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42 Cogswell Avenue
Cambridge, MA 02140
January 31, 1986

CAMBRIDGE MA.

Mr. Joseph Cellucci
Commissioner, Inspectional Services Department
City of Cambridge
City Hall
Massachusetts Avenue
Cambridge, MA 02139

Dear Sir:

We have previously requested that you address the building code violations in our newly completed townhouses, purchased from Douglas Bell and Gerald Fandetti, for which your office issued certificates of occupancy. Prior to your issuing these certificates of occupancy, we, in several telephone conversations with you and your inspectors, notified you of these violations of the building code.

Subsequent to our purchase of these units, and only after repeated requests, your inspectors reinspected the units on January 3, 1986 and acknowledged the code violations. After this reinspection, we appeared at your office for a scheduled, confirmed meeting to have been held jointly with you, your inspectors and a representative of the State Department of Public Safety. You were not present and apparently had made no effort to advise us of the cancellation. You have not contacted us to reschedule the meeting, nor have you returned our calls to your office.

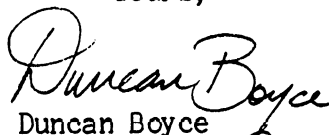
We had purchase and sale agreements with Bell and Fandetti stating that all applicable building code requirements be met and valid certificates of occupancy be provided. Price reductions on our units negotiated with Bell and Fandetti were obtained solely for inferior aesthetic workmanship on the units, not for violations of the building code. We have mutually signed documents attesting to this fact.

We await your immediate response to reschedule our aforementioned meeting. At this meeting, we plan to discuss all building code violations in our units, and to obtain from you your plan of action for getting Messrs. Bell and Fandetti to correct the code defects.

Yours,



Charles Kettler



Duncan Boyce



Mary Boyce



Dorothy Linsner



Sherry Richman

P.S. It is our feeling that the problems we have experienced with Douglas Bell and Gerald Fandetti demonstrate that these developers do not observe acceptable standards in construction or in meeting their obligations. We would like you to consider whether they should be permitted to continue to develop properties in Cambridge in view of their performance history.

cc: City of Cambridge, City Clerk for distribution to City Council members

City of Cambridge, Consumer Protection Dept.

Bill Archibald and Arthur Ritacco, Mass. Dept. of Public Safety

Mass. Attorney General's Office, Consumer Protection Department

Steve Smith, Mass. License Board for Architects

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Comm. from Charles Kettler, Duncan & Mary
Boyce, et al Re: violations of the State
Building Code at the premises numbered
42 Cogswell Avenue.

*copy sent to the City Manager
& Commr. of Inspectional Service*

In City Council, 2/12/86 mh

February 10, 1986

2/10/86

Referred to

*The
City Manager
and*

*Building Dept
for*

Report