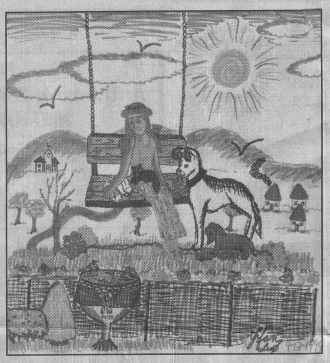
Winners named in Cambridge River Festival art contest

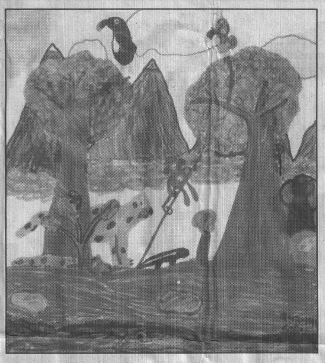
The Cambridge Chronicle's art contest at the Cambridge River Festival this past Sunday garnered over 50 impressive entries. Both adults and children entered the contest, which followed the festival's "hands-on" theme by asking participants to express themselves with markers and colored paper. Entries were accepted throughout the day and voting by other festival visitors began at 3 p.m.

The work of winners Yilan Luo, 11, Siliang Luo, 8, and Claudi Tajima, 8, can be seen at right. They will each receive a $50 gift certificate to their choice of either Fire & Ice in Harvard Square, The Fisher in Central Square or Tamarin Inc. near Porter Square.

Wilson Sakudya was awarded an honorable mention.

The Chronicle thanks everyone who participated in this first year of the art contest.







Toomey's campaign

TOOMEY, from page 1

really geared toward the middle class family," said Toomey. "I don't want it to be a city of haves and have nots. We have to keep the middle class in the city."

He points out that he proposed rent control changes in 1991 and 1994 that sought tax breaks for small property owners and tried to gear rent control "toward people rent control was designed to help."

Help needs to come from the state and federal governments as well, said Toomey, adding that there should also be a way for senior citizens to put off some of their tax payments until their house is sold.

"There are a lot of seniors who are cash poor but house rich," he said.

Toomey refuted that Cambridge is anti-business or anti-development.

"The city is bulging at the seams with development," he said.

There should be a balance between the needs of neighborhoods and businesses and "responsible developers" can find a way to work with both, said Toomey.

He added that the city has missed opportunities to acquire open space and simply created another "bureaucracy" with the open space committee. The key to acquiring more open space is to be tough with developers and demand the space through negotiation or downzoning, said Toomey, noting that advancing discussion on development and open space is among his greatest accomplishments.

"It struck a chord with a lot of people," said Toomey. "It's high on people's agenda."

There are changes he would make to city personnel if re-elected. Toomey did not vote to renew City Manager Bob Healy's contract in 1997, saying, "I firmly believe it's time for a change."

He said the city administration is not out in the neighborhoods enough so residents' needs aren't being met.

"If you judge by the fiscal, he's done the job of that," Toomey acknowledged.

He is undecided whether he would support the switch to a strong mayor system, but said it's worth discussing.

Elsewhere in the city, Toomey argued there are too many white-collar workers in Cambridge administration.

"There are too many people sitting behind a desk who should be out in the neighborhoods servicing the public," he said.

Also topping his agenda, a resolution on the longtime delay in building a new library and police station.

Toomey blames the council's lack of harmony on last year's mayoral election, when Councilor Katherine Triantafillou lost the seat she expected to win.

"That set a very bad tone for the two years," he said. "I don't think we ever recovered from that."

Toomey received a bachelor's degree in government from Suffolk University. He lives in East Cambridge, is unmarried and has no children.

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YES! I want to win free tickets to arts and entertainment events for the upcoming 1999-2000 season.
Please complete and send this form to: "Seats for the Season", c/o Community Newspaper Company, P.O. Box 9113, Needham, MA 02192-9113. Contest deadline is Friday, October 1, 1999.
ENTER ONLINE AT www.townonline.arts/misc/seats
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I would like to receive information from ServiSense as well as fall schedules from the following arts and entertainment organizations (check as many as you'd like):
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❑ Blue Man Group
❑ Boston Academy of Music
❑ Boston Ballet
❑ Boston Lyric Opera New England
❑ Boston Philharmonic
❑ Boston Symphony Orchestra
❑ Huntington Theatre Company
❑ Jose Mateo Ballet Theatre of Boston
❑ Peter Pan
❑ Ringling Bros./Feld Entertainment
❑ World Music
Rules: NO PURCHASE NECESSARY. To enter, fill out your name, address and daytime phone number on the entry form provided. Check off every arts and entertainment organization you would like to receive a fall schedule from on the entry form. Cut out and mail your entry to Community Newspaper Company. Proper postage is required. First entry drawn at random will be the grand prize winner and will win a pair of tickets to all of the participating arts and entertainment organizations. 12 runners-up will each receive 2 tickets drawn randomly to one of the participating organizations. No purchase necessary. Winners will be drawn at random and notified by phone and/or mail. Employees of the participating arts & entertainment organizations, Community Newspaper Company and its affiliates are not eligible to enter. Not responsible for late, lost or misdirected entries. Entries become the property of Community Newspaper Company. Each winner gives permission to publish his/her name, town and likeness with regard to outcome of this drawing. Community Newspaper Company reserves the right to terminate or alter this contest at any time. Deadline for entry is Friday, October 1, 1999, at 5 p.m. One entry per person.

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Angelina M. Mottola
Waitress

Angelina M. (Scolles) Mottola died Sept. 12 at the Wingate at Sudbury Nursing Home after a lengthy illness. She was 87.

Mrs. Mottola was born in Cambridge and was a lifelong resident. She was a retired waitress.

She was the wife of the late Carmine Mottola; mother of Anna Cicco and Charles Mottola; grandmother of Andrea, Stephen, Paul and Peter Cicco, and Amy and Alyson Mottola; great-grandmother of Brent, Joshua and Alexis Cicco; and sister of the late Anthony Scolles, Anna Mochi, Margaret Spera, Frances Belloste, Mary Cusolito and Lena Poleo.

The Rite of Christian Burial was held Sept. 15 at St. Francis of Assisi Church, with burial at Holy Cross Cemetery. Arrangements were made by the Donovan-Aufiero Funeral Home in Cambridge.

Franklin B. Pierce
Former cab driver

Franklin B. Pierce died Sept. 8 at Mt. Auburn Hospital in Cambridge. He was 52.

Mr. Pierce was born in Boston, son of the late Franklin and Dorothea C. (Webster) Pierce. He was a U.S. Marine Corps veteran of the Vietnam War. He was a former cab driver and security officer.

He was the brother of Kimbell of Cambridge, Michael of Cambridge, Russell of Quincy, and Sherri of Cambridge; and brother-in-law of Diana of Quincy.

Funeral services were held Sept. 11 at the Keefe Funeral Home in Cambridge, followed by a private burial.

Barbara A. Tennis-Kelley
Accounting and finance assistant

Barbara A. Tennis-Kelley died Sept. 6 at Mt. Auburn Hospital in Cambridge after a brief illness. She was 61.

Mrs. Tennis-Kelley was born in Cambridge where she lived for many years. She was an assistant in the accounting and finance industry.

She was the mother of Robert J. Thomas; and sister of John Tennis and his wife Ann of Cambridge and Janet Trial and her husband Robert of Everett. She is also survived by several nieces and nephews, and many friends.

A Funeral Mass was held Sept. 10 at St. Peter's Church in Cambridge, with burial at Cambridge Cemetery. Arrangements were made by the Hickey Funeral Home in Cambridge.

Donations in Mrs. Tennis-Kelley's memory may be made to Mt. Auburn Hospital, 330 Mt. Auburn St., Cambridge, Mass., 02138.

NOTICE
Anthony J. & Mildred D. Ruggiero MEMORIAL TRUST
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Friends of Mt. Auburn, Cambridge, MA
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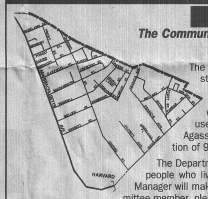
LEGAL NOTICES

AGASSIZ RESIDENTS

The Community Development Department is Seeking Members for the Agassiz Neighborhood Study Committee



The Community Development Department (CDD) will be conducting a comprehensive study of the Agassiz Neighborhood during 1999-2000. The CDD is seeking approximately 10 to 12 study committee members from the Agassiz neighborhood to work on the study with department staff. The Study Committee will work jointly with CDD to identify issues and make recommendations concerning housing, land use, zoning, economic development, traffic, parking, and open space in Agassiz. The Agassiz Neighborhood Study Committee will begin meeting in the Fall of 1999 for a duration of 9 months to a year. Meetings will be open to the public.

The Department would like to reflect the diversity of the neighborhood and strongly encourages people who live or have a business in Agassiz to apply to be a committee member. The City Manager will make the final committee member selection. If you are interested in becoming a committee member, please send a brief note describing:

- how long you have lived or worked in Agassiz;
- your previous neighborhood or community activities; and
- why you are interested in becoming an Agassiz Study Committee Member

Please send your response no later than Friday, September 24, 1999 to:
Venita Mathias
Community Development Department
57 Inman Street
Cambridge, MA 02139

Fax: 617-349-4669

LEGAL NOTICES

#2856

LEGAL NOTICE
CITY OF CAMBRIDGE
IN THE YEAR ONE THOUSAND,
NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the "Zoning Ordinance of the City of Cambridge."
Be it ordained by the City Council of the City of Cambridge as follows:

A. Rezone the area of the Sumner Road Block along Kirkland Street and Quincy Street on which the Swedenborg Chapel and the 34 Kirkland Street Greek Revival house are situated, which area currently is zoned Residence C-3, to Residence C-1, said area being more specifically defined as follows:

1.01 An area of land circumscribed by a line, said line beginning at a point, said point being the intersection of the centerlines of Kirkland Street and Quincy Streets;
1.02 Thence proceeding in a southerly direction along the centerline of Quincy Street for approximately 73 feet to its intersection with the westerly extension of the southerly sideline of lot #19 on Assessor's Plat 143;
1.03 Thence turning and proceeding in an easterly direction along the southerly sideline of lot #19 for a distance of approximately 222.5 feet to the point where it intersects the westerly sideline of lot #13 on Assessor's Plat 143;
1.04 Thence turning and proceeding in a southerly direction along the westerly sideline of lot #13 for a distance of approximately 23.41 feet to the point where it intersects the southerly rear line of lot #13 on Assessor's Plat 143;
1.05 Thence turning and proceeding in an easterly direction along the southerly rear line of lot #13 for a distance of approximately 105 feet to the point where it intersects the westerly boundary line of the existing Residence C-1 district along Sumner Road;
1.06 Thence turning and proceeding in a northerly direction along the westerly boundary line of the existing Residence C-1 district and extension of same for a distance of approximately 253 feet to the point where it intersects the centerline of Kirkland Street;
1.07 Thence turning and proceeding in a southwesterly direction along the centerline of Kirkland Street for distance of approximately 380 feet to the intersection of the centerlines of Quincy and Kirkland Streets, said intersection being the point of origin.
2.00 Said area includes all or parts of the following premises and parcels of land:

Assessor's Plat #: 143
Lots Numbered: 4,5,6,13,15, and 19
Inclusive of Street Addresses: Kirkland Street: 28,34, and 38
Quincy Street: 50
Sumner Road: West side odd numbers 15 through 17.

Passed to a second reading at the City Council meeting held on September 13, 1999 and on or after September 27, 1999 the question comes on passing to be ordained.
Attest:- D. Margaret Drury, City Clerk

A true copy:
ATTEST:- D. Margaret Drury, City Clerk

Ad# 946962
Cambridge Chronicle, 9/16/99

#2857

LEGAL NOTICE
CITY OF CAMBRIDGE
IN THE YEAR ONE THOUSAND,
NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the "Municipal Code" of the City of Cambridge.
Be it ordained by the City Council of the City of Cambridge as follows:

By adding a new section 8.61 entitled "Asbestos Protection Ordinance"
8.61. Declaration of Public Interest and Threat to Health, Safety and Welfare. A. A serious public emergency exists in the City with respect to real property that is contaminated with asbestos, causing many citizens to live in unsafe or potentially unsafe conditions if the asbestos is removed or disturbed. The legal remedies available to the Inspectional Services Department and the Health Department, as well as other applicable State and Federal laws and regulations, are insufficient to protect the public interest. The health and safety of citizens is therefore endangered, particularly when properties containing asbestos are developed, constructed upon or altered in a fashion that disturbs the soil.

B. In order to provide the Inspectional Services Department and the Health Department with the remedies necessary to effectively carry out their mandate under State and Federal law, and City Ordinances, and to encourage owners of such property to comply with this code, and relevant laws and regulations, the Cambridge City Council, in the exercises of its powers under Section — of the Home Rule Amendments, enacts the ordinances codified in this chapter under which administrative citations are issued to owners who violate such provisions of the law.

8.61.001 Definitions
As used in this chapter:
A. "Asbestos-Contaminated Soil" shall be defined as soil in which asbestos has been detected by laboratory analysis using polarized light microscopy (PLM) or transmission electron microscopy (TEM) or equivalent method; or soil which is within 50 feet of soil in which asbestos has been detected by laboratory analysis using PLM or TEM or equivalent method; or soil where asbestos contamination can reasonably be expected to be present based on past use of the property, unless a comprehensive soil sampling has been performed and laboratory analysis has not identified asbestos in soil using PLM or TEM or equivalent method.

B. "Disturbance of soil" shall be defined as excavation, grading, tilling, or any other such activity that may cause release of fugitive dust. Disturbance shall not include direct-push or vibratory installation or extraction of piles, sheet pile, or wells, but shall include any excavation in the vicinity of such direct-push or vibratory installations, e.g. for the construction of pile caps. Disturbance also shall not include drilling or boreholes 12 inches in diameter or less by hollow stem auger or similar method for the purpose of environmental evaluation or remediation.

8.61.002 Disturbance of Soil Violation.
A. Asbestos-contaminated soil shall not be disturbed at any site unless the disturbances of the soil is conducted within a permanent or temporary structure maintained at a partial vacuum sufficient to contain all fugitive dust, with offgas from the evacuation system treated with HEPA filtration as well as any other vapor treatment technology necessary to control volatile organic compounds and/or odors.

B. Alternatively, activities which would result in disturbance of the soil may be conducted at a site with asbestos contaminated soil if a layer of clean fill is first placed on the site in the area of the proposed disturbance of the soil. The layer of clean fill must be of sufficient depth such that the proposed disturbance of the soil would occur in and/or affect only the clean fill layer and not the asbestos-contaminated soil beneath the clean fill.

8.61.003 Exemptions
A. Exemptions to this regulation may be granted under the following circumstances: emergency repair of underground utilities at the site, with prior notification of the City Public Health Director; maintenance of underground utilities with prior permission from the City Public Health Director; a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least two thirds of the City Council, provided fewer than ten (10) residents living within 1/4 mile of the property have not objected to the exemption during the waiting period; or a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least three quarters of the City Council, if at least ten (10) residents living within 1/4 mile of the property have objected to the exemption during the waiting period.

B. In the event that such an exemption is granted, measures must be taken to control the release of fugitive dust, such as water spray during soil disposal activities. A plan detailing dust control measures must be submitted to and approved by the City Public Health Director prior to any soil disturbance, unless an emergency situation exists.

8.61.004 Administrative Citations - Issuance
A. Whenever the Inspectional Services Department or the Public Health Department is informed of or becomes aware of the existence of asbestos contaminated soil situated in the City of Cambridge, it shall immediately issue, in addition to any other orders it may make under existing provisions of law, an administrative citation according to the provisions of this chapter.

B. The administrative citation shall indicate
1. The date of the inspection or the source of the information indicating that serious levels of asbestos exist at a given location;
2. A notice of temporary suspension of all building, construction or landscaping activity on such site until such time as the owner of such site has filed and received approval of a plan with the Department of Health which shall explain in detail how the public health will be protected n any removal or disturbance of soils.

3. Further, such plan shall be subject to public hearing within 60 days of submission and may not be approved until the public hearing has been held.
4. The amount of fine which shall be assessed against the owner if building or construction activity is commenced on an asbestos contaminated site without approval of a plan.
5. A description of the owner's appeal rights with respect to the issuance of the administrative citation and of any fine.

C. The administrative citation shall be served on the owner, along with any orders to make repairs, in accordance with the provisions of this Ordinance.

D. A copy of the administrative citation shall also be served on the occupants of any commercial or residential unit that is located upon the contaminated site and shall be posted in the common areas of the commercial or residential unit.

E. The Inspectional Services Department shall send a copy of the administrative citation to the mortgagee of the property. The City shall request that the mortgage seek to cure, through all applicable provisions of its mortgage, except through foreclosure or increase in interest rates, any and all violations of this chapter.

F. A copy of the administrative citation shall be retained by the Inspectional Services Department and be available for public inspection and copying.

8.61.05 Inspection
A. The Inspectional Services Department and the Health Department or their designee shall be entitled to enter upon land with asbestos-contaminated soil for the purpose of further testing or examination of the site to determine if building or construction is taking place.

8.61.06 Regulations
A. The Commissioner of Inspectional Services and the Department of Health shall jointly promulgate regulations consistent with the terms of this chapter and any applicable state laws and regulations.

8.61.07 Fines for commencing construction without approved plan.
A. If an owner fails to file and receive approval for a plan intended to reduce the health hazards associated with asbestos contaminated soil, a fine shall be assessed against the owner.

B. The amount of the fine shall be 10 percent (10%) of the assessed value of the property, which shall be immediately due and payable to the City of Cambridge upon receipt of notice by the owner.

C. In addition to such fines, the Inspectional Services Department or the Health Department shall immediately issue a cease and desist order requiring owner to terminate any and all construction, development or landscaping work on the property until such time as a proper plan has been filed and approved by the city.
D. In addition, the owner shall be given notice that the fine shall automatically double if any violation cited in the administrative citation is not remedied within two weeks of service of the notice of the fine and shall automatically triple if any violation is not remedied within one month of service of the notice of the fine.

E. Any person aggrieved by the failure of the City to take such enforcement action, may seek injunctive relief in the District or Superior Court pursuant to Massachusetts General Laws, Chapters 214 and 218, Section 19C to require action by the City in accordance with its enforcement obligations under this Section.

Passed to second reading at the City Council meeting held on September 13, 1999 and on or after September 27, 1999 the question comes on passing to be ordained. Attest: - D. Margaret Drury, City Clerk.

A true copy;
ATTEST:- D. Margaret Drury, City Clerk

Ad# 946964
Cambridge Chronicle, 9/16/99

30 Cambridge Park Drive

LEGAL NOTICE
CITY OF CAMBRIDGE, MASSACHUSETTS
CONSERVATION COMMISSION
NOTICE OF PUBLIC HEARING

Public notice is hereby given that the Cambridge Conservation Commission will hold a public hearing on **Monday, September 20, 1999 at 7:30 P.M.** in the **Third Floor Conference Room, City Hall Annex, 57 Inman Street,** Cambridge, Massachusetts, on a Notice of Intent filed in accordance with the provisions of the Massachusetts Wetlands Protection Act, (M.G.L. c. 131, s. 40).

The proposed object consists of the construction of a seven story, 311 unit housing project. The building will be located at 30 Cambridge Park Drive in Cambridge, Massachusetts. The construction will include the construction of the building, all utilities (water, sanitary sewage, electric, telephone and cable), grading, parking and walkway paving. The site is located entirely within the 100-year floodplain.

The Notice of Intent was submitted by Samiotes Consultants, Inc., on behalf of Cambridge Park Place, LLC. A copy is on file at the Conservation Commission office at City Hall Annex, 57 Inman Street, 2nd Floor, Cambridge, Massachusetts. Interested persons may appear at the public hearing to be heard.

Julia Bowdoin
Conservation Commission Director
(617)349-4680

Ad# 946464
Cambridge Chronicle, 9/16/99

To place your legal notice call Wendy Buckley at 781-433-7998 or fax to 617-385-1183

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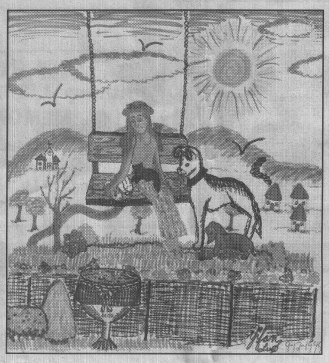

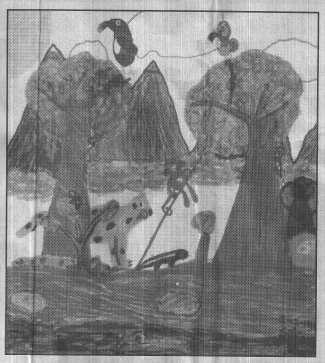



Toomey's campaign

TOOMEY, from page 1

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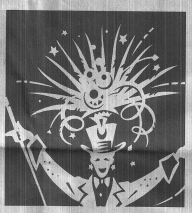

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❑ Boston Philharmonic
❑ Boston Symphony Orchestra
❑ Huntington Theatre Company
❑ Jose Mateo Ballet Theatre of Boston
❑ Peter Pan
❑ Ringling Bros./Feld Entertainment
❑ World Music
Rules: NO PURCHASE NECESSARY. To enter, fill out your name, address and daytime phone number on the entry form provided. Check off every arts and entertainment organization you would like to receive a fall schedule from on the entry form. Cut out and mail your entry to Community Newspaper Company. Proper postage is required. First entry drawn at random will be the grand prize winner and will win a pair of tickets to all of the participating arts and entertainment organizations. 12 runners-up will each receive 2 tickets drawn randomly to one of the participating organizations. No purchase necessary. Winners will be drawn at random and notified by phone and/or mail. Employees of the participating arts & entertainment organizations, Community Newspaper Company and its affiliates are not eligible to enter. Not responsible for late, lost or misdirected entries. Entries become the property of Community Newspaper Company. Each winner gives permission to publish his/her name, town and likeness with regard to outcome of this drawing. Community Newspaper Company reserves the right to terminate or alter this contest at any time. Deadline for entry is Friday, October 1, 1999, at 5 p.m. One entry per person.

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Angelina M. Mottola
Waitress

Angelina M. (Scolles) Mottola died Sept. 12 at the Wingate at Sudbury Nursing Home after a lengthy illness. She was 87.

Mrs. Mottola was born in Cambridge and was a lifelong resident. She was a retired waitress.

She was the wife of the late Carmine Mottola; mother of Anna Cicco and Charles Mottola; grandmother of Andrea, Stephen, Paul and Peter Cicco, and Amy and Alyson Mottola; great-grandmother of Brent, Joshua and Alexis Cicco; and sister of the late Anthony Scolles, Anna Mochi, Margaret Spera, Frances Belloste, Mary Cusolito and Lena Poleo.

The Rite of Christian Burial was held Sept. 15 at St. Francis of Assisi Church, with burial at Holy Cross Cemetery. Arrangements were made by the Donovan-Aufiero Funeral Home in Cambridge.

Franklin B. Pierce
Former cab driver

Franklin B. Pierce died Sept. 8 at Mt. Auburn Hospital in Cambridge. He was 52.

Mr. Pierce was born in Boston, son of the late Franklin and Dorothea C. (Webster) Pierce. He was a U.S. Marine Corps veteran of the Vietnam War. He was a former cab driver and security officer.

He was the brother of Kimbell of Cambridge, Michael of Cambridge, Russell of Quincy, and Sherri of Cambridge; and brother-in-law of Diana of Quincy.

Funeral services were held Sept. 11 at the Keefe Funeral Home in Cambridge, followed by a private burial.

Barbara A. Tennis-Kelley
Accounting and finance assistant

Barbara A. Tennis-Kelley died Sept. 6 at Mt. Auburn Hospital in Cambridge after a brief illness. She was 61.

Mrs. Tennis-Kelley was born in Cambridge where she lived for many years. She was an assistant in the accounting and finance industry.

She was the mother of Robert J. Thomas; and sister of John Tennis and his wife Ann of Cambridge and Janet Trial and her husband Robert of Everett. She is also survived by several nieces and nephews, and many friends.

A Funeral Mass was held Sept. 10 at St. Peter's Church in Cambridge, with burial at Cambridge Cemetery. Arrangements were made by the Hickey Funeral Home in Cambridge.

Donations in Mrs. Tennis-Kelley's memory may be made to Mt. Auburn Hospital, 330 Mt. Auburn St., Cambridge, Mass., 02138.

NOTICE
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Friends of Mt. Auburn, Cambridge, MA
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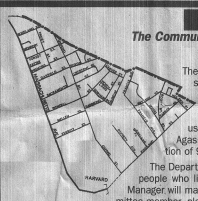
LEGAL NOTICES

AGASSIZ RESIDENTS

The Community Development Department is Seeking Members for the Agassiz Neighborhood Study Committee



The Community Development Department (CDD) will be conducting a comprehensive study of the Agassiz Neighborhood during 1999-2000. The CDD is seeking approximately 10 to 12 study committee members from the Agassiz neighborhood to work on the study with department staff. The Study Committee will work jointly with CDD to identify issues and make recommendations concerning housing, land use, zoning, economic development, traffic, parking, and open space in Agassiz. The Agassiz Neighborhood Study Committee will begin meeting in the Fall of 1999 for a duration of 9 months to a year. Meetings will be open to the public.

The Department would like to reflect the diversity of the neighborhood and strongly encourages people who live or have a business in Agassiz to apply to be a committee member. The City Manager will make the final committee member selection. If you are interested in becoming a committee member, please send a brief note describing:

- how long you have lived or worked in Agassiz;
- your previous neighborhood or community activities; and
- why you are interested in becoming an Agassiz Study Committee Member

Please send your response no later than Friday, September 24, 1999 to:
Venita Mathias
Community Development Department
57 Inman Street
Cambridge, MA 02139

Fax: 617-349-4669

LEGAL NOTICES

#2856

LEGAL NOTICE
CITY OF CAMBRIDGE
IN THE YEAR ONE THOUSAND,
NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the "Zoning Ordinance of the City of Cambridge."
Be it ordained by the City Council of the City of Cambridge as follows:

A. Rezone the area of the Sumner Road Block along Kirkland Street and Quincy Street on which the Swedenborg Chapel and the 34 Kirkland Street Greek Revival house are situated, which area currently is zoned Residence C-3, to Residence C-1, said area being more specifically defined as follows:

1.01 An area of land circumscribed by a line, said line beginning at a point, said point being the intersection of the centerlines of Kirkland Street and Quincy Streets;
1.02 Thence proceeding in a southerly direction along the centerline of Quincy Street for approximately 73 feet to its intersection with the westerly extension of the southerly sideline of lot #19 on Assessor's Plat 143;
1.03 Thence turning and proceeding in an easterly direction along the southerly sideline of lot #19 for a distance of approximately 222.5 feet to the point where it intersects the westerly sideline of lot #13 on Assessor's Plat 143;
1.04 Thence turning and proceeding in a southerly direction along the westerly sideline of lot #13 for a distance of approximately 23.41 feet to the point where it intersects the southerly rear line of lot #13 on Assessor's Plat 143;
1.05 Thence turning and proceeding in an easterly direction along the southerly rear line of lot #13 for a distance oi approximately 105 feet to the point where it intersects the westerly boundary line of the existing Residence C-1 district along Sumner Road;
1.06 Thence turning and proceeding in a northerly direction along the westerly boundary line of the existing Residence C-1 district and extension of same for a distance of approximately 253 feet to the point where it intersects the centerline of Kirkland Street;
1.07 Thence turning and proceeding in a southwesterly direction along the centerline of Kirkland Street for distance of approximately 380 feet to the intersection of the centerlines of Quincy and Kirkland Streets, said intersection being the point of origin.
2.00 Said area includes all or parts of the following premises and parcels of land:

Assessor's Plat #: 143
Lots Numbered: 4,5,6,13,15, and 19
Inclusive of Street Addresses: Kirkland Street: 28,34, and 38
Quincy Street: 50
Sumner Road: West side odd numbers 15 through 17.

Passed to a second reading at the City Council meeting held on September 13, 1999 and on or after September 27, 1999 the question comes on passing to be ordained.
Attest:- D. Margaret Drury, City Clerk

A true copy:
ATTEST:- D. Margaret Drury, City Clerk

Ad# 946962
Cambridge Chronicle, 9/16/99

#2857

LEGAL NOTICE
CITY OF CAMBRIDGE
IN THE YEAR ONE THOUSAND,
NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the "Municipal Code" of the City of Cambridge.
Be it ordained by the City Council of the City of Cambridge as follows:

By adding a new section 8.61 entitled "Asbestos Protection Ordinance"
8.61. Declaration of Public Interest and Threat to Health, Safety and Welfare. A. A serious public emergency exists in the City with respect to real property that is contaminated with asbestos, causing many citizens to live in unsafe or potentially unsafe conditions if the asbestos is removed or disturbed. The legal remedies available to the Inspectional Services Department and the Health Department, as well as other applicable State and Federal laws and regulations, are insufficient to protect the public interest. The health and safety of citizens is therefore endangered, particularly when properties containing asbestos are developed, constructed upon or altered in a fashion that disturbs the soil.

B. In order to provide the Inspectional Services Department and the Health Department with the remedies necessary to effectively carry out their mandate under State and Federal law, and City Ordinances, and to encourage owners of such property to comply with this code, and relevant laws and regulations, the Cambridge City Council, in the exercises of its powers under Section — of the Home Rule Amendments, enacts the ordinances codified in this chapter under which administrative citations are issued to owners who violate such provisions of the law.

8.61.001 Definitions
As used in this chapter:
A. "Asbestos-Contaminated Soil" shall be defined as soil in which asbestos has been detected by laboratory analysis using polarized light microscopy (PLM) or transmission electron microscopy (TEM) or equivalent method; or soil which is within 50 feet of soil in which asbestos has been detected by laboratory analysis using PLM or TEM or equivalent method; or soil where asbestos contamination can reasonably be expected to be present based on past use of the property, unless a comprehensive soil sampling has been performed and laboratory analysis has not identified asbestos in soil using PLM or TEM or equivalent method.

B. "Disturbance of soil" shall be defined as excavation, grading, tilling, or any other such activity that may cause release of fugitive dust. Disturbance shall not include direct-push or vibratory installation or extraction of piles, sheet pile, or wells, but shall include any excavation in the vicinity of such direct-push or vibratory installations, e.g. for the construction of pile caps. Disturbance also shall not include drilling or boreholes 12 inches in diameter or less by hollow stem auger or similar method for the purpose of environmental evaluation or remediation.

8.61.002 Disturbance of Soil Violation.
A. Asbestos-contaminated soil shall not be disturbed at any site unless the disturbances of the soil is conducted within a permanent or temporary structure maintained at a partial vacuum sufficient to contain all fugitive dust, with offgas from the evacuation system treated with HEPA filtration as well as any other vapor treatment technology necessary to control volatile organic compounds and/or odors.

B. Alternatively, activities which would result in disturbance of the soil may be conducted at a site with asbestos contaminated soil if a layer of clean fill is first placed on the site in the area of the proposed disturbance of the soil. The layer of clean fill must be of sufficient depth such that the proposed disturbance of the soil would occur in and/or affect only the clean fill layer and not the asbestos-contaminated soil beneath the clean fill.

8.61.003 Exemptions
A. Exemptions to this regulation may be granted under the following circumstances: emergency repair of underground utilities at the site, with prior notification of the City Public Health Director; maintenance of underground utilities with prior permission from the City Public Health Director; a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least two thirds of the City Council, provided fewer than ten (10) residents living within 1/4 mile of the property have not objected to the exemption during the waiting period; or a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least three quarters of the City Council, if at least ten (10) residents living within 1/4 mile of the property have objected to the exemption during the waiting period.

B. In the event that such an exemption is granted, measures must be taken to control the release of fugitive dust, such as water spray during soil disposal activities. A plan detailing dust control measures must be submitted to and approved by the City Public Health Director prior to any soil disturbance, unless an emergency situation exists.

8.61.004 Administrative Citations - Issuance
A. Whenever the Inspectional Services Department or the Public Health Department is informed of or becomes aware of the existence of asbestos contaminated soil situated in the City of Cambridge, it shall immediately issue, in addition to any other orders it may make under existing provisions of law, an administrative citation according to the provisions of this chapter.

B. The administrative citation shall indicate
1. The date of the inspection or the source of the information indicating that serious levels of asbestos exist at a given location;
2. A notice of temporary suspension of all building, construction or landscaping activity on such site until such time as the owner of such site has filed and received approval of a plan with the Department of Health which shall explain in detail how the public health will be protected n any removal or disturbance of soils.

3. Further, such plan shall be subject to public hearing within 60 days of submission and may not be approved until the public hearing has been held.
4. The amount of fine which shall be assessed against the owner if building or construction activity is commenced on an asbestos contaminated site without approval of a plan.
5. A description of the owner's appeal rights with respect to the issuance of the administrative citation and of any fine.

C. The administrative citation shall be served on the owner, along with any orders to make repairs, in accordance with the provisions of this Ordinance.

D. A copy of the administrative citation shall also be served on the occupants of any commercial or residential unit that is located upon the contaminated site and shall be posted in the common areas of the commercial or residential unit.

E. The Inspectional Services Department shall send a copy of the administrative citation to the mortgages of the property. The City shall request that the mortgage seek to cure, through all applicable provisions of its mortgage, except through foreclosure or increase in interest rates, any and all violations of this chapter.

F. A copy of the administrative citation shall be retained by the Inspectional Services Department and be available for public inspection and copying.

8.61.05 Inspection
A. The Inspectional Services Department and the Health Department or their designee shall be entitled to enter upon land with asbestos-contaminated soil for the purpose of further testing or examination of the site to determine if building or construction is taking place.

8.61.06 Regulations
A. The Commissioner of Inspectional Services and the Department of Health shall jointly promulgate regulations consistent with the terms of this chapter and any applicable state laws and regulations.

8.61.07 Fines for commencing construction without approved plan.
A. If an owner fails to file and receive approval for a plan intended to reduce the health hazards associated with asbestos contaminated soil, a fine shall be assessed against the owner.

B. The amount of the fine shall be 10 percent (10%) of the assessed value of the property, which shall be immediately due and payable to the City of Cambridge upon receipt of notice by the owner.

C. In addition to such fines, the Inspectional Services Department or the Health Department shall immediately issue a cease and desist order requiring owner to terminate any and all construction, development or landscaping work on the property until such time as a proper plan has been filed and approved by the city.

D. In addition, the owner shall be given notice that the fine shall automatically double if any violation cited in the administrative citation is not remedied within two weeks of service of the notice of the fine and shall automatically triple if any violation is not remedied within one month of service of the notice of the fine.

E. Any person aggrieved by the failure of the City to take such enforcement action, may seek injunctive relief in the District or Superior Court pursuant to Massachusetts General Laws, Chapters 214 and 218, Section 19C to require action by the City in accordance with its enforcement obligations under this Section.

Passed to second reading at the City Council meeting held on September 13, 1999 and on or after September 27, 1999 the question comes on passing to be ordained. Attest: - D. Margaret Drury, City Clerk.

A true copy;
ATTEST:- D. Margaret Drury, City Clerk

Ad# 946964
Cambridge Chronicle, 9/16/99

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30 Cambridge Park Drive

LEGAL NOTICE
CITY OF CAMBRIDGE, MASSACHUSETTS
CONSERVATION COMMISSION
NOTICE OF PUBLIC HEARING

Public notice is hereby given that the Cambridge Conservation Commission will hold a public hearing on **Monday, September 20, 1999 at 7:30 P.M.** in the **Third Floor Conference Room, City Hall Annex, 57 Inman Street,** Cambridge, Massachusetts, on a Notice of Intent filed in accordance with the provisions of the Massachusetts Wetlands Protection Act, (M.G.L. c. 131, s. 40).

The proposed object consists of the construction of a seven story, 311 unit housing project. The building will be located at 30 Cambridge Park Drive in Cambridge, Massachusetts. The construction will include the construction of the building, all utilities (water, sanitary sewage, electric, telephone and cable), grading, parking and walkway paving. The site is located entirely within the 100-year floodplain.

The Notice of Intent was submitted by Samiotes Consultants, Inc., on behalf of Cambridge Park Place, LLC. A copy is on file at the Conservation Commission office at City Hall Annex, 57 Inman Street, 2nd Floor, Cambridge, Massachusetts. Interested persons may appear at the public hearing to be heard.

Julia Bowdoin
Conservation Commission Director
(617)349-4680

Ad# 946464
Cambridge Chronicle, 9/16/99

To place your legal notice call Wendy Buckley at 781-433-7998 or fax to 617-385-1183

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(617) 364-6478

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JMS WHOLESALE COMMUNICATION
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(617) 254-6630

Cellucci will stay at home in Bay State for Y2K

By Trevor Hughes
State House News Service

BOSTON — Aware of public fears over Y2K madness, Gov. Paul Cellucci will skip his traditional Christmas vacation to Florida this year, and the state is planning a blitz of radio ads to assure residents that everything will be A-OK for Y2K.

Cellucci aides confirmed that the governor vacationed in the Florida heat last week because he does not plan to head south with his family for the winter holidays as he has in recent years. The state's chief executive wants to be in charge here in Massachusetts this New Year's Eve.

And in the three months leading up to Y2K, the administration will launch a $60,000 radio ad campaign to assure residents that the computer bug expected to hit Jan. 1, 2000, won't bring civilized life to a halt. A Massachusetts Emergency Management Agency spokesman said the wording of the 30-second radio spots has not been finalized, but the announcements will seek to bolster public confidence and ease fears.

"The basic message will be of public reassurance," said MEMA spokesman Douglas Cope. "We want to reassure folks that Y2K is not going to be a major problem. The things that people are used to enjoying — the bank system, the electric system, transportation — a lot of work has been done to make sure that infrastructure is going to be there for folks.

"I don't think its any secret that all along this agency has been saying is that major problems are not expected. We just want to reassure the public that major progress has been made."

The state's Y2K radio campaign will be translated into Spanish and Portuguese. It will air in Boston, Worcester, Springfield, Brockton, Pittsfield, North Adams, Northampton, Fitchburg, Lawrence, Lowell, New Bedford, Fall River and Hyannis. The spots will run in drive-time for six weeks and will cost about $60,000.

> "We want to reassure folks that Y2K is not going to be a major problem."
>
> *MEMA spokesman Douglas Cope*

Experts and some ordinary citizens fear computers will crash Jan. 1 because they are unable to distinguish between 2000 and 1900. That could spell trouble for systems that depend on dates to process transactions or run programs at specified times. Massachusetts has spent more than $100 million fixing computers that state workers depend on to deliver a range of state services.

House Science and Technology Committee Chairwoman Lida Harkins (D-Needham) said she's been assured computers at jails and prisons, human service agencies and electric and telephone companies will work properly. Like others, she's more worried about the public staying calm.

"This is an emergency that could be self-made if people panic," she said. "I really have no fear that people are going to be significantly inconvenienced by Y2K. If people act reasonably, we'll all be fine."

Harkins and Cope said residents should plan for Y2K as if it were a snowstorm. That means having a three-day supply of food, and a half-gallon of water per person, per day. Harkins said people might want have cash on hand, but cautioned against a run on ATMs in late December.

"I really think that the main thing that [MEMA] should be telling people is that they should not change their behavior for Y2K," Harkins said. "The thing that could cause the most disruption is some significant changes in the behavior of people preparing for Y2K." ❑

Legal Notices

One Bennett Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given under General Laws, Chapter 138, as amended, that Charles Square Hotel Operator, d/b/a The Charles Hotel, Brian F. Fitzgerald, Manager, holder of an All Alcoholic Beverages as Hotel license at One Bennett Street, has applied for an extension of premise using the banked 338 seats and increasing by six seats.

This application has also applied for a pledge of license to German American Capital Corporation.

The current premises description is: Ten story hotel with between 28 and 51 guest rooms on each of floors 3 through 10 (300 total) with 2 restaurants, one bar and one lounge, 2 ballrooms, prefunction areas, meeting rooms and public space on floors 1 through 3, and 86 contiguous condominium units; at 1 Bennett Street, 40 University Road and 875 Memorial Drive (Charles Square), Cambridge, Massachusetts.

The proposed premise description is: Ten story hotel with between 28 and 51 guest rooms on each of floors 3 through 10 (300 total) with 2 restaurants, one bar and one lounge, 2 ballrooms, prefunction areas, conference center, meeting rooms and public space on floors 1 through 3, and 86 contiguous condominium units, at 1 Bennett Street, Massachusetts.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926693
Cambridge Tab, 8/24/99

REGULATION 99-34
LEGAL NOTICE
CITY OF CAMBRIDGE
TRAFFIC, PARKING
AND TRANSPORTATION
REGULATION NO. 99-34

By force of the power vested in me by Special Act of the Legislature of 1961, (Chapter 455), I hereby amend the Traffic Regulations of the City of Cambridge by adding the following:

Regulation No. 66-1 Schedule 6 D, PARKING PROHIBITED AT ALL TIMES ON CERTAIN SIDES OF CERTAIN STREET, TOW AWAY (HANDICAPPED PERSONS & DISABLED VETERANS) is hereby amended by adding the following:

Fifth Street, East Side 66' N or Binney Street to 86' N of Binney Street

This regulation shall take effect 15 September 1999.

PROMULGATED DATE 19 August 1999

Susan E. Clippinger
Director

AD#927973
Cambridge Chronicle 8/24, 8/31, 9/7/99

REGULATION 99-32
LEGAL NOTICE
CITY OF CAMBRIDGE
TRAFFIC, PARKING
AND TRANSPORTATION
REGULATION NO. 99-32

By force of the power vested in me by Special Act of the Legislature of 1961, (Chapter 455), I hereby amend the Traffic Regulations of the City of Cambridge by adding the following:

Regulation No. 66-1 Schedule 6 D, PARKING PROHIBITED AT ALL TIMES ON CERTAIN SIDES OF CERTAIN STREET, TOW AWAY (HANDICAPPED PERSONS & DISABLED VETERANS) is hereby amended by adding the following:

Columbia Street, West Side 28' S of Lincoln Street to 51' S of Lincoln Street

This regulation shall take effect 15 September 1999.

PROMULGATED DATE 19 August 1999

Susan E. Clippinger
Director

AD#927976
Cambridge Chronicle 8/24, 8/31, 9/7/99

100 Cambridgeside Place
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Delops, Inc. d/b/a D'Angelo Sandwich Shop, Jean McGovern, Manager, has applied for a Common Victualer license to be exercised on the first floor at 100 Cambridgeside Place. Said license if granted would allow food and non-alcoholic beverages to be sold, served, and consumed on said premises at the food court. Said license if granted would exercise from 10:00 a.m. to 9:30 p.m. Monday through Saturday; 11:00 a.m. to 7:00 p.m. Sundays.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926697
Cambridge Tab, 8/24/99

10 Harvey Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given under General Laws, Chapter 138, as amended, that North Cambridge Knights of Columbus, John T. Mitchell, Manager, holder of an All Alcoholic Beverages as a Club license at 10 Harvey Street, has applied for change of manager to Thomas A. Stone, Jr.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926695
Cambridge Tab, 8/24/99

1105 Massachusetts Avenue
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Yao Simon Pierre Kudayah d/b/a Yao Airport Services has applied for a Livery and Limousine at 1105 Massachusetts Avenue, #1A, for an office and one vehicle.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926698
Cambridge Tab, 8/24/99

1815 Massachusetts Avenue
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Daka Restaurants d/b/a Chartwells, Mohammad Raisdanaee, Manager, holder of a Common Victualer license at 1815 Massachusetts Avenue, has applied for the removal of 53 seats from the non-public student center and the return of 37 seats tot he overall capacity of the building for future use.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926694
Cambridge Tab, 8/24/99

20 Sidney Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given under General Laws, Chapter 138, as amended, that University Park Phase II LP d/b/a University Park Hotel at MIT, Robert F. McCarthy, Manager, holder of an All Alcoholic Beverages as a Hotel license at 20 Sidney Street, has applied for seasonal non-alcoholic outside for seven tables and 28 seats.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926692
Cambridge Tab, 8/24/99

245 Massachusetts Avenue
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Fawwaz Mohammed Abu Rubayah d/b/a Jerusalem Cafe', Fawwaz Mohammed Abu Rubayah, Manager, has applied for a Common Victualer license to be exercised on the first floor at 245 Massachusetts Avenue. Said license if granted would allow food and non-alcoholic beverages to be sold, served, and consumed on said premises, and to have a total occupancy of 16 persons inside and three outside seats. Said license if granted would be exercised from 7:00 a.m. to 12:00 a.m. seven days.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926699
Cambridge Tab, 8/24/99

250 Msgr. O'Brien Hwy.
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given under General Laws, Chapter 138, as amended, that Bristol Management LP, d/b/a Holiday Inn Express & Suites, Chris Grasso, Manager holder of a pending Innkeeper with Fool License at 250 Msgr. O'Brien Highway, has applied for a change of manager to Denise Lewallen.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926691
Cambridge Tab, 8/24/99

377A Walden Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given under General Laws, Chapter 138, as amended, that Malloy Tsardounis, Inc. d/b/a Cafe' Daniel, Christos Tsardounis, Manager, holder of a pending Wine and Malt Beverages as a Restaurant license at 377A Walden Street, has applied a change of d/b/a to Aspasia.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926690
Cambridge Tab, 8/24/99

605 Mt. Auburn Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Mt.Auburn Auto Service, Inc., holder of a Garage and Gasoline license and Used Car Dealer Class II license at 605 Mt. Auburn Street, has applied to amend the Garage and Gasoline license to include one more bay and amend the Used Car Dealer Class II license to include five used vehicles, four employee vehicles, and six repair vehicles for a total of 15 vehicles on lot with office.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926832
Cambridge Tab, 8/24/99

62 Whittemore Avenue
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that W.R. Grace & Co. Conn., has applied for a Garage and Gasoline license for a 590 gallon tank aboveground for diesel fuel at 62 Whittemore Avenue.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926830
Cambridge Tab, 8/24/99

89 Fulkerson Street
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Nextlink Massachusetts, Inc. has applied for a Garage and Gasoline license for a 1,000 gallon tank aboveground for diesel fuel at 89 Fulkerson Street.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926699
Cambridge Tab, 8/24/99

975 Massachusetts Avenue
LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS

Notice is hereby given that Nick and John's Texaco, Inc. d/b/a John & Nick's Texaco, holder of a Garage and Gasoline license at 975 Massachusetts Avenue, has applied for an Open Air Parking lot license at said address for ten cars.

A hearing on this application will be held on Tuesday evening, September 7, 1999 at six o'clock in the Michael J. Lombardi Municipal Building, 831 Massachusetts Avenue, Basement Conference Room, Cambridge, MA 02139.
Benjamin Barnes
Kevin Fitzgerald
Henry Breen
License Commission
AD#926831
Cambridge Tab, 8/24/99

To place your legal notice call Laurie Melberg at 781-433-7972 or fax to 617-385-1183

Straight On

A Swift reaction — and opportunity

Beacon Hill politics is a zero-sum gain — one politician's misery is necessarily another's opportunity.

Take last week's naughtiness on the Nauticus — please!

When Massport Director Peter Blute set out on his career-ending cruise, he couldn't have anticipated how fast things would deteriorate.

He didn't, but he should have.

If the bottles of champagne, the nubile young women and the taxpayer tab for the Tuesday afternoon booze cruise didn't set off alarm bells for the former two-term congressman, the presence of GOP lobbyist "Sandy" Tennant should have.



By Steve LeBlanc
News State House Bureau

It was Tennant, you will remember, who grilled Texas Gov. George W. Bush about his past drinking — and then proceeded to get himself arrested on a drunken driving charge earlier this year.

Tennant, known for frequenting nightspots in the company of beautiful women, had gained a reputation in political circles as a kind of Typhoid Mary, infecting everyone around him with his own excesses.

"Hanging out with Sandy Tennant is like spraying yourself with lighter fluid and lighting a cigar," one GOP insider said. "You're going to get burned."

In the end, however, it was Blute's alcohol-soaked mug on the front page of the newspapers that did him in — that and a photo of one of his young companions defiantly lifting her shirt to expose herself.

After a brief but bungled effort at damage control, Blute threw in the towel, resigning from the $120,000-a-year position.

But in the ruthless political arithmetic of Massachusetts politics, Blute's fall had to be a boon to someone.

That someone was Lt. Gov. Jane Swift.

It's not that seeing photos of the director of one of your largest state agencies cruising around the harbor with a paid lobbyist is a good thing.

It's just that if someone has to show a little leadership, being the person in charge isn't such a bad thing.

With Gov. Paul Cellucci vacationing in Florida last week, that task was left to Swift.

Less than 24 hours after Blute returned from his cruise into the waiting cameras of the Boston Herald, Swift marched out of Cellucci's office with Blute's letter of resignation in her hand.

She praised his two-year tenure, but forcefully denounced his bad-boy behavior. She also announced the administration would immediately sever all fund-raising and lobbying ties with Tennant, a longtime insider.

"As of today, Sandy Tennant … will no longer have any involvement with either me or the governor's political committee," Swift said. "This time he's gone over the line."

With swift dispatch, she was able to do away with two political liabilities — and look like she was taking the high ground at the same time.

Tennant was long seen as problematic. But even after his drunken driving arrest, Cellucci refused to cut all ties.

Blute, on the other hand, had his loyalty questioned when he appeared too cozy with Cellucci's rival, Joe Malone, during last year's gubernatorial election.

Cellucci loyalists deny Swift took any pleasure in dropping the guillotine blade on Blute's neck. They also dismiss even more nefarious rumors that Swift tipped off the Boston Herald.

"For anyone to say he got set up by Jane Swift is crap," said one Republican insider.

Standing up to the public display of old-boy politics sends out a clear message that such antics won't be coddled.

For Swift, a politician and woman with clear ambitions, being the one to make that point in front of television cameras won't hurt her career.

Steve LeBlanc is a Community Newspaper Company State House reporter.

The Parent Trap

TV or not TV: What's a mom to do?

The American Academy of Pediatrics just fired my babysitter. In all its wisdom, the AAP has declared that children under 2 years old have no place in front of the television set.

Okay, I'm being a bit facetious. My toddler son does watch a good dose of TV almost every day — what else are parents supposed to do with a kid who wakes up at 5:45 a.m.? — but he spends more time outside at the park than he does staring at "Blue's Clues." Still, the issue remains — should toddlers see any television at all, even the innocuous big purple dinosaur?



By Lain Chroust Ehmann
TAB Columnist

The AAP says no. "Research on early brain development shows that babies and toddlers have a critical need for direct interactions with parents and other significant care givers for healthy brain growth and the development of appropriate social, emotional and cognitive skills," the policy reads.

So what does that mean for a parent who finds herself with an Energizer Bunny of a 2-year-old, and who can't even use the bathroom without a cheering section? I fail to see how a half-hour of "The Muppets" is going to harm my son's psychological or emotional development, especially if Mommy is a heck of a lot happier because she got to take a shower without someone standing on the bathmat with tears running down his chubby cheeks and a wail that sends pit bulls scurrying.

The AAP, I am sure, means well. But by issuing a blanket statement intended to keep children under 2-years-old away from the boob tube, they ignore one of the primary philosophies of effective parenting: moderation in all things. No, kids of any age shouldn't find their main entertainment and stimulation from a television set. Declaring "Sesame Street" off limits, however, is not the solution.

As any mother or father worth their salt will attest, parenting is a matter of balance. We balance our need for privacy and sanity with the desires and needs of our offspring. We weigh 20 minutes of mindless television now with a trip to the petting zoo — our 15th — later. We know we're never going to be perfect caregivers, that the best we can hope for is a good helping of concentrated attention tempered with an occasional "coffee break." For some of us, those breaks only come when our children have something more entertaining than Mommy or Daddy to distract them.

For a body priding itself on its expertise on the topic of children, the AAP also shows remarkable ignorance of typical toddler mentality: namely, the more the parents say, "No," the child says, "Yes!" The best way to ensure that my son is drawn like a magnet to that television set is to tell him to keep away, just as the glee with which he inserts french fries up his nose is in direct proportion to my horror at his actions. Call it early teen rebellion, if you will; he wants what I say he can't have.

Conversely, if I let him watch a show here and there, more often than not he's the one who walks to the set, pushes the power button and says, "Bye-bye." Then he grabs a book, and we cuddle up and disappear into the world of Richard Scarry (who, by the way, has a fairly good television program).

There are far too many parents and caregivers who use television as a crutch. There are far more, though, who use it as merely one of the tools in their bag of tricks, buying them time for a child-free phone call or peaceful lunch. It's a shame that the AAP has decided to recall this mother's helper. But what do you expect from a group of working professionals who has the luxury of spending each day at an office with bathroom doors that actually lock?

I've got an idea. Give them a day — just one rainy day — at home with a toddler who makes Richard Simmons look lazy, and we'll see how long they last before they're frantically thumbing through the TV Guide to see what time "Teletubbies" comes on.

Brookline resident Lain Chroust Ehmann writes a regular column about parenting issues for The Brookline TAB, a sister publication of The Cambridge TAB.

Guest Commentary

Making up for the numbers

By Anne Mazick Levin

"Where did this beautiful tablecloth come from? I don't remember it," my daughter commented, as we sat down to a special dinner with extended family.

"Zora's mother sent it to me from Zagreb for a wedding present. I rarely use it because of the size. I don't remember seeing material of this quality in '53. It seemed like an old world gesture, a gift from her earlier life."

My children had met Zora when she visited us in Newton, but never "Mamma." During the anti-Communist frenzy in this country, summer of 1953, I traveled to Yugoslavia with the Experiment in International Living.

I was a college student, majoring in political science, and Yugoslavia was the only communist country that had severed ties with the Soviet Union and welcomed American tourists. I wondered what daily life was like under that regime. My group stayed with families in Zagreb, Croatia, and then traveled through parts of the republics of Serbia, Montenegro and Bosnia-Herzegovina.

The experience proved more important and complex than what my curiosity had envisioned. Primarily, I found a friend who, along with her family and history, lodged in my life and affected my outlook. Secondly, I marveled at the beauty of the country and the variety of cultures. The rugged mountains, intensely blue Adriatic, walled cities of the coast, the Turkish bazaar, mosques and minarets of Sarajevo, captured my attention more than the visits to factories and collective farms. On trains through the country, strangers asked about our nationality and greeted us warmly. "Americanski studentki," they exclaimed as they offered bread, cheese, salami.

"Mamma" and Zora embraced me as a new family member. Like many people from that region, their ethnic background was mixed. While Mamma was a Catholic from Vienna, Zora's father had been Croatian and Jewish.

"Mamma" had converted when she married him. When their town was occupied during World War II, he was the first arrested. Mamma took her daughters to church to baptize them in an effort to save them. When the war ended, she converted back to Jewish.

"Why?" I asked. "Even under communism, with religious practice discouraged, it would still be more convenient to be Catholic."

"Mamma said so many were lost, it was her way of making up for the numbers."

Zora was a journalist, but we both became Cold War correspondents. Our friendship progressed through long letters sharing views on family, politics, books and films. We visited each other only three times in the next 35 years, but in the fall of 1989, my husband and I went to Zagreb.

Zora, her sister and two friends had been able to sell their apartments and buy a house at a time when their money had value, and I needed to see that Zora's life was going well.

In the preceding months, the Berlin Wall had fallen and neighboring Soviet bloc countries had voted in new governments. We sensed some envy in our friends. Theirs had been the first communist country to exert independence, but now they lagged behind their neighbors. Three of the women worked for Zagreb TV, and they watched and listened carefully to certain programs. Milosevic was already fanning the dead embers of old ethnic rivalries and inciting new flames.

When the Serbian army marched into Croatia in 1991, I switched from writing letters to phoning Zora. She worried about children buried in cellars in Vukovar, about refugees streaming into Zagreb, and later, about poor Moslems suffering in Bosnia. My husband and I shared the sadness. We had first traveled to Yugoslavia together in '66 to celebrate our 10th anniversary. After visiting Zora, we rented a car and traveled south to Sarajevo and the coast.

In '93, when we watched news clips of an ancient mosque destroyed in Banja Luka and a father and son boarding a bus to evacuate the town, we recalled a romantic afternoon when we had shopped in a bakery there and picnicked on a river bank. As we made our selections by pointing and using simple words of Serbo-Croatian, the Bosnian customers exclaimed "Amerikanki!"

At our Passover seder a few years ago, I brought out the copy of the Sarajevo Hagaddah (Passover book) that I had purchased in '66. The first illuminated Hebrew text ever discovered was brought from Spain after the expulsion of Jews. Descendants of the Sephardic Jews lived comfortably for years among Moslems, Croats and Serbs. Sarajevo had been considered a compatible interethnic community.

Now we see photographs of Kosovar refugees and wonder about the future of those who have left and those who return to burned homes. As we admire my tablecloth, I wonder what "Mamma" would say about the brutal torture and destruction that has occurred in her country. In her generous way, she tried to make up for numbers lost in World War II.

Is there any way to make up for the numbers lost in the recent wars?

Johnson said to be 'right person' for probate job

BOSTON — Lee Johnson has what it takes to succeed at the intimidating job he wants, his supporters testified before the Governor's Council last week.

His predecessors as Middlesex County Register of Probate have brought scorn on the office and destroyed morale among employees, witnesses acknowledged last week, but they said Johnson possess the qualities that can turn such a situation around.

Johnson came before the council to be interviewed for the job one month after being nominated by Gov. Paul Cellucci.

"He will bring dignity and he will bring stability to that office and that's what it needs more than anything," said Middlesex District Court Judge Paul Cavanaugh.

After winning election to the job during the Weld Revolution in 1990, Republican Donna Lambert acknowledged she didn't know much about the law or her new job, but she was excited because the salary would allow her to buy a swimming pool. Lambert "didn't know where the courthouse was when she started, and I'm not sure she knew where it was when she left," Cavanaugh told councilors.

Lambert was ousted in the 1996 election by Robert Antonelli, who generated a long series of negative headlines over the years before being removed from his job this June by the Supreme Judicial Court for harassing employees and interfering with the judicial process.

"Right now, we need someone who can go in and really restore the public's trust," said Sen. Richard Tisei (R-Wakefield). "I really think [Johnson's] an excellent choice."

> "He will bring dignity and he will bring stability to that office and that's what it needs more than anything."
>
> *Paul Cavanaugh, Middlesex District Court judge*

Johnson ran unsuccessfully last fall for Middlesex DA against Martha Coakley — and took some ribbing last week for a campaign donation he made to Coakley when she sought a state representative's seat before winning the DA race.

A graduate of the University of Massachusetts-Amherst and the New England School of Law, Johnson began his career at the Center for Racial Understanding at UMass. He has been a teacher and a probation officer; since 1989 he has been a lawyer in his own private practice.

Johnson said after his interview last week that dealing with race relations at the Charles Street Jail in the mid-'70s, and dealing with the delicate issues surrounding probation, have prepared him to go into a damaged office and make the necessary repairs in morale and operations. "Hopefully I can go in and rectify that situation," Johnson said; he'll start out by not making any changes at first, but rather observing and getting to know the staff.

Supporters such as James Dilday, head of the New England Bar Association; Michael Donovan, clerk magistrate of the Suffolk Superior Court; and Medford City Councilor Stephanie Muccini Burke said he has the character to succeed.

"If I have to pick one characteristic of him, it's his focus and his drive," Muccini Burke said.

The next-to-last word was had by Lee Johnson's brother, George, who listened to the other witnesses and then told the councilors: "They're speaking the absolute truth." Then Dilday said his positive piece.

— State House News Service

LEGAL NOTICES

AHMAD

LEGAL NOTICE
MORTGAGEE'S NOTICE OF SALE OF REAL ESTATE

Premises: 37 Fairmont Street Cambridge, Massachusetts

By virtue and in execution of the Power of Sale contained in a certain mortgage given by Luqman A. Ahmad a/k/a Abdul-Haqq Ahmad and Rashidah Ahmad to BancBoston Mortgage Corporation dated June 21, 1995 and recorded with Middlesex County (Southern District) Registry of Deeds in Book 25404, Page 502, of which mortgage the undersigned is the present holder, for breach of the conditions of said mortgage and for the purpose of foreclosing the same will be sold at Public Auction on the 23rd day of September, 1999, A.D. at 1:00 P.M. at or upon the mortgaged premises, 37 Fairmont Street, Cambridge, Massachusetts, as described below, being all and singular the premises described in said mortgage.

To wit:

A certain parcel of land with the buildings thereon being at present numbered 37 A Fairmont Street, Cambridge, bounded:

SOUTHWESTERLY by Fairmont Street, thirty-three (33) feet, four (4) inches
NORTHWESTERLY by land now or late of Taylor, sixty-five (65) feet;
NORTHEASTERLY by land now or late of Sargent, thirty-three (33) feet, four (4) inches
SOUTHEASTERLY by land now or late of Allen sixty-five (650 feet.

Containing 2167 square feet of land. Be all of said measurements more or less or however otherwise bounded or described.

Subject to and with the benefit of any easements, restrictions, reservations, or takings of record, if any, insofar as the same are now in force and applicable.

For my title see deed from Margaret Griffin dated March 28, 1986 and recorded Middlesex Registry of Deeds in Book 16883, Page 001.

TERMS OF SALE: Said premises will be sold and conveyed subject to all outstanding municipal or other public taxes, tax titles, assessments, liens or claims in the nature of liens, rights of tenants and parties in possession, and existing encumbrances of record, if any, which take precedence over the said mortgage above described.

FIVE THOUSAND DOLLARS and NO/100 ($5,000.00) must be paid by certified, bank, treasurer's or cashier's check at the time and place of the sale by the purchaser as a deposit. The balance of the purchase price is to be paid in cash, or by certified check, bank, cashier's check or bank treasurer's check within 30 days thereafter at the Law Offices of Shapiro & Kreisman, Chiswick Park, 400 Boston Post Road, Wilmington, MA 01776 (978) 443-8800. The description for the premises contained in said mortgage shall control in the event of a typographical error in this publication.

Other terms to be announced at the sale.

FEDERAL NATIONAL MORTGAGE ASSOCIATION,
PRESENT HOLDER OF SAID MORTGAGE

AD #923960
Cambridge Tab, 8/24, 8/31, 9/7/99

Asbestos Protection Ordinance

LEGAL NOTICE
PUBLIC NOTICE
RELATIVE TO MUNICIPAL CODE
CITY OF CAMBRIDGE
MASSACHUSETTS
OFFICE OF THE CITY CLERK

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on **Wednesday, August 25, 1999 at 5:30 p.m.** in the **Sullivan Chamber, City Hall, 795 Massachusetts Avenue, 2nd floor,** Cambridge, Massachusetts, to consider the proposed amendment to the Municipal Code, to add Section 8.61m the Asbestos Protection Ordinance.

All persons interested in this matter may appear at this time and be heard.

For the Committee,
Councillor Henrietta Davis, Chair

AD#927128
Cambridge Tab, 8/24/99

Cambridge Traffic

LEGAL NOTICE
REGULATION NO. 99-30

By force of the power vested in me by Special Act of the Legislature of 1961, (Chapter 455), I hereby amend the Traffic Regulations of the City of Cambridge by adding the following:

Regulation No. 66-1 Schedule 7 B, PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN SIDES OF CERTAIN STREETS, RESIDENT PERMIT PARKING is hereby amended by adding the following:

Harvard Street, North Side, 149' E of Davis Street to 174' E of David Street from 3:00 P.M. - 9:00 A.M.

This regulation shall take effect 20 August 1999.

PROMULGATED DATE 27 JULY 1999

Susan E. Clipping
Director

AD#926551
Cambridge Tab, 8/24, 8/31 & 9/7/99

CAMBRIDGE YWCA

LEGAL NOTICE
NOTICE OF PUBLIC HEARING

The Planning Board of the City of Cambridge will hold a public hearing on Tuesday, September 7, 1999 at 730 p.m. at the **Central Square Senior Center, 806 Massachusetts Avenue,** Cambridge, Massachusetts on a special permit application #4148 by the **Cambridge YWCA,** 7 Temple Street, Cambridge, Massachusetts to permit the construction of a 106 unit residential structure having a height of 80 feet and providing 56 parking spaces. Relief is being sought under the provisions of the Central Square Overlay District to increase the height to eighty feet (Section 11.304.2.b), to waive the sky exposure plane for heights above fifty-feet (Section 11.304.2.c), to waive the setback requirements (Section 11.304.4), and to allow reduction in the amount of required parking provided (Section 11.304.6). A Planning Overlay Special Permit (IDOP) is also requested (Section 11.500). Some existing structures on the site will be demolished, the historic YWCA building will be retained.

Copies of this petition are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts. Questions concerning the petition may be addressed to Lester Barber, 349-4657 or Liza Paden, 349-4647, TTY: 349-4621, or email at lpaden@ci.cambridge.ma.

AD#928305
Cambridge Tab 8/24, 8/31/99

CAMBRIDGE ZBA, 9/9/99

LEGAL NOTICE
CITY OF CAMBRIDGE
BOARD OF ZONING APPEAL

The Board of Zoning Appeal will hold a Public Meeting, THURSDAY, SEPTEMBER 9, 1999, In Room 200, City Hall, Cambridge, Massachusetts. The following cases will be heard.

7:00 P.M. CASE NO. 7989
1001 CAMBRIDGE STREET B-A Zone
MOTIVA ENTERPRISES, INC.
ATTY. KEVIN P. CRANE, REP.
Special Permit: To remove the two year imposed convenience store under Board of Zoning Appeals Case #7267. Art. 4.000, Sec. 4.36.G (Automobile Service Station). Art. 10.000, Sec. 10.40 (Special Permit).
7:15 P.M. CASE NO. 7990
121 INMAN STREET Residence C-1 Zone
DIANA VAN HOUTOM
Variance: To reconstruct existing front porch and to create one parking space. Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements). Art. 6.000, Sec. 6.43 (Access For Off-Street Parking Facilities).
7:30 P.M. CASE NO. 7991
7 PERRY STREET Residence C Zone
MARY & EDWARD MCNEIL
Variance: To enlarge an existing nonconforming dwelling unit. Specifically: by addition. Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements).
7:45 P.M. CASE NO. 7992
11 UNION STREET Residence C-1 Zone
SUSAN & NANCY GURNEY
Variance: To construct a one story addition to the existing nonconforming house. Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements).
8:00 P.M. CASE NO. 7993
290 MAIN STREET IB Zone
KENDALL MARKET & DELI
MAHMOOD MOJAHED
Special Permit: To add seats to an existing deli and create a fast order food establishment. Art. 4.000, Sec. 4.35.0 (Fast Order Food Establishment).

8:15 P.M. CASE NO. 7994
221 FAYERWEATHER STREET Residence B Zone
MASSOMEH NAMAVAR
Variance: To replace an existing two car garage with one new garage to be attached to the dwelling with the family room addition, Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements).
8:30 P.M. CASE NO. 7995
421 WALDEN STREET Residence B Zone
EMA B. ROSENFIELD
Variance: To construct a dormer to the third floor., Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements). Art. 8.000, Sec. 8.22 (Nonconformance).
8:45 P.M. CASE NO. 7996
119 PLEASANT STREET Residence C-2 Zone
ALEX M. STEINBERGH, TRUSTEE
C/O RCG
Variance: To add three (3) dwelling units in the basement to the present (22) dwelling unit building, Art. 5.000, Sec. 5.10 (General regulations). Art. 5.000, Sec. 5.31 (Table of Dimensional Requirements). Art. 6.000, Sec. 6.36 (Schedule of Parking and Loading Requirements).

COPIES OF THIS PETITION ARE ON FILE IN THE OFFICE OF THE CITY CLERK, CITY HALL, CAMBRIDGE, MA. CASES CAN BE REVIEWED AT INSPECTIONAL SERVICES DEPARTMENT, LOCATED AT 831 MASS AVE. CONTINUED CASES ARE NOT ADVERTISED BUT POSTED IN THE OFFICE BOARD AT CITY CLERK'S OFFICE CITY HALL.

AD#925993
Cambridge Tab, 8/24 & 8/31/99

LEVEL 3 JOINT NOTICE

LEGAL NOTICE
CITY OF CAMBRIDGE,
MASSACHUSETTS
CONSERVATION COMMISSION
NOTICE OF PUBLIC HEARING

Public notice is hereby given that the Cambridge Conservation Commission will hold a public hearing on **Monday, August 30, 1999 at 7:00 P.M.** in the **Third Floor Conference Room, City Hall Annex, 57 Inman Street,** Cambridge, Massachusetts, on a Notice of Intent filed in accordance with the provisions of the Massachusetts Wetlands Protection Act, (M.G.L.c.131, s. 40).

Level 3 Communications, LLC proposes to install fiber optic communications network throughout the Boston and Cambridge area. Part of the proposed work includes installing cable within conduits across the Harvard Bridge (Massachusetts Avenue) and the Longfellow Bridge (Main Street) over the Charles River and into Cambridge. Portions of the proposed work will therefore occur within the Riverfront Area, Banks and Buffer Zone of the Charles River. A copy of the Notice of Intent is on the file at the Conservation Commission office at City Hall Annex, 57 Inman Street, 2nd Floor, Cambridge, Massachusetts. Interested persons may appear at the public hearing to be heard.

Julia Bowdoin
Conservation Commission Director
(617) 349-4680

AD #927758
Cambridge Tab, 8/24/99

MCDONALD

LEGAL NOTICE
NOTICE OF MORTGAGEE'S SALE OF REAL ESTATE

By virtue and in execution of the Power of Sale contained in a certain mortgage given by Margaret P. McDonald and Norris E. Coleman to Provident Mortgage Company, Inc., dated November 30, 1988 and recorded with the Middlesex County (Southern District) Registry of Deeds at Book 19497, Page 511, of which mortgage G.E. Capital Mortgage Services, Inc. is the present holder by assignment, for breach of the conditions of said mortgage and for the purpose of foreclosing, the same will be sold at Public Auction at 03:00 p.m. on September 9, 1999, on the mortgaged premises located at 29-33 Jay Street, Unit 31A, Cambridge, Middlesex County, Massachusetts, all and singular the premises described in said mortgage.

TO WIT:

Condominium Unit No. 31A (the Unit) in the Condominium known as 29-33 Jay Street Condominium (the Condominium), situated at 29-33 Jay Street, Cambridge, Middlesex County, Massachusetts, created by a Master Deed (the Master Deed) recorded September 27, 1988, with Middlesex South District Registry of Deeds in Book 19367, Page 231.

The Unit is more particularly described in (i) the Master Deed, (ii) such unit and floor plans as have been recorded therewith, (3) the first Unit Deed recorded herewith, and (4) copies of portions of such site and floor plans filed herewith. The Unit is conveyed together with an undivided 16.66% interest in the common areas and facilities of the Condominium and the same 16.66% interest in the organization of unit owners known as 29-33 Jay Street Condominium Trust (the Unit Owners Organization). The Unit and said undivided interests are together hereinafter referred to as the Mortgaged Premises.

The Mortgaged Premises are conveyed subject to and together with the benefit of (1) the provisions of Chapter 183A of the General Laws (Ter.Ed.) of the Commonwealth of Massachusetts, (2) the provisions and matters set forth and/or referred to in the Master Deed, (3) the provisions of the instrument creating the Unit Owners Organization and the by-laws thereunder as recorded or filed with the Master Deed and such rules and regulations as may be promulgated thereunder, and (4) the provisions set forth and referred to in the Unit Deed of David Aposhian, Trustee of the 29-33 Jay Street Realty Trust, recorded herewith, to which reference is herein made for the title of mortgagor.

For mortgagors' title see deed recorded with Middlesex County (Southern District) Registry of Deeds in Book 19497, Page 506.

These premises will be sold and conveyed subject to and with the benefit of all rights, rights of way, restrictions, easements, covenants, liens or claims in the nature of liens, improvements, public assessments, any and all unpaid taxes, tax titles, tax liens, water and sewer liens and any other municipal assessments or liens or existing encumbrances of record which are in force and are applicable, having priority over said mortgage, whether or not reference to such restrictions, easements, improvements, liens or encumbrances is made in the deed.

TERMS OF SALE:

A deposit of Five Thousand ($5,000.00) Dollars by certified or bank check will be required to be paid by the purchaser at the time and place of sale. The balance is to be paid by certified or bank check at Harmon Law Offices, P.C., 150 California Street, Newton, Massachusetts 02458, or by mail to P.O. Box 610389, Newton Highlands, Massachusetts 02461-0389, within thirty (30) days from the date of sale. Deed will be provided to purchaser for recording upon receipt in full of the purchase price. The description of the premises contained in said mortgage shall control in the event of an error in this publication.

Other terms, if any, to be announced at the sale.

G.E. CAPITAL MORTGAGE SERVICES, INC.
Present holder of said mortgage
By its Attorneys,
HARMON LAW OFFICES, P.C.
Ernest Pelletier, Esquire
150 California Street
Newton, MA 02458
(617) 558-0500

AD #915307
Cambridge Tab, 8/10, 8/17, 8/24/99

MIT Pierce Boathouse

LEGAL NOTICE
CITY OF CAMBRIDGE,
MASSACHUSETTS
CONSERVATION COMMISSION
NOTICE OF PUBLIC HEARING

Public notice is hereby given that the Cambridge Conservation Commission will hold a public hearing on **Monday, August 30, 1999 at 7:00 P.M.** in the **Third Floor Conference Room, City Hall Annex, 57 Inman Street,** Cambridge, Massachusetts, on a Notice of Intent filed in accordance with the provisions of the Massachusetts Wetlands Protection Act, (M.G.L. c. 131, s. 40).

MIT proposes to convert the Pierce Boathouse at 409 Memorial Drive from oil to natural gas for heating and hot water. The project has two components: (1) removal of a 7,500 gallon underground fuel tank located parallel to Memorial Drive and (2) installation of a 4-inch natural gas line underneath the sidewalk and into the boiler room of the Pierce Boathouse. Work will take place within the Riverfront Area, Bank and Buffer Zone of the Charles River.

A copy of the Notice of Intent is on file at the Conservation Commission office at City Hall Annex, 57 Inman Street, 2nd Floor, Cambridge, Massachusetts. Interested persons may appear at the public hearing to be heard.

Julia Bowdoin
Conservation Commission Director
(617) 349-4680

AD#927783
Cambridge Tab, 8/24/99

C. C. 106

City of Cambridge

MASSACHUSETTS

UB #5

In City Council 1/11, 1999

Ordination of Substituted Asbestos Protection Ordination

YEA	NAY	ABSENT	PRESENT	
✓				Ms. Kathleen L. Born
✓				Ms. Henrietta Davis
✓				V. Mayor Anthony Galluccio
✓				Mr. Kenneth E. Reeves
✓				Ms. Sheila T. Russell
✓				Mr. Michael A. Sullivan
✓				Mr. Timothy J. Toomey, Jr.
✓				Ms. Katherine Triantafillou
✓				Mayor Francis H. Duehay
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~~vol~~ Rf 0-9

DEATHS

Gladys M. Allen
Secretary

Gladys M. (Carroll) Allen died Oct. 25 at Integrated Health Services in Medford. She was 81.

Mrs. Allen was born in Boston, daughter of the late John J. and Mabel L. (Barcellos) Carroll, and was a longtime resident of Cambridge and Arlington. She was a secretary for the Cambridge Draft Board, and was a member of St. John's Guild of Cambridge and the Arlington Catholic Women's Club.

She was the wife of the late John A. Allen; and dear friend of Mary Serson of Arlington.

A Funeral Mass was held Oct. 29 at St. Agnes Church in Arlington, with burial at Holy Cross Cemetery in Malden. Arrangements were made by the Keefe Funeral Home in Arlington.

Carmine M. Barresi
Seamstress

Carmine M. (Greco) Barresi died suddenly Oct. 26 at home in East Boston. She was 74.

Mrs. Barresi was born in Cambridge and was a longtime resident before moving to East Boston many years ago. She was a seamstress.

She was the wife of Nicholas Barresi; mother of Linda Russo and her husband Louis, and Joseph and his wife Sonyen; daughter of the late Nina and Vincenzo Greco; sister of Mary Trifone, Guido Greco, Olga DiVecchia, Peter and Anthony Greco; and daughter-in-law of Sarah Barresi.

The Rite of Christian Burial was held Oct. 29 at St. Francis of Assisi Church in Cambridge, with burial at Mt. Auburn Cemetery. Arrangements were made by the Donovan-Aufiero Funeral Home in Cambridge.

Mary G. Crawford
Retired electronics worker

Mary G. (Jacobs) Crawford died Oct. 28 at Neville Manor in Cambridge. She was 83.

Mrs. Crawford was born and raised in Indiana, daughter of the late Joseph and Margaret (Walston) Jacobs, and was a longtime resident of Somerville. She was a retired electronics worker.

She was the wife of the late Robert Crawford; mother of Avis Moran of Somerville and the late George Sheldon; grandmother of Gail Donavon, Kelley Moran and Leo Moran; great-grandmother of John Donavon Jr., Heidi Donavon, Leighan Donavon, Stephen Moran, Michael Moran, Ryan Moran and Tyler Moran; and great-great-grandmother of Joshua Carillo.

A funeral service was held Nov. 2 at the Anderson-Bryant Funeral Home in Stoneham, with burial at Holy Cross Cemetery in Malden.

Susan L. Cunningham
Waitress

Susan L. Cunningham died Oct. 22 at home in Cambridge after a lengthy illness. She was 35.

Ms. Cunningham was born in Cambridge where she lived for several years. She graduated from Matignon High School. She was a resident of Belmont and Rocky Nook, Kingston, and worked as a waitress at Mamma Mia's restaurant in Kingston.

She was the daughter of John J. and Joan C. (Mahoney) Cunningham; sister of John P. of Cambridge, and Patrick E. and his wife Sue of Australia; aunt of Mackenzie Cunningham; niece of Richard and Mary McNeil of Watertown, Joan Doyle of Belmont, and Louise and Francis Mahoney of Holbrook; and close friend of Kim and Charles Donners of Kingston.

A Funeral Mass was held Oct. 27 at Our Lady of Mercy Church in Belmont, with burial at Cambridge Cemetery. Arrangements were made by the Hickey Funeral Home in Cambridge.

Carol Jean Foster
Food store manager

Carol Jean Foster died Oct. 23 at the Wentworth-Douglass Hospital in Dover, N.H., after a lengthy illness. She was 39.

Ms. Foster was born and raised in Providence, R.I., daughter of Forrest and the late Gertrude (Dooley) Foster. She attended Mt. Pleasant High School in Providence. She held a bachelor of arts degree in English from the University of Massachusetts at Boston.

Before taking over management of the Dover Natural Food Store and Café in Dover, N.H., a position she held for two years, she lived in Cambridge for 15 years. She left her job as an administrator at Harvard University to open the natural food store with her sister.

She was the sister of Frances Foster of Exeter, N.H.; niece of Rita Dooley of Warwick, R.I., and Louise Hahn of Cranston, R.I.; and lifelong friend of Grace Calhoun of Charleston. She is also survived by several cousins.

A memorial service was held Oct. 26 at the Tasker Funeral Home in Dover, N.H., with burial at St. Ann Cemetery in Cranston, R.I.

Donations in Ms. Foster's memory may be made to the Animal Welfare Fund, c/o Alex Millington, 39C St. Thomas St., Dover, N.H., 03820.

Mary C. Hall
Homemaker

Mary C. (MacIsaac) Hall died Oct. 25 at Mt. Auburn Hospital in Cambridge after a lengthy illness. She was 97.

Mrs. Hall was born in Canada, daughter of the late Hugh and Annie (MacEachern) MacIsaac, and was a resident of Cambridge since 1937. She was a homemaker.

She was the wife of the late William J. Hall; mother of Edward J. of Lexington, Frederick H. of Florida, Margaret A. Coogan of Waltham, and William R. of Medford; and sister of Hugh S. MacIsaac of Canada. She is also survived by 15 grandchildren and 20 great-granchildren.

A Funeral Mass was held Oct. 29 at St. John's Church, with burial at Cambridge Catholic Cemetery. Arrangements were made by the Keefe Funeral Home in Cambridge.

Daniel J. Kelly Jr.
Retired principal

Daniel J. Kelly Jr. died Oct. 24 at Mt. Auburn Hospital in Cambridge. He was 68.

Mr. Kelly was born and raised in Cambridge. He was a U.S. Air Force veteran of the Korean War.

He was a graduate of Boston University and worked in the Cambridge School Department for 31 years. Most recently he was principal of the Tobin School until 1990. He also served on the Arlington School Committee for nearly a decade.

He was the husband of Jeanne A. (McKenna) Kelly; father of Maureen J. Flaherty of Peabody, Karen K. Kiefer of Framingham, Daniel J. III of Arlington, Shelagh Kelly of Brookline, and Erin K. Cave of Arlington; brother of Paul A. Kelly of Connecticut; and grandfather of Lauren, McKenna, Dannyboy, Madison, Jack and Emma.

A Funeral Mass was held Oct. 28 at St. Agnes Church in Arlington, with burial at Mt. Auburn Cemetery in Cambridge. Arrangements were made by the Hickey Funeral Home in Cambridge.

Donations in Mr. Kelly's memory may be made to the charity of one's choice.

Mary Kennedy
Homemaker

Mary "Mae" (Fitzpatrick) Kennedy died Oct. 19 at Mt. Auburn Hospital in Cambridge after a brief illness. She was 94.

Mrs. Kennedy was born in County Clare, Ireland, and was a resident of Cambridge for many years. She was a homemaker.

She was the wife of the late Michael Kennedy; mother of Maureen F.; and sister of the late Thomas "Joe" Fitzpatrick. She is also survived by many nieces and nephews.

A Funeral Mass was held Oct. 23 at St. Peter's Church, with burial at North Cambridge Catholic Cemetery. Arrangements were made by the Hickey Funeral Home in Cambridge.

Donations in Mrs. Kennedy's memory may be made to the Bishop Riley Memorial Fund, 31 Buckingham St., Cambridge, Mass., 02138 or to the Massachusetts Association for Retarded Citizens, 217 South St., Waltham, Mass., 02453.

Anthony G. Kosloski
Harvard University employee

Anthony G. Kosloski died Oct. 26 at home in Beverly. He was 80.

Mr. Kosloski was born in Lowell, son of the late Joseph and Mary (Roberts) Kosloski, and was a resident of Cambridge for most of his life, moving to Beverly 15 years ago. He was a U.S. Marine Corps veteran of World War II, serving in Washington, D.C. and in the South Pacific. He worked at the Count Way Library at Harvard University for over 25 years until his retirement.

He was the husband of Roberta M. (Crowell) Kosloski; father of Elizabeth M. Lee and her husband William of Beverly; brother of Edward and his wife Patricia Kosloski of Cambridge, Robert and his wife Eleanor Kosloski of Billerica, Rita Trainor of Arlington, and the late Joseph Kosloski and Eleanor LaRocque; and grandfather of Victoria Lee. He is also survived by several nieces and nephews.

Funeral services were held Oct. 29 at St. John's Episcopal Church in Beverly Farms, with burial at Beverly Farms Cemetery. Arrangements were made by the Campbell Funeral Home in Beverly.

Donations in Mr. Kosloski's memory may be made to the WWI Memorial Fund, American Battle Monument Commission, Box 96766, Washington, D.C., 20090-6766.

Francis McKenna Sr.
Cambridge DPW foreman

Francis "Ed" McKenna Sr. died Oct. 25 at Mt. Auburn Hospital in Cambridge after a brief illness. He was 86.

Mr. McKenna was born in Cambridge where he lived for many years, as well as in Arlington for many years. He was retired. In the past he was first assistant registrar of deeds in Middlesex Country, general foreman for the Cambridge Department of Public Works, past delegate to the American Kennel Club, and past president of the Greater Lowell Kennel Club.

He was the husband of the late Kathleen G. (Donohue) and the late Rita M. (Hodgkiss) McLellan; father of Francis E. Jr. and his wife Judith of Billerica, David W. and his wife Judith and John M. and his wife Elaine, all of Arlington, and the late Donald McKenna; and brother of Atty. Ralph McKenna and Marie Nichols Devine, both of Billerica, and the late Joseph, Helen, David and George McKenna. He is also survived by five grandchildren and three great-grandchildren.

A Funeral Mass was held Oct. 29 at St. Camillus Church in Arlington, with burial at North Cambridge Catholic Cemetery. Arrangements were made by the Hickey Funeral Home in Cambridge.

Donations in Mr. McKenna's memory may be made to the charity of one's choice.

Mary W. Miller
Retired Hanscom AFB employee

Mary W. "Winnie" (Hoell) Miller died Oct. 27 at Wingate at Brighton. She was 86.

Mrs. Miller was a resident of Cambridge. She was employed in the personnel department at Hanscom Air Force Base until her retirement.

She was the wife of the late William G. Miller; and sister of Genevieve F. McAloon of Waltham, John C. Hoell of Reading, Edward F. Hoell of Avon, and the late Edmund E. "Gene" Howell and Henry J. Hoell Jr. She is also survived by many nieces, nephews, grandnieces and grandnephews.

A Funeral Mass was held Oct. 30 at Sacred Heart Church in Watertown, with burial at Mt. Auburn Cemetery in Cambridge. Arrangements were made by the Stanton Funeral Home in Watertown.

Donations in Mrs. Miller's memory may be made to the Sacred Heart Church Memorial Fund, 770 Mt. Auburn St., Watertown, Mass., 02472.

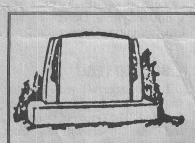
David F. Southwick
Retired Cambridge firefighter

David F. Southwick died Oct. 24 at Cambridge Hospital after a lengthy illness. He was 76.

Mr. Southwick was born in Malden, son of the late Augustus F. and Lillian E. (Nixon) Southwick. He graduated from Somerville Trade School, and was a resident of Cambridge since 1945. He was a U.S. Navy veteran of World War II, and was a Cambridge firefighter for 25 years before his retirement.

He was the brother of Lillian E. Barnes of South Boston, Dorothy J. McCann of Somerville, and the late Mary LeBlanc. He is also survived by many nieces and nephews.

A Funeral Mass was held Oct. 27 at Immaculate Conception Church in Malden, with burial at Holy Cross Cemetery. Arrangements were made by the Doonan Funeral Home in Malden.



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Religion Notes

Sacred Heart events

Sacred Heart upcoming events include the following.

• Saturday, Nov. 6 — noon to 8 p.m., Annual Bazaar.

• Sunday, Nov. 21 — 11 a.m., Annual Mass for the Deceased.

Sacred Heart is located at 49 Sixth St., Cambridge, and is handicap accessible.

Beth El rummage sale

The Sisterhood of Beth El Temple Center in Belmont will hold its annual Fall Rummage Sale at 2 Concord Ave. on Sunday, Nov. 7, from noon to 3 p.m.

Clothing, books, household items, linens, etc. will be on sale. The Designer Shop, a boutique which features better items, will be open. Children's clothing and toys will be sold by the temple preschool. Free raffles of gift baskets and a bake sale will also take place.

Admission is $2 for adults. Children are admitted free. For more information, call 484-6668.

Beth El events

Beth El Temple Center, located at 2 Concord Ave., Belmont, at the Cambridge line, will hold the following events.

• Thursday, Nov. 4 — noon, lunch with the rabbi; 7 p.m., Volunteer Choir rehearsal; 7:30 p.m., Sisterhood Book Discussion Group.

• Sunday, Nov. 7 — No Sunday school or confirmation class; rummage sale.

• Monday, Nov. 8 — 7:30 p.m., Introduction to Judaism, class 7.

• Wednesday, Nov. 10 — 7:30 p.m., Philosophy Study Group.

• Friday, Nov. 12 — 6:15 p.m., Family Shabbat/potluck.

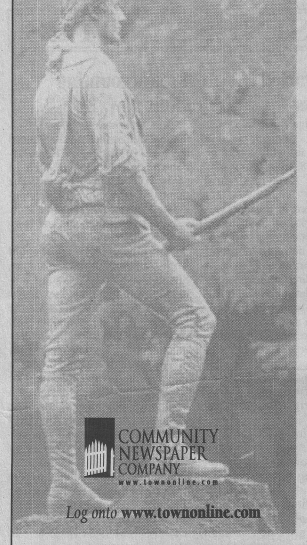
For more information, call 484-6668.

Church fair Nov. 13

North-Prospect Church in Porter Square will hold its Fall Fair on Saturday, Nov. 13, from 10 a.m. to 2 p.m. Included will be live pastel portraits, crafts, home-baked goods, used books, white elephant, soup, sandwiches, and Sally's subs.

The church is located at 1803 Mass. Ave., one block south of the Porter Square T stop. The entrance to the fair is on Roseland Street. For more information, call 547-1448.

Chat with
MINUTEMAN HOME CARE
on Elder Issues and Concerns



COMMUNITY NEWSPAPER COMPANY
www.townonline.com

Log onto www.townonline.com

Topic: Elderly Memory Loss Issues

NOVEMBER 3RD FROM 7–8 P.M.

Tracy Larson, LCSW of Minuteman Home Care, will answer questions and offer suggestions for those caring for someone at home with memory loss caused by Alzheimer's Disease, stroke or other disorders. Larson has been working at Minuteman Home Care for three years administering in home memory loss assessments in their service area. She is also certified by the Alzheimer's Association of Eastern Massachusetts.

Topic: Assisted Living

NOVEMBER 15TH FROM 7–8 P.M.

Multiple housing options are available to senior citizens in this day and age. Among these options include assisted living, which is a relatively new and regulated housing alternative. Assisted living is a combination of housing, personalized supportive services and health care designated to meet the needs of those who need help in activities of daily living, but do not need the skilled medical care provided in a nursing home.

Minuteman Home Care's Representatives from area assisted living facilities will be available to answer your questions and provide more information on assisted living.

Some of the questions to be addressed include:
• Is assisted living right for you or a loved one?
• What should you consider when choosing an assisted living facility?
• How does assisted living differ from other senior housing options?

Participating in this chat include:
• Lisa D'Eon, Marketing Director Longmeadow Place, Burlington
• Carolin Heavren, Maplewood Place, Malden
• Joanne Scianna, Youville Place, Lexington

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TRAVEL

Hotels adding high-speed Internet access

Cambridge's Royal Sonesta makes surfing 50 times faster

BY GEORGE HOBICA
CNC TRAVEL WRITER

Good news for road warriors: More and more hotels are adding high-speed Internet access to their guest rooms. For example, the Royal Sonesta Hotel, located on the banks of the Charles River in Cambridge, is now offering high-speed Internet access in their guest rooms, with connection speeds 50 times faster than a typical modem connection. Guests simply plug in their laptop to the wall jack and start their Internet browser or e-mail package. No laptop reconfiguration is necessary. Technical assistance is available 24 hours a day, seven days a week, and rates start at $10 per day.

For information or reservations, call (800) SONESTA or visit Sonesta's Web site at www.sonesta.com.

Lufthansa auctions: great deals, specific dates

Every few months, Lufthansa has an online auction for low-priced tickets to cities it flies to. This is a good place to find cheap bargains, although the one catch is that you can only travel on specific dates — but the prices can't be beat. During the last online auction, great deals included $750 for two round-trip tickets between Boston and Athens, $760 for two round-trip tickets between Chicago and Munich, including a one-week Hertz car rental, and $450 for two round-trip tickets between Miami and Barcelona.

The next Lufthansa auction is on Dec. 15 and 16. More information is available at http://www.lufthansa-usa.com/index_auction.html.

White Barn Inn offers Brittany cuisine

From Nov. 15-21, The White Barn Inn in Kennebunkport, Maine, will host Michelin two-star chef Jacques Thorel of L'Auberge Bretonne, the first in its yearly guest chef series. Chef Thorel will serve dishes inspired by France's northern coast, with seafood and produce from the Maine coast. The four-course prix-fixe menu is $67 per person, not including beverages, taxes and gratuities.

There's also a weekday and weekend "Brittany" package, including two nights accommodations, afternoon tea and daily continental breakfast. The weekday package (Monday to Thursday) starts at $468 per couple and includes dinner one night by Chef Thorel. The weekend package starts at $648 and offers two nights of dinner by the chef.

For information, call The White Barn Inn at (207) 976-2321 or visit them online at www.whitebarninn.com.

101 tips for mature travelers

Grand Circle Travel, a vacation provider for travelers 50 and older, has a new edition of "Going Abroad: 101 Tips for Mature Travelers," a free guide designed to make traveling as simple as possible for mature travelers. Targeted for first-time and seasoned travelers, this guide offers answers about trip preparation, home security, packing, money conversion, shopping, transportation, custom regulations and more. There is also a health and fitness section, tipping guide and cruise section.

Even if you're not a mature traveler, you'll find some useful tips here. The guide is available for free by calling Grand Circle Travel at 1-800-248-3737.

Foreign currency delivery

If you're planning a trip overseas, it always helps to have one less thing to do. Now Chase is offering Chase Currency to Go, where you can exchange foreign currency and have it delivered right to your doorstep. The minimum order is $100, and a maximum order for home delivery is $1,000. Orders over $1,000 can only be picked up at a Chase Manhattan branch for free, and there's a $10 delivery fee for orders under $500. You do not have to be a Chase customer to use this service, and you can pay by debiting your Chase Checking or Savings account or use your Chase Banking Card (if you're a customer) or charge a Visa or MasterCard (with no cash advance fees).

To order, either call (888) CHASE-84, or go online at www.currency-to-go.com. For next business day delivery, orders must be received by 3 p.m. Eastern Standard Time. There are no Saturday or Sunday deliveries.

Y2K compliant?

If you're traveling over the New Year and are wondering if you'll be plunged into darkness and have your identity erased when the clock strikes 12, take a look at a site by Britain's Foreign Office at www.fco.gov.uk. This site is designed to help British travelers and businesses traveling to other countries. A travel advice section has a list of more than 250 countries, with information about traveling to that country as well as the country's readiness for the potential Y2K bug.

For example, Eurotunnel announced that it will not be running any commercial trains through the Channel tunnel on the night of Dec. 31, 1999, and Japan Rail East will stop all train services at midnight on Dec. 31 for 10 minutes as a precaution.

George Hobica is America Online's Digital City "Travel Guy" at www.digitalcity.com/travelguy.

London calling (via cell phone)

BY GEORGE HOBICA
CNC TRAVEL WRITER

Q. My daughter will be living and working in London for six months, and she wants to have a cell phone to use over there. Is it better to bring a U.S. cell phone over to England or purchase a cell phone there? Are U.S. cell phones compatible with the British wireless system? Any other tips regarding using or purchasing cell phone service overseas would be appreciated.

ASK GEORGE

A. It's probably better to buy one there. There's a huge amount of competition between various companies in the United Kingdom, and prices are, therefore, quite low.

I'd recommend a company called Orange as the best service provider. (Look in any London newspaper for their ads.) Most U.S. wireless phones are not compatible with those overseas. However, you can buy a phone from a U.S. company called Omnipoint that will work both in the United States and in the United Kingdom and other foreign countries.

However, the rates you pay while abroad will most likely be higher than if you just bought a phone and established service in the United Kingdom, and Omnipoint doesn't cover very many U.S. cities.

In order to establish normal "billed" wireless phone service in the United Kingdom, by the way, you need to have a U.K. address. If you don't have one, you can establish a "debit" service: You buy the phone and so many minutes in one package and then recharge your minutes after you've used up you're initial batch. The rates for debit service are higher than for billed service, however, so your daughter should try to establish regular service instead.

Someday soon (hopefully by the end of 2000), we'll see more compatibility between wireless phone standards throughout the world; until that time, however, this is the best solution.

Q. Do you know of any tours or travel agencies specializing in trips to Central Asia (for example, Uzbekistan) or Russia?

A. New York-based Russian Travel Bureau, 1-800-847-1800 (www.russiantravelbureau.com), helps with reservations and visa applications for individualized holidays to Central Asia and Russia. They also have a packaged tour that includes both Russia and Uzbekistan, available in the summer only.

Q. Thank you, thank you, thank you! I am a travel agent who just stumbled on your travel Q&A column. With all the negative press out there, it is refreshing to see someone promoting the services of a professional travel agent.

Across the nation, service fees have and will continue to be charged to clients using travel agents but, as you know, the small fee can sometimes save a client hundreds of dollars. Thank you again for your support of the industry.

A. Now that the airlines have once again slashed the commissions paid to travel agents, we can expect more agents to go out of business or charge higher fees for issuing tickets. That will mean that travelers will be increasingly on their own, booking through the Internet or with the airlines directly by phone. But will the airline reservation lines be able to handle the increased traffic from former travel agency customers?

And what about customers who aren't computer savvy? They'll be the ones most hurt by the demise of the travel agent-airline relationship. It will be interesting to see what happens.

Have a travel question? George can be reached via e-mail at georgehobica@aol.com or by writing to this newspaper.

2000 CAREERS & COMPANIES IN THE NEW MILLENNIUM

Choices 2000 participants will be:

• running ads highlighting their company's strengths in CNC newspapers the weeks of October 3 through November 13

• featured in the Choices 2000 special section with editorial focusing on employment trends in and around Boston (published the week of October 24th - October 30th)

• providing company information and job postings on our award winning website - www.townonline.com

COMMUNITY NEWSPAPER COMPANY

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Now, Community Newspaper Company can clue you into the hottest employment trends, the changing nature of work in and around Boston, and the companies that are impacting both. We're doing this through a program with the area's top employers called *Choices 2000 – Careers and Companies in the New Millennium.*

So look for the Choices 2000 logo over the next 6 weeks - in the paper and on the internet - it identifies the innovators of the next century. It's sure to help you make the right choice!

PUTNAM INVESTMENTS · Fidelity Investments · CELLULARONE · Sinai · Amica · Lightbridge · BARR ASSOCIATES, INC. · mcue corporation · MetroWest Medical Center · Nurse finders The Professional Choice · TENET · Northeast Hospitals · Olympus Healthcare Group, Inc. · OMNIPOINT · SEARS · Roche Bros. · Sudbury Farms · Peets Coffee & Tea · Tedeschi Food Shops · TOKYO ELECTRON LIMITED

For more information about the Choices 2000 program and its participants contact us via email at: pmontgomery@cnc.com

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$25,000 GIVEAWAY E-Z WIN PARTICIPATING DEALER

COMMUNITY NEWSPAPER COMPANY

$25,000 IN CASH WILL BE GIVEN AWAY BETWEEN OCTOBER 15 AND DECEMBER 31



Winners So Far!



Rosemary Marini
Hudson, MA

Winner 2
David Smokler
Sandwich, MA

10 Winners to Go...
ONE COULD BE YOU!

LEGAL NOTICES

ADYEAMPONG GUARDIANSHIP
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT
MIDDLESEX, SS DIVISION
DOCKET NO. 99P3561GC
GUARDIANSHIP WITHOUT SURETIES NOTICE

To Seth Akyeampong of Cambridge in said county and heirs apparent or presumptive:

A petition has been presented in the above-captioned matter alleging that Seth Akyeampong is unable to make or communicate informed decisions due to physical incapacity or illness and praying that Kathy Fitzgerald of Dorchester in the county of Suffolk -or some other suitable person be appointed her guardian.

IF you desire to object to the allowance of said petition, you or your attorney must file a written appearance in said court at Cambridge, on or before November 16, 1999.

WITNESS, Shelia E. McGovern, Esquire, First Justice of said Court at Cambridge, the fourteenth day of October in the year of our Lord one thousand nine hundred and ninety nine.

Lee G. Johnson
Register of Probate Court

AD #983685
Cambridge Chronicle, 11/3/99

CALLAGHAN ESTATE
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT
PROBATE OF WILL
WITHOUT SURETIES
MIDDLESEX, SS DIVISION
DOCKET NO. 99P4756EP

ESTATE OF Josephine F. Callaghan
Also Known As Josephine Frances Callaghan
LATE OF Cambridge
IN THE COUNTY OF MIDDLESEX
NOTICE

A petition has been presented in the above-captioned matter praying that a certain instrument purporting to be the last will of said deceased may be proved and allowed and that JOSEPH T. DONAHUE of HINGHAM in the County of PLYMOUTH be appointed executor without giving surety on his bond.

If you desire to object to the allowance of said petition, you or your attorney must file a written appearance in said Court at Cambridge on or before ten o'clock in the forenoon on Nov 15, 1999.

In addition you should file a written affidavit of objections to the petition, stating the specific facts and grounds upon which the objection is based, within thirty (30) days after the return day (or such other time as the Court, on motion with notice to the petitioner, may allow) in accordance with Probate Rule 16.

WITNESS, Sheila E. McGovern, Esquire, First Justice of said Court at Cambridge, the thirteenth day of Oct in the year of our Lord one thousand nine hundred ninety nine.

Lee G. Johnson
REGISTER OF PROBATE COURT

AD #987454
Cambridge Chronicle, 11/3/99

GELMAN SUMMONS
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
PROBATE AND FAMILY COURT DEPARTMENT
MIDDLESEX DIVISION
DOCKET NO. 99D3545DV1
SUMMONS BY PUBLICATION

Marina Gelman, Plaintiff(s) v.
Arthur Thomas Donnelly, Defendant(s)
To the above named Defendant(s):

A Complaint has been presented to this Court b the Plaintiff(s), Marina Gelman, seeking a Divorce.

You are required to serve upon Marina Gelman - plaintiff(s) - attorney for plaintiff(s) - whose address is 324 Katahdin Drive Lexington MA 02421-6444 your answer on or before January 10, 2000. If you fail to do so, the court will proceed to the hearing and adjudication of this action. You are also required to file a copy of your answer in the office of the Register of this Court at Cambridge.

Witness, Sheila E. McGovern, Esquire, First Justice of said Court at Cambridge, this 12th day of October, 1999.

Lee G. Johnson
Register of Probate Court

AD #984491
Cambridge Chronicle, 11/3, 11/10, 11/17/99

HISTORIC DISTRICT NOTICE
LEGAL NOTICE
CITY OF CAMBRIDGE
MASSACHUSETTS
PUBLIC NOTICE
RELATIVE TO ZONING
OFFICE OF THE CITY CLERK

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on **Wednesday, November 17, 1999** at 6:30 p.m. in the **Sullivan Chamber, City Hall, 795 Massachusetts Avenue, 2nd floor,** Cambridge, Massachusetts to amend the Zoning Ordinance of the City of Cambridge relative to the Harvard Square Historic District as follows:

Amend the text of the Zoning Ordinance of the City of Cambridge by making the following changes to Section 11.50 - Harvard Square Overlay District (additions to text are highlighted in **Bold**)

A. Delete the existing line that reads "Section 11.50 - Harvard Square Overlay District" and substitute therefore the line "Section 11.50 - Harvard Square Overlay District and Harvard Square Historic Overlay District"

B. Delete Section 11.51 and substitute therefor the following:
11.51 **Establishment and Scope.** There is hereby established the Harvard Square Overlay District and the **Harvard Square Historic Overlay District** which shall be governed by the regulations and procedures specified in this Section 11.50. It is the intent of this section that these regulations shall apply to an area described generally as the Harvard Square business district and certain abutting portions of the neighborhoods around it.

C. Create a new Section 11.51 to read as follows:
11.51 The Harvard Square Overlay District shall be that overlay district established on the Zoning Map of the City of Cambridge by Section 3.20. The Harvard Square Historic Overlay District that is encompassed by any historic district duly established by the City Council under the authority granted to the City of Cambridge by Chapter 40C of the General Laws of the Commonwealth of Massachusetts. All provisions of the Harvard Square Overlay District and all references to it in this Ordinance shall apply equally to the Harvard Square Historic Overlay District except as set forth below.
D. Delete Section 11.52 in its entirety and substitute therefore the following:
11.52 General Purpose. It is the purpose of this Section 11.50 to augment existing zoning regulations to respond to the unique problems and pressures for change particular to the Harvard Square Area. The regulations contained in said section provide for more careful public scrutiny of development proposals that may alter the established urban form of the Harvard Square Area. These regulations are intended to channel the extreme development pressures in ways which will preserve and enhance the unique functional environment and visual character of the Harvard Square area; to mitigate the functional impacts of new development on adjacent residential neighborhoods; to maintain the present diversity of development and open space patterns and building scales and ages; **to protect and enhance the historic resources of the Harvard Square area;** and to provide sufficient regulatory flexibility to advance the general purposes of the Section 11.52. **The additional flexibility granted to development within the Harvard Square Historic Overlay District is intended to facilitate the protection and enhancement of the historic resources and character of Harvard Square while not unreasonably limiting the opportunities for appropriate contemporary changes to the built environment in the Harvard Square area.**

E. In Section 11.53.2, delete the phrase "Harvard Square Development Guidelines, Community Development Department, July 1, 1986" and substitute therefore the phrase "Harvard Square Development Guidelines, 1999."

F. In Section 11.54.1 (4)(a) delete Subparagraph 1 in its entirety and substitute therefor the following and add a new subparagraph 8 to read as follows:

11.54.1 (4)(a)Membership
1. At least one member having recognized qualifications as an architect or landscape architect.
8. At least one member representing the Cambridge Historical Commission.

G.Add a new Section 11.54.6 to read as follows:
11.54.6 Maximum Ratio of Floor Area to Lot Area (FAR) in the Harvard Square Overlay District. Notwithstanding the FAR limits set forth in Article 5.000 or elsewhere in this Ordinance, the maximum FAR applicable in the Harvard Square Overlay District shall be as follows: Business B district: 4.0; Office 3 district: 3.0; Office 2 district: 2.0; Residence C-3 district: 3.0; Residence C-2B district 1.75; Residence C-1 district 0.75; Business A district: 1.0, 1.75 for dwellings. This Section 11.54.6 shall be in effect through (sunset date) inclusive.
H. Add a new Section 11.57 to read as follows
11.57 Sign Regulations in the Harvard Square Historic Overlay District. All provisions of Article 7.000 shall apply in the Harvard Square Historic Overlay District, except as modified below. It is the intent of these modifications to allow greater flexibility in the size, location and illumination of signs in order to encourage more thoughtful design of individual signs, to encourage greater respect for the building and visual context within which new signs are erected, and thereby add interest and character to the shopping environment in the Harvard Square Overlay District.

1. In Section 7.16.22 - Signs in all Business, Office and Industrial Districts, Paragraphs A, B, and C shall not apply in office and business base districts. However, no sign on the outside of a building may extend higher than 20 feet above grade.
2. Section 7.16.3 - Application of the Sign Frontage Formula, shall not apply.
3. In the Residence C-2B base district the provisions of Section 7.16.22 shall apply to permitted or legally established nonconforming office and retail uses.

This Section 11.57 shall be in effect through (sunset date)inclusive.

Copies of these petitions are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts.

All persons interested in this matter may appear at this time and be heard.

For the Committee,
Councillor Henrietta Davis, Chair

AD #981144
Cambridge Chronicle, 10/27, 11/3/99

LINEAR PARK HEARING
LEGAL NOTICE
CITY OF CAMBRIDGE
MASSACHUSETTS
PUBLIC NOTICE
RELATIVE TO ZONING
OFFICE OF THE CITY CLERK

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on **Wednesday, November 17, 1999** at 6:00 p.m. in the **Sullivan Chamber, City Hall, 795 Massachusetts Avenue, 2nd Floor,** Cambridge, Massachusetts on a petition refiled by the Planning Board to amend the Zoning Ordinance of Cambridge for a proposed Special District 2 amendment in the Linear Park area as follows:

A. Amend the text of the Zoning Ordinance of the City of Cambridge by creating a new Special District 2 as follows and inserting it in the appropriate location in Article 17.000:

17.20 - Special District 2

17.21 - Scope
This Section 17.20 regulates development in Special District 2 as shown on the Zoning Map of the City of Cambridge, as amended. Except as herein provided in this Section 17.20, all requirements of regulations applicable to the Residence C-1 District shall apply equally to the Special District 2.

17.22 - Purpose
It is the intent of the Special District 2 to encourage the establishment of residential uses in the district in a form and density compatible with the adjacent residential neighborhood. However, given the significant presence of non residential uses in the district, provision is made for the conversion of those existing non residential uses to other non residential uses more compatible with the residential neighbors.

17.23 - Use Regulations
The uses allowed in the Residence C-1 District shall be equally allowed in Special District 2 except as modified by the following additional provisions.
17.23.2 - Permitted Non Residential Uses

17.23.21 The non residential uses listed in the following paragraphs and subparagraphs of the following Sections, not otherwise permitted in a Residence C-1 district, shall be permitted as-of-right in this Special District 2. Nevertheless, for purpose of the Zoning Ordinance, Special District 2 shall be considered a residential district.

(1) Section 4.33 - Institutional Uses, Paragraph b (educational purposes), Subparagraph 1 (educational purposes on land owned or leased by the Commonwealth, a religious sect or a nonprofit education corporation), Subparagraph 6 (Vocational or Other Schools not exempted by statue).
(2) Section 4.34 - Office and Laboratory Use, Paragraph a (medical professional), Paragraph b (non medical professional), Paragraph c (agency office), Paragraph e (general office) Paragraph e (bank), Paragraph f (technical office for research and development).
(3) Section 4.35 - Retail Business and Consumer Service Establishments, Paragraph b (manufacturing of consumer goods), Paragraph k (printing shop, photographers studio), Paragraph q (arts and crafts studio).
(4) Section 4.36 - Open Air or Drive-In Retail and Service, Paragraph a (sale of flowers, garden supplies, and commercial greenhouses).
(5) Section 4.37 - Light Industry, Wholesale business and Storage, Paragraph b (manufacturing, processing, assembly and packaging the following):

Subparagraph 4 (electronic instruments), Subparagraph 5 (scientific instruments), Subparagraph 9 (medical and dental instruments), Subparagraph 12 (office machines); Paragraph k (storage warehouse).

17.23.22 The non residential uses listed in the following paragraphs and subparagraphs of the following Sections, not otherwise permitted in a Residence C-1 district, shall be permitted in this Special District 2 upon the issuance of a Special Permit:

(1) Section 4.33 - Institutional Uses, Paragraph b (educational uses), Subparagraph 3 (primary school), Subparagraph 4 (secondary school).
(2) Section 4.35 - Retail Business and Consumer Services Establishments, Paragraph a (store for retail sales), Subparagraph 2 (other retail establishments).
(3) Section 4.37 - Light Industry, Wholesale Business and Storage, Paragraph j (wholesale business and storage, but not including flammables or explosives).
17.23.23 The above non residential uses shall also be permitted to occupy a non residential building in existence as of September 1, 1998 provided the current use of the building, if occupied, is any use described in Section 4.34 (office and laboratory use), Section 4.35 (retail business and consumer service establishments), Section 4.46 (open air and drive-in retail and service), Section 4.37 (light industry), Section 4.38 (heavy industry). Where the building it may be so occupied by a residential use in the five years immediately preceding the time of application for a certificate of occupancy for the new non residential use.

17.23.24 Notwithstanding the provisions of Section 4.31 (Residential Uses), Paragraph i (transient accommodations), no such transient accommodations shall be permitted in Special District 2.

17.23.25 All uses occupying properties in the District as of September 1, 1998, shall be permitted as of right on the properties which they occupied as of that date.

17.24 - Dimensional Requirements
The dimensional requirements of the Residence C-1 district shall apply to the Special District 2, except as modified by the provisions set forth below.

17.24.1 - Maximum FAR
(1) The FAR applicable in Special District 2 shall be 0.9, regardless of lot size.
(2) Where it is proposed to reuse a non residential structure in existence as of September 1, 1998 for permitted residential uses, the following Gross Floor Area shall be permitted:
(a) The Gross Floor Area that is the result of the application of the FAR generally permitted in the district, or the existing Gross Floor Area of the structure itself, whichever is greater.
(b) Additional Gross Floor Area may be added to the non residential structure without limit provided all construction creating additional Gross Floor Area occurs within the limits of the existing structure.

17.24.2 - Minimum Lot Area Per Dwelling Unit
The Minimum lot area per dwelling unit in Special District 2 shall be 1,500 square feet.
17.24.3 - Minimum Yard in Feet
(1) The following setbacks shall be required in Special District 2:
(a) Front: H ÷ L/5 (minimum 10 feet)
(b) Side: H ÷ L/7 (minimum 7.5 feet)
(c) Rear: H ÷ L/4 (minimum 15 feet)
(2) Yard setbacks specified in this Section 17.24.3 may be waived upon the issuance of a Special Permit by the Planning Board.

17.24.4 - Maximum Height in Feet
(1) The cornice line of any structure in Special District 2 shall not exceed 35 feet in height at the front lot line. Portions of any building in excess of 35 feet shall be set back behind a 45 degree bulk control plane beginning at an elevation 35 feet above the front lot line and shall not exceed 45 feet in height.
(2) The cornice line of any structure in Special District 2 abutting the Linear Park shall be subject to the provision of Section 17.24.4(1)

B. Amend the map of the Zoning Ordinance of the City of Cambridge by striking the existing designation Industry A-1 (IA-1) and substituting therefor the new designation Special District 2 (SD-2) for that area in North Cambridge bordered on the south by Harvey Street and on the north by Whittemore Avenue, Madison Avenue, Magoun Street, Brookford Street, Cottage Park Avenue and Edmunds Street as shown on the accompanying map except that it is hereby proposed to amend this Zoning Petition to remove from the new Special District 2 zoning district the rear portions of lots currently zoned Industrial A-1 located on Massachusetts Avenue between Cedar and to the center line of Edmunds Street, known and numbered as 2448-2450 (Assessor's Block 189, Lot 100); 2404R (Assessor's Block 189, Lot 101); 2456-2460 (Assessor's Block 189, Lot 92; 2464 Assessor's Blvd. 189, Lot 57; 2472-2474 (Assessor's Block 189, Lots 74 and 75); and 2480-2482 (Assessor's Block 189, Lots 72 and 73); all on Massachusetts Avenue; 18 Edmunds Street (Assessor's Block 189, Lots 76 and 77); and parcel shown as Assessor's Block 189, Lot 102, and down zone said portions which are currently zoned Industrial A-1 to BA-2 consistent with the existing Massachusetts Avenue corridor as shown shaded on Exhibit A to this Proposed Amendment. Notwithstanding the foregoing, the following described area shall not be affected by this Petition and shall retain the Industry A-1 designation:
That area bounded on the south by the center line of Harvey Street, which is the current Industry A-1 zone; on the west by the existing Industry A-1 zoning line; on the north by the northerly side of the Linear Park; and on the east by a line extending from the northerly side of the Linear Park to the center line of Harvey Street, which line runs along the easterly sidelines of Lots No. 243, 246, 248, 209 and their northerly and southerly extensions, Assessor's Plan No.190, all as shown on the accompanying map.

Copies of these petitions are on file in the Office of the City Clerk, City Hall, Cambridge Massachusetts.

All persons interested in this matter may appear at this time and be heard.

For the Committee,
Councillor Henrietta Davis, Chair

AD #980377
Cambridge Chronicle, 10/27, 11/3/99

MINERO GUARDIANSHIP
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT
MIDDLESEX, SS DIVISION
DOCKET NO. 99P4784GI
GUARDIANSHIP - MENTALLY ILL WITH SURETIES NOTICE

To Rose I. Minero of Cambridge in said county and wife/husband and heirs apparent or presumptive:

A petition has been presented in the above-captioned matter alleging that said Rose I. Minero is a mentally ill person and praying that Marco Bonilla of Cambridge in the county of Middlesex -or some other suitable person be appointed her guardian; with the further authority to treat with antipsychotic medication in accordance with the treatment plan.

IF you desire to object to the allowance of said petition, you or your attorney must file a written appearance in said court at Cambridge, on or before November 29, 1999.

WITNESS, Sheila E. McGovern, Esquire, First Justice of said Court at Cambridge, the twenty fifth day of October in the year of our Lord one thousand nine hundred and ninety nine.

Lee G. Johnson
REGISTER OF PROBATE COURT

AD #987455
Cambridge Chronicle, 11/3/99

MOSES
LEGAL NOTICE
NOTICE OF MORTGAGEE'S SALE OF REAL ESTATE

By virtue and in execution of the Power of Sale contained in a certain mortgage given by George J. Moses to Champion Mortgage Co., Inc., dated October 21, 1998 and registered with the Middlesex County (Southern District) Registry District of the Land Court as Document No. 1083720 as noted on Certificate of Title No. 88754, of which mortgage Champion Mortgage Co., Inc. is the present holder, for breach of the conditions of said mortgage and for the purpose of foreclosing, the same will be sold at public Auction at 11:00 a.m. on November 17, 1999, on the mortgaged premises located at 68 Gore Street, Cambridge, Middlesex County, Massachusetts, all and singular the premises described in said mortgage.

TO WIT:

A certain parcel of land with the buildings thereon situated in said Cambridge, bounded and described as follows:

Northerly by lots 1 and 2 as shown on plan hereinafter mentioned, 55 feet;
Easterly by land now or formerly of Julia H. Bertsch, 32.67 feet;
Southerly by land now or formerly of George F. Wentworth and land formerly of N.F. Goldsmith, 55 feet;
Westerly: by land now or formerly of Eliza Whoriskey, 32.67 feet.

Said parcel is shown as Lot 3 on a subdivision plan filed in the Land Registration Office, a copy of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 52, Page 405 with certificate 7720.

There is appurtenant to the above described land a right of passage in a way leading to Gore Street as shown on said plan.

For mortgagors' title see deed registered with Middlesex County (Southern District) Registry District of the Land Court as Document No. 307497, as noted on Certificate of Title No. 88754.
These premises will be sold and conveyed subject to and with the benefit of all rights, rights of way, restrictions, easements, covenants, liens or claims in the nature of liens, improvements, public assessments, any and all unpaid taxes, tax titles, tax liens, water and sewer liens and any other municipal assessments or liens or existing encumbrances of record which are in force and are applicable, having priority over said mortgage, whether or not reference to such restrictions, easements, improvements, liens or encumbrances is made in the deed.

TERMS OF SALE:

A deposit of Seven Thousand Five Hundred ($7,500.00) Dollars by certified or bank check will be required to be paid by the purchaser at the time and place of sale. The balance is to be paid by certified or bank check at Harmon Law Offices, P.C., 150 California Street, Newton, Massachusetts 02458, or by mail to P.O. Box 610389, Newton Highlands, Massachusetts 02461-0389, within thirty (30) days from the date of sale. Deed will be provided to purchaser for recording upon receipt in full of the purchase price. The description of the premises contained in said mortgage shall control in the event of an error in this publication.

Other terms, if any, to be announced at the sale.

CHAMPION MORTGAGE CO. INC.
Present holder of said mortgage
By its Attorneys,
HARMON LAW OFFICES, P.C.
Ann E. O'Donnell, Esquire
150 California Street
Newton, MA 02458
(617)558-0500

AD #973960
Cambridge Chronicle, 10/27, 11/3, 11/11/99

ORDINANCE #1232
LEGAL NOTICE
CITY OF CAMBRIDGE
ORDINANCE #1232
FINAL PUBLICATION NUMBER 2857.
FIRST PUBLICATION IN THE CHRONICLE ON SEPTEMBER 16, 1999.
IN THE YEAR ONE THOUSAND, NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the "Municipal Code" of the City of Cambridge.

Be it ordained by the City Council of the City of Cambridge as follows:

By adding a new Section 8.61 entitled "Asbestos Protection Ordinance"

In City Council November 1, 1999.
Passed to be Ordained as Amended by a yea and nay vote:-
Yeas 9; Nays 0; Absent 0.

ATTEST:
D. Margaret Drury
City Clerk

NOTE: Pursuant to the provisions of General Laws, Chapter 40, Section 32A, Tercentenary Edition, the ordinance as aforesaid which exceeds in length eight octavo pages of ordinary book print may be summarized for publication in a newspaper of general circulation in the city with the further provision that said Zoning Ordinance may be examined and obtained at the City Clerk's Office during office hours and that any objection to its invalidity by reason of any defect in the procedure of adoption may only be made within ninety days after the posting or the second publication.

AD #987104
Cambridge Chronicle, 11/3/99

ORDINANCE #1233
LEGAL NOTICE
CITY OF CAMBRIDGE
ORDINANCE #1233
FINAL PUBLICATION NUMBER 2861
FIRST PUBLICATION IN THE CHRONICLE ON OCTOBER 20, 1999.
IN THE YEAR ONE THOUSAND, NINE HUNDRED NINETY-NINE
AN ORDINANCE

In Amendment to the ordinance entitled "Zoning Ordinance of the City of Cambridge."

Be it ordained by the City Council of the City of Cambridge as follows:

Amend Section 11.500 of the Cambridge Zoning Ordinance as follows:

Section 11.501 Terms of Effect. Replace "Friday, October 1, 1999, inclusive." with "Monday, April 3, 2000, inclusive."

Section 11.511(b) by striking "within ten (10) days" on the fifth line of that section and substituting therefor "within twenty-one (21) days."

In City Council November 1. 1999.
Passed to be Ordained as amended by a yea and nay vote:-
Yeas 9; Nays 0; Absent 0.

ATTEST:
D. Margaret Drury
City Clerk

AD #987105
Cambridge Chronicle, 11/3/99

REG. 99-41
LEGAL NOTICE
REGULATION NO. 99-41

By force of the power vested in me by Special Act of the Legislature of 1961 (Chapter 455), I hereby amend the Traffic Regulations of the City of Cambridge by adding the following.

Regulation No.66-1 Schedule 6D, "PARKING PROHIBITED AT ALL TIMES ON CERTAIN SIDES OF CERTAIN STREET, TOW AWAY (HANDICAPPED PERSONS & DISABLED VETERANS) is hereby amended by striking out the following:

Second Street, East Side 40' N of Otis Street to 63' N of Otis street

And further by adding:

Second Street, East Side 32' N of Otis Street to 52' N of Otis Street

This regulation shall take effect 15 November 1999.

PROMULGATED DATE 10-18-99
Susan E. Clippinger,
Director

AD #978645
Cambridge Chronicle, 10/27, 11/3, 11/10/99

SECURITY BIDS
LEGAL NOTICE
CAMBRIDGE PUBLIC SCHOOLS
PURCHASING DEPARTMENT
INVITATION TO BID

Sealed bids will be received at the Purchasing Department of the Cambridge Public Schools, 159 Thorndike Street, Cambridge, MA 02141 until 2:00 p.m. on November 23, 1999. At that time they will be publicly opened and read for furnishing the following to the Cambridge Public Schools:

SECURITY ENTRANCE FOR CAMBRIDGE RINDGE & LATIN SCHOOL INCLUDING FINAL CONFIGURATION, INSTALLATION AND RELATED EQUIPMENT.

The Cambridge Public Schools reserves the right to waive any minor informalities or reject, in whole or in part, any or all bids if it is in the Department's best interest to do so.

Specifications and bid forms may be obtained from the Purchasing Department at the above bid description and the words "to be opened at 2:00 p.m. on NOVEMBER 23, 1999". Each bid must be addressed to the Purchasing Department at the address above.

Cambridge is an Affirmative Action/Equal Opportunity Purchaser.

Paul J. McDonald,
Manager of Purchasing

AD #987710
Cambridge Chronicle, 11/3, 11/10/99

SULLIVAN GUARDIANSHIP
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT
MIDDLESEX, SS DIVISION
DOCKET NO. 99P4874GI
GUARDIANSHIP - MENTALLY ILL WITH/WITHOUT SURETIES NOTICE

To Joan Sullivan of Cambridge in said county and heirs apparent or presumptive:

A petition has been presented in the above-captioned matter alleging that said Joan Sullivan is a mentally ill person and praying that Cynthia Garcia of Andover,in the county of Essex -or some other suitable person- be appointed her guardian; with the further authority to treat with antipsychotic medication in accordance with the treatment plan

If you desire to object to the allowance of said petition, you or your attorney must file a written appearance in said court at Cambridge, on or before November 19, 1999.

WITNESS, Sheila E. McGovern, Esquire, First Justice of said Court at Cambridge, the nineteenth day of October in the year of our Lord one thousand nine hundred and ninety nine.

Lee G. Johnson
Register of Probate Court

AD #984494
Cambridge Chronicle, 11/3/99

Working with Homeless

Join Cambridge Action Fund Inc. on Thursday, Nov. 4, from 5:30 to 7 p.m. at a forum on Working with Homeless at University Lutheran Church, 66 Winthrop St., off JFK Street in Harvard Square.

For the first time in 10 years since data on homelessness and shelter capacity have been maintained, shelters statewide have reported a nightly overflow of guests seeking overnight shelter for 12 straight months, including the summer of 1999.

Homeless service organizations from Cambridge will say what works, what doesn't work, and what individuals and businesses can do. CASPAR Inc. Harvard Square Homeless Shelter, Food For Free Inc., and Harvard Square Churches Meals Program will have representatives participating in the forum.

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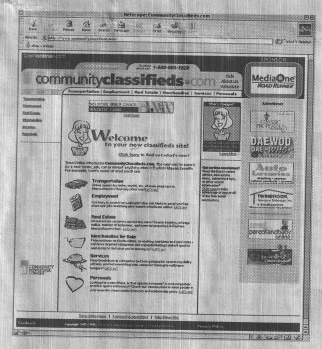

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Jam'nastics auditions

Jam'nastics Inc. is having auditions for their Jamstars 2000 Talent Show. Auditions for dancers, singers and models will be held at the King School, 100 Putnam Ave., Cambridge on Wednesday, Nov. 10.

Jamstars 2000 will take place on Dec. 17 at the Strand Theater. Prizes include money, clothes, photo shoots, portfolios and more. Proceeds will go towards programs and scholarships for inner-city youth.

Jam'nastics Inc. is an organization with a mission: to use the arts/sports of dance and gymnastics to build community, celebrate diversity, and create positive change.

For more information, call Jam'nastics Inc. at 354-5780.

Weaver at Harvard

The Harvard Museum of Natural History will present carnivore biologist John L. Weaver on Wednesday, Nov. 17.

His lecture is "Rubbing the Lynx the Right Way: Using Science to Save Carnivores."

Slot car race Nov. 6

Interested parties are invited to attend an all-New England slot car race on Saturday, Nov. 6, from 11 a.m. to 5 p.m. at Catfish International Speedway, a course located on Sacramento Street in Cambridge.

Some Cambridge residents may recall slot cars as a hobby from their youth. In the 1960s, slot car emporia were common along main streets across America, and the hobby's cars and accessories took up as many as 10 full pages in the annual Sears catalog.

While the hobby is no longer nearly as popular, its appeal has been enduring here and around the world, and several generations have enjoyed building and racing the palm-sized electric cars.

The Nov. 6 race is sanctioned by the Miniature Auto Racing Club/New England, the 20-year-old racing body which includes a dozen racetracks in Massachusetts, New York, New Hampshire and Connecticut on its annual championship circuit.

Catfish International Speedway has a 66-foot lap length, laid out on a custom-built, 18-foot table. All race management is handled by a PC-based lap counting and timing system. The two-inch cars cover the 66-foot, four-lane road course in around three seconds.

Those interested in observing the race can contact track owner Rob Hayes at 747-2566 or rhayes@berklee.edu for directions. The track can also be viewed at www.bedrockbarn.com/catfish-international.

Association open house

The Harvard Square Business Association will hold an open house and ribbon-cutting marking the completion of new construction and the beginning of the shelter's 17th season on Wednesday, Nov. 3, at University Lutheran Church, 66 Winthrop St., Cambridge.

The reception and open house will begin at 5 p.m., followed by the ribbon cutting at 5:30 p.m. and tour of the new space at 5:45 p.m.

Speakers will include Cambridge Mayor Francis Duehay and Judith Kidd, assistant dean of Harvard College for Public Service.

The Harvard Square Homeless Shelter is a winter shelter that provides beds for 23 homeless men and women from mid-November to mid-April each year.

All shelter guests receive dinner and breakfast; food is also provided at the door for homeless individuals who are not guests. The shelter is directed entirely by students from Phillips Brooks House, a Harvard University organization that facilitates student volunteerism.

Located in the basement of University Lutheran Church, the shelter is nonsectarian and provides its services in a wholly secular manner.

For more information, call Jane Marston at 876-3256.

Housing reality

Affordable housing has become a reality for six families, with the announcement of the refurbishing of a formerly distressed property in Cambridge.

An open house on Tuesday, Sept. 28, celebrated the new housing, as officials spoke to the need for affordable housing in Cambridge.

For more than a year-and-a-half, local, state and national organizations participated in funding the difficult process of turning the Elm Street property into updated practical housing. Led by local affordable housing developers Cambridge Neighborhood Apartment Housing Services Inc. and Homeowners Rehab, the property was purchased at a foreclosure sale and renovated for families with low and moderate incomes.

The six two-bedroom apartments have been completely rehabbed and are lead free. Each unit has its own separate storage area and the building has laundry facilities. The property is equipped with a new sprinkler system. Occupancy was expected during October.

Cader to read

Teresa Cader will read from her works, "An Ark of Sorts," "Bonfire" and "The Queen of Darkness" and Celia Gilbert will read from "Guests" and "The Paper Wasp" on Monday, Nov. 15, at 8:15 p.m. at the Cambridge Center for Adult Education, 56 Brattle St., Harvard Square.

Admission is $3; $1.50 for senior citizens.

For more information, call 547-6789, ext. 1.

Rhymes and Misdemeanors

Steve Almond will host "Rhymes and Misdemeanors: An Evening of Humorous Poetry" on Saturday, Nov. 13, at 8 p.m. at the Cambridge Center for Adult Education, 56 Brattle St., Harvard Square.

Admission is $2; $1 for senior citizens. For more information, call 547-6789, ext. 1.

LEGAL NOTICES

TANGUSSO GUARDIANSHIP
LEGAL NOTICE
COMMONWEALTH OF MASSACHUSETTS
THE TRIAL COURT
THE PROBATE AND FAMILY COURT DEPARTMENT
MIDDLESEX, SS DIVISION
DOCKET NO. 99P4533GI
GUARDIANSHIP - MENTALLY ILL WITH SURETIES NOTICE

To Dorothy M. Tangusso of Cambridge in said county and wife/husband and heirs apparent or presumptive:

A petition has been presented in the above-captioned matter alleging that said Dorothy M. Tangusso is a mentally ill person and praying that John S. Tangusso of Salem in the county of Essex and Laura Tangusso of Watertown in the county of Middlesex -or some other suitable person - be appointed her guardian.

IF you desire to object to the allowance of said petition, you or your attorney must file a written appearance in said court at Cambridge, on or before November 18, 1999.

WITNESS, Sheila E. McGovern, Esquire, First Justice of said Court at Cambridge, the eighteenth day of October in the year of our Lord one thousand nine hundred and ninety nine.

Lee G. Johnson
Register of Probate Court

AD #987457
Cambridge Chronicle, 11/3/99

10 WILSON ROAD
LEGAL NOTICE
NOTICE OF AN ACTIVITY AND USE LIMITATION
10 WILSON ROAD
CAMBRIDGE, MASSACHUSETTS
RTN #3-17186

Pursuant to the Massachusetts Contingency Plan (310 CMP. 40.1073), a Notice of Activity and Use Limitation on the above disposal site has been recorded and registered with the Middlesex Registry of Deeds on 21 October 1999, by Fresh Pond One LLC. Care of Spaulding & Slye.

The Notice of Activity and Use Limitation will limit the following site activities and uses on the above property:

- Use of the property as a residence, children's school, daycare, nursery, recreational area and/or any use at which a child's presence is likely.
- Any long term activity which is likely to disturb urban fill soils, including construction work without implementation of a Soil Management Plan and Health and Safety Plan.

Relocation of urban fill soils prior evaluation by an LSP

Any person interested in obtaining additional information or reviewing the Notice of Activity and Use Limitation and the disposal site file may contact Paul Sampson at Spaulding & Slye, 255 State Street, Boston, MA 02109, (617)886-7422.

AD #986064
Cambridge Chronicle, 11/3/99

11/17 ZONING HEARING
LEGAL NOTICE
CITY OF CAMBRIDGE
MASSACHUSETTS
PUBLIC NOTICE
RELATIVE TO ZONING
OFFICE OF THE CITY CLERK

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on **Wednesday, November 17, 1999** at 5:30 p.m. in the **Sullivan Chamber, City Hall, 795 Massachusetts Avenue, 2nd floor,** Cambridge, Massachusetts on a petition filed by Judith M. Brown et al., to amend the Zoning Ordinance of the City of Cambridge as follows:

A. Amend the Text of the Zoning Ordinance of the City of Cambridge by creating a new Special District 2 as follows and inserting it in the appropriate location in Article 17.000

17.20 - Special District 2

17-21 - Scope
This Section 17.20 regulates development in Special District 2 as shown on the Zoning Map of the City of Cambridge, as amended. Except as herein provided this Section 17.20, all requirements of and regulations applicable to the Residence B District shall apply equally to the Special District 2.

17.22 - Purpose
It is the intent of this Special District 2 to encourage the establishment of residential uses in the district in a form and density compatible with the adjacent residential neighborhood. However, given the significant presence of non residential uses in the district, provision is made for the conversion of those existing non residential uses to other non residential uses more compatible with their residential neighbors, with the intent that all non residential uses will, over time, be replaced by permitted residential uses,

17.23- Use Regulations
The uses allowed in the Residence B District shall be equally allowed in Special District 2 except as modified by the following additional provisions.

17.23.1 -Additional Permitted Residential Uses
Multifamily Dwelling, Section 4.31 g, shall be permitted, subject to the special permit requirements for Townhouse development in a Residence B district.
17.23.2 - Permitted Non Residential Uses.

17. 23.21 The following non residential uses, not otherwise permitted in a Residence B district, shall be permitted as-of-right in this Special District 2 provided the conditions set forth in Section 17.23.22 are met. Nevertheless, for purposes of the Zoning Ordinance, Special District 2 shall be considered a residential district.

(1) Section 4.34 - Office and Laboratory Use, Paragraph a (medical professional), Paragraph b (non medical professional), Paragraph c (agency office), Paragraph d (general office)
(2) Section 4.35 - Retail Business and Consumer Service Establishments, Paragraph q (arts and crafts studio).
(3) Section 4.36 - Open Air or Drive-In Retail and Service, Paragraph a (sale of flowers, garden supplies, and commercial greenhouses).

**17.23.

ALEWIFE: TOXIC WASTE SITE... TO BE DEVELOPED!

We, the undersigned citizens of the City of Cambridge, Massachusetts, support the Asbestos Ordinance now pending before the Cambridge City Council. We are aware of the health risks posed by airborne asbestos dust due to accidental outdoor exposure near contaminated construction sites. We are familiar with the terms of the Ordinance and believe that immediate action is crucial to preserving our health and safety and that of our children and neighbors. We request immediate adoption and implementation of this Ordinance by our elected officials.

Signature	Printed Name	Street Address	City	Zip	Phone
[signature]	Chris McLaughlin	109 River St. #1A	Cambridge	02139	876-2816
[signature]	Christine Forti	345 Huron	Camb MA	02138	
[signature]	Joan O'Rourke	345 Huron Ave.	Camb. MA.	02138	
[signature]		401 Broadway, #12,	Camb.	02139	
[signature]	Joseph Joseph	20 Kasul Park	Cambridge	02140	
[signature]		Sarasota, FL 34236			
[signature]		22 Meadow Way CA	MA	02138	
[signature]		118 Summer St.	Watertown	MA 02472	
[signature]		12 Remington St.,	Cambridge, MA	02138	
[signature]	Anna Greenwood	99 Brattle St.	Cambridge, MA	02138	
[signature]	Shannon Coleman	99 Brattle St	Cambridge MA	02138	
[signature]		33 Thorndike St	Somerville	02144	
[signature]		33 Thorndike St	Somerville	02141	
[signature]		39 Trowbridge St	MA	02478	
[signature]		793 Camb. St.	Camb.	02141	No Mail
[signature]		34 Follen St	Cambridge	02138	
[signature]		44 Fairfield St		02140	
NAEEM KHAN		50 HARVEY STREET	CAMBRIDGE.		
MATTHEW D. JEZYK		40 CLAY ST.	CAMBRIDGE, MA	02140	

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Signature	Printed Name	Street Address	City	Zip	Phone
	Stephen Goodman	83 Curtis St	Somerville	02144	
	SAMUEL KAFRISSEN	34 WALNUT ST.	ARLINGTON	0247	
	HEMBROUGH	24 FARWELL PL	CMB	02138	4978450
	Candace Hemborough	24 Farwell Pl	Cambridge	02138	
	Margaret S. Blum	Margaret S. Blum	175 Richdale Ave	Cambridge	02140
	(Hargrave)	170 Lowell St,	Arlington		02474
	(Light)	170 Lowell St	Arlington		02474
	Judy Tsai	1558 Mass Ave	Cambridge	02140	
	SARAH RILEY	104 Bartlett Ave	Arlington	02476	
	David Almeida	14 St. Paul St. #2	Cambridge	02139	
	Julia Cochrane	277 Highland Ave. #3	Somerville	02143	
	RICHARD KARSTEN	"	"	"	
	JAN CHILDS	30 IRVING ST	BROOKLINE	02445	
	Aditi Rao	37 Pleasant St	Cambridge	MA	02139
	WILLIAM F. SCHREIBER	8 ELLERY SQ	"		02138
		17 Larkin Rd	Newton		02496
		2 Peabody Terrace Apt 1704			02138
		85 Clifton St., #3,	Cambridge,	MA	02140
	Stephen Schadt	24 Alewife Brook Parkway	Cambridge	MA	02140

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Signature	Printed Name	Street Address	City	Zip	Phone
Deborah Kershner	Deborah Kershner	12 Laurel St.	Camb.	02139	868-8481
Sylvia Gilman	Sylvia Gilman	5 Concord Ave.	Cambr.	02138	876-9189
[illegible]	Helen Rueda	17 Royall St #2	Medford	02155	
Anita Spiess	Anita Spiess	118 Elm St. #3	Cambridge MA	02139	497-0424
Marilyn Zoeller Wellons	Marilyn Zoeller Wellons	657 Green	Cam	02139	354-3858
Jennifer Hess	[illegible]	14 Rockwell St.	Cambridge, MA	02139-4431	
Jennifer Bragdon	[illegible]	14 Rockwell St.	Cambridge MA	02139	
Sheila G. Cook		34 Follen St.	Cambridge MA	02138	
John Segur		199 Parkway St	Watertown	02172	
[illegible]		68 Varnum St	Arlington MA	02474	
DARRON [illegible]		73 BROMFIELD RD.	SOM. MA.	02144	
Don Carey	Don Carey	136 Grove St.	Medford MA	02155	
Bonnie Brae Haddad		175 Richdale #309,	Cambridge	02140	
[illegible]	BRIAN SMITH	17 BANKS ST.	CAMBRIDGE	02138	
Chris Huggins	Chris Huggins	186 Green St.	J.P. MA	02130	
[illegible]	Juan Carlos de Yeregui	187 Mass Av.	Boston MA	02163	
[illegible]		195 Hamilton St	Cambridge	02139	
[illegible]		7412 Deventer	Netherlands		
[illegible]	Zarif Muhammad	24 Peabody Terrace			

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Signature	Printed Name	Street Address	City	Zip	Phone
Michael Lopez	Michael Lopez	Albany St.	Cambridge	02139	
Marian Connor	Marian Connor	8 Ellery Sq.	Cambridge	02138	
Philip Dangler	Philip Dangler	42 Cavit St	Somerville	02143	
[illegible]	Emily Quill	"	"	"	
Eva Moseley	EVA MOSELEY	361 Mt. Auburn	Camb.	02138	
John Nelson	John B Nelson	175-102 Richdale Ave	Cam	02140	
Victoria Marsh	24 Piedmont St	Arlington		02746	
Yves Schellenberg	YVES SCHELLENBERG	142 LONGWOOD AVE.	BROCKTON, MA	02312	
Ted E. Kuhne	TED E. KUHNE	PO BOX 440240	SOMERVILLE MA	02144	
Barbara J Kuhne	BARBARA J KUHNE	"	"	"	"
Renee Golonch.	27 Pond St.	Belmont, MA		02478	
Maureen Sonnellon	55 Rindge Ave	Cambridge, MA		02140	
Alida Glass	55 RINDGE Ave	Cambridge MA		02140	
JEREMY PARSONS	116 CONCORD. AVE,	SOMERVILLE		02143	
Sam Thompson	415 Putnam Ave.	CAMBRIDGE, MA.		02139	
Andrea Zopf	Andrea Zopf	35 Upland Rd	Belmont	02478	
[illegible]	Kevin Kopczynski	2 Greenough #1	Cambridge	02139	
Michael J. Brandon	Michael Brandon	27 Seven Pines Ave	Camb	02140	
Rebecca L. Ramsay		5 Exeter Park	Camb.	02140	

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Signature	Printed Name	Street Address	City	Zip	Phone
		15 Belknap #3	Arlington	02474	MA
	Erica Krablin	10 Austin Park #1	Cambridge	02139	
			Cambridge	02139	
	Amy Goldstein	5 Berwick St.	Belmont	02478	
		16 HEARD ST	CHELSEA	MA 02150	
		13 Banks St.	Cambridge	MA 02138	
		221 Fayerweather St.		02138	
		70 Lexington Ave		02138	
		70 Griswold		02138	
		540 Memorial Dr.		02139	
		540 Memorial Dr.	Cambridge	02139	
		60 Bishop Allen #1	Cambridge	02139	
		51 Madison Ave	Cambridge	02140	
		120 Standish Rd	Watertown	MA 02472	
		"		"	
		46 College St. #4	Cambridge	MA 02139	
		6 Hancock Pl. #2	Cambridge	"	02139
		193 Bright Rd	Belmont		02178
Laura Arena		44 Magoun St	Cambridge	MA 02140	

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Signature	Printed Name	Street Address	City	Zip	Phone
Myra Schwartz	Myra Schwartz	36 Grafton St	Arlington	02474	
[illegible]	Sarah Wang	169 Msgr Obrien Hy	Camb.	02141	2258195
Rita Steeves	Rita Steeves	68 Collincote St	Stoneham	MA 02180	279-4341
[illegible]	Cassandra Bachand	Framingham	Ma	01702	
[illegible]	Daniel Hoyt	Wood Dr.	Framingham	MA	01702
Louis Bell	93 Ivy St.	Brookline	MA	02446	
[illegible]	46 Reed ST #1			02140	
[illegible]	Lisa Silvera	10 Sacramento St	Cambridge, MA	02138	
[illegible]	221 Mass. #702	Boston, MA		02115	
[illegible]	221 Mass #702	Boston, Ma		02115	
Margaret Meadow	43 Gold Star Road	Cambridge, MA		02140-1105	
John R. MacLeod	"	"	"		
Eugene Hainsworth	4 Glover Circle	Somerville	MA	02144	
David Hanks	4 Glover Cir.	Somerville	MA	02144	
Jennifer Levie	95 Beacon St.	Boston	MA	02150	
Jennifer [illegible]	83 Josephine	Somerville	MA	02144	
[illegible]	137 Magazine St	Camb.	Ma	02138	
[illegible]	66 Clifton St	Camb.		02140	
Howard M. Levie	Howard M. Levie	110 Clay St	Camb.	02140	

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Signature	Printed Name	Street Address	City	Zip	Phone
[illegible]	Frederick Hughes	94 Hardy Pond Rd	Waltham	02451	781 8917268
Margaret Lourie	Margaret Lourie	175 Sherman St	Cambridge	02140	
Jenny Roberts	1 McLean Pl #2	Cambridge	MA	02140	
Ralph Gasparello	1 McLean Pl #2	Cambridge,	MA	02140	
Kam Chieten	7 Newport Rd #3	Cambridge	MA	02140	
Donna Meyler	Warwick Pk.	Camb,	MA		
Charlie Hogg	4 Warwick Pk	Camb		02140	
[illegible] Coveney	224 Priest St	Leominster	MA	01453	
Dave Singer	50 McLendy Ave	W Town		02	
Ann Collette	50 Creighton St.	Camb.		02140	
Cindy Engel	16 Whitney Ave.	Camb		02139	
Dita Norris	16 Whitney	Camb		02139	
Roberta G. Selleck	898 Mass. Ave.,	Arlington		02476	
Kathleen Bryant	4 Ellsworth Ave #34	Camb		02139	
Dustin W Rand	Dustin Rand 4 Ellsworth Ave #34	Camb.		02139	
[illegible]	22 Cpl. Burns Rd,	Cambridge,	MA	02138	
Edith Barrett	10 Gilmore St	Cambridge	MA	02139	
Francesca Bin Dickerson	27 Taft Ave	Lex,	MA	02421	
Ann M. Loree	110 Clay St	Camb.	MA	02140	

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Signature	Printed Name	Street Address	City	Zip	Phone
[signature]	NEAL ANDERSON	36 SIMPSON AV	SOMERVILLE	02144	(617)625 6893
[signature]	PATRICIA McGINLEY	36 SIMPSON AVE	SOMERVILLE	02144	617-625-68
Nancy Murdock	254 Lexington Ave #2	Cambridge, MA			02138
[signature]	CHRISANDER	ONE KENDALL SQ.	CAM.	MA	02139
[signature]	Kate Nugent	55 Plymouth St. #4	Cam,	MA	02141
[signature]	Julie Perkins	18 Bow St.	Somerville		02143
[signature]	FRANCISCO ESTRADA	18 Fairbanks St.	Brighton		02135
[signature]	David Lowe	92 Clifton St.	Cambridge		02140
[signature]	Kathryn A. Ehresman	92 Clifton St.	Camb.		02140
[signature]	Alice Stowell	19 Cameron Ave	Som	02140	666-4107
[signature]	Smith Brackett	171 Lakeview Ave	Cambr.	MA	02138
George Bracket	171 Lake View Ave	Cambridge	MA		02138
Mits Komers	2 Peabody Terrace #1602	Cambridge	MA		02138
[signature]	Neil Thomson	6 Monadnock	Dorchester		02125 265-7479
[signature]	PAUL ANDREW	CAMBRIDGE	MA		02138 661 9624
[signature]	Eileen Woodford	35 Park Ave	Cambridge		02138 661-9624
[signature]	Anthony M Magliani	9A Wave St	Cambridge,	MA	0213
[signature]	Minona Heaviland	216 Summer St. #2	Somerville,	MA	02144
[signature]	Deborah Bng	23 Elmer St.	Cambridge,	MA	02138

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Signature	Printed Name	Street Address	City	Zip	Phone
	Spencer Liles	18 Soden St.	Cambridge	02139	
	Myrcol Lavie	14 Laurel Street	Cambridge,	02139	
		22 Longfellow Rd.	Cambridge	02138	
	SURESH CHAUDHARY	2 BEECH ST #2	SOMERVILLE	02143	
	KUL THAPA	"	"	02143	
	Dan Omeara	248 Central	Stoughton	02072	

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Signature	Printed Name	Street Address	City	Zip	Phone
Patrick Brennan	PATRICK BRENNAN	11 Trowbridge St	Belmont	02478	
Lisa Gould	Lisa Gould	102 Harvey St.	Cambridge, MA	02140	
William Bauer	William Bauer	75 Stutler Rd	Belmont	MA 02478	
Faryl J Norris	Faryl Norris	63 Webster St	Arlington	MA 02474	
Gregory R Dougt	Gregory R Dougt	63 Webster St	Arlington	MA 02474	
[illegible]	JULIE VIEWS	20 Clay St	Cambridge	MA 02140	
Lois Solomon	Lois Solomon	12 Corporal Burns	Cambridge	MA 02138	
[illegible]	MICHAEL NAKAGAWA	51 MADISON AVE	CAMB.	MA 02140	
Amy Borak	Amy Borak	8 Claremont St #2	Somerville	MA 02144	
RON Benham	Ron BENHAM	95 Cushing St.	Cambridge, MA	02138	
[illegible]	[illegible]	58 Oak St	Wellesley, MA	02482	
Mary E Kerrett		25 PARK AVE	CAMB	02138	
Amy Dreelan		17 Bay's Rd	Arlington	MA 02474	
Fran Sharpe		5 Haskell St. #35	Cambridge	MA 02140	

ALEWIFE: TOXIC WASTE SITE...

We, the undersigned citizens of the City of Cambridge, Massachusetts, support the Asbestos Ordinance now pending before the Cambridge City Council. We are aware of the health risks posed by airborne asbestos dust due to accidental outdoor exposure near contaminated construction sites. We are familiar with the terms of the Ordinance and believe that immediate action is crucial to preserving our health and safety and that of our children and neighbors. We request immediate adoption and implementation of this Ordinance by our elected officials.

Signature	Printed Name	Street Address	City	Zip	Phone
[signature]	DAVID LEVY	16 BLAKE ST	CAMB	02140	441-0379
[signature]	ERIC W. JOHNSON	68 COLLINCOTE ST.	STONEHAM	02180	EWJOHN@AC (781)279-4341
Michael Field	FIELD		Lexington	02421	
Greg Cantwell		broadway	Somerville	02145	
SILVIO BICHISECCHI		27 TAFT	LEXINGTON	02421	
STEWART JESTER		48 Elliot St #2	Camb	02140	547 3394
[signature]		31 Wood St	Cambridge	MA 02140	
[signature]	Burns	226 Banks St #6	Cambridge	02138	
[signature]	Benjamin Edelson	130 Cabot House	Cambridge	MA	02138
[signature]		24 Peabody Terr #702	Cambridge		02138
[signature]	WILSON	HILLCREST AV	CAMBRIDGE		02138
[signature]	M. Griffin	Grant Ave	Watertown		02472
[signature]		56 Bonn 2K	Belmont		
[signature]	Ellen Cross	58 Mansfield St. #1	Allston		02134
[signature]	Jocelyn Pascoe	58 Mansfield St #1	Allston		02134
[signature]	RJ WIESNER	2141 SHARON	MENLO PARK,	CA	94025
Tenny DiCarlo	Tenny DiCarlo	26 Shirley St.	Everett.	MA	02149
[signature]	Alanna Shaikh	8 Waterhouse St.	Somerville		02144
[signature]	Cris Shaikh		same		
Jessica Dorfman	Jessica Dorfman	86 Bromfield Rd.	Somerville,	MA	02144

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Signature	Printed Name	Street Address	City	Zip	Phone
Ann Walsh	Ann Walsh	61 Dustin St	Brighton	02135	
James R. Rzatkiewicz	James R. Rzatkiewicz	38 Irwin St	Winthrop, MA	02152	846-7148
[illegible]	John Finlayson	10 Dane St Apt 14	Cambridge MA		
Emily D. Heaphy	Emily D. Heaphy	151 Putnam Ave 3R	Cambridge MA	02139	
Melissa Roser	Melissa Roser	27 Ellery St.	Cambridge,	02138	
Thomas Van Jabern		230 Chestnut St	Cambridge	02139	
Brian Croutta		200 Sherman Ave	Cambridge,	02140	
Jill Hamer		58 Slade St	Belmont MA	02478	
Vincent Lawrence Dixon		287 Howard Street - Unit No. 64	Cambridge, Mass.	02139	
[illegible] Abelin		16 middle st	Newton MA	02458	
[illegible]	Dominique Stassard	61 Ellery St	Cambridge		
Angela K. Atwell		20 Winchester St.	Boston	02116	

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Signature	Printed Name	Street Address	City	Zip	Phone
Kelly Matthews		31 Jackson St.	Cambridge	MA	02140
Bob Collins		28 GLEZEN LANE	WAYLAND		01778
[illegible]		11 HEWS ST	CAMB	MA	02139
[illegible]		11 HEWS ST	CAMB	MA	02139
Stephen Billhardt		83 Lakeview	Cambridge	MA	02138
Gretchen Hoff	Gretchen Hoff	222 Quincy Mail Center	Cambridge,	MA	02138
[illegible]		646 Green St.	Cambridge,	MA	02139
[illegible]		251 Temple St.	Framingham,	MA	01701
[illegible]		11 Lee RD	Medfield,	MA	02052
[illegible]		32 Hopkins	Arlington,	MA	02476
[illegible]	Brooksany Coe	35 Wood St.	Cambridge	MA	02140
Steven Baum-Meisels		38 SACRAMENTO	CAMB.		02138
Jeff Fullerton	[illegible]	29 Pearson Rd #2	Somerville		02144
Susan Wood	Susan Wood	85 Madison Ave.	Newtonville		02460
[illegible]	JORGE VELEZ	1 ACORN STREET	WOBURN		01801
[illegible]	ANNE DEHEDTS	2 CRAWFORD ST #4	CAMBRIDGE, MA		0039 492-0398
Jerry Breecher		Secret Lake Rd	Phillipston	MA	01331
[illegible]	JANE NAGEL	56 Hancock St	Cambridge		02139
[illegible]	GARY VAN DOMSELAAR	CANADA	EDMONTON	T6H 2W2	780 434 7320

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Signature	Printed Name	Street Address	City	Zip	Phone
Rosemary Robinson	ROSEMARY ROBINSON	190 HARVEY ST	CAMB	MA 02140	864-8395
James M. Daley	JAMES M. Daley	193 Huron Ave	Camb	MA 02138	547-4306
M Bassik	Michael Bassik	385 Harvard	Brookline	MA 02446	738-8336
[illegible]	Timothy Baker	24 Peabody Terr	Camb	MA 02140	384-0328
Beth Zotter	Beth Zotter	25 Grant St	Cam	MA 02138	
[illegible]	103 RIVER ST	CAMB	MA	02138	
Ben Beckwith	Ben Beckwith	94 Brainerd Rd #1	Allston	MA 02134	
Hilde De Weerdt	[illegible]	34 Essex St.,	Camb.	MA 02139	576-3947
[illegible]	Jeff Cislini	37 Concord Ave, #1	Camb.	MA 02138	
Amy Macon	Amy Macon	37 Concord Ave, #1	Camb.,	MA 02138	
Allison	Francis	P.O. Box 391824	Cambridge	MA 0213	
J W Jones	PO Box 382471	Cambridge	MA	02238-24	
Elizabeth Luton	400 Franklin St.	Cambridge	02139		
[illegible]	1260 Mass Ave	Arlington			

September 27, 1999

1999 SEP 28 P 12:31

OFFICE OF THE CITY CLERK
CAMBRIDGE, MASSACHUSETTS

Margaret Drury
Cambridge City Clerk

Dear Ms. Drury:

Please submit this petition as part of the City Council agenda for Monday, October 4, 1999. This petition signed by 237 people is in support of the asbestos ordinance now being drafted by the Cambridge City Council.

Sincerely,

Lew Weitzman, 124 Montgomery Street

First Publication Number 2857

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-Nine

AN ORDINANCE

In Amendment to the "Municipal Code" of the City of Cambridge.

Be it ordained by the City Council of the City of Cambridge as follows:

By adding a new Section 8.61 entitled "Asbestos Protection Ordinance"

8.61. Declaration of Public Interest and Threat to Health, Safety and Welfare.

A. A serious public emergency exists in the City with respect to real property that is contaminated with asbestos, causing many citizens to live in unsafe or potentially unsafe conditions if the asbestos is removed or disturbed. The legal remedies available to the Inspectional Services Department and the Health Department, as well as other applicable State and Federal laws and regulations, are insufficient to protect the public interest. The health and safety of citizens is therefore endangered, particularly when properties containing asbestos are developed, constructed upon or altered in a fashion that disturbs the soil.

B In order to provide the Inspectional Services Department and the Health Department with the remedies necessary to effectively carry out their mandate under State and Federal law, and City Ordinances, and to encourage owners of such property to comply with this code, and relevant laws and regulations, the Cambridge City Council, in the exercise of its powers under Section --- of the Home Rule Amendments, enacts the ordinance codified in this chapter under which administrative citations are issued to owners who violate such provisions of the law.

8.61.001 Definitions

As used in this chapter:

A. " Asbestos-Contaminated Soil" shall be defined as soil in which asbestos has been detected by laboratory analysis using polarized light microscopy (PLM) or transmission electron microscopy (TEM) or equivalent method; or soil which is within 50 feet of soil in which asbestos has been detected by laboratory analysis using PLM or TEM or equivalent method; or soil where asbestos contamination can reasonably be expected to be present based on past use of the property, unless a comprehensive soil sampling has been performed and laboratory analysis has not identified asbestos in soil using PLM or TEM or equivalent method.

B. " Disturbance of soil" shall be defined as excavation, grading, tilling, or any other such activity that may cause release of fugitive dust. Disturbance shall not include direct-push or vibratory installation or extraction of piles, sheet pile, or wells, but shall include any excavation in the vicinity of such direct-push or vibratory installations, e.g. for the construction of pile caps. Disturbance also shall not include drilling of boreholes 12 inches in diameter or less by hollow stem auger or similar method for the purpose of environmental evaluation or remediation.

8.61.002 Disturbance of Soil Violation.

A. Asbestos-contaminated soil shall not be disturbed at any site unless the disturbance of the soil is conducted within a permanent or temporary structure maintained at a partial vacuum sufficient to contain all fugitive dust, with offgas from the evacuation system treated with HEPA filtration as well as any other vapor treatment technology necessary to control volatile organic compounds and/or odors.

B. Alternatively, activities which would result in disturbance of the soil may be conducted at a site with asbestos-contaminated soil if a layer of clean fill is first placed on the site in the area of the proposed disturbance of the soil. The layer of clean fill must be of sufficient depth such that the proposed disturbance of the soil would occur in and/or affect only the clean fill layer and not the asbestos-contaminated soil beneath the clean fill.

8.61.003 Exemptions

A. Exemptions to this regulation may be granted under the following circumstances: emergency repair of underground utilities at the site, with prior notification of the City Public Health Director; maintenance of underground utilities, with prior permission from the City Public Health Director; a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least two thirds of the City Council, provided fewer than ten (10) residents living within ¼ mile of the property have not objected to the exemption during the waiting period; or a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least three quarters of the City Council, if at least ten (10) residents living within ¼ mile of the property have objected to the exemption during the waiting period.

B. In the event that such an exemption is granted, measures must be taken to control the release of fugitive dust, such as water spray during soil disposal activities. A plan detailing dust control measures must be submitted to and

approved by the City Public Health Director prior to any soil disturbance, unless an emergency situation exists.

8.61.004 Administrative Citations - Issuance

A. Whenever the Inspectional Services Department or the Public Health Department is informed of or becomes aware of the existence of asbestos contaminated soil situated in the City of Cambridge, it shall immediately issue, in addition to any other orders it may make under existing provisions of law, an administrative citation according to the provisions of this chapter.

B. The administrative citation shall indicate

1. The date of the inspection or the source of the information indicating that serious levels of asbestos exist at a given location;

2. A notice of temporary suspension of all building, construction or landscaping activity on such site until such time as the owner of such site has filed and received approval of a plan with the Department of Health which shall explain in detail how the public health will be protected in any removal or disturbance of soils.

3. Further, such plan shall be subject to public hearing within 60 days of submission and may not be approved until the public hearing has been held.

4. The amount of fine which shall be assessed against the owner if building or construction activity is commenced on an asbestos contaminated site without approval of a plan.

5. A description of the owner's appeal rights with respect to the issuance of the administrative citation and of any fine.

C. The administrative citation shall be served on the owner, along with any orders to make repairs, in accordance with the provisions of this Ordinance.

D. A copy of the administrative citation shall also be served on the occupants of any commercial or residential unit that is located upon the contaminated site and shall be posted in the common areas of the commercial or residential unit.

E. The Inspectional Services Department shall send a copy of the administrative citation to the mortgagee of the property. The City shall request that the mortgagee seek to cure, through all applicable provisions of its mortgage,

except through foreclosure or increase in interest rates, any and all violations of this chapter.

F. A copy of the administrative citation shall be retained by the Inspectional Services Department and be available for public inspection and copying.

8.61.05 Inspection.

A. The Inpsectional Services Department and the Health Department or their designee shall be entitled to enter upon land with asbestos-contaminated soil for the purpose of further testing or examination of the site to determine if building or construction is taking place.

8.61.06 Regulations.

A. The Commissioner of Inspectional Services and the Department of Health shall jointly promulgate regulations consistent with the terms of this chapter and any applicable state laws and regulations.

8.61.07 Fines for commencing construction without approved plan.

A. If an owner fails to file and receive approval for a plan intended to reduce the health hazards associated with asbestos contaminated soil, a fine shall be assessed against the owner.

B. The amount of the fine shall be 10 percent (10%) of the assessed value of the property, which shall be immediately due and payable to the City of Cambridge upon receipt of notice by the owner.

C. In addition to such fines, the Inspectional Services Department or the Health Department shall immediately issue a cease and desist order requiring the owner to terminate any and all construction, development or landscaping work on the property until such time as a proper plan has been filed and approved by the city.

D. In addition, the owner shall be given notice that the fine shall automatically double if any violation cited in the administrative citation is not remedied within two weeks of service of the notice of the fine and shall automatically triple if any violation is not remedied within one month of service of the notice of the fine.

E. Any person aggrieved by the failure of the City to take such enforcement action, may seek injunctive relief in the District or Superior Court pursuant to Massachusetts General Laws, Chapters 214 and 218, Section 19C to require action by the City in accordance with its enforcement obligations under this Section.

Passed to a second reading at the City Council meeting held on September 13, 1999 and on or after September 27, 1999 the question comes on passing to be ordained.
Attest:- D. Margaret Drury, City Clerk

A true copy;

ATTEST:-

D. Margaret Drury
City Clerk

Putnam Avenue cannot tolerate more traffic increases

BY DARYL GROUT
Guest Columnist

A local traffic controversy is intensifying on a street corner in lower Cambridgeport.

On urban street corners all over America, similar debates are raging. Cambridge residents should be paying close attention to both the local and national debates. The outcomes could have far-reaching consequences to quality of life and the long-term viability of many Cambridge neighborhoods.

At odds are residents of Putnam Avenue and Cambridge Community Development over the issue of traffic on Sidney Street.

Community Development is sponsoring the Cambridgeport Roadways Project, an attempt to mitigate traffic in the Central Square area by redesigning Lafayette Square to feed Sidney Street. After knocking down the old Clark Observatory building at the lower end of Sidney, commuter traffic from Kendall Square and University Park will have a straight shot onto Memorial Drive at the BU bridge rotary.

On the surface, the project looks like just another street improvement. Why are Putnam Avenue residents so upset?

Beneath the placid, tree-lined surface of the new Sidney Street lurk dangerous undercurrents. Cambridgeport (to continue with the river analogy) has been designed a traffic flood-control plain.

During the evening rush hour, as every Cambridgeport resident knows, the BU bridge rotary and Memorial Drive are flooded with commuters. If the rotary isn't moving, traffic on Sidney Street will inevitably back up. Seeking an outlet, like water overflowing a riverbank, Sidney Street traffic will flow to the right into Cambridgeport. Putnam Avenue will be the first to go, but soon to follow will be Hamilton, then Erie, all the way down to Green Street.

If current projections are correct, University Park alone will generate enough new traffic to turn most of Cambridgeport into an evening quagmire of particulate-belching suburban SUVs.

Putnam Avenue residents have been the most vocal opponents of the Cambridgeport Roadways Project simply because we have the most to lose.

Originally designed as a 26-foot-wide one-way residential street, Putnam Avenue was designated a truck route and major arterial during the 1970s. Now serving as the only two-way Cambridgeport street running parallel to Mass. Avenue and Memorial Drive, Putnam Avenue handles many times the traffic volume of neighboring streets. Speeding trucks and commuter vehicles pass within inches of pedestrians on narrow sidewalks.

Under stress for years, Putnam Avenue residents are horrified by the thought of more traffic, especially at the corner of Putnam and Sidney. Yet Community Development tells us we have no choice.

Under stress for years, Putnam Avenue residents are horrified by the thought of more traffic, especially at the corner of Putnam and Sidney. Yet Community Development tells us we have no choice. They tell us that every street must take their fair share of new traffic; Putnam Avenue traffic will double, but the greater good is served if the cars can get through.

Community Development's "greater good" argument may have held water back in the car-centric road-building years of the 1970s, but it no longer applies to 1990s urban living. Housing, pedestrianism and public transit are the new servants of the greater good, not streamlined boulevards and plentiful parking.

Alan Ehrenhalt, author of "The Lost City" and a leader of the movement known as New Urbanism, wrote in the April 13 New York Times of the "New Urbanist tool kit — high-density, mixed-use projects with stores on the ground floor, apartments above, transit shops as close as possible and sidewalks to stroll on."

There are encouraging signs that the New Urbanism is catching on in Central Square. But ironically, in our so-called "progressive" community of Cambridgeport, the newest buildings are the hideous Pacific and Erie Street parking garages conveniently located next to the soon-to-be-streamlined Sidney Street boulevard.

We aren't going to solve all the problems of urban America at the corner of Sidney and Putnam, but we are going to make a forceful statement to developers and urban designers: Don't dump suburban-style traffic in urban neighborhoods!

Incremental traffic increases as a by-product of development will no longer be tolerated. If Community Development will not guarantee protection from traffic increases on Putnam Avenue and other Cambridgeport streets, then the Cambridgeport Roadways Project should be scrapped. If the project has little benefit to the residential community, then it shouldn't be built at all.

Better to keep the traffic where it is — bumper to bumper on Mass. Avenue and Memorial Drive — and let the residents of Putnam Avenue get on with the arduous task of restoring livability to their urban neighborhood.

Daryl Grout is a 12-year resident of Putnam Avenue in Cambridgeport.

Asbestos Hearing, Aug 25, 1999

ORDINANCE COMMITTEE HEARING

SPEAKERS IN SUPPORT PETITION

Name	address
Michael Nakagawa	57 Madison Ave. 02140
Denise M. Guérin	125 Montgomery St. 02140
David Bass	23 Norris St. 02140
Elie Yarolan	143 Pleasant St 02139
Lisa Bith	20 Kassul Pk. 02140
Joseph Joseph	20 Kassul Pk. 02140
Kelly Matthews	31 Jackson St. 02140
Thalia Tringo	19 Fairfield 02140 → Denise Guerin will comment for me
Ralphy Oder	36 Rindge
Steve Schnapp	32 Clay 02140
Eugene Taylor	

Nov 4 meeting

CAMBRIDGE CHAMBER OF COMMERCE
859 MASSACHUSETTS AVENUE
CAMBRIDGE, MA 02139
617/876-4100 FAX 617/354-9874

Re: The proposed "Asbestos Protection Ordinance"

October 4, 1999

To The Honorable, The City Council,

The Cambridge Chamber of Commerce is a 1,300-member organization dedicated to enhancing the quality of life in Cambridge for businesses and residents. Public health is an important aspect of this quality of life and we would like to speak on some specific concerns relative to the language in the proposed "Asbestos Protection Ordinance" prior to a Council vote, with the understanding that there are some possible amendments being considered.

While some form of protection against the harmful effects of asbestos is desirable and necessary to ensure the maintenance of public health, we ask that the Council carefully consider some possible unintended consequences of the ordinance as written:

- The ordinance as written lacks any defining language on the degree of asbestos contamination beyond which the safety controls will take effect. The absence of a clearly defined trigger will make it difficult for the future City Council to determine a fair and reasonable exemption for certain projects where the asbestos contamination is only in trace amounts, and therefore may not pose a considerable health risk.
- The ordinance as written calls for mitigation measures that could pose a considerable technical and financial burden to the individual and small property owner. In such cases as asbestos is detected in the soil of an individual's property, will the said owner be required to erect a "permanent or temporary structure maintained at a partial vacuum to contain all fugitive dust"? In such cases where the project is on a site within 50' of an adjacent property where asbestos has been detected, is the small property owner responsible for financing dust mitigation measures on his property where no asbestos has been found?

As Cambridge looks to bolster its provision of asbestos protection, we urge the City Council to carefully consider the impact of the language of the proposed ordinance before taking a vote.

Sincerely,

Gerald W. Oldach
President, CEO

Consent Communication #4

A communciation was received from Gerald W. Oldach, President, CEO, Cam,briodge Chamber of Commerce, regarding the proposed "Asbestos Protection Ordinance.

In City Council October 18, 1999

Referred to Unfinished Business #5

The Ordinance

Committee conducted a public meeting on Wednesday, Aug. 25, 1999

at 5:45 in the Sullivan Chamber ~~Ackermann Room~~.

The purpose of the meeting was to discuss a proposed amendment to the Municipal Code to add a new section 8.61 entitled Asbestos Protection Ordinance

Present at the meeting was:

HD, Chair, KT, SR, KR, KB, MS, VMG

Bob Bersani, Insp Sec Com.
Sam Lipson, ~~Health Dept~~, Director of Environmental Health for the C of Comb.
Susan Rasmussen.
Don Driscill
Kevin Coghlan, Environment, Health & Engineering Corp. asbestos Consultant for the City of Comb.

HD we will here 2 KT who presented the ord
~~Then the public~~
Pres from the Staff
& the public

KT, CC v P v SY

o/l the ord. [illegible] v Alewife
Study Group, David Bass.

Confusing between [illegible] & [illegible] re
asbestos ~~[illegible]~~ site like WR Grace Site

the ord o/l the power v Insp by &
[illegible] for Health Dept.

if there is going to be disturbance
of soil the process is o/l.

the ord is to make sure city can
reg this ord for protection of city
for the soil contain

Insp Sent Health Dept. have powers.

David Bass. o/l Michael
23 Norris St.

Sy of contaminated soil - will be detected by PLM + TEM.

The other key def disturbance of soil the reas it is imp as long as asbes remains in ground it is no threat only when soil is disturb is where the threat occurs.

There are things that literal disturb the soil but would not create a hazard.
drilling a well
vibrating a beam in ground

building on a site there are ways to
~~[illegible]~~
clean soil is put on top then the site can be built on to after there is clean fill

This is administed by EPA.

2nd way is to insure a
lump structure over the site then

evacuate structure & prevent
dust from travel

air is removed.
1 vol of the structure every 15 min

exposure preference add the clean
fill & chilled on the site is
preferred.

The evacuation of a structure
is more complicated & someone
needs to be monitoring on regulatory
side.

HD ask if law Dep has reviewed the
ord.

DD crew the ord as submitted
Tech changes will be made by
staff

There is a live & reg, state & fed, on
asbestos.
every ord must be test to see if
it is inconsistent with state statute

there are OSHA reg on asbestos.

he sugg analysis the ord for inconsistencies.

fines prov of 10% of assessed property is inconsistent with state statute fines are $300. max for violation of municipal ord.

KR we have not done analysis because we need to do analysis of what exists

Is the ord a possible measure of ~~a~~ reg

DD ~~DEP~~ the ord would be diff from the DEP regulations & might be inconsistent as proposed

KT the inconsistency
state reg are more strongly
city can reg more strongly with
state & fed law

DD incon of fed laws
if court concludes that

reg that "occupy the field

the state reg asbestos the court can conclude that nun and would be in consider

~~spec st law~~

There is a fair amount of reg on asbestos by the state the court can occuppy the field.

SR. When does city ✓ ∩ ∩ kick in to make sure asbestos contor is removed

→ when asbestos is in the soil the state has jurs

~~Lipson before any~~

~~Lipson~~ SR does city have right to inspect

Lipson the ord does not cover insp.

There is no always a need to have

~~if there~~

It would not apply to ~~ne~~ every construction in the city

it is larger to larger sites where asbestos is.

Lipson If there is no
no standard of proof of presence
of asbestos

SR % of asbestos which needs to be
avoid for penalties to be

Lipson no ~~min~~ minimum threshold
no tolerance, no allowable level
of asbestos in soil.
~~prop owners~~

Lipson he agrees with goal to provide
protection which is not ~~suffice~~
covered dry ✓ ✓
there are gap is ✓ ✓

I not a serious public health emergency
of asbestos in the city.
prop owners must take measures
to correct prop, ~~the~~ felt these
measures should be guidelines, not
measures
he supported minimum performance standards for the management
of soil

It is one thing to have a guideline but not having the guideline carried out

the guidelines should be monitored by the city.

→ when asbestos is disturb is said a cease & desist order can be issued.

using practices used by the industry & the state are a good place to start.

there needs to be some action threshold, he said.

the view of there not being any action threshold

HD - ask Mr. Lipson to put his comments in writing

KR x Lipson & Bersani would it be feasible or unbearable to test all significant excavation for asbestos would this be cumbersome

SR would this include sewer excavation

Lipson ~~were~~ when you start look for things you might find small concentrations

it is a lot of a can of worms.

the issue of health safety.

KR proper knowledge ✓ to put bs. underneath, earth was removed if the soil was tested at sites as this would this be diff

Bersoni what test are conducted, & what are you look for, what are the thresholds & technical parameters

what is the next step if you find asbestos

KR test for asbestos will this be Cumberson

Lipson significant is not define air concentration are set by state.

~~Excavation~~

KR if there is a prob you would want to know this at the excavation level.

the end is to get city involved quickly in the

Kevin Coughlan

KT to KR the intent of end is to to get DEP to take act was to get community involv

when the H Dep is notified the city con act.

Kevin Coughlin
Env. Health & Eng
test for asbestos in soil is not straightforward

if site has low level asbestos is used will req low level soil maintenance practices, such as wetting down the soil
there is routine practice that should be carried out to prevent dust from migration from an excavation site

he urged dust prevention measures enforced.

Susan Rasmussen director of Env. Transp. Q. PV & PV &

def - soil within 50 feet.

Any prop within 50 ft of soil where asbestos is tested could ~~be~~ prevented the prop owner from till their soil which could cause ~~[illegible]~~ heavy burden.

passed use of prop - in def
a house with asbestos siting could be subj to ord.
she sugg a residential exemption. he provided

the depth of asbestos in the soil has not been addressed in ord.

she sugged further def of passed use
records review on other documentation could be added.

she sugg specif analytical protocols to be followed should be added to ord.

sizing the grade of site to prevent dust disturbance might not be avoid is poop in flood plain

MS dump soil
& Covering soil

But what do you do during the construction period

Coughlin ~~Contr~~ Controll strategy is

water, temp roadways are used to prevent dust clouds, equipment is washed down, sample plan monitoring & these techniques are effective

MS Where is the run off going
Coup the soil is kept moist but is not soaked
the soil dries up
KB K. Lipsin
Current DEP guidelines were not specific or calibrated what can we do to fix this

Lipsin guidelines, we are talking about a

specific prop in Camb.
how do we provide a regulatory bridge.

It is reportable
must be covered under Mass Contingency Plan

if asbestos is found they have guidelines on practice that prop owner must follow - but there are guidelines,

if C & C will have an Ord. - the approach has been performance based prevention. the ord could be more binding or more stringent

KB how would we do this
Get an ord on reg

Lip Reg are promulgated by Health Dept.
this is one pathway

DD the Prop could be either an ord on a Health reg ~~[illegible]~~
local ord should contain state reg.

KB- ~~as~~ how would site asbesto contamination be determined, like lead laws regulation is a financial matter, banks will not finance building with asbestos.

2E - reportable level has been released when prop is sold, new owners

Gas stations when they replaced their gas tanks, soil may have to be tested to ~~pro~~ analysis there is no underground mitigation

If md was in place in Cant would this reg be in place on the transfer of prop.

Lipson when prop is transferred Cant prop the tested for asbestos.

DD - this would reg a spec act of leg if you want to regulate local prop rights.

Lipson Is there a way to let public know if a prop contains asbestos

you need evidence, it cannot be Leonsey

Public - 6:50 t

Denise Guerin
125 Montgomery St

it is disingenuous at best if there is a public emergency in the city.
The city is aware of the amount of asbestos on one site in the city
There is no threat as long as soil is not removed.
This is a City wide ord - with city wide implications. There will be dev. in EC as well as NC. This construction will trigger the analysis of the soil, which can be review by passed use of the property
The NC site abuts property, such as.
Russell fill Soc, Bosbosell, Linaeon PK
Ridge Lowers, pre school

a part field ~~attent~~ occupied by fed or st reg does not mean that a city law cannot be more & are usually more restrictive
The ord is to fill in gap in the enforcement.
urged CC to adop ord

Michael Nakagawa - spoke on health issue
asbestos is diff from other toxins
the ord is meant to protect the public from this part toxin.
There is no minimum level that has been found to be safe. Small levels can cause cancer, he said.
If we have ld a source we should contain the site.
He said book was that was done on asbestos.
he submitted materials

David Bass - The ord may not be consistent
with state reg, has confused Mr
Chipson & that no state reg.
Chip - Asbestos is reg by state

When conflict exists between DEP
or state a state ord can be
more restrictive -
he did not know if this is the same
between city & State

Asbestos, does not leach
&
he liked Susan suggestions.
PLM analysis is $25.00, if asbestos is suspected on a
site

soil will low level of asbestos - PLM
method is not sensitive, it has a 1% level
~~1 lb of asbestos~~
when you can detect asbestos in the
soil there is a lot of asbestos.

When asbestos is detected it means
there is a significant problem.

G

MS ask Nikagawa - asked about Grafton
KR Ches confused
asbestos was ~~to~~ easy to find,
now he hears it doesn't leach, it
is not a prob in Cont & it is diff
to find.

The case has not been compelling that
there is a ~~[illegible]~~ health threat.

He wanted Clarification.

HD - suggested that the testimony be
submitted in writing.

Nikagawa - def of asbestos - friable - (asbestos
realised in air) unfriable - not ~~[illegible]~~
released.
The danger in soil, ~~if~~ asbestos
turns to dust & that is why it is
watered down, when you see dust
there is a prob. The end is to prevent
the dust.

Lisa Berk - gaps - she wanted CC to protect the City.

1/2 M to 1.2 M tons of asbestos in WR Grace site

not allowable level of asbestos

1/2M lbls - of asbestos on Grace site (from Grace = gap

4 yrs of neighborhood work to protect neighborhood

MCP as intelligency tax due deal with asbles

5 phases

we are in 3rd phase

you can build in phase 4 which the plan to do in Spring

Ver IC site. , if it was 2 levels up DEP would be more involved

no technical or administrative oversight by GAP

CC: are the neighbors who make low urged the CC to find way

MS asked 5 Phase
Lisa Phase I Chem site
II id chemical
III ~~pl~~ feasibility of ~~mediation~~ remediation
IV remediation
V monitoring

asbestos, best plan to leave it alone
the dig remediation plans are not req.

~~Lipson~~

Josep Josep
15 Kassel

Thanked the Comm for their work on ord, part KT & UMC

Public Health Comm why isn't he in attendance. There has been no dialogue [illegible]
[illegible]
[illegible]
[illegible] PHC [illegible]

KR [illegible] the city needs a public health leadership, he did not get alot of health info

J.J. [illegible]

The science is complex
The legal issue are complex
There are gap & inconsistence in state reg.

The city will be setting precedents in this matter.

WR Grace [illegible] the [illegible] asbestos [illegible], but now the CC is informed.

The build [illegible] larger areas where there is no contamination. he was encouraged that the [illegible] scale down.
The prop does not take into consideration the contam on the site

[illegible] w/o disturbing soil

[illegible]

he wanted to see leadership in the area of public health instead of looking for reasons not to take this lead

Kelly Matthews
31 Jackson St. - Asbestos Mgmt Plan by Grace, she is unhappy with

urged adop of the ord for the health of citizens

Ralph Yodx there is more than asbestos in the WR G site,
urged WR Grace to be up front on this site
~~The~~ ~~sette~~ sentiment samples of Gerry Pit are needed.

~~Steve~~
Eugene Taylor - support the ord
98 Clifton St ~~whom~~ wanted stiffer penalties
supported no dev on this site.

There has been no epidemtiaal health
study at the site.
The P health is not served by

KT ask Mr Taylor for his letter.

he was told when he bought prop
1930 there was an asbestos problem
in the area.
he was also told there was going to
be development on this property.
The CC is the only recourse that the
citizens have.

res of 20 yrs of ~~pr~~ Grace prop
is dev he will move. he will not
keep his family in this area.

~~[illegible]~~
Michael Brandon -
27 [illegible] Ave

asked about clarification of
of ad - published pur to
Chap 40A, this is not going.

fugitive
dust control measures do not
give adequate protection.

urged and approach ~~that~~ where ~~lg~~
areas with lg levels of asbestos
be capped.
City needs to step in

6 yrs ago C, ~~[illegible]~~ asked CC to
help with eliminate trucks from
portland stone tone

suggested
sub con ash depts.
bow
[illegible]
Health to report quickly on
what and should be, that
doesn conflict.

There is a reasonable way that the public will be assured an indep monitoring will be done

take Cautious approach - cap the site.

in 1980 ~~neo~~ nerve gas was tested. This should be viewed as a public health problem.

The quickest way to add this issue is to ~~pr~~ have a Health reg.

The nerve gas testing was not allowed by Public Health Com w/o a public hearing

Steve Schnap
32 Clay St

1976 - moved to Camb.
1979 BU grad student did NC neighborhood study.

he told of a oil tank removed from the Grace site. & there were no precautions to protect the neighborhood. - this ~~sec~~ measure enraged his neighbor

govt steps in to protect children
all types of reg to raise children, &
govt has a role.

local gov't the C CC needs to step
forward to protect safety of children

KT amendments submitted to ord.

Preamble - health emergency.
This preamble was taken from the
Health Reg.

urgency of time - ref to CC

~~DD~~ ~~as~~ KT ask DD to coordinate all city
dep to coord to work on amendments
to the ord before the next CC
[illegible] VV 2 MS / KT

Adj ~~to~~ 8:00

M. NAKAGAWA
ATTACHMENT A

Excerpts from:

TOXICOLOGICAL PROFILE FOR ASBESTOS

U. S. Department of Health and Human Services
Public Health Service
Agency for Toxic Substances and Disease Registry

August 1995

This document contains statements taken directly from the Toxicological Profile for Asbestos in the order of presentation in the document. No words have been altered, although only statements relevant to the discussion on the proposed Cambridge City Council Ordinance on Asbestos have been included (e.g. not all hazards of asbestos have been included), and bibliographical references have not been included. Please see the appropriate section of the report for the complete text. The author of this document has highlighted statements of particular interest in yellow, and provided some background information relevant to the discussion in green.

Michael Nakagawa
Subcommittee on Public Health and Contamination Issues
Alewife Study Group
August 1999.

1. PUBLIC HEALTH STATEMENT

1.2 WHAT HAPPENS TO ASBESTOS WHEN IT ENTERS THE ENVIRONMENT?

Asbestos fibers do not evaporate into air or dissolve in water.

Small fibers and fiber-containing particles may remain suspended in the air for a long time and be carried long distances by wind or water currents before settling. Larger fibers and particles tend to settle more quickly. Asbestos fibers are not able to move through soil. Asbestos fibers are not broken down to other compounds in the environment. Therefore, they can remain in the environment for decades or more. Asbestos fibers may build up in animals.

[Note: Russell Field and the other adjacent child-designated ball fields, used by child sports leagues throughout the city, are only a few yards away from the proposed development and the asbestos-contaminated soil. Larger fugitive asbestos particles will likely land on the fields, where, since they will not evaporate or degrade, they will continue to be stirred up by the activities of the children.]

1.4 HOW CAN ASBESTOS ENTER AND LEAVE MY BODY?

If you breathe asbestos fibers into your lungs, some of the fibers will be deposited in the air passages and on the cells that make up your lungs. Most fibers are removed from your lungs by being carried away or coughed up in a layer of mucus to the throat, where they are swallowed into the stomach. This usually takes place within a few hours. Fibers that are deposited in the deepest parts of the lung are removed more slowly. In fact, some fibers may move through your lungs and can remain in place for may years and may never be removed from your body.

1.5 HOW CAN ASBESTOS AFFECT MY HEALTH?

Asbestos workers have increased chances of getting two types of cancer: cancer of the lung tissue itself and mesothelioma, a cancer of the thin membrane that surrounds the lung and other internal organs. Lung cancer is usually fatal, while mesothelioma is invariably fatal within a few months of diagnosis. These diseases do not develop immediately, but appear only after a number of years. There is also some evidence from studies of workers that breathing asbestos can increase the chances of getting cancer in other locations (for example, stomach, intestines, esophagus, pancreas, kidneys), but this is less certain. Members of the public who are exposed to lower levels of asbestos may also have increased chances of getting cancer, but the risks are usually small and are difficult to measure directly.

[Note: There is growing evidence that asbestos has a profound effect on the immune system such that it reduces the system's ability to respond to any type of pathogen or mutagen. (R.E.H., vol.14,No.1,1999)]

The Department of Health and Human Services has determined that asbestos is a known carcinogen. The EPA has determined that asbestos is a human carcinogen. Despite the ongoing debate concerning health effects resulting from the different asbestos fiber types, ATSDR considers all the different mineral forms of asbestos to be known human cancer-causing substances with a prolonged latency period of between 10 and 40 years between exposure and the onset of disease. The International Agency for Research on Cancer has determined that asbestos is carcinogenic to humans.

[Note: Numerous federal and international agencies have classified asbestos as an unequivocable cause of cancer in humans.]

2. HEALTH EFFECTS

2.2 DISCUSSION OF HEALTH EFFECTS BY ROUTE OF EXPOSURE

2.2.1 Inhalation Exposure

Overview of Health Effects. Studies in humans and animals indicate that inhalation of asbestos fibers may lead to fibrotic lung disease (asbestosis), pleural plaques and thickening, and cancer of the lung, the pleura, and the peritoneum; it may also increase the risk of some extrathoracic cancers.

2.2.1.2 Systemic Effects

Respiratory Effects. Numerous studies in humans have established that inhalation exposure to asbestos fibers can lead to a characteristic pneumoconiosis termed asbestosis.

An important aspect of the pathobiology of asbestosis is that because asbestos fibers (particularly amphiboles) are very resistant to breakdown in the lung, the inflammatory response triggered by the fibers is ongoing, even after exposure has ceased. Consequently, because fibers are retained in the lung, the severity of pathological lesions and clinical symptoms tends to progress with time.

[Note: "There is no evidence that any form of intervention reverses, or even stabilizes the fibrotic process"...once it has started. (D.M.,pg. 58, Feb.1998)]

2.2.1.7 Genotoxic Effects

Studies of exposed asbestos workers and mesothelioma patients suggest that asbestos is genotoxic.

2.2.1.8 Cancer

A voluminous body of evidence establishes that inhalation exposure to asbestos increases the risk of lung cancer and mesothelioma in humans and animals. Some evidence suggests that inhalation exposure to asbestos increases risk of cancer at other sites as well (especially the gastrointestinal tract).

Lung Cancer.

There is little doubt that all types of asbestos can cause lung cancer.

Some epidemiological studies have detected little or no increase in lung cancer risk until the cumulative dose of asbestos exceeds 25-100 f-yr/mL, and this has led to the proposal that there may be a dose threshold for asbestos-induced lung cancer. However, a number of other studies indicate that lung cancer risk is linearly related to cumulative doses without any obvious threshold. In general, dose-response data from epidemiological studies lack the statistical power to detect small effects at low doses, so it is not possible to conclude from such data that a hazardous chemical does (or does not) have a threshold dose. Consequently, it seems most appropriate at present to continue to assume that there is no threshold for asbestos-induced lung cancer.

[Note: No threshold level has been identified below which safety from cancer can be assured.]

Mesothelioma.

Several studies have indicated that risk of mesothelioma from a given level of exposure to asbestos depends primarily upon the time elapsed since exposure (latency), with risk increasing exponentially with time after a lag period of about 10 years.

2.2.2 Oral Exposure

2.2.2.8 Cancer

As discussed in Section 2.2.1.8, a number of epidemiological studies of workers exposed to asbestos fibers in workplace air suggest that workers may have increased risk of gastrointestinal cancers. It is usually assumed that any effect of asbestos on the gastrointestinal tract after inhalation exposure is most likely the result of mucociliary transport of fibers from the lung to the stomach.

2.3 TOXICOKINETICS

2.3.2 Distribution

2.3.2.1 Inhalation Exposure

Asbestos fibers have been detected in human placenta, fetal, and neonatal tissues at concentrations of up to 215,000 fibers/gram, suggesting transplacental transfer can occur.

[Note: this indicates that even unborn children are at risk for exposure through the mother, at a most critical development time, and giving the maximal time-of-first-exposure for the onset of mesothelioma.]

Intracellularly, asbestos fibers tend to be located near the nucleus. [...] The proximity of asbestos fibers to the nucleus may be an important factor regarding their genotoxicity and carcinogenicity.

2.3.5 Mechanisms of Action

Role of Fiber Properties.

Fiber durability. Numerous studies have indicated that some asbestos fibers, particularly chrysotile fibers, undergo fragmentation (latitudinal breakage) and/or splitting (longitudinal breakage). [...] Both fragmentation and splitting serve to increase the number of fibers and fiber surface area, therefore toxicity of the resulting fibers is likely to increase as well.

2.4 RELEVANCE TO PUBLIC HEALTH

Minimal Risk Levels for Asbestos

Inhalation MRLs. No MRLs were derived for inhalation exposure to asbestos for any duration. Although some studies have reported NOAEL values for asbestosis in humans occupationally exposed to asbestos for chronic durations, these studies do not define the threshold exposure level with confidence.

[Note: The "Minimal Risk Level" for a substance is the threshold level below which exposure is considered "safe" from non-cancerous effects. The statements above indicate that researchers have been unable to find a safe threshold level below which safety would be ensured. Therefore, it would erroneous to assume that a risk does not exist (i.e., "no relative risk") based on the inability to find a threshold, or that any level of exposure is "insignificant". Cancer is considered separately.]

Cancer

There is no doubt that inhalation of asbestos can lead to increased risk of lung cancer and mesothelioma. This has been conclusively demonstrated in numerous studies of occupationally exposed workers, and has been confirmed in a number of animal experiments. For lung cancer, the magnitude of the risk appears to be a complex function of a number of parameters, most important of which are: (1) the level and the duration of exposure; (2) the time since exposure occurred; (3) the age at which exposure occurred; (4) the tobacco-smoking history of the exposed person; and (5) the type and size distribution of asbestos fibers.

While lung cancer and mesothelioma are generally associated with chronic exposure to asbestos, there are several studies which indicate that short-term exposures are also of concern.

2.7 POPULATIONS THAT ARE UNUSUALLY SUSCEPTIBLE

...We expect the elderly with declining organ function and the youngest of the population with immature and developing organs will generally be more vulnerable to toxic substances than healthy adults.

Studies of workers who are exposed to asbestos in workplace air indicate that not all people who are exposed to equal doses of asbestos are equally affected. As discussed above, it is likely that one main source of this variability is susceptibility between people is smoking history or the degree of exposure to other risk factors with which asbestos interacts. Another important factor is age, with people who are exposed in their youth being more likely to develop asbestos-related disease than people exposed later in life. This is probably not because young people are inherently more susceptible to asbestos than older people, but because of the long latency period (10-40 years) typically associated with asbestosis and cancer.

5. POTENTIAL FOR HUMAN EXPOSURE

5.3 ENVIRONMENTAL FATE

5.3.2 Transformation and Degradation

5.3.2.1 Air

Asbestos fibers in air are not considered to undergo any significant transformation or degradation.

5.3.2.3 Sediment and Soil

Asbestos fibers in soil are not known to undergo significant transformation or degradation.

[Note: These two statements indicate that the passage of time will not reduce the hazards of an asbestos release.]

5.4 LEVELS MONITORED OR ESTIMATED IN THE ENVIRONMENT

5.4.1 Air

Ambient outdoor air, remote from any special sources, is generally found to contain 0.001-0.1 ng/m^3 of asbestos ($3x10^{-8}$ to $3x10^{-6}$ PCM f/mL). In urban areas, most ambient air concentrations range from 0.1 to 10 ng/m^3 ($3x10^{-6}$ to $3x10^{-4}$ PCM f/mL), but may range up to 100 ng/m^3 ($3x10^{-3}$ PCM f/mL). The median concentration in United States cities has been estimated to be 2.3 ng/m^3 ($7x10^{-5}$ PCM f/mL).

[Note: In the Airborne Asbestos Management and Monitoring Plan proposed by Haley and Aldrich for the W. R. Grace & Co. site in Cambridge, the trigger limit was set to be $1x10^{-1}$ PCM f/mL, or 3,300 ng/m^3, over 1,400 times the median concentration for US cities. Massachusetts has set the 24-hour ambient air Threshold Effects Exposure Limit at 6.7 ng/m^3, and an annual Allowable Ambient Limit concentration of 0.13 ng/m^3. Wesley Stimpson of Haley and Aldrich is the Licensed Site Profession hired by W. R. Grace & Co. to act as the representative of the Massachusetts Department of Environmental Protection, and is the party responsible for the proposal.]

ATTACHMENT B.

EPA United States Environmental Protection Agency

United States Environmental Protection Agency
Region 4

United States Environmental Protection Agency
December, 1990
Stationary Source Compliance Division
(EN-341W)

The Asbestos Informer

What is asbestos?

Asbestos is a mineral. It is mined in much the same way that other minerals, such as iron, lead, and copper, are. Asbestos is composed of silicon, oxygen, hydrogen, and various metal cations (positively charged metal ions). There are many varieties of asbestos: the three most common are chrysotile, amosite, and crocidolite. Chrysotile fibers are pliable and cylindrical, and often arranged in bundles. Amosite and crocidolite fibers are like tiny needles. The first commercial asbestos mine -- a chrysotile mine -- opened in Quebec, Canada, in the 1870's. Crocidolite asbestos was first mined in South Africa during the 1980's. Amosite asbestos also comes from Africa and was first mined in 1916. Unlike most minerals, which turn into dust particles when crushed, asbestos breaks up into fine fibers that are too small to be seen by the human eye. Often individual fibers are mixed with a material that binds them together, producing asbestos containing material (ACM).

Why has asbestos been so widely used?

Asbestos appealed to manufacturers and builders for a variety of reasons. It is strong yet flexible, and it will not burn. It conducts electricity poorly, but insulates effectively. It also resists corrosion. Asbestos may have been so widely used because few other available substances combine the same qualities.

How many products contain asbestos?

One study estimated that 3,000 different types of commercial products contained asbestos. The amount of asbestos in each product varied from as little as one percent to as much as 100 percent. Many older plastics, paper products, brake linings, floor tiles and textile products contain asbestos, as do many heavy industrial products such as sealants, cement pipe, cement sheets, and insulation. The final Asbestos Ban and Phaseout Rule prohibits the manufacture, processing and importation of most asbestos products.

How long has asbestos been in use?

Asbestos was first used in the United States in the early 1900's, to insulate steam engines. But until the early 1940's, asbestos was not used extensively. However, after World War II, and for the next thirty years, people who constructed and renovated schools and other public buildings used asbestos and asbestos -containing materials (ACM) extensively. They used ACM primarily to fireproof, insulate, soundproof, and decorate. The Environmental Protection Agency (EPA) estimates that there are asbestos containing materials in most of the nation's approximately 107,000 primary and secondary schools and 733,000 public and commercial buildings.

How are people exposed to asbestos?

When asbestos fibers are in the air, people may inhale them. Because asbestos fibers are small and light, they can stay in the air for a long time.

People whose work brings them into contact with asbestos -- workers who renovate buildings with asbestos in them, for example -- may inhale fibers that are in the air: this is called occupational exposure. Workers' families may inhale asbestos fibers released by clothes that have been in contact with ACM: this is called paraoccupational exposure. People who live or work near asbestos- related operations may inhale asbestos fibers that have been released into the air by the operations: this is called neighborhood exposure.

The amount of asbestos a worker is exposed to will vary according to

- The concentration of fibers in the air
- Duration of exposure
- The worker's breathing rate (workers doing manual labor breathe faster)
- Weather conditions
- The protective devices the worker wears

It is estimated that between 1940 and 1980, 27 million Americans had significant occupational exposure to asbestos. People may also ingest asbestos if they eat in areas where there are asbestos fibers in the air.

When is ACM most likely to release asbestos fibers?

Damaged ACM is more likely to release fibers than non-damaged ACM. In a 1984 survey, EPA found that approximately 66 percent of those buildings that contained asbestos contained damaged ACM. If ACM, when dry, can be crumbled by hand pressure -- a condition known as "friable" -- it is more likely to release fibers than if it is "non-friable." Fluffy, spray-applied asbestos fireproofing material is generally considered "friable." Some materials which are considered "non-friable," such as vinyl-asbestos floor tile, can also release fibers when sanded, sawed or otherwise aggressively disturbed. Materials such as asbestos cement pipe can release asbestos fibers if broken or crushed when buildings are demolished, renovated or repaired. ACM which is in a heavy traffic area, and which is therefore often disturbed, is more likely to release fibers than ACM in a relatively undisturbed area.

How can asbestos be identified?

While it is often possible to "suspect" that a material or product is/or contains asbestos by visual determination, actual determinations can only be made by instrumental analysis. Until a product is tested, it is best to assume that the product contains asbestos, unless the label, or the manufacturer verifies that it does not.

The EPA requires that the asbestos content of suspect materials be determined by collecting bulk samples and analyzing them by polarized light microscopy (PLM). The PLM technique determines both the percent and type of asbestos in the bulk material. EPA Regional Offices can provide information about laboratories that test for asbestos.

Does asbestos exposure cause health problems?

Some people exposed to asbestos develop asbestos-related health problems; some do not. Once inhaled,

asbestos fibers can easily penetrate body tissues. They may be deposited and retained in the airways and lung tissue. Because asbestos fibers remain in the body, each exposure increases the likelihood of developing an asbestos-related disease. Asbestos related diseases may not appear until years after exposure. Today we are seeing results of exposure among asbestos workers during World War II. A medical examination which includes a medical history, breathing capacity test and chest x-ray may detect problems early. Scientists have not been able to develop a "safe" or threshold level for exposure to airborne asbestos. Ingesting asbestos may be harmful, but the consequences of this type of exposure have not been clearly documented. Nor have the effects of skin exposure to asbestos been documented. People who touch asbestos may get a rash similar to the rash caused by fiberglass.

What illnesses are associated with asbestos exposure?

Asbestosis

Asbestosis is a serious, chronic, non-cancerous respiratory disease. Inhaled asbestos fibers aggravate lung tissues, which causes them to scar. Symptoms of asbestosis include shortness of breath and a dry crackling sound in the lungs while inhaling. In its advanced stages, the disease may cause cardiac failure.

There is no effective treatment for asbestosis; the disease is usually disabling or fatal. The risk of asbestosis is minimal for those who do not work with asbestos; the disease is rarely caused by neighborhood or family exposure. Those who renovate or demolish buildings that contain asbestos may be at significant risk, depending on the nature of the exposure and precautions taken.

Lung Cancer

Lung cancer causes the largest number of deaths related to asbestos exposure. The incidence of lung cancer in people who are directly involved in the mining, milling, manufacturing and use of asbestos and its products is much higher than in the general population. The most common symptoms of lung cancer are coughing and a change in breathing. Other symptoms include shortness of breath, persistent chest pains, hoarseness, and anemia.

People who have been exposed to asbestos and are also exposed to some other carcinogen -- such as cigarette smoke -- have a significantly greater risk of developing lung cancer than people who have only been exposed to asbestos. One study found that asbestos workers who smoke are about 90 times more likely to develop lung cancer than people who neither smoke nor have been exposed to asbestos.

Mesothelioma

Mesothelioma is a rare form of cancer which most often occurs in the thin membrane lining of the lungs, chest, abdomen, and (rarely) heart. About 200 cases are diagnosed each year in the United States. Virtually all cases of mesothelioma are linked with asbestos exposure. Approximately 2 percent of all miners and textile workers who work with asbestos, and 10 percent of all workers who were involved in the manufacture of asbestos-containing gas masks, contract mesothelioma.

People who work in asbestos mines, asbestos mills and factories, and shipyards that use asbestos, as well as people who manufacture and install asbestos insulation, have an increased risk of mesothelioma. So do people who live with asbestos workers, near asbestos mining areas, near asbestos product factories or near shipyards where use of asbestos has produced large quantities of airborne asbestos fibers.

The younger people are when they inhale asbestos, the more likely they are to develop mesothelioma. This is why enormous efforts are being made to prevent school children from being exposed.

Other Cancers

Evidence suggests that cancers in the esophagus, larynx, oral cavity, stomach, colon and kidney may be caused by ingesting asbestos. For more information on asbestos-related cancers, contact your local chapter of the American Cancer Society.

Who regulates asbestos?

The U.S. Environmental Protection Agency and the Occupational Safety and Health Administration (OSHA) are responsible for regulating environmental exposure and protecting workers from asbestos exposure. OSHA is responsible for the health and safety of workers who may be exposed to asbestos in the work place, or in connection with their jobs. EPA is responsible for developing and enforcing regulations necessary to protect the general public from exposure to airborne contaminants that are known to be hazardous to human health.

The EPA's Worker Protection Rule (40 CFR Part 763, Subpart G) extends the OSHA standards to state and local employees who perform asbestos work and who are not covered by the OSHA Asbestos Standards, or by a state OSHA plan. The Rule parallels OSHA requirements and covers medical examinations, air monitoring and reporting, protective equipment, work practices, and record keeping. In addition, many State and local agencies have more stringent standards than those required by the Federal government. People who plan to renovate or remove asbestos from a building of a certain size, or who plan to demolish any building, are required to notify the appropriate federal, state and local agencies, and to follow all federal, state, and local requirements for removal and disposal of regulated asbestos-containing material (RACM).

EPA's advice on asbestos is neither to rip it all out in a panic nor to ignore the problem under a false presumption that asbestos is "risk free." Rather, EPA recommends a practical approach that protects public health by emphasizing that asbestos material in buildings should be located, that it should be appropriately managed, and that those workers who may disturb it should be properly trained and protected. That has been, and continues to be, EPA's position. The following summarizes the five major facts that the Agency has presented in congressional testimony:

FACT ONE: Although asbestos is hazardous, human risk of asbestos disease depends upon exposure.

FACT TWO: Prevailing asbestos levels in buildings -- the levels school children and you and I face as building occupants -- seem to be very low, based upon available data. Accordingly, the health risk we face as building occupants also appears to be very low.

FACT THREE: Removal is often not a school district's or other building owner's best course of action to reduce asbestos exposure. In fact, an improper removal can create a dangerous situation where none previously existed.

FACT FOUR: EPA only requires asbestos removal in order to prevent significant public exposure to asbestos, such as during building renovation or demolition.

FACT FIVE: EPA does recommend in-place management whenever asbestos is discovered. Instead of removal, a conscientious in- place management program will usually control fiber releases, particularly when the materials are not significantly damaged and are not likely to be disturbed.

What are EPA's regulations governing asbestos?

TSCA

In 1979, under the Toxic Substances Control Act (TSCA), EPA began an asbestos technical assistance program for building owners, environmental groups, contractors and industry. In May 1982, EPA issued

the first regulation intended to control asbestos in schools under the authority of TSCA; this regulation was known as the Asbestos-in-Schools Rule. Starting in 1985, loans and grants have been given each year to aid Local Education Agencies (LEAs) in conducting asbestos abatement projects under the Asbestos School Hazard Abatement Act (ASHAA).

AHERA

In 1986, the Asbestos Hazard Emergency Response Act (AHERA; Asbestos Containing Materials in Schools, 40 CFR Part 763, Subpart E) was signed into law as Title II of TSCA. AHERA is more inclusive than the May 1982 Asbestos-in-Schools Rule. AHERA requires LEAs to inspect their schools for asbestos containing building materials (ACBM) and prepare management plans which recommend the best way to reduce the asbestos hazard. Options include repairing damaged ACM, spraying it with sealants, enclosing it, removing it, or keeping it in good condition so that it does not release fibers. The plans must be developed by accredited management planners and approved by the State. LEAs must notify parent, teacher and employer organizations of the plans, and then the plans must be implemented. AHERA also requires accreditation of abatement designers, contractor supervisors and workers, building inspectors, and school management plan writers. Those responsible for enforcing AHERA have concentrated on educating LEAs, in an effort to ensure that they comply with the regulations. Contractors that improperly remove asbestos from schools can be liable under both AHERA and NESHAP. For more information on AHERA, request the pamphlet entitled "The ABC's of Asbestos in Schools" from the EPA Public Information Center.

ASBESTOS BAN & PHASEOUT RULE

In 1989 EPA published the Asbestos: Manufacture, Importation, Processing, and Distribution in Commerce Prohibitions; Final Rule (40 CFR Part 763, Subpart I). The rule will eventually ban about 94 percent of the asbestos used in the U.S. (based on 1985 estimates). For example, asbestos containing drum brake linings and roof coatings will be banned. The rule will be implemented in three stages between 1990 and 1997.

NESHAP

The Clean Air Act (CAA) of 1970 requires EPA to develop and enforce regulations to protect the general public from exposure to airborne contaminants that are known to be hazardous to human health. In accordance with Section 112 of the CAA, EPA established National Emission Standards for Hazardous Air Pollutants (NESHAP). Asbestos was one of the first hazardous air pollutants regulated under Section 112. On March 31, 1971, EPA identified asbestos as a hazardous pollutant, and on April 6, 1973, EPA promulgated the Asbestos NESHAP in 40 CFR Part 61, Subpart M. The Asbestos NESHAP has been amended several times, most recently in November 1990. For a copy of the Asbestos NESHAP contact the Asbestos NESHAP Coordinators listed in the Appendix.

What are the basic requirement ts of the Asbestos NESHAP?

The Asbestos NESHAP is intended to minimize the release of asbestos fibers during activities involving the handling of asbestos. Accordingly, it specifies work practices to be followed during renovations of buildings which contain a certain threshold amount of friable asbestos, and during demolitions of all structures, installations, and facilities (except apartment buildings that have no more than four dwelling units). Most often, the Asbestos NESHAP requires action to be taken by the person who owns, leases, operates, controls, or supervises the facility being demolished or renovated (the "owner"), and by the person who owns, leases, operators, controls or supervises the demolition or renovation (the "operator"). The regulations require owners and operators subject to the Asbestos NESHAP to notify delegated State and local agencies and/or their EPA Regional Offices before demolition or renovation activity begins.

The regulations restrict the use of spray asbestos, and prohibit the use of wet applied and molded insulation (i.e., pipe lagging). The Asbestos NESHAP also regulates asbestos waste handling and disposal.

Why was the Asbestos NESHAP recently amended?

The Asbestos NESHAP was amended for several reasons. EPA wanted to clarify existing regulatory policies, and to add regulations which explicitly address monitoring and record keeping at facilities which mill, manufacture, and fabricate asbestos. Also, because of the high risk associated with the transfer and disposal of ACM, EPA also wanted to strengthen the requirements which govern asbestos waste disposal by requiring tracking and record keeping. Furthermore, EPA determined that the Asbestos NESHAP needed to take into account the availability of improved emission controls. EPA also wanted to make the NESHAP consistent with other EPA statutes that regulate asbestos.

What sources are now covered by the asbestos NESHAP?

The following activities and facilities are currently regulated by the Asbestos NESHAP:

- The milling of asbestos.
- Roadways containing ACM.
- The commercial manufacture of products that contain commercial asbestos.
- The demolition of all facilities.
- The renovation of facilities that contain friable ACM.
- The spraying of ACM.
- The processing (fabricating) of any manufactured products that contain asbestos.
- The use of insulating materials that contain commercial asbestos.
- The disposal of asbestos-containing waste generated during milling, manufacturing, demolition, renovation, spraying, and fabricating operation.
- The closure and maintenance of inactive waste disposal sites.
- The operation of and reporting on facilities that convert asbestos containing waste material into non-asbestos material.
- The design and operation of air cleaning devices.
- The reporting of information pertaining to process control equipment, filter devices, asbestos generating processes, etc.
- Active waste disposal sites.

What were the major changes to the Asbestos NESHAP?

Milling, Manufacturing, and Fabricating Sources

Businesses which are involved in asbestos milling, manufacturing, and fabricating now must monitor for

visible emissions for at least 15 seconds at least once a day (during daylight hours), and inspect air cleaning devices at least once a week. The facilities must maintain records of the results, and submit each quarter a copy of the visible emissions monitoring records if visible emissions occurred during the quarter. Facilities that install fabric filters (to control asbestos emissions) after the effective date of the revision must provide for easy inspection of the bags.

Demolition and Renovation

All facilities which are "demolished" are subject to the Asbestos NESHAP. The definition of demolition was expanded to include the intentional burning of a facility, in addition to the "wrecking or taking out . . . any load-supporting structural member of a facility." Owners and operators of all facilities which are to be demolished, and of facilities that contain a certain amount of asbestos which are to be renovated, must now provide more detailed information in notifications, including the name of the asbestos waste transporter and the name of the waste disposal site where the ACM will be deposited.

Owners and operators must give a 10-day notice for planned renovations and demolitions. They must renotify EPA in advance of the actual start date if the demolition or renovation will begin on a date other than the one specified in the original notification. Telephone re- notifications are permitted, but must be followed by written notice.

Starting one year after promulgation of the regulation, a person trained in the provisions of the Asbestos NESHAP, and in the methods of complying with them, must supervise operations in which ACM is stripped, removed or otherwise handled. This supervisor is responsible for all on-site activity. Before wetting is suspended, the EPA administrator must approve. When wetting of asbestos during its removal is suspended due to freezing temperatures, owners or operators must measure the air temperature in the work area three times during the workday, and must keep those records for at least two years.

The revisions also clarify EPA's position regarding the handling and treatment of non- friable asbestos material. The owner and operator must inspect the site for the presence of non-friable ACM, and include in the notification an estimate of how much non-friable ACM is present. Also, the owner and operator must describe the procedures to be followed if unexpected ACM is found in the course of demolition or renovation, and if non-friable asbestos becomes friable in the course of renovation or demolition.

Waste Transport and Disposal

Vehicles used to transport ACM must be marked according to new guidelines during loading and unloading. Labels indicating the name of the waste generator and the location where the waste was generated must be placed on containers of RACM. When ACM waste is transported off-site, a waste shipment record (WSR) must be given to the waste site operator or owner at the time that the waste is delivered to the waste disposal site. The owner or operator must send a signed copy of the WSR back to the waste generator within 30 days, and attempt to reconcile any discrepancy between the quantity of waste given on the WSR and the actual amount of waste received. If, within 15 days of receiving the waste, the waste site owner or operator cannot reconcile the discrepancy, he or she must report that problem to the same agency that was notified about the demolition or renovation. New disposal sites must apply for approval to construct, and must notify EPA of the startup date. Existing disposal sites must supply EPA with certain information concerning their operations, such as the name and address of the owner or operator, the location of the site, the average weight per month of the hazardous materials being processed, and a description of the existing emission control equipment. If a copy of the WSR signed by the waste site owner or operator is not received by the waste generator within 35 days of the date that the waste was accepted by the initial transporter, the waste generator must contact the transporter and/or disposal site owner or operator to determine the status of the waste shipment. If a signed copy of the WSR is not received within 45 days of the date that the waste was accepted by the initial transporter, the waste

generator must submit a written report to the same agency that was notified about the demolition or renovation.

Owners of disposal sites must record on the deed to the disposal site that the property has been used for ACM disposal. They must also keep records that show the location, depth, area and volume of the asbestos waste; they must indicate on the deed that these records are available. Owners of inactive disposal sites must obtain written approval before they excavate or otherwise disturb ACM waste that has been deposited on the site.

Where can I get more information?

There are ten EPA Regional Offices around the country. You can obtain more information about the Asbestos NESHAP by contacting your EPA Regional Office's NESHAP coordinator or the appropriate State or local agency. You can obtain more information about AHERA by contacting your EPA Regional Asbestos Coordinator (RAC). You may also call the EPA Toxic Substances Control Act (TSCA) Hotline to ask general questions about asbestos, or to request asbestos guidance documents. The Hotline number is (202) 554-1404. The EPA Public Information Center can send you information on EPA regulations. You can reach the center at (202) 382-2080 or (202) 475-7751. The Office of the Federal Register (202-382- 5475) can send you copies of any regulations published in The Federal Register, including the Asbestos NESHAP. Finally, the EPA has an Asbestos Ombudsman to provide information on the handling and abatement of asbestos in schools, the work place and the home. Also, the EPA Asbestos Ombudsman can help citizens with asbestos-in-school complaints. The Ombudsman can be reached toll-free at (800) 368-5888, direct at (703) 557- 1938 or 557-1939.

DISCLAIMER This manual was prepared by Entropy Environmentalists, Inc., for the Stationary Source Compliance Division of the U.S. Environmental Protection Agency. This document is intended for informational purposes ONLY, and may not in any way be interpreted to alter or replace the coverage or requirements of the asbestos National Emission Standards for Hazardous Air Pollutants (NESHAP), 40 CFR Part 61, Subpart M. Any mention of product items names does not constitute endorsement by the U.S. Environmental Protection Agency.


Asbestos Homepage

[APTMD Home Page | Region 4 Home Page | EPA Home Page] February 1996
http://www.epa.gov/region4/air/asbestos/inform.htm

ATTACHMENT C.

Cambridge Public Health Department
Cambridge Health Alliance

119 Windsor Street • Ground Level • Cambridge, MA 02139
617.665.3800 • Fax 617.665.3888

1999 SEP -7 A 10:47
OFFICE OF THE CITY CLERK
CAMBRIDGE, MASSACHUSETTS

To: Ordinance Subcommittee, Cambridge City Council
From: Sam Lipson, Director of Environmental Health
RE: Request comments on proposed Asbestos Protection ordinance
Date: September 1, 1999

Technical comments on proposed Asbestos Protection Ordinance

It is not my view that a serious public health emergency exists in Cambridge as a result of asbestos in soil. I believe that the state DEP has specified effective measures that a property owner must take to protect public health and safety in the event that asbestos-containing soil is found. Nevertheless, I do believe that these measures should not simply be "guidelines". Such health and safety measures should represent minimum performance standards for a site with asbestos-containing soil. I also believe that some measure of material assurance should be available to guarantee that these or similar guidelines are being carried out fully and correctly. Local government can be effective in assuring the public that protective practices are being followed and in reviewing monitoring data from the site to make sure that no regulatory thresholds for dust or airborne asbestos have been exceeded. In the event that allowable levels have been surpassed the responsible party would be obliged to employ further prescribed containment measures. If violations continue after these measures are immediately put in place, an order to cease those soil-disturbing activities would be imposed until corrections are made.

The DEP guidelines, or similar guidelines, could be supplemented by some local requirements for site access, distribution of monitoring data during soil disturbing activities, and compensation to the City for this oversight. These measures might then be crafted into a local ordinance or regulation without being inconsistent with current engineering and regulatory practices. Such a local ordinance or regulation would be significantly stronger than state environmental code, but still use the same methodology and reasoning that the state presents to the regulated community as "guidelines". A local analogy can be drawn with the Cambridge Recombinant DNA Ordinance, which makes the National Institutes of Health (NIH) *Guidelines for Research Involving Recombinant DNA Molecules* enforceable as law within the City of Cambridge. As the federal guidelines are updated the local ordinance subsumes all amendments unless otherwise stated. There is much consistent methodology to draw from at the state and federal level and I believe that this approach would be protective, much more easily enforced, and less likely to effect unintended properties. Passing a very restrictive law to primarily address fears arising from just one property may not lead to the most effective environmental policymaking.

REPORTING PROPERTY GOVERNED BY THIS ORDINANCE

Identifying properties with asbestos-containing soil is a difficult obstacle in creating a fair and enforceable ordinance. As with all other sources of chemical contamination, the Massachusetts Contingency Plan (MCP) relies largely on self-reporting of asbestos releases on private property. The MCP does have provisions for third-party reporting of hazardous material and oil releases, but these generally rely on visible evidence that this release has occurred. While some mechanism for third-party reporting should be available in a local ordinance, I believe that some evidence in the form of documentation or other records should be presented before a property

becomes subject to its restrictions. The consequences of using too vague a standard to bring property under such important and costly restrictions might become a case-study for the "law of unintended consequences".

ACTION LEVELS IN SOIL

If such an ordinance is finally passed there must be some "action level" or standard which would require a property to become regulated. No allowable threshold for asbestos in soil is included in this ordinance. In order to responsibly enforce a regulated material there must be some level at which action can be taken. Every chemical on the EPA list of Priority Pollutants has such an action level. Without this regulatory standard those charged with enforcing this ordinance are left with no means to distinguish a single fiber from an asbestos landfill site. Further, no distinction can be made between background asbestos levels found in soil throughout the Boston area from those found on a particular property. Whether this level is set at 1% in soil (a standard employed currently by the EPA) or some other threshold, some objective standard should be included in any local ordinance. A "zero tolerance" standard is simply not practical or necessary.

ACTION LEVELS IN AIR DURING SOIL-DISTURBING ACTIVITIES

Once a property has been identified as subject to a local asbestos protection ordinance there need to be objective criteria for determining what the allowable air concentration of either particulate dust or asbestos will be during soil-disturbing activities (e.g. construction, replanting of turf). I believe that such an airborne regulatory level should substitute for provisions in this draft which required capping or tenting. Because asbestos, unlike chemical contaminants, does not represent a threat while in the ground, the action levels for work stoppage now being researched at the Massachusetts DEP are based on allowable *airborne* concentrations. This is consistent with other federal regulations governing work with asbestos-containing material. Federal standards for airborne asbestos in schools where asbestos removal is carried out currently allow 0.01 fibers per cubic centimeter (ml) of air. This standard is maintained for a vulnerable population in a much more captive (indoor) setting than outdoor soil disturbance governed by this ordinance. Some similar objective action level for airborne asbestos should be included in any local ordinance governing the handling of asbestos material. Finally, specific steps leading to work stoppage and correction should be specified in the event that these standards are exceeded.

SUMMARY

I believe that the DEP has issued appropriate health and safety guidelines to property owners who have asbestos-containing material in soil on their land in Cambridge. The EPA also enforces stringent federal laws that govern properties where very large amounts of asbestos-containing material have been identified. Although I do believe that public health is now protected by these state and federal agencies, it is feasible to make widely employed safe-handling practices for asbestos-containing soil enforceable within the City of Cambridge. I am concerned that the initial draft of the Asbestos Protection ordinance imposes highly restrictive measures on all asbestos-containing sites no matter how impacted by asbestos and without regard to real public health risks being posed. Capping and requiring temporary structures over all soil-disturbing activities are measures generally reserved by EPA only for the most heavily contaminated asbestos dump sites. Protection of the public from hazardous chemical and biological agents remains my highest priority; advocating for safe but reasoned and enforceable environmental statutes is necessary to assure that the public is effectively protected from harm.

Steve Schnn.
ATTACHMENT D

What Is Asbestos and How Is It Harmful?

"Asbestos" is the name given to a group of minerals that occur naturally as masses of strong, flexible fibers that can be separated into thin threads and woven. These fibers are not affected by heat or chemicals and do not conduct electricity. For these reasons, asbestos has been widely used in many industries.[1]

Asbestos fiber masses tend to break easily into a dust composed of tiny particles that can float in the air and stick to clothes. The fibers may be easily inhaled or swallowed and can cause serious health problems. [1]

Because it is so hard to destroy asbestos fibers, the body cannot break them down or remove them once they are lodged in lung or body tissues. They remain in place where they can cause disease. [2]

There are three primary diseases associated with asbestos exposure: [2]

* Asbestosis – Inhaled asbestos fibers aggravate lung tissues, which causes them to scar.
* Lung Cancer – Lung cancer causes the largest number of deaths related to asbestos exposure.
* Mesothelioma – A rare form of cancer [of] the thin membrane lining of the lungs, chest, abdomen and (rarely) heart.

Three things seem to determine your likelihood of developing one of these asbestos related diseases: [2]

1. The amount and duration of exposure - the more you are exposed to asbestos and the more fibers that enter your body, the more likely you are to develop asbestos related problems. While there is no "safe level" of asbestos exposure, people who are exposed more frequently over a long period of time are more at risk.
2. Whether or not you smoke - if you smoke and you have been exposed to asbestos, you are far more likely to develop lung cancer than someone who does not smoke and who has been exposed to asbestos.
3. Age - cases of mesothelioma have occurred in the children of asbestos workers whose only exposures were from the dust brought home on the clothing of family members who worked with asbestos. The younger people are when they inhale asbestos, the more likely they are to develop mesothelioma. This is why enormous efforts are being made to prevent school children from being exposed.

Experimental models suggest that asbestos may act both as a primary carcinogen and as a cocarcinogen. [3] This means that not only can asbestos cause cancer by its direct effect on the cells, it can also make the cells more likely to become cancerous when exposed to other cancer-causing agents. It is thought that asbestos may exert its direct effect by making the irritated cells more active, which may increase the risk for errors in DNA replication. [3]

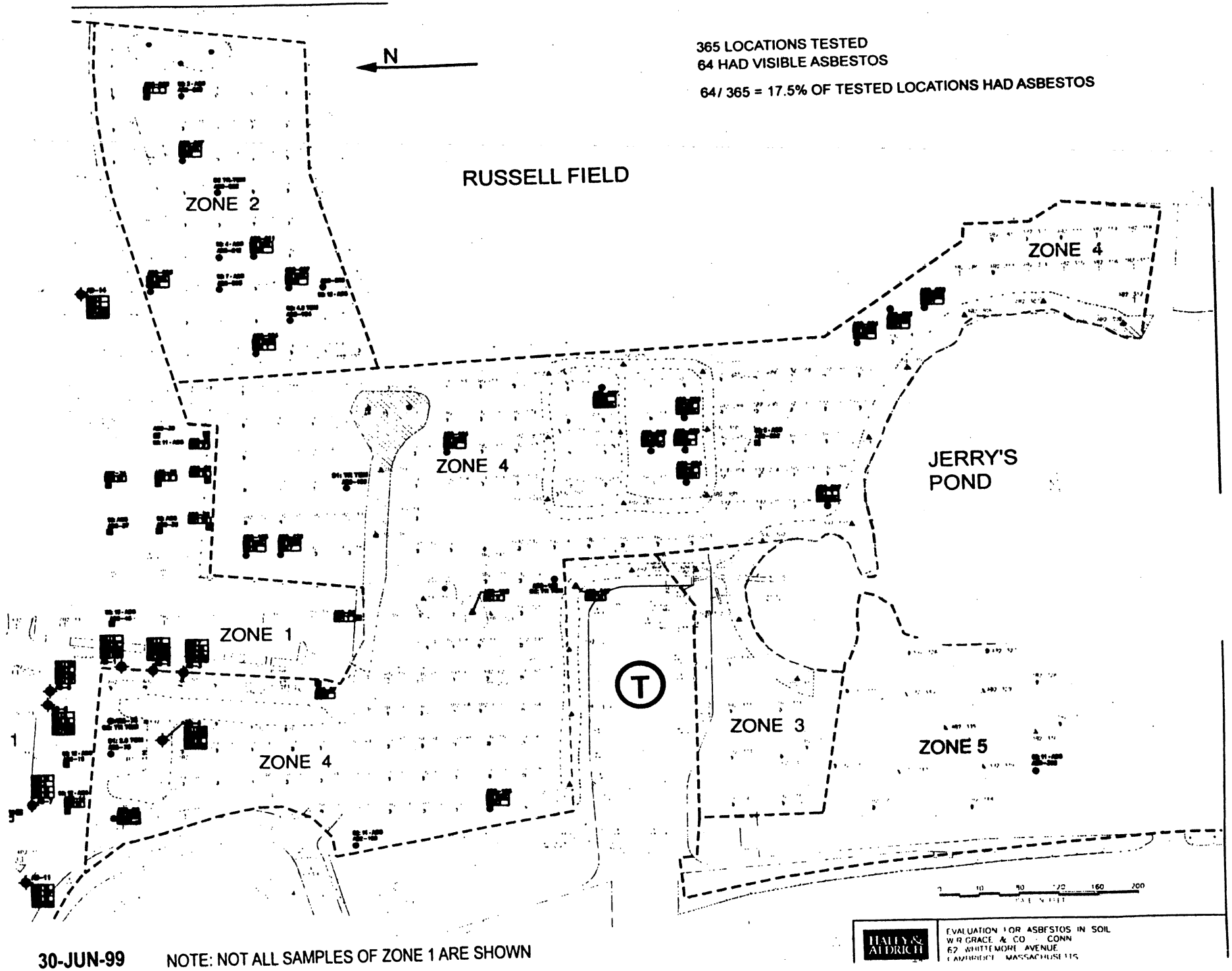
The main way asbestos causes cancer is not as a direct "mutagen" (a substance that alters the DNA directly). Instead, it makes the cells more vulnerable to other factors. The health risks of asbestos are therefore hard to study; it is hard to determine the interactions with other cancer-causing agents, and it takes many years for the problems to develop. For example, the time between first exposure to asbestos and the appearance of lung cancer is generally 15 years or more; a lag of 30 to 35 years is not unusual. The lag period for development of mesothelioma and asbestosis is even greater, often as long as 40 to 45 years. [1]

Why Should I Be Concerned About Asbestos at the Grace Site?

While a thirty year delay may not worry a corporate executive in his or her 50's, an exposed young child has a longer expected lifespan in a vulnerable condition. Also, children are more active than adults (particularly on a ball field like Russell Field) and will tend to breathe more, making them more likely to inhale asbestos present in the area. Asbestos carried out of the construction area and onto the ball field will not evaporate. It will tend to stay in place until the children disturb the field while playing. Because they are not as tall, and tend to fall while playing, the children will be closer to concentrated amounts of asbestos than adults would be.

The precautions proposed for the construction rely on air monitoring. Air monitoring will identify that an asbestos hazard exists after the asbestos has been released into the air. The precautions should prevent asbestos from becoming airborne in the first place, with air testing to verify that the precautions are working. The air testing should not be used as the primary defense.

References:
[1] National Cancer Institute: "Questions and Answers About Asbestos Exposure" http://cancernet.nci.nih.gov/clinpdq/risk/Questions_and_Answers_About_Asbestos_Exposure.html
[2] Oklahoma State University: "When is Asbestos Harmful?" http://www.pp.okstate.edu/ehs/modules/asbharm.html
[3] Queen's University at Kingston, Dept. of Surgery: "Overview of Surgical Oncology" http://meds.queensu.ca/medicine/surgery/surgical_oncology/tumor1.htm


N
365 LOCATIONS TESTED
64 HAD VISIBLE ASBESTOS
64 / 365 = 17.5% OF TESTED LOCATIONS HAD ASBESTOS
RUSSELL FIELD
ZONE 2
ZONE 4
ZONE 4
JERRY'S POND
ZONE 1
ZONE 4
ZONE 3
ZONE 5
T
HALEY & ALDRICH
EVALUATION FOR ASBESTOS IN SOIL
W R GRACE & CO - CONN
62 WHITTEMORE AVENUE
CAMBRIDGE MASSACHUSETTS
30-JUN-99
NOTE: NOT ALL SAMPLES OF ZONE 1 ARE SHOWN

KT Amendments

ATTACHMENT E

0-3

Chapter 8.61 **DRAFT**

Protection from Asbestos Contamination

Sections:

8.61. Declaration of Public Interest and Threat to Health, Safety and Welfare.

A. A serious public emergency exists in the City with respect to real property that is contaminated with asbestos, causing many citizens to live in unsafe or potentially unsafe conditions if the asbestos is removed or disturbed. The legal remedies available to the Inspectional Services Department and the Health Department, as well as other applicable State and Federal laws and regulations, are insufficient to protect the public interest. The health and safety of citizens is therefore endangered, particularly when properties containing asbestos are developed, constructed upon or altered in a fashion that disturbs the soil.

B In order to provide the Inspectional Services Department and the Health Department with the remedies necessary to effectively carry out their mandate under State and Federal law, and City Ordinances, and to encourage owners of such property to comply with this code, and relevant laws and regulations, the Cambridge City Council, in the exercise of its powers under Section --- of the Home Rule Amendments, enacts the ordinance codified in this chapter under which administrative citations are issued to owners who violate such provisions of the law.

8.61.001 Definitions

As used in this chapter:

A. " Asbestos-Contaminated Soil" shall be defined as soil in which asbestos has been detected by laboratory analysis using polarized light microscopy (PLM) or transmission electron microscopy (TEM) or equivalent method; or soil which is within 50 feet of soil in which asbestos has been detected by laboratory analysis using PLM or TEM or equivalent method; or soil where asbestos contamination can reasonably be expected to be present based on past use of the property, unless a comprehensive soil sampling has been performed and laboratory analysis has not identified asbestos in soil using PLM or TEM or equivalent method.

"or from the results of a site analysis"

B. " Disturbance of soil" shall be defined as excavation, grading, tilling, or any other such activity that may cause

release of fugitive dust. Disturbance shall not include direct-push or vibratory installation or extraction of piles, sheet pile, or wells, but shall include any excavation in the vicinity of such direct-push or vibratory installations, e.g. for the construction of pile caps. Disturbance also shall not include drilling of boreholes 12 inches in diameter or less by hollow stem auger or similar method for the purpose of environmental evaluation or remediation.

8.61.002 Disturbance of Soil Violation.

A. Asbestos-contaminated soil shall not be disturbed at any site unless the disturbance of the soil is conducted within a permanent or temporary structure maintained at a partial vacuum sufficient to contain all fugitive dust, with offgas from the evacuation system treated with HEPA filtration as well as any other vapor treatment technology necessary to control volatile organic compounds and/or odors.

B. ~~Alternatively,~~ activities which would result in disturbance of the soil may be conducted at a site with asbestos-contaminated soil if a layer of clean fill is first placed on the site in the area of the proposed disturbance of the soil. The layer of clean fill must be of sufficient depth such that the proposed disturbance of the soil would occur in and/or affect only the clean fill layer and not the asbestos-contaminated soil beneath the clean fill.

C. Disruptive soil activities may only be performed by a contractor licensed in Asbestos abatement practices. All work personnel must be certified for proper asbestos handling practices

8.61.003 Exemptions

A. Exemptions to this regulation may be granted under the following circumstances: emergency repair of underground utilities at the site, with prior notification of the City Public Health Director; maintenance of underground utilities, with prior permission from the City Public Health Director; a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least two thirds of the City Council, provided fewer than ten (10) residents living within ¼ mile of the property have ~~not~~ objected to the exemption during the waiting period; or a request for an exemption is made to the City Council and approved, after a 60 day waiting period, by a vote of at least three quarters of the City Council, if at least ten (10) residents living within ¼ mile of the property have objected to the exemption during the waiting period.

B. In the event that such an exemption is granted, measures must be taken to control the release of fugitive dust, such as water spray during soil disposal activities. A plan detailing dust control measures must be submitted to and

approved by the City Public Health Director prior to any soil disturbance, unless an emergency situation exists.

8.61.004 Administrative Citations - Issuance

A. Whenever the Inspectional Services Department or the Public Health Department is informed of or becomes aware of the existence of asbestos contaminated soil situated in the City of Cambridge, it shall immediately issue, in addition to any other orders it may make under existing provisions of law, an administrative citation according to the provisions of this chapter.

B. The administrative citation shall indicate

1. The date of the inspection or the source of the information indicating that serious levels of asbestos exist at a given location;

2. A notice of temporary suspension of all building, construction or landscaping activity on such site until such time as the owner of such site has filed and received approval of a plan with the Department of Health which shall explain in detail how the public health will be protected in any removal or disturbance of soils.

3. Further, such plan shall be subject to public hearing within 60 days of submission and may not be approved until the public hearing has been held.

4. The amount of fine which shall be assessed against the owner if building or construction activity is commenced on an asbestos contaminated site without approval of a plan.

5. A description of the owner's appeal rights with respect to the issuance of the administrative citation and of any fine.

C. The administrative citation shall be served on the owner, along with any orders to make repairs, in accordance with the provisions of this Ordinance.

D. A copy of the administrative citation shall also be served on the occupants of any commercial or residential unit that is located upon the contaminated site and shall be posted in the common areas of the commercial or residential unit.

E. The Inspectional Services Department shall send a copy of the administrative citation to the mortgagee of the property. The City shall request that the mortgagee seek to cure, through all applicable provisions of its mortgage,

except through foreclosure or increase in interest rates, any and all violations of this chapter.

F. A copy of the administrative citation shall be retained by the Inspectional Services Department and be available for public inspection and copying.

8.61.05 Inspection.

A. The Inpsectional Services Department and the Health Department or their designee shall be entitled to enter upon land with asbestos-contaminated soil for the purpose of further testing or examination of the site to determine if building or construction is taking place.

8.61.06 Regulations.

A. The Commissioner of Inspectional Services and the Department of Health shall jointly promulgate regulations consistent with the terms of this chapter and any applicable state laws and regulations.

8.61.07 Fines for commencing construction without approved plan.

A. If an owner fails to file and receive approval for a plan intended to reduce the health hazards associated with asbestos contaminated soil, a fine shall be assessed against the owner.

B. The amount of the fine shall be 10 percent (10%) of the assessed value of the property, which shall be immediately due and payable to the City of Cambridge upon receipt of notice by the owner.

C. In addition to such fines, the Inspectional Services Department or the Health Department shall immediately issue a cease and desist order requiring the owner to terminate any and all construction, development or landscaping work on the property until such time as a proper plan has been filed and approved by the city.

D. In addition, the owner shall be given notice that the fine shall automatically double if any violation cited in the administrative citation is not remedied within two weeks of service of the notice of the fine and shall automatically triple if any violation is not remedied within one month of service of the notice of the fine.

E. Any person aggrieved by the failure of the City to take such enforcement action, may seek injunctive relief in the District or Superior Court pursuant to Massachusetts General Laws, Chapters 214 and 218, Section 19C to require action by the City in accordance with its enforcement obligations under this Section.

David Bass, 23 Norris Street, stated that asbestos-contaminated soil as defined in the ordinance will be detected by the use of polarized light microscopy (PLM) or transmission electron microscopy (TEM). He stated that the other key definition in the ordinance is "disturbance of the soil". This is important because as long as asbestos remains in the ground it is no threat, but when the soil is disturbed threat occurs, he said. He informed the committee that there are things that literally disturb the soil, but do not create a hazard, such as drilling a well or vibrating a beam in the ground. He stated there are methods that can be used to build on an asbestos contaminated site. In one method, clean soil is put on top of the site then building can take place that affects only the layer of clean fill. The second method is to place a temporary structure that is maintained at a vacuum to contain all fugitive dust. The evacuation system should be treated with HEPA filter. The exposure preferred, he said, is to add the clean fill and then build on the site. The evacuation of a structure is more complicated and monitoring on the regulatory side needs to be conducted.

Councillor Davis asked if the Law Department has reviewed the proposed ordinance. Mr. Drisdell, Deputy City Solicitor stated that the ordinance as submitted has been reviewed and that the city staff will propose technical changes to the ordinance. He stated that there are laws and regulations, state and federal, regarding asbestos. Every ordinance must be tested to see if it is inconsistent with state statute. There are also OSHA regulations on asbestos. Mr. Drisdell suggested analyzing the ordinance for inconsistencies. He informed the committee that the fine provision of ten (10%) percent of the assessed value of the property is inconsistent with the state statute. Fines are $300 maximum for violations to the Municipal Code, he said.

Councillor Reeves inquired if the ordinance as proposed is a possible measure of a regulation. Mr. Drisdell stated that the ordinance would be different from the DEP regulations and might be inconsistent as proposed. He further stated that if the court concludes that the state regulation on asbestos "occupies the field" the court could conclude that the municipal ordinance would be inconsistent. There is a fair amount of regulation on asbestos by the state, he stated and the court may conclude that the state regulations "occupy the field".

Councillor Russell asked when does the city's part of this kick in to make sure asbestos contamination is removed. Mr. Sam Lipson, Director of Environmental Health for the City, stated that when asbestos is in the soil the state has jurisdiction. Councillor Russell asked if the City has the right to inspect. Mr. Lipson responded that the proposed ordinance does not cover inspections. Councillor Russell asked what is the percentage of asbestos level needed for the penalties to be issued. Mr. Lipson stated that there is no minimum threshold, no tolerance, and no allowable level of asbestos in the soil.

Mr. Lipson stated that he agrees with the goal of the proposed ordinance to provide protection the state law does not cover. There are gaps in the state law, he said. He informed that committee that there is not a serious public health emergency relating to asbestos in the city. He stated that property owners are required to take measures to correct the conditions of their property if asbestos is found. He stated that he believes that these measures should be guidelines, not measures. He stated that he supports the minimum preference standards for soil management. He stated that the City should monitor the guidelines. A cease and desist order can be issued when asbestos in the soil is disturbed, he said. Using practices followed by the industry and the state is a good place to start, but there needs to be some action threshold, he said.

Councillor Reeves asked Mr. Lipson and Mr. Bersani if it would be terribly cumbersome to test all significant excavations for asbestos in the City. Councillor Russell asked if this would include sewer excavations. Mr. Lipson responded that when you start looking for things you might find small concentrations. Councillor Reeves talked about a site on Trowbridge Street. To provide underground parking earth was removed from the site. He asked whether the soil is tested at sites such as this one. Mr. Bersani outlined some of the problems such as what tests will be conducted, what will the test be looking for, what are the threshold and the technical parameters and what is the next step if you find asbestos. Mr. Lipson responded that the significant level is not defined; air concentration levels are set by the state.

Councillor Reeves stated that the ordinance is designed to alert the city if there is a problem at the excavation level so that the city will get involved quickly.

The committee heard from Kevin Coghlan, Environment, Health and Engineering Company, who stated that testing for asbestos in the soil is not straightforward. He stated that if a site has a low level of asbestos in the soil this would require soil maintenance practices. He stated that there are routine practices that should be carried out to prevent dust from migrating from an excavation site. He urged enforcement of dust prevention measures.

The committee heard from Susanne Rasmussen, Director of Environmental, Transportation and Planning, Community Development Department, who stated that any property within the 50 foot definition of soil where asbestos is detected could prevent the property owner from tilling their soil which could cause a heavy burden. She suggested that the ordinance should contain a residential exemption and a definition of "past use of property". She stated that the depth of asbestos in the soil has not been addressed in the ordinance. She further suggested that the ordinance should contain specific analytical protocols to be followed if asbestos is detected in the soil. Ms. Rasmussen informed the committee that raising the grade of a site to prevent dust disturbance might not be an option if the property is located in a flood plain.

Councillor Sullivan inquired what should be done to the property during the construction period. Mr. Coghlan responded that the sites are watered down and temporary roadways are used to prevent dust clouds, equipment is washed down, and sample plan monitoring is done. These techniques, he said, are effective. Councillor Sullivan asked where is the run off going. Mr. Coghlan stated that the soil is kept "moist," not soaked and that eventually the soil dries up.

Councillor Born asked Mr. Lipson what the City could do to fix the fact that the current DEP guidelines are not specific or calibrated. Mr. Lipson stated that if asbestos is found there are guidelines or practices that the property owner must follow, but they are only guidelines. The City of Cambridge ordinance could be more binding or more stringent. Councillor Born asked how would the city do this. Mr. Lipson stated that the Health Department promulgates regulations, this is one pathway that can be taken. Mr. Drisdell stated that the proposal could be either an ordinance of the city or a Health Department regulation. Local ordinances should include state regulations, he said.

Councillor Born asked how would asbestos site contamination be determined. Regulation, she stated, is a financial matter; banks will not finance buildings with asbestos. She asked if the ordinance was in place in Cambridge would it require release of this information on the transfer of property. Mr. Drisdell stated that a special act of the legislature would be required to regulate local property rights to test property for asbestos when property is transferred. Mr. Lipson stated that to notify the public that a property contains asbestos evidence is needed. This cannot be done by hearsay, he said.

At six o'clock and fifty minutes p. m. Councillor Davis opened the hearing for the proponents.

Denise M. Guerin, 125 Montgomery Street, stated that the City is aware of the amount of asbestos on one site in the city and there is no threat to the city as long as the soil is not removed. She stated that the ordinance is a citywide ordinance with citywide implications. She stated that there will be development in East Cambridge as well as North Cambridge. This development, she stated, would trigger the analysis of the soil, which can be reviewed by past use of the property. She also stated that the North Cambridge site abuts Russell Field, Linear Park, Rindge Towers, soccer and baseball fields and a pre-school. She stated that because a particular field of law is occupied by federal or state regulation does not mean that city law cannot be more restrictive and they usually are. The proposed ordinance is to fill in the gap in the enforcement. She urged the City Council to adopt the ordinance.

Michael Nakagawa, 51 Madison Avenue, stated that asbestos is different from other toxins. The ordinance, he stated, is meant to protect the public from this particular toxin. There is no minimum level that has been found to be safe, he said. Small levels of asbestos can cause cancer. He informed the committee that if the City has identified a source the site should be contained. He submitted to the committee documentation entitled *Toxicological Profile for Asbestos and The Asbestos Informer,* attached as ATTACHMENT A and ATTACHMENT B.

A discussion arose about asbestos and state regulations. Mr. Lipson stated that when conflict exists between the DEP and a state regulation, a state regulation could be more restrictive. However, he did not know if this is the same between the city and state. He stated that a PLM analysis is $25.00 if asbestos is suspected on a site. When asbestos is detected it means there is a significant problem.

Councillor Reeves stated that he was confused. First, he heard asbestos was easy to find, now he hears it does not leach and it is not a problem in Cambridge and it is difficult to find. The case, he said, has not been compelling that there is a health threat. He requested clarification.

Councillor Davis requested Mr. Lipson to submit his comments in writing for the committee. Mr. Lipson's comments are attached as ATTACHMENT C.

Mr. Nakagawa explained friable asbestos as "asbestos released in the air" and unfriable is "not released in the air". He informed the committee that the danger to the soil is when asbestos turns to dust and this is why it is watered down. When the dust can be seen there is a problem, he said.

Lisa Birk, 20 Kassul Park, stated that she wanted the City Council to protect the City. She stated that there are ½ to 1.2 million pounds of asbestos at the W. R. Grace site. The Massachusetts Contingency Plan deals with asbestos in five phases, the City is in Phase Three, she said. Building can occur in Phase Four and the plan is to start building in the spring, she said. She further stated that there is no technical or administrative oversight – this is a gap. Ms. Birk urged the City Council to find a way to close the gaps.

Councillor Sullivan asked Ms. Birk to outline the five phases. Ms. Birk outlined the phases as follows:

Phase I	choose site
Phase 2	identify the chemical
Phase 3	feasibility of remediation
Phase 4	remediation
Phase 5	monitoring.

Ms. Birk stated that the best plan is to not disturb the asbestos.

Joseph Joseph, 20 Kassul Park, asked why isn't the Public Health Commissioner in attendance at this meeting. He stated that this issue is a serious public health matter before it is a legal or zoning matter. The Public Health Commissioner has never been heard on this matter, he said. Councillor Reeves informed the committee that the Public Health Commissioner had a friend who was ill and would not be in for the next week. He stated that the city needs public health leadership and that he did not get a lot of health information.

Mr. Joseph stated that the neighborhood would like to see a more effective ordinance. The science is complex and the legal issues are complex, but there are gaps and inconsistencies with the state regulations. He stated that when the W. R. Grace site was rezoned the amount of asbestos on the site was not provided to the City Council, but now the City Council is informed. He informed the committee that he was encouraged that the site was scaled down. There could be development on this site without disturbing the soil, he said. Mr. Joseph stated that he wanted to see leadership in the area of public health instead of look for reasons not to take the lead.

Kelly Matthews, 31 Jackson Street, stated that she was unhappy with the asbestos management plan by W. R, Grace. She urged adoption of the ordinance to protect the health of the citizens.

Ralph Yoder, 360 Rindge Avenue, stated that there is more than asbestos on the W. R. Grace site. He urged W. R. Grace to be up front with the information on this site.

Eugene Taylor, 98 Clifton Street, stated that he supports the ordinance, but wants stiffer penalties. He supports no development on this site. Mr. Taylor informed the committee that there has been no epidemiological health study at this site. He stated that he is a twenty-year resident and if the W. R. Grace site is developed he will move out of the City. He informed the committee that the City Council is the only recourse that citizens have.

Michael Brandon, 27 Seven Pines Avenue, stated that fugitive dust control measures do not give adequate protection. He urged that areas with large levels of asbestos be capped. He also urged that the Health Department report quickly to the Ordinance Committee on what the ordinance should contain and ensure that it does not conflict with state regulations. He informed the committee that in 1980 the Public Health Commissioner did not allow nerve gas testing because it was a public health issue. This content of this ordinance should also be viewed as a public health problem.

Steve Schnapp, 32 Clay Street, informed the committee that an oil tank was removed from the W. R. Grace site and that there were no precautions taken to protect the neighborhood. He stated that government, in general, steps in to protect children. There are all types of regulations to raise children and the government has a role. The local government, the Cambridge City Council, he said, needs to step forward to protect the safety of the children in this matter. He submitted documentation on asbestos, which is attached as ATTACHMENT D.

No one appeared in opposition to the Ordinance.

Councillor Triantafillou stated that the Health Emergency Preamble in the Ordinance was taken from the Health Regulations. She also submitted suggested amendments to the ordinance, ATTACHMENT E.

Councillor Triantafillou requested the Deputy City Solicitor to coordinate all City departments to work on suggested amendments to the ordinance before the next City Council meeting. This motion carried on a voice vote.

The matter was referred to the City Council.

The meeting adjourned at eight o'clock p.m.

For the Committee,

Henrietta

Councillor Henrietta Davis,
Chair.

C. C. 106

City of Cambridge

In City Council September 13, 1999

The Ordinance Committee conducted a public meeting on Wednesday, August 25, 1999 at five o'clock and forty-five minutes p. m. in the Sullivan Chamber.

The purpose of this meeting was to discuss a proposed amendment to the Municipal Code of the City of Cambridge to add a new Section 8.61 entitled "Asbestos Protection Ordinance".

Present at the meeting were Councillor Henrietta Davis, Chair of the Committee, Councillors Katherine Triantafillou, Sheila Russell, Kenneth Reeves, Kathleen Born, Michael Sullivan and Vice Mayor Anthony Galluccio, Donald Drisdell, Deputy City Solicitor, Sam Lipson, Director of Environmental Health, Susanne Rasmussen, Environmental and Transportation Planning Division of the Community Development Department, Kevin Coghlan, Environment, Health and Engineering Company, asbestos consultant for the City of Cambridge, Robert Bersani, Inspectional Services Commissioner and Donna P. Lopez, Deputy City Clerk.

Councillor Davis opened the meeting by requesting Councillor Katherine Triantafillou, the sponsor of the proposal, to outline the proposed ordinance.

Councillor Triantafillou stated that the ordinance was drafted with input from David Bass from the Alewife Study Group. The ordinance was drafted due to the confusion between the federal and state laws regarding asbestos relative to the W. R. Grace site. The ordinance, she stated, outlines the powers and duties of the Inspectional Services and the Health Departments. If there is going to be disturbance of the soil a process is outlined in the ordinance, she said. This proposal, she stated, was drafted for the protection of the city and its citizens.

Committee Report #5 Cal 5 030A

A report from Councillor Davis, Chair of the Ordinance Committee, for a hearing held on August 25, 1999, for the purpose of discussing a proposed amendement to the Municipal Code of the City of Cambride to add a new Section 8.61 entitled "Asbestos Protection Ordinance."

11/1/99
Asbestos Protection Ordin.
Passed to be ordained as amended on a roll call vote.
9-0-0.

In City Council September 13, 1999

Report Accepted.
Placed on file
Passed to a 2nd reading on vv of 9 members