL

September 11, 2000

ORDERED: That the Commissioner of Public Works be authorized to construct curb cuts over sidewalks in front of estates upon the streets as hereinafter named, the expense thereof to be charged to the appropriation for Public Works Department, Paving (Edgestones and Sidewalks). The entire cost of material and labor furnished to be repaid to the City by the owners of abutting estates.

Wendy Baring-Gould

2-4 Myrtle Avenue

In City Council September 11, 2000.
Adopted by the affirmative vote of nine members.
Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in black ink, reading "D. Margaret Drury". The signature is written in a cursive style with a large, looped "D" and "M".

D. Margaret Drury
City Clerk

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS

CITY OF CAMBRIDGE

PART II: INSPECTIONAL SERVICES DEPARTMENT



Application approved



Application denied

Reason:

Signature:

Date: 8/23/00

Title: ZONING

PART III: TRAFFIC AND PARKING DEPARTMENT



Application approved



Application denied

Reason:

Signature:

Date: 8-30-2000

Title:

TRAFFIC ENGINEER

PART IV: HISTORICAL COMMISSION



Application approved



Application denied

Reason:

Signature:

S. Zimmerman for MCNCDC

Date: 8/23/00

Title:

Historical Comm.

PART V: PUBLIC WORKS DEPARTMENT



Application approved



Application denied

Reason:

Pending - Inspection of City Arborist to review roots during construction

Signature:

Date: 8/30/00

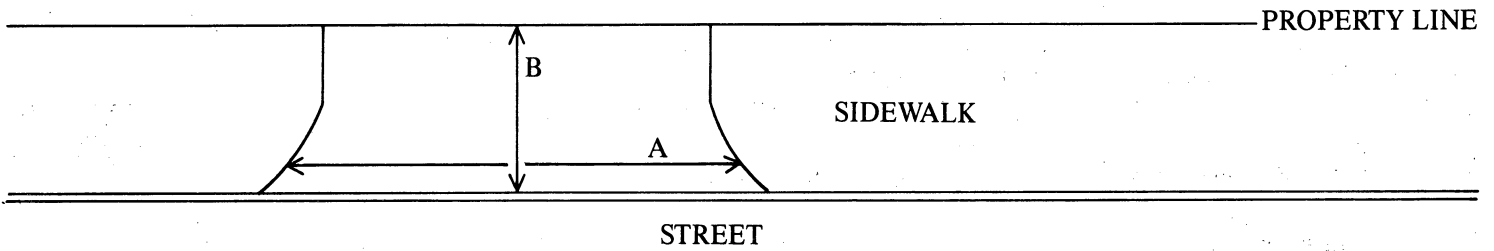
Title:

Superintendent of Streets

DRAWING 2:

SKETCH OF PROPOSED DRIVEWAY WITH COST ESTIMATE

CITY OF CAMBRIDGE



$$A = 12 \text{ FT.} \div 3 = 4 \text{ YARDS}$$

$$B = 7 \text{ FT.} \div 3 = 2\frac{1}{2} \text{ YARDS}$$

$$A \times B = 6\frac{1}{2} \text{ SQUARE YARDS}$$

COST ESTIMATE:

BRICK: $6\frac{1}{2}$ SQUARE YARDS $\times$ \$70/SQUARE YARD = \$455.00

BRICK ON CONCRETE: _____ SQUARE YARDS $\times$ \$85/SQUARE YARD = \$_____

CONCRETE: _____ SQUARE YARDS $\times$ \$40/SQUARE YARD = \$_____

ASPHALT: _____ SQUARE FEET $\times$ 1 TON/40 SQUARE FEET $\times$ \$125/TON = \$_____

DEPARTMENT OF PUBLIC WORKS SCHEDULED DATE FOR CONSTRUCTION:

/ /

DEPARTMENT OF PUBLIC WORKS STATED FEE: \$_____

The undersigned agrees to pay the stated fee for the driveway installation in full within two (2) weeks of the estimated starting date of construction before the Department of Public Works shall proceed with construction:

Owner's signature:

Wendy Baring-Gould

Date:

8/24/00

Address:

2-4 Myrtle St. Cambridge
876-3233

Funds Received: \$_____

Check Number: _____

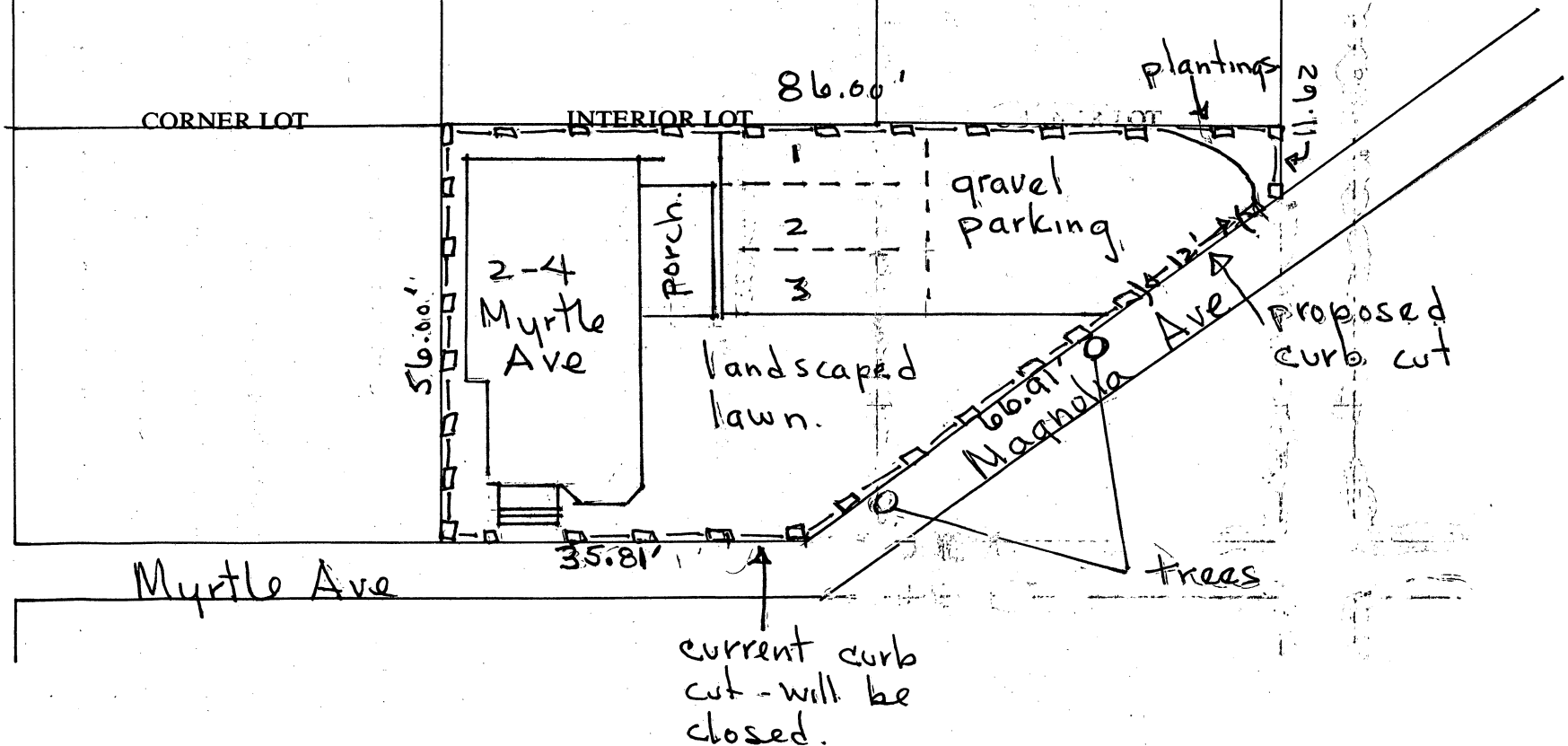
Wendy Baring-Gould

DRAWING 1:

PLEASE INDICATE LOCATION OF HOUSE AND DRIVEWAY.
BE SURE TO GIVE DIMENSIONS OF LOT.

Relocate curb cut - 2-4 Myrtle Ave
to create landscaped open space
beside residence.

Plan allows for 10' front yard set back
See photo for existing situation.



#08022000

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS

CITY OF CAMBRIDGE



2000 SEP -7 A 9:41

INSTRUCTIONS:

In order to obtain permission for a driveway cut or opening you must first get approval from the Department of Inspectional Services on the zoning requirements for off-street parking, including the cooperation of your immediate abutters.

To receive a review from Inspectional Services you must fill out Part I of the application. Be sure to draw your plot plan on Drawing 1, choosing the lot that represents your lot's position, i.e. corner or interior. You must also include a sketch of the proposed driveway, including dimensions, on Drawing 2. You may then calculate the cost of the driveway by using the formula based on your choice of surfaces. You must also include signed forms from abutters on the sides and rear of the property and from all property owners located across the street(s) from the property.

Once you have gathered this information on the application, it should be submitted to:

Zoning Officer
Inspectional Services
831 Massachusetts Avenue
Cambridge, MA 02139

If the application is approved by Inspectional Services, it will then be sent on to Traffic and Parking, the Historical Commission and the Department of Public Works. If approved by Public Works, the application and backup will be sent to the City Council for their approval. Once the City Council approves, the driveway curb cut can be installed. However, the full cost of the cut must be paid to Public Works before the work will start.

If, however, Inspectional Services denies your application you may then appeal to the Zoning Board of Appeals.

DATE:

8/15/00

PART I:

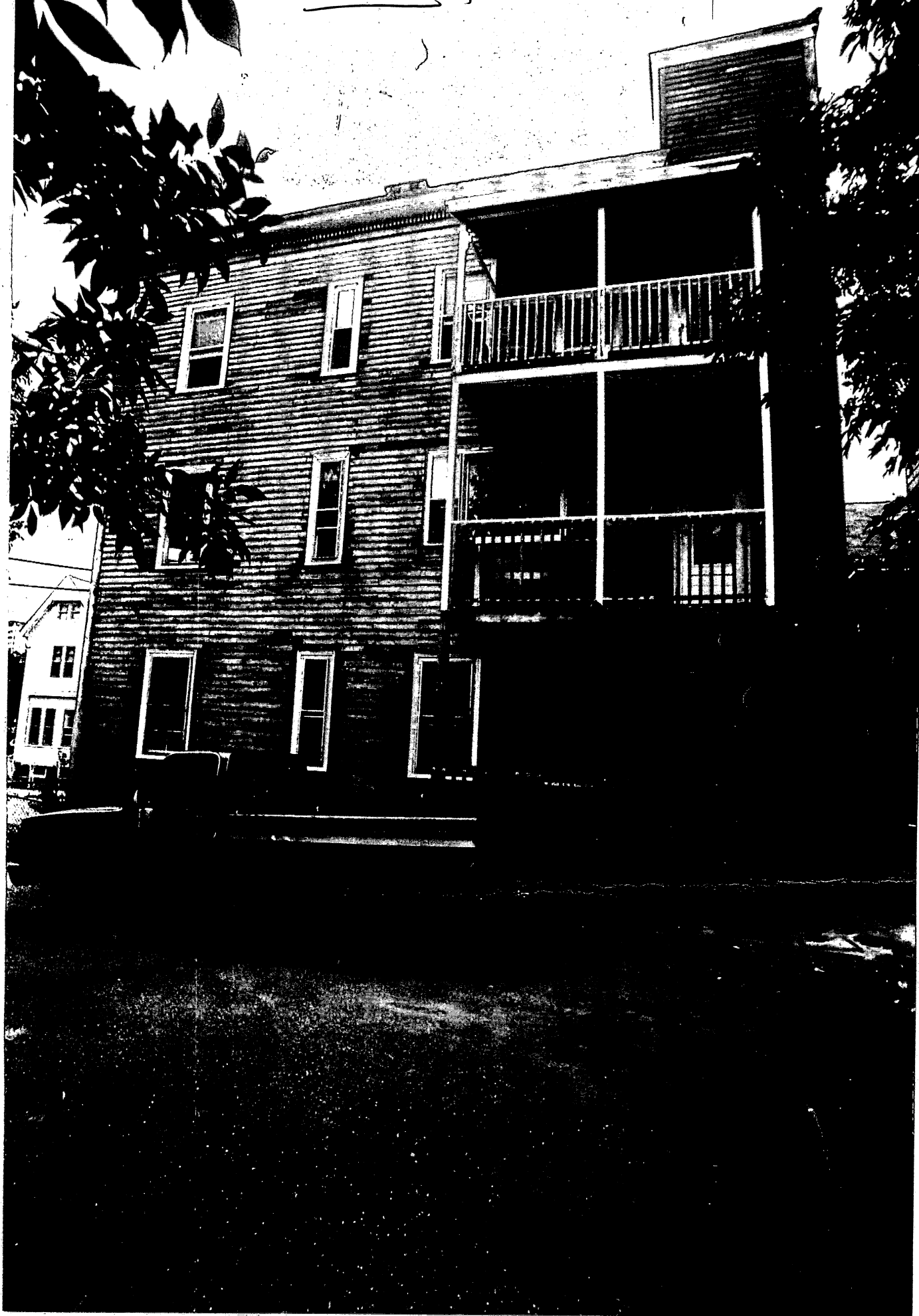
Address of proposed curb cut or off-street parking facility:		2-4 Myrtle Ave/relocate curb cut	
Frontage:	102.80 ft	Block and Lot:	Lot # 12
Setback (distance from building to sidewalk):		not relevant	
Distance from proposed driveway to surrounding structures and property line:		2' to property / 10' to 60-62 Magn.	
Dimensions of proposed driveway:		12' x 7'	
Location of any trees, sign posts, fire hydrants, utility poles, etc., in direct vicinity of proposed driveway:			
trees as marked on drawing			

- ☒ Plot plan is included
- ☒ Sketch of driveway with cost estimate is included
- ☒ All abutter's forms are included

00 AUG 23 PM 2 18

INSPECTIONAL SERVICES
CITY OF CAMBRIDGE

Existing



MORTGAGE INSPECTION PLAN

ADDRESS: 2-4 MYRTLE AVENUE, CAMBRIDGE, MA
ATTORNEY: PRESSMAN & KRUSKAL
LENDER: DEWOLFE MORTGAGE SERVICES, INC.
OWNER: ELIZABETH BARRETT & JOHN D. FRUMER
APPLICANT: JON BARING-GOULD
DATE: 06/08/2000 SCALE: 1"=20'

UNREGISTERED LAND

DEED BOOK: 25781 PAGE: 518
PLAN BOOK: 72 PAGE: _____ LOT(S): 12
PLAN NUMBER: 2 OF 1891

REGISTERED LAND

REGISTRATION BOOK: _____ PAGE: _____
CERTIFICATE OF TITLE: _____
PLAN NUMBER: _____ LOT(S): _____

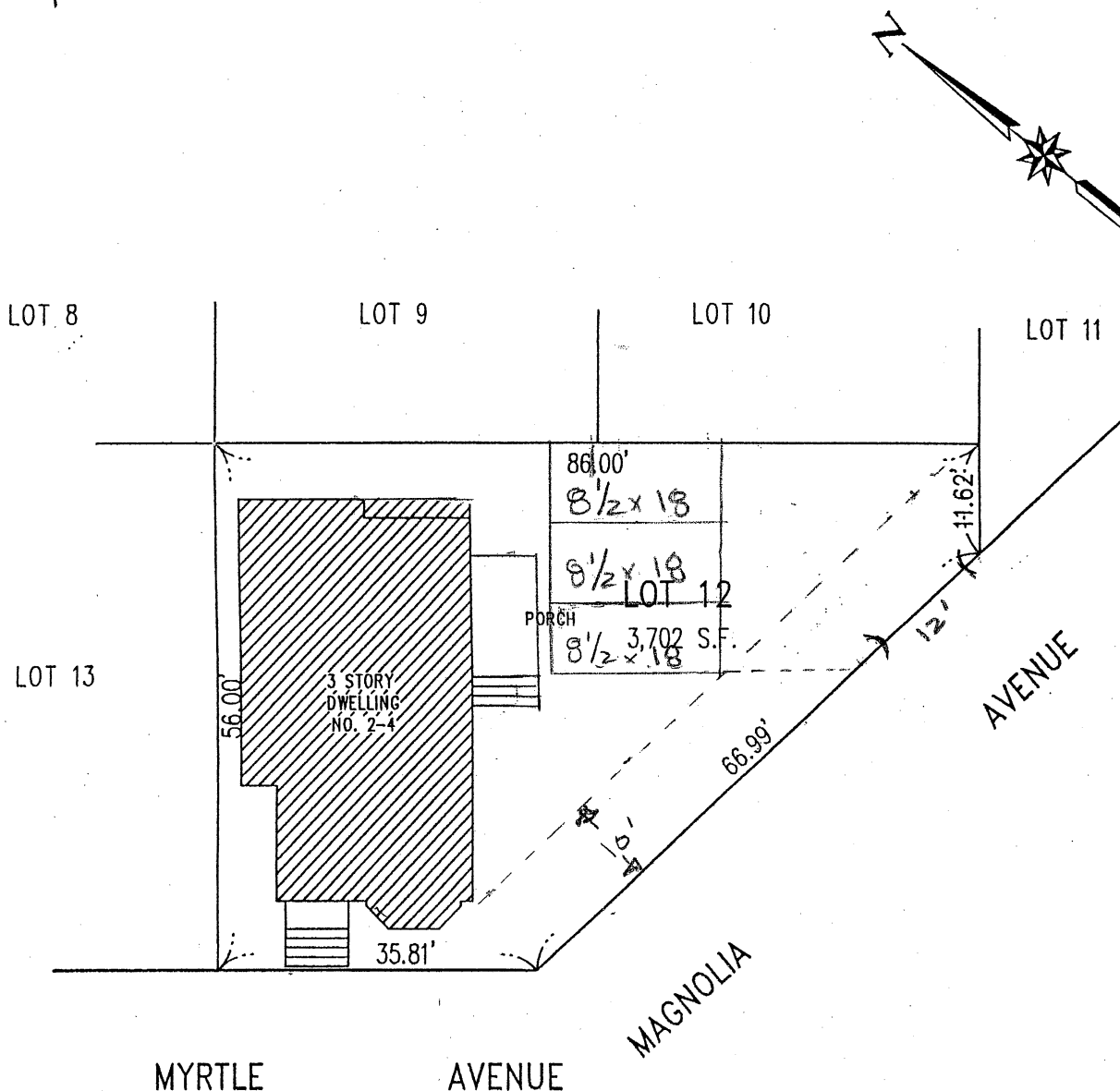
ASSESSORS MAP

MAP: _____ BLOCK: _____ PARCEL: _____

FLOOD HAZARD INFORMATION

FLOOD MAP COMMUNITY NO.: 250186 ZONE: C
PANEL: 0002B DATED: 07/05/1982

Baring-Gould



MORTGAGE LENDER

USE ONLY

THIS IS THE RESULT OF TAPE MEASUREMENT, NOT THE RESULT OF AN INSTRUMENT SURVEY AND IS CERTIFIED TO THE TITLE INSURANCE COMPANY AND ABOVE LISTED ATTORNEY AND LENDER.

THERE ARE NO DEEDED EASEMENTS IN THE ABOVE REFERENCED DEED OR ENCROACHMENTS WITH RESPECT TO BUILDINGS SITUATED ON THIS LOT EXCEPT AS SHOWN.

THE LOCATION OF THE DWELLING SHOWN DOES NOT FALL WITHIN A SPECIAL FLOOD HAZARD ZONE.

THE LOCATION OF THE DWELLING AS SHOWN HEREON EITHER WAS IN COMPLIANCE WITH THE LOCAL ZONING BY-LAWS IN EFFECT WHEN CONSTRUCTED (WITH RESPECT TO STRUCTURAL SETBACK REQUIREMENTS ONLY), OR IS EXEMPT FROM VIOLATION ENFORCEMENT ACTION UNDER MASS. G.L. TITLE VII. CHAPTER 40A, SECTION 7.



DES LAURIERS & ASSOCIATES, INC.

40 KENWOOD CIRCLE, SUITE 8, FRANKLIN, MA 02038
TEL.: (800)287-8800 FAX.: (508)528-4011



Mario D. Mandanici

GENERAL NOTES: (1) The declarations made above are on the basis of my knowledge, information, and belief as the result of a mortgage inspection tape survey made to the normal standard of care of registered land surveyors practicing in Massachusetts. (2) Declarations are made to the above named client only as of this date. (3) This plan was not made for recording purposes, for use in preparing deed descriptions or for construction. Verifications of property line dimensions, building offsets, fences, or lot configuration may be accomplished by an accurate instrument survey.

City of Cambridge

PROCEDURE WITH RESPECT TO DRIVEWAY CUTS, OPENINGS AND OFF-STREET PARKING SPACES OR FACILITIES

1. An applicant may obtain an Application for Driveway Cuts and Openings at the Department of Public Works or Inspectional Services Department.
2. In addition to the application itself, (and the sketch required on the application form), the applicant must include a plot plan to scale which illustrates the driveway cut and the layout of the proposed on grade, off-street parking space, spaces or facility.
3. The applicant must also include signed forms from abutters on the sides and rear of the property and from all property owners located across the street(s) from the property. If the applicant is unable to obtain these signatures, he/she must include a statement with the application that an attempt was made to secure the required signatures and that it was not possible to obtain them and indicate the reasons why it was not possible to obtain the signatures.
4. The applicant shall submit the application, together with the plot plan and the abutter's forms, shall be first submitted to the Inspectional Services Department, located at 831 Massachusetts Avenue. The Inspectional Services Department will (1) immediately send a copy of the application to the City Clerk's Office to start the neighborhood association notification process, and (2) review the application for completeness of application, inclusion of abutter's forms and compliance with the City of Cambridge Zoning Ordinance.

Curb cut requirements are detailed in Section 6.40 of the Zoning Ordinance. Following are some of the more significant requirements that must be met to comply with zoning:

- a. A curb cut cannot be located closer than twenty five (25) feet to a street intersection or within fifteen (15) feet of a crosswalk.
- b. The driveway must be at least ten (10) feet wide.
- c. For lots having less than 100 feet of frontage, a maximum of only one curb cut is allowed.
- d. The required size of the parking space is 8 1/2 feet by 18 feet. The parking space cannot be located within the front yard setback.

If the Inspectional Services Department makes a determination that the curb cut is not in compliance with the Zoning Ordinance, the applicant has the following options: discontinuing the application process; modifying the application to bring it into compliance with the Zoning Ordinance; appealing the Inspectional Services determination to the Board of Zoning Appeals (BZA); or requesting from the BZA a variance from the Zoning Ordinance. If the applicant is not successful with the appeal or variance request before the BZA, recourse is through the courts.

5. The City Clerk will notify neighborhood associations in the area of the petitioner and will send a copy of this notification to the applicant. Notification will include a copy of the plot plan or drawing submitted with the

application and will request that the neighborhood association inform the City Clerk whether it approves or disapproves of the application. Petitioners are urged to contact their neighborhood association early to avoid delay.

6. If the Inspectional Service Department (or the Board of Zoning Appeal) approves the application, Inspectional Services will then send it to the Department of Traffic, Parking and Transportation. If Traffic and Parking refuses to approve the application, it will so inform the applicant.
7. If the application is approved by Traffic and Parking, that department will then send the application to the Historical Commission. If the Commission approves, the Commission will send the application to the Department of Public Works. If the Commission disapproves the application, the applicant may appeal under statutes and ordinances governing the administration of historically designated properties, information about which may be obtained from the Commission.
8. If the Department of Public Works (DPW) approves the application, DPW will send the application to the City Clerk's Office. If DPW disapproves the application, it will notify the applicant.
9. When the City Clerk receives a response from the neighborhood association(s), or, if no response is received, then no sooner than 21 days after the initial notification of the neighborhood associations (see no. 5 above) the Clerk will place the application on the next City Council agenda. If the City Council approves the application, the City Clerk will notify the applicant and will send the application back to the Department of Public Works. The cost of the driveway construction will be calculated and the driveway will be put on the schedule and a date assigned for construction. The applicant must pay in full for the construction cost, based on the cost indicated, within two weeks before the estimated start of construction. No construction will begin unless the full cost of the driveway has been paid for in advance.

In certain cases, the Department may arrange with the applicant to have the driveway done by a private contractor; however, the contractor will have to post a bond, obtain a permit from the DPW and have his work inspected as to city standards before the bond is released. In this case the contractor will have a direct relationship with the applicant and the city will not intervene unless the contractor does not meet city requirements for driveway construction.

10. APPLICANTS ARE CAUTIONED AGAINST EXPENDING ANY MONEY ON MODIFICATIONS TO THEIR PROPERTY IN ANTICIPATION OF THEIR APPLICATION BEING APPROVED BY THE COUNCIL.

If a curb cut is required in connection with a project for which a building permit from the Inspectional Service Department is required, the building permit will not be issued until approval for the curb cut is first obtained from the Council. In extraordinary cases, an incremental (foundation, site work, etc) building permit may be issued if the following conditions, as a minimum, are met; the application has been initiated with the Inspectional Services Department, approvals from abutters have been obtained, a hardship is demonstrated, and the applicant states that he/she is proceeding at his/her own risk.

CITY OF CAMBRIDGE

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS
ABUTOR'S FORM

To Whom It May Concern:

As owner or agent of 137 MAGNOLIA AVE, #1,

☒ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave.

Signed: [Signature] Date: 7-30-00

Address: _____

To Whom It May Concern:

As owner or agent of 39 MAGNOLIA AVE,

☒ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave

Signed: [Signature] Date: 8/3/00

Address: _____

To Whom It May Concern:

As owner or agent of [Signature]
6. Myrtle Ave ☐ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave

Signed: _____ Date: _____

Address: _____

CITY OF CAMBRIDGE

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS
ABUTTOR'S FORM

To Whom It May Concern:

As owner or agent of _____,

☐ approval

Cambridge, Massachusetts, I do hereby declare

☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave.

Signed: _____ Date: _____

Address: _____

CITY OF CAMBRIDGE

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS
ABUTTOR'S FORM

To Whom It May Concern:

Resident 39 Line St #1
As owner or agent of

☒ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave.

Signed: [Signature] Date: 8/4/00

Address: 39 Line St #1, Cambridge MA 02138

To Whom It May Concern:

Resident 35 Magnolia Ave #6
As owner or agent of

☒ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave

Signed: [Signature] Date: 8/4/00

Address: 35 Magnolia Ave #6, Cambridge MA 02138

To Whom It May Concern:

As owner or agent of 41 Line St #2 Cambridge MA 02138

☒ approval

Cambridge, Massachusetts, I do hereby declare ☐ disapproval

of the installment of:

Off-Street Parking Facility located at 2-4 Myrtle Ave

Signed: Kathleen M Fox Date: 8/5/00

Address:

CITY OF CAMBRIDGE

APPLICATION FOR DRIVEWAY CUTS AND OPENINGS
ABUTTOR'S FORM

To Whom It May Concern:

As owner or agent of

Robert Wolynos
60-62 MACVOCIA AVE RW



approval



disapproval

Cambridge, Massachusetts, I do hereby declare

of the installment of:

Off-Street Parking Facility located at

2-4 Myrtle Ave.

Signed:

R Wolynos

Date:

Aug 5, 2000

Address:

To Whom It May Concern:

As owner or agent of



approval



disapproval

Cambridge, Massachusetts, I do hereby declare

of the installment of:

Off-Street Parking Facility located at

2-4 Myrtle Ave.

Signed:

Date:

Address:

To Whom It May Concern:

As owner or agent of



approval



disapproval

Cambridge, Massachusetts, I do hereby declare

of the installment of:

Off-Street Parking Facility located at

2-4 Myrtle Ave.

Signed:

Date:

Address:



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

(617) 349-4260

FAX (617) 349-4307

tty/TDD (617) 492-0235

D. MARGARET DRURY
CITY CLERK

DONNA P. LOPEZ
DEPUTY CITY CLERK

August 24, 2000

Dear Neighborhood Representative:

This office is in receipt of a copy of an application from Wendy Baring-Gould, requesting a curb cut *at the premises numbered 2-4 Myrtle Avenue, Cambridge, Massachusetts*. The City Council has directed that all curb cut petitions be submitted to the appropriate Neighborhood Associations for the locality where the curb cut would be made, so that the association may have an opportunity for review, prior to action by the City Council.

Please indicate by return mail your approval or disapproval of the petition within twenty one days from the date of this letter. If the response is "disapproval" please state reasons. Be sure to sign the form and include a daytime phone number. I have enclosed a self-addressed stamped envelope to facilitate your reply.

As soon as this office has received both the completed application and your neighborhood association response, I will place the petition on the agenda for the next City Council meeting. If I do not receive a response from your neighborhood organization by twenty-one days from the date of this letter, I will place the petition on the agenda for the next City Council meeting.

If your neighborhood association cannot complete its review by twenty one days from today, you may extend the reply time another seven days by requesting an extension by letter to me with a copy to the petitioner. However, I urge you to make every effort to complete your review as soon as possible.

Thank you for your cooperation.

Sincerely yours,

D. Margaret Drury
City Clerk

Name of Neighborhood Association: **Mid-Cambridge Neighborhood Association - John Pitkin**

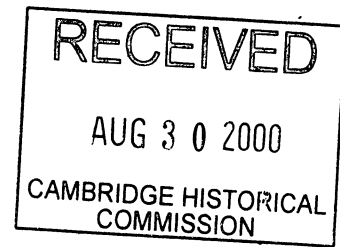
hereby _____ approve _____ disapprove of said driveway petition.

Comments: No objection.

Signature of authorized association representative John Pitkin

Daytime telephone no. 491-8171

cc: Petitioner



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

(617) 349-4260

FAX (617) 349-4307

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Thank you for your cooperation.

Sincerely yours,

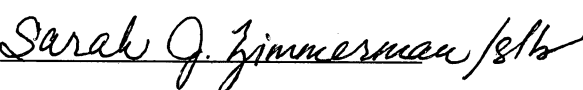

D. Margaret Drury
City Clerk

Name of Neighborhood Association:

Mid-Cambridge Neighborhood Conservation District Commission - Sally Zimmerman

hereby ☒ approve ☐ disapprove of said driveway petition.

Comments: _____

Signature of authorized association representative 

Daytime telephone no. 349-4686

cc: Petitioner

CITY HALL, 795 MASSACHUSETTS AVENUE CAMBRIDGE, MASSACHUSETTS 02139



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

(617) 349-4260

FAX (617) 349-4307

tty/TDD (617) 492-0235

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CITY CLERK

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Thank you for your cooperation.

Sincerely yours,

D. Margaret Drury
City Clerk

Name of Neighborhood Association:

Mid-Cambridge Neighborhood Conservation District Commission - John Moos

hereby ☒ approve ☐ disapprove of said driveway petition.

Comments: _____

Signature of authorized association representative

Daytime telephone no. 494-3808

cc: Petitioner

Applications and Petitions #4

H 102

An application was received from
Wendy Baring-Gould, requesting a
curb cut at the premises numbered
2-4 Myrtle Avenue.

In City Council September 11, 2000

ORDER ADOPTED