C. C. 106

City of Cambridge

#6
5-19-81

PETITION OF MXD: Cambridge Center

May 4, 1981

Petition filed with the City Clerk

(All hearings to be completed 65 days from filing date with the City Clerk.)

27 days May
30 days June
8 days July
65 days = July 8, 1981

In City Council — May 4, 1981

Referred to Planning Board for report — May 4, 1981

Planning Board Hearing — June 2, 1981

(CITY COUNCIL must act within 90 days of the Planning Board's hearing which would be Aug. 31, 1981.)

28 days June
31 days July
31 days Aug
90 days = Aug. 31, 1981

City Council Hearing published - Herald - May 5 edition
Chronicle May 14, edition

Hearing before the City Council — May 19, 1981 at 6:30

Report to the City Council — For June 2nd Meeting

Passed to a second reading — (2) ads - June 8, 1981
Published — Chronicle - June 11, 1981

Ready for Ordination — 6/22/81
Published — (2) ads - 0 Passed to be ordained
(1) Adopted (Plan) 6/22/81
Chronicle June 25, 1981

COMPLETION DATE: August 31, 1981

Copy of zoning amendment & Plan amendment sent to: CRA & Building
Community Development 6/24/81
copy sent to DCA 6/24/81 (dl)

CITY OF CAMBRIDGE, MASSACHUSETTS

PLANNING BOARD

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

July 15, 1981

Mr. Robert Healy, Acting City Manager
City Hall
Cambridge, MA 02139

Dear Mr. Healy:

In acting on a series of technical amendments to the Zoning Ordinance submitted by the Planning Board at the Council's June 29, 1981 meeting, the sixth and final amendment, concerning a change in the definition of gross floor area, was inadvertently omitted from final consideration.

The Planning Board would appreciate scheduling final action on that amendment at the Council's August 3, 1981 special meeting. For your convenience I am enclosing a copy of the amendment as proposed by the Planning Board.

Sincerely,

Lester Barber
Land Use and Zoning Section

LB:sl

enclosure

RECEIVED
JUL 21 9 41 AM '81
OFFICE OF THE
CITY MANAGER

C. C. 106

City of Cambridge

PETITION OF Refiling of Technical Amendments (Planning Bd)

Petition filed with the City Clerk — April 22, 1981

(All hearings to be completed 65 days from filing date with the City Clerk.)

3 days April
31 days May
30 days June
1 day July
65 days = July 1, 1981 = all hearings

In City Council — April 27, 1981

Referred to Planning Board for report — April 27, 1981

Planning Board Hearing — May 19, 1981

(CITY COUNCIL must act within 90 days of the Planning Board's hearing which would be Aug. 17, 1981.)

12 days - May
30 days June
31 days - July
17 days Aug.
90 days - Aug. 17, 1981

City Council Hearing published — May 21, 1981 - Chronicle - May 28, 1981

Hearing before the City Council — June 4, 1981 at 6:30 p.

Report to the City Council — June 8, 1981

Passed to a second reading — June 8, 1981
Published — Chronicle - June 11, 1981

Ready for Ordination — ~~June 29, 1981~~ 5 Amendments passed 6/29/81
Published — 1 Amendment passed 8/3/81

COMPLETION DATE: August 17, 1981

6 Amendments sent to Community Dev. Building Dept 8/11/81 (all)
DCA 8/11/81

Recommended Change

GROSS FLOOR AREA

In Article 2.000, revise the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls (except in (7) and (8) below where only interior space shall be measured) of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed.

(b) unroofed porches and balconies above the third floor;

(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (1), (2), and (8) below.

Gross floor area shall not include:

(1) areas used for parking garages, accessory parking or off-street loading purposes;

(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5') feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling, touches the underside of roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7¼') of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of the bottom of the floor joists.

(Note-underline words reflect new language)

GROSS FLOOR AREA

Existing Zoning

Floor area, gross. The sum, in square feet, of the gross horizontal areas of all the floors of a building, as measured from the exterior walls separating two buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed;

(b) unroofed porches and balconies above the second floor;

(c) elevator shafts and stairwells on each floor;

(d) attic space, whether finished or unfinished, not excluded in (5) below;

(e) interior balconies mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (2) below.

Groos floor area shall not include:

(1) areas used for parking garages, accessory parking, or off-street loading purposes;

(2) basement and cellar areas devoted exclusively to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open or lattice-enclosed exterior fire escapes;

(4) unroofed porches and balconies no higher than the second floor; and

(5) attic space and other areas for elevator machinery or mechanical equipment necessary for the operation of the building.

Recommended Change

GROSS FLOOR AREA

In Article 2.000, revise the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls (except in (7) and (8) below where only interior space shall be measured) of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed.

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(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (1), (2), and (8) below.

Gross floor area shall not include:

(1) areas used for parking garages, accessory parking or off-street loading purposes;

(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5') feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling, touches the underside of roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7'3") of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of the bottom of the floor joists.

(Note-underline words reflect new language)

GROSS FLOOR AREA

Existing Zoning

Floor area, gross. The sum, in square feet, of the gross horizontal areas of all the floors of a building, as measured from the exterior walls separating two buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed;

(b) unroofed porches and balconies above the second floor;

(c) elevator shafts and stairwells on each floor;

(d) attic space, whether finished or unfinished, not excluded in (5) below;

(e) interior balconies mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (2) below.

Groos floor area shall not include:

(1) areas used for parking garages, accessory parking, or off-street loading purposes;

(2) basement and cellar areas devoted exclusively to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open or lattice-enclosed exterior fire escapes;

(4) unroofed porches and balconies no higher than the second floor; and

(5) attic space and other areas for elevator machinery or mechanical equipment necessary for the operation of the building.

Recommended Change

GROSS FLOOR AREA

In Article 2.000, revise the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls (except in (7) and (8) below where only interior space shall be measured) of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed.

(b) unroofed porches and balconies above the third floor;

(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (1), (2), and (8) below.

Gross floor area shall not include:

(1) areas used for parking garages, accessory parking or off-street loading purposes;

(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5') feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling, touches the underside of roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7¼') of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of the bottom of the floor joists.

(Note-underline words reflect new language)

GROSS FLOOR AREA

Existing Zoning

Floor area, gross. The sum, in square feet, of the gross horizontal areas of all the floors of a building, as measured from the exterior walls separating two buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed;

(b) unroofed porches and balconies above the second floor;

(c) elevator shafts and stairwells on each floor;

(d) attic space, whether finished or unfinished, not excluded in (5) below;

(e) interior balconies mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (2) below.

Groos floor area shall not include:

(1) areas used for parking garages, accessory parking, or off-street loading purposes;

(2) basement and cellar areas devoted exclusively to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open or lattice-enclosed exterior fire escapes;

(4) unroofed porches and balconies no higher than the second floor; and

(5) attic space and other areas for elevator machinery or mechanical equipment necessary for the operation of the building.

CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

August 3, 1981

To the Honorable, the City Council:

Enclosed please find copy of a communication from the Planning Board relative to amendments to the Zoning Ordinance, and submitting a proposed change in the definition of Gross Floor Area which was inadvertently omitted from the original submission at the June 29th City Council meeting.

Very truly yours,

Robert W. Healy
City Manager

RWH/mbf
Enc.

Agenda #4

Cambridge Planning Board Re: a proposed change in the definition of Gross Floor Area in the Zoning Ordinances.

In City Council
August 3, 1981

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COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
NOTICE OF Probate of Will Without Sureties
Estate of William Ernest Durgin a/k/a William E. Durgin
W.E. Durgin and W. Ernest Durgin 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 Catherine Lorraine Durgin of Cambridge in the County of Middlesex be appointed thereof, without giving sureties on her bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 15, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the twenty-seventh day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13,20,27

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 536821
NOTICE OF Probate of Will and One Codicil Without Sureties
Estate of Arshaleese Najarian 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 and one codicil of said deceased may be proved and allowed and that Anne N. Merian of Cambridge in the County of Middlesex be appointed executrix thereof, without giving surety on her bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the fourteenth day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)July30,Aug.6,13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 536856
NOTICE OF Probate of Will Without Sureties
Estate of Helen I. Bessell 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 William M. Scranton of Keene in the State of New Hampshire be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirty-first day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 522975
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Betty E. Freeman late of Cambridge, in said County, deceased.
You are hereby notified pursuant to Mass. R.Civ.P. Rule 72 that the first and final account of John Freeman as Administrator (the fiduciary) of said estate has been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said account, you or your attorney must file a written appearance in said Court at Cambridge before ten o'clock in the forenoon on the fifteenth day of September 1981, the return day of this citation.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-eighth day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13,20,27

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 361693
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Gladys M. Bicknell late of Cambridge in said County: deceased.
You are hereby notified pursuant to Mass.R.Civ.P. Rule 72 that the eighth through fifteenth accounts of Baybank Harvard Trust Company as trustees the (fiduciary) under Article 3b of the will of said deceased for the benefit of Margaret E. Larsen and others have been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said accounts, you or your attorney must file a written appearance in said Court at Cambridge on or before the twentieth day of August, 1981, the return day of this citation. You may also file written request by registered or certified mail to the fiduciary or to the attorney for the fiduciary, obtain without cost a copy of said accounts. If you desire to object to any item of said accounts, you must, in addition to filing a written appearance as aforesaid, file within thirty days after said return day or within such other time as the Court upon motion may order a written statement of each such item together with the grounds for each objection thereto, a copy to be served upon the fiduciary pursuant to Mass.R.Civ.P. Rule 5.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this seventeenth day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)July30,Aug.6,13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 516537
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Grace R. Hovey late of Cambridge, in said County, deceased.
You are hereby notified pursuant to Mass.R.Civ.P. Rule 72 that the first and final account of Baybank Harvard Trust Company as Executor (the fiduciary) under the will of said deceased has been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said account, you or your attorney must file a written appearance in said Court at Cambridge before the twenty-third day of September, 1981, the return day of this citation. You may upon written request by registered or certified mail to the fiduciary, or to the attorney for the fiduciaries, obtain without cost a copy of said account. If you desire to object to any item of said account, you must, in addition to filing a written appearance as aforesaid, file within thirty days after said return day or within such other time as the Court upon motion may order a written statement of each such item together with the grounds for each objection thereto, a copy to be served upon the fiduciaries pursuant to Mass. R.Civ.P. Rule 5.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this seventeenth day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)July30,Aug.6,13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 521361
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Charles J. Meehan of Cambridge in said County:
You are hereby notified pursuant to Mass.R.Civ.P. Rule 72 that the first account of Paul J. Meehan as Executor of the property of said ward has been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said account, you or your attorney must file a written appearance in said Court at Cambridge before ten o'clock in the forenoon on the fifteenth day of September 1981, the return day of this citation.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-fourth day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13,20,27

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
To John J. Balle, Junior of Cambridge in the County of Middlesex and to his heirs apparent or presumptive and to the Massachusetts Department of Mental Health.
A petition has been presented to said Court alleging that said John J. Balle, Junior has become incapacitated by reason of advanced age to care properly for his property and praying that John J. Balle, Third of Arlington in said County, or some other suitable person, be appointed conservator of his property.
If you desire to object thereto, you or your attorney should file a written appearance in said Court at Cambridge before ten o'clock in the forenoon on the fifteenth day of September 1981, the return day of this citation.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-eighth day of July 1981.
Paul J. Cavanaugh Register
(C)Aug.13,20,27

COMMONWEALTH OF MASSACHUSETTS
Middlesex, ss. Probate Court
No. 242587
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Emily W. Browne late of Cambridge, in said County, deceased.
You are hereby notified pursuant to Mass. R.Civ.P. Rule 72 that the eighteenth thru twenty-first and final accounts of Daniel L. Brown under the will of the first and second accounts of Remsen M. Kinne, III, successor trustee (the fiduciary) under the will of said deceased for the benefit of Hester M. Browne, and others have been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said accounts, you or your attorney must file a written appearance in said Court at Cambridge on or before the twenty-third day of August, 1981, the return day of this citation. You may also file written request by registered or certified mail to the fiduciary or to the attorney for the fiduciary, obtain without cost a copy of said accounts. If you desire to object to any item of said accounts, you must, in addition to filing a written appearance as aforesaid, file within thirty days after said return day or within such other time as the Court upon motion may order a written statement of each such item together with the grounds for each objection thereto, a copy to be served upon the fiduciary pursuant to Mass. R.Civ.P. Rule 5.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-fourth day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13,20,27

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 361639
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Sara Harkness, Special Permit: Addition to rear of two-family dwelling. (Violation of Article 5, Section 5.31 (dimensions); Article 8, Section 8.22c (alteration of non-conforming structure) of the Zoning Ordinance.
8:00 P.M. Case No. 4849: 1-19 Brookline Street, Business A-1 & Residence C-1 Zones. Latino Restaurant, Inc. Special Permit: Restaurant and take-out food business extending use into a Residence C-1 Zone; insufficient parking. Violation of Article 3, Section 3.32 (extension of less restrictive use regulations into a more restricted district); Article 6, Section 6.35 (insufficient parking) of Zoning Ordinance.
8:20 P.M. Case No. 4850: 7-23 Camp Street, Residence B Zone. Victor Engineering and Manufacturing Inc. Variance: Alteration of nonconforming use and structure for principal use of research & development with limited manufacturing in connection with manufacturing & distribution of energy products, limited manufacturing & warehousing; and installation of sign. Violation of Article 4, Sections 4.21g, l, m; 4.32c, 4.33b-j; 4.34 a-i; 4.35a-i; 4.37g, i, j, k, l; Section 7.12; Article 8, Section 8.22; Article 5, Section 5.31 (Dimensions); Article 6, Sections 6.43; 6.441, 6.471, 6.481 (parking) of the Zoning Ordinance.
8:40 P.M. Case No. 4851: 2513-2525 Massachusetts Avenue, Business A & Residence C-3, Ida B. Karp, Owner and Anthony D. Previte, Special Permit: To erect a car-wash establishment. Violation of Article 4, Section 4.36m of Zoning Ordinance.
9:00 P.M. Case No. 4852: 67-69 River Street and 29 Pleasant Street, Residence C-2 Zone, Emmanuel Tilakos. Variance: Subdivision of the lot. Violation of Article 2, Section 5.15 (subdivision); Section 5.31 (Dimensions); Article 6, Section 6.31 (parking) of the Zoning Ordinance.
9:20 P.M. Case No. 4853: 20 Maple Avenue, Residence C-1 Zone, Katherine W. Aldrich. Variance: Removal and addition to existing carriage house and subdivision of the property into two parcels. Violation of Article 4, Section 4.21 (conversion); Article 5, Sections 5.212, 5.12 (subdivision); 5.31 (Dimensions); Article 8, Section 8.22a (alteration of non-conforming structure) of Zoning Ordinance.
Eileen McGaughey Secretary
(C)Aug.6,13.

ORDINANCE NO. 972.
Final Publication No. 2129.
First Publication in the Chronicle on June 11, 1981.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE
In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge"
Be it ordained by the City Council of the City of Cambridge as follows:
7:00 P.M. Case No. 4846: 46-48 Grozier Road, Residence B Zone. Primo Vannicelli. Special Permit: two curb cuts (for a maximum total of twenty feet). Violation of Article 6, Section 6.433(c); Article 5, Section 6.435 (c) of Zoning Ordinance.
7:20 P.M. Case No. 4847: 41 Prentiss Street, Residence C-1 Zone, Charles Mugi and Sara Harkness. Special Permit: Addition to rear of two-family dwelling. (Violation of Article 5, Section 5.31 (dimensions); Article 8, Section 8.22c (alteration of non-conforming structure) of the Zoning Ordinance.
8:00 P.M. Case No. 4849: 1-19 Brookline Street, Business A-1 & Residence C-1 Zones. Latino Restaurant, Inc. Special Permit: Restaurant and take-out food business extending use into a Residence C-1 Zone; insufficient parking. Violation of Article 3, Section 3.32 (extension of less restrictive use regulations into a more restricted district); Article 6, Section 6.35 (insufficient parking) of Zoning Ordinance.
8:20 P.M. Case No. 4850: 7-23 Camp Street, Residence B Zone. Victor Engineering and Manufacturing Inc. Variance: Alteration of nonconforming use and structure for principal use of research & development with limited manufacturing in connection with manufacturing & distribution of energy products, limited manufacturing & warehousing; and installation of sign. Violation of Article 4, Sections 4.21g, l, m; 4.32c, 4.33b-j; 4.34 a-i; 4.35a-i; 4.37g, i, j, k, l; Section 7.12; Article 8, Section 8.22; Article 5, Section 5.31 (Dimensions); Article 6, Sections 6.43; 6.441, 6.471, 6.481 (parking) of the Zoning Ordinance.
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Eileen McGaughey Secretary
(C)Aug.6,13.

ORDINANCE NO. 972.
Final Publication No. 2129.
First Publication in the Chronicle on June 11, 1981.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE
In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge"
Be it ordained by the City Council of the City of Cambridge as follows:
The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:
Gross Floor Area
Recommended Change
In Article 2.000, revised the definition of Gross Floor Area as follows:
Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls (except in (7) and (8) below where only interior floor area shall be measured) of a building or the centerline of party walls between buildings. Gross floor area shall include:
(a) roofed porches and balconies whether enclosed or unenclosed.
(b) unroofed porches and balconies above the third floor;
(c) elevator shafts and stairwells on each floor, not excluded in (6) below;
(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;
(e) interior balconies, mezzanines and penthouses; and
(f) basement and cellar areas not excluded in (1), (2), and (8) below.
Gross floor area shall not include:
(1) areas use for parking garages, accessory parking or off-street loading purposes;
(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;
(3) open and lattice-work fire escapes;
(4) unroofed porches and balconies no higher than the third floor;
(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;
(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;
(7) attic space within the area of the plane that is less than five (5) feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling touches the underside or roof rafters.
(8) basement and cellar spaces with less than seven feet, three inches (7'%) of ceiling height measured from the floor to the finished ceiling or to an unfinished ceiling to the line of the bottom of the floor joists.
(Note-lined words reflect new language)
In City Council August 3, 1981.
Passed to be ordained as amended by a yea and nay vote:- Yeas 6; Nays 0; Absent 3.
Robert W. Healy, City Manager.
Paul E. Healy, City Clerk.
(C)Aug.13

103-662
COMMONWEALTH OF MASSACHUSETTS
LAND COURT DEPARTMENT OF THE TRIAL COURT
To the Honorable the Judges of the Land Court for the Commonwealth of Massachusetts.
Respectfully represents Carmine Aceto of Watertown, Mass. Middlesex County, Leonard Aceto of South Windsor Connecticut Jane Aceto of East Boston, Mass. Suffolk County, Mary Quinn of Sandwich, Mass. Barnstable County, Jeanette Barbus of Plymouth, Mass. Plymouth County and said Commonwealth, that they are owners of a certain lot of land with the buildings thereon situated on Prentiss Bridge, Mass, in the County of Middlesex and said Commonwealth, bounded and described as follows:
Two family residential building on a lot known as 92/94 Sciarappa Street, Cambridge, Massachusetts.
That the record title to said lot of land is clouded by a mortgage given by John Aceto to Ormsby Roofing Co. and Commercial Credit Company dated July 10, 1934, and duly recorded Book 5837, Page 31; Middlesex Registry District of Cambridge, Mass. purporting to secure a note for $526, payable in 24 monthly installments of $22 - commencing on or about August 10, 1934 with interest annually, which mortgage has been assigned to an unchargor, unassigned and unforeclosed on and by the record—or not properly or legally discharged of record.
That for more than twenty years after the expiration of the time limited for the full performance of said condition no payment has been made and no action taken in recognition of said mortgage; and
That the mortgagor named in said mortgage and all persons claiming under him have been in uninterrupted possession of said land for more than twenty years after the expiration of the time limited in said mortgage for the full performance of the condition thereof.
Wherefore your petitioner pray that after appropriate notices a decree may be entered on the foregoing allegations as authorized by Section 15, Chapter 240 of the General Laws as amended by Chapter 20, of the Acts of 1924.
On this first day of May 1981, personally appeared the above named Carmen Aceto, Leonard & John Aceto, Mary Quinn, Jeannette Gibbus known to me to be the signers of the foregoing petition, and made oath, that the statements therein contained so far as made of their own knowledge are true and so far as made upon information and belief that they believe them to be true.
A True Copy
Attest: Before me, 5-1-81
George W. Kennedy
Notary Public
Jeanne M. Kelley
Deputy Recorder
(C)Aug.6,13.

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
NOTICE OF Probate of Will Without Sureties
Estate of Frederica Davis Watson 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 Tyler of Weston in the County of Middlesex be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirtieth day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.6,13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 349442
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Henry W. Dunn late of Cambridge, in said County, deceased.
You are hereby notified pursuant to Mass R.Civ.P. Rule 72 that the seventeenth thru twentieth accounts of Baybank Harvard Trust Company as Trustee (the fiduciary) under the will of said deceased for the benefit of Mary Virginia King and others have been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said accounts, you or your attorney must file a written appearance in said Court at Cambridge on or before the twenty-third day of September, 1981, the return day of this citation. You may upon written request by registered or certified mail to the fiduciary or to the attorney for the fiduciaries, obtain without cost a copy of said accounts. If you desire to object to any item of said accounts, you must, in addition to filing a written appearance as aforesaid, file within thirty days after said return day or within such other time as the Court upon motion may order a written statement of each such item together with the grounds for each objection thereto, a copy to be served upon the fiduciary pursuant to Mass.R.Civ.P. Rule 5.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-second day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

ORDINANCE NO. 971.
Final publication No. 2130.
First publication in the Chronicle on June 11, 1981.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE
In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge"
Be it ordained by the City Council of the City of Cambridge as follows:
The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:
Amend Section 11.63, (Parkway Overlay District) by adding the following subsection:
a. In subsection 11.636, insert "11.637," after "11.635".
b. Replace subsection 11.637 with the following new subsection:
"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsection 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will not be serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."
In City Council June 29, 1981.
Passed to be ordained by yea and nay vote:- Yeas 8; Nays 0; Absent 1.
James L. Sullivan, City Manager
Paul E. Healy, City Clerk.
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 536856
NOTICE OF Probate of Will Without Sureties
Estate of Helen I. Bessell 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 William M. Scranton of Keene in the State of New Hampshire be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirty-first day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
NOTICE OF Probate of Will Without Sureties
Estate of Frederica Davis Watson 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 Tyler of Weston in the County of Middlesex be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirtieth day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

CITY OF CAMBRIDGE
Notice is hereby given to all persons interested that a hearing will be accorded before the License Commission of this City, in the Walnut Room, Room 200, City Hall, on Tuesday afternoon, August 25, 1981 at 2 o'clock, on the petition of 1000 Massachusetts Avenue Phase I Associates for a license for a two-story underground garage for 200 cars and the keeping and storage of 4000 gallons of gasoline in tanks of cars only at 1000 Massachusetts Avenue, Cambridge.
By order of the Board of License Commissioners,
Mary E. Calnan
Daniel J. Reagan
Leo F. Davenport
(C)Aug.13

CAMBRIDGE LOST PASSBOOKS
CAMBRIDGE TRUST
24-169-5-20 Aug.13
(C)Aug.13

CITY OF CAMBRIDGE
BOARD OF LICENSE COMMISSIONERS
Notice is hereby given under General Laws, Chapter 138, as amended that the Legal Sea Foods, Inc., George H. Berkowitz, Manager, to be exercised at 5 Cambridge Center, Cambridge.
The officers and directors of Legal Sea Foods of Kendall Square, Inc., George H. Berkowitz, Manager, to be exercised at 5 Cambridge Center, Cambridge.
The officers and directors of Legal Sea Foods at Kendall Square, Inc. are: George H. Berkowitz, President, Treasurer and Director; Harriet Berkowitz, Clerk and Director; Roger S. Berkowitz, Vice President and Director; and Marc D. Berkowitz, Vice President and Director; and Alvin S. Hochberg, Director.
A hearing on this transfer has been set for Tuesday afternoon, August 25, 1981, at two o'clock, in the Walnut Room, Room 200, City Hall.
The premises are described as follows: dining room with lounge, oyster bar, take-out facility and function room on first floor with outdoor dining areas.
Mary E. Calnan
Leo F. Davenport
Daniel J. Reagan
License Commission
(C)Aug.13

ORDINANCE NO. 971.
Final publication No. 2130.
First publication in the Chronicle on June 11, 1981.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE
In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge"
Be it ordained by the City Council of the City of Cambridge as follows:
The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:
Amend Section 11.63, (Parkway Overlay District) by adding the following subsection:
a. In subsection 11.636, insert "11.637," after "11.635".
b. Replace subsection 11.637 with the following new subsection:
"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsection 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will not be serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."
In City Council June 29, 1981.
Passed to be ordained by yea and nay vote:- Yeas 8; Nays 0; Absent 1.
James L. Sullivan, City Manager
Paul E. Healy, City Clerk.
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 349442
NOTICE OF FIDUCIARY'S ACCOUNT
To all persons interested in the estate of Henry W. Dunn late of Cambridge, in said County, deceased.
You are hereby notified pursuant to Mass R.Civ.P. Rule 72 that the seventeenth thru twentieth accounts of Baybank Harvard Trust Company as Trustee (the fiduciary) under the will of said deceased for the benefit of Mary Virginia King and others have been presented to said Court for allowance.
If you desire to preserve your right to file an objection to said accounts, you or your attorney must file a written appearance in said Court at Cambridge on or before the twenty-third day of September, 1981, the return day of this citation. You may upon written request by registered or certified mail to the fiduciary or to the attorney for the fiduciaries, obtain without cost a copy of said accounts. If you desire to object to any item of said accounts, you must, in addition to filing a written appearance as aforesaid, file within thirty days after said return day or within such other time as the Court upon motion may order a written statement of each such item together with the grounds for each objection thereto, a copy to be served upon the fiduciary pursuant to Mass.R.Civ.P. Rule 5.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court, this twenty-second day of July, 1981.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
No. 536856
NOTICE OF Probate of Will Without Sureties
Estate of Helen I. Bessell 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 William M. Scranton of Keene in the State of New Hampshire be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirty-first day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

COMMONWEALTH OF MASSACHUSETTS
Middlesex, SS. Probate Court
NOTICE OF Probate of Will Without Sureties
Estate of Frederica Davis Watson 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 Tyler of Weston in the County of Middlesex be appointed executor thereof, without giving surety on his bond.
If you desire to object to the allowance of said petition, you or your Attorney should file a written appearance in said Court at Cambridge on or before September 14, 1981.
Witness, Sheila E. McGovern, Esquire, First Judge of said Court at Cambridge, Massachusetts, the thirtieth day of July in the year of our Lord one thousand, nine hundred and eighty-one.
Paul J. Cavanaugh Register of Probate Court
(C)Aug.13

ORDINANCE NO. 970.
Final Publication No. 2127.
First publication in the Chronicle on June 11, 1981.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE
In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge"
Be it ordained by the City Council of the City of Cambridge as follows:
The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:
Delete subsections 4.255 and 11.125 and recodify subsections 11



CALLAS: The many faces of Maria Callas are seen in this special look at the dynamic and controversial soprano and international celebrity, known as much for her temper as her tremolo. Rare films of the diva's performances, as well as personal conversations, are included in Callas, which airs Sunday, Aug. 23 at 10:15 pm on Channel 2.

Cats take stage at Copley

Cats-Plain and Fancy will be presenting its fourth annual cat show on Saturday and Sunday, August 22 and 23, in the grand ballroom of the Copley Plaza. This is the largest cat show in New England. Over 400 cats will be exhibited, representing more than 30 breeds. They will be coming from as far away as California, Florida, and Canada.

Highlighting this year's show will be the presentation on Sunday of the Morris Trophy. The trophy, named after that finicky cat of media fame, will be awarded to the "Best Household Pet."

As an additional attraction will be the appearance of Inky the best trained cat in America. Inky competed as a finalist against four dogs on "Those Amazing Animals."

The show will be open to the public 10 am to 5 pm Saturday and Sunday. Admission is $3 for adults and $1.50 for senior citizens and children.

Proceeds of the show, as in past years, will benefit various feline welfare organizations. Recipients have included Angell Memorial Hospital, The Animal Rescue League and Tufts Veterinary School of Medicine.

Is masculinity bad for you?

American men beware–masculinity could be bad for your health!

So says health educator Ron Mazur of the University of Massachusetts in Amherst. The health services, through its Male Awareness of Sexual Health (MASH) project, recently sponsored a men's health week on campus.

"Many of us males are trained to be masculine in ways that encourage us to take excessive risks with our health and our lives," Mazur said. "To be inattentive to our health needs is somehow given the aura of being a 'real man.' That means staying in the game with a broken rib which could puncture an organ, or drinking alcohol excessively and feeling that you can still handle a car at fast speeds. These kind of risks lead to death quite often."

The technical sides of responsible alcohol use and testicular self exam to detect cancer early are all "manageable human problems," Mazur said, once males become aware that "it is OK to give themselves permission to be concerned about these issues." The problem is, he said, to make men more concerned about their own health is a complex and subtle problem that "changes what masculinity is all about." And many men reject such a change outright.

Other human problems associated with traditional masculinity that many men don't want to hear about, Mazur said, are contraception and sexual harassment. As women rightly take over control of their own bodies, Mazur said, men have reacted negatively by becoming totally unconcerned about the need for contraception. But men should be knowledgeable about and supportive of the use of contraception, Mazur said, since the consequences of unintended pregnancy can not only bring injury to the woman, but "create a whole cycle of problems that go on from generation to generation."

As for sexual harassment of women, it may have bad consequences for men, too, since it defeats the goals of forming affectionate relationships that can lead to sensual exchanges between the sexes.

Males must also realize that they sexually harass each other all the time because of male aggressiveness. Males live in constant fear of one another, of being intimidated or beaten up, Mazur said.

How can men escape from the stresses and dangers of stereotypical masculinity? Now that men are no longer needed as fierce warriors or hunters to provide for the survival of the species, Mazur said, they should no longer be taught that their primary value lies only in their strength and ability to overcome fear or danger. Such a value system creates a "one-dimensional creature."

Instead, he said, men should be encouraged to explore the whole dimension of their lives, their relationships and families. This exploration could lead to a "liberation into fuller humanity, a fuller sense of integrity and personhood, a greater ability to see all persons as equals." Such an exploration could be done through men's support groups, in which men share their experiences, since men are perfectly capable of being supportive and gentle with one another, Mazur said.

New England pond at aquarium

"Reflections on a New England Pond", a new exhibit at the New England Aquarium, recreates the life, sounds and smells of a pond.

The drama and constantly changing character of a pond is highlighted in the Aquarium exhibit with live exhibits, graphic panels, recorded sounds and simulated "woodsy" odors.

A myriad of aquatic life is reflected in the exhibits: animals so small they can scarcely be seen who live active productive life; insects, the most abundant and widespread of all land animals and the only invertebrates able to fly; carnivorous plants that trap and digest insects and small animals to maintain life; frogs and turtles which live on land or in the water; sports fish, small but tasty for the fisherman who can land them; and crayfish and clams which are freshwater relatives of the lobster.

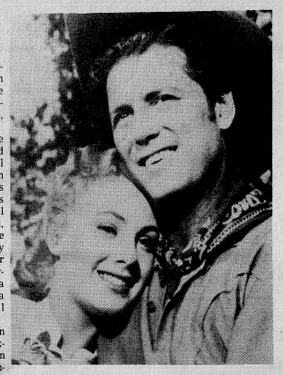
"Reflections on a New England Pond" will remain on exhibit at the Aquarium through December. Expanded summer hours are: Monday through Thursday, 9 am to 6 pm; Fridays until 9 pm; Saturday, Sunday and holidays 9 am to 7 p.m.

Dolphin and sea lion performances begin at 10:30 a.m. each day and are held continuously every 1½ hours throughout the day.

Bedford House offers drug help for vets

Veterans of the Armed Service who are presently having drug dependency problems may now find the help that's needed at the Bedford House, 200 Springs Rd., Bedford, MA 01730. A part of the Bedford Veterans Administration Medical Center, the Bedford House, offers a variety of approaches to treatment.

"If you are a vet who is tired of the same old run around and would like help in starting a new life, come around and look into the program. There is always someone here who can help you," says a VA spokesperson. Call 275-7500, ext. 561, for information.



O-K-L-A-H-O-M-A, Oklahoma, OK! Shirley Jones as Laurey and Gordon MacRae as Curly bring the memorable Rodgers and Hammerstein musical classic to the WGBH TV screen on Monday, August 24 at 8 pm as part of Channel 2's August Pledge Drive.

DO YOU KNOW WHAT TO DO in an EMERGENCY?

If you would like to learn lifesaving emergency medical skills, register today for

MOUNT AUBURN HOSPITAL'S

EMERGENCY MEDICAL TECHNICIAN (EMT) PROGRAM

Classes begin: THURSDAY, SEPTEMBER 10, 1981 and meet every Monday and Thursday evening for 13 weeks.

For more information and to register, call

MOUNT AUBURN HOSPITAL at 492-3500, extension 1633.

THE BIGGEST AND BEST LAS VEGAS NIGHT at a.c.e.c. over 25 tables black jack, roulette, craps, chuck-a-luck, money wheel, big six, over and under seven beat the dealer, horse race

FRIDAY AUGUST 14, 1981 7:30 p.m.

47 NICHOLS AVE. WATERTOWN, MA Admission $2.00

THE LOWEST TAR OF ALL.

Cambridge

Of all brands sold, no other cigarette is lower in tar.



Less than 0.1 mg "tar," 0.01 mg nicotine av. per cigarette by FTC method.

Warning: The Surgeon General Has Determined That Cigarette Smoking Is Dangerous to Your Health.

© Philip Morris Inc. 1981

Obituaries

Robert Cameron

Robert J. Cameron, 56, died on August 7 in the VA Hospital after a short illness. The former meatcutter was a Navy veteran of WWII and a life-long Cambridge resident. He was living at 60 Austin St. at the time of his death.

He is survived by his wife, Margaret (Brisbane), and his children, Helen and Jean Cameron of Cambridge. He was also the brother of Catherine Cameron of Manchester.

A Mass in Saint Mary's Church followed a funeral from the John C. Burns and Son Funeral Home. He was buried in Cambridge Cemetery.

George Naida

George Naida, 86, died in his home at 26 Sixth St. on August 4 after a long illness.

Born in Austria, the longtime Cambridge resident was a self-employed cook.

He was the husband of the late Eva (Chevone) and the stepfather of John Chevone.

He was also the brother of Thephil Naida of Canada.

Funeral services at the Ukranian Orthodox Church of Saint Andrew were followed by a burial in Forest Hill Cemetery.

Funeral arrangements were made by the Szulewski and Son Funeral Home.

Madeline Esterbrook

Madeline C. (Geaton) Esterbrook, 78, died suddenly on August 5 in her home on Franklin St. Born in Somerville, she had lived in Cambridge for 25 years.

She was the wife of the late Chester Esterbrook.

A Mass in the Church of the Blessed Sacrament followed a funeral from the John J. Donahue and Son Funeral Home. She was buried in Knollwood Cemetery.

Mary Davoren

Mary K. (McKenna) Davoren, 88, died on August 7 at the Rodchester Convalescent Home in Rochester, New Hampshire after a long illness. The longtime resident of Rindge Avenue was a former worker in the textile industry.

She was the wife of the late James Davoren and the sister of Agnes Richmond of New Hampshire.

A Mass in Our Lady of Pity Church followed a funeral from the Keefe Funeral Home. She was buried in Holy Cross Cemetery.

Elizabeth Gilfedder

Elizabeth Ann (Corlin) Gilfedder, 44, died suddenly on August 4 in Glover Memorial Hospital. Born in Cambridge, she moved to Hale Street in Newton 16 years ago.

Her husband, Russell Gilfedder, her children, Patrick, Arlene, Bettyanne and Charles, and one granddaughter survive her. She was the sister of Irene and Marianne Corlin, Carol Ennis, Susan Lapon and Judith Simmons.

A Mass in Saint Mary's Church followed a funeral from the John J. Donovan Funeral Home. She was buried in Cambridge Cemetery.

Michael Rodzys

Michael Rodzys, 65, died on August 5 in the Soldier's Home after a long illness.

He was a retired Stop and Shop employee and an Army veteran of WWII.

His sisters, Frances Stankiewicz of Georgia and Josephine Mezuk of Dedham survive him. He is also survived by one nephew and three nieces.

A Mass of the Ressurection in Saint Hedwig's Church followed a funeral from the Szulewski and Son Funeral Home. He was buried in Saint Michael's Cemetery.

Carol Gore

Carol L. Gore, 60, died on August 4 in the VA Hospital after a long illness. The lifelong Cambridge resident was a retired mail handler and an Army veteran of WWII. He had been living at 3 Union St. at the time of his death.

He was the father of Carole Simmons and Andre Rhodes, both of Alabama, and Gene Washington of Roxbury. He was the brother of Reginald Gore and Stacia Camp of New York, Ulysses Gore, Georgie Thorn, Barbara Corbin and Thelma Newton, all of Cambridge. He is also survived by three grandchildren.

Funeral services in the A. J. Spears Funeral Home were followed by a burial in Cambridge Cemetery.

Daisy Snelling

Daisy M. (Hamilton) Snelling, 99, died on August 8 in Cambridge Hospital after a long illness. She was a life-long resident of Cambridge.

Mrs. Snelling was the wife of the late Frank L. Snelling. She is survived by her sisters, Alice Law of Arlington and Jane Nicolini of Cambridge.

Funeral services held in the chapel of the Watson Funeral Home were followed by a burial in Cambridge Cemetery.

David Carroll

David J. Carroll, 64, died on August 4 in the Massachusetts Rehabilitation Hospital after a long illness. The lifelong resident of Cambridge was an Army veteran of WWII and had been a resident of 27 Tremont St.

He was the father of Patricia McCusker, Shirley Orr and Jeane McCambly. He was also the brother of Mary Hayes.

A Mass in Saint Mary's Church followed a funeral from the Rogers Funeral Home. He was buried in Cambridge Cemetery.

Lillian Mangano

Lillian (Maffa) Mangano, 80, died on August 6 in Sancta Maria Hospital after a short illness. Born in Italy, she was a longtime Cambridge resident and was living at 283 Pearl St. at the time of her death.

She was the wife of the late Dominico and the mother of Antonio of Arlington, Frank of Stoneham, John of West Roxbury and the late Charles Mangano. She is also survived by her sister, Mary Ruggieri of Belmont, and 10 grandchildren.

A Mass in the Blessed Sacrament Church followed a funeral from the DeVito Funeral Home. She was buried in Mount Auburn Cemetery.

Margaret Hussey

Margaret (Bulger) Hussey, 62, died on August 6 in Middlesex Hospital.

Born in Canada, she was a longtime Cambridge resident at 462 Putnam Ave.

She is survived by her husband, Daniel Hussey, and her children, Margaret and Daniel Hussey. She is also survived by her sisters, Inez Rogers of Cambridge and Eva Bulger of Canada, and six grandchildren.

A Mass in the Blessed Sacrament Church followed a funeral from the John C. Burns and Son Funeral Home. She was buried in Cambridge Cemetery.

Charles Meehan

Charles J. Meehan, 65, died on August 8 in the VA Hospial after a short illness.

A life-long Cambridge resident, the Army veteran of WWII was a retired employee of the Cambridge DPW. He was also a member of the VFW Post No. 3273 in Cambridge and DAV Chapter No. 49 in Arlington. He was living at 70 Bishop Allen Drive at the time of his death.

He was the husband of Helen (Novashinski) and the father of Paul J., Ronald, Karen and Mary Ellen Meehan, Linda Vaughan Wagoner, Doris Williams and PFC Debra Lind. He is also survived by his mother, Alice Meehan, and 12 grandchildren.

A Mass in Saint Patrick's Church followed a funeral from the Rogers Funeral Home. He was buried in Cambridge Cemetery.

Major Washington Travers

Major Washington Travers, 71, died suddenly on August 6 in Dorchester Memorial Hospital, Maryland. Born in Fishing Creek, Maryland, he had lived in Cambridge for 21 years before returning to Fishing Creek to become a self-employed fisherman.

While in Cambridge he was an employee of Hood Rubber Company and Triple M Meat Company.

He is survived by his wife, Martha E. (Moore), and his children, Edgar W. of Waukegan, Illinois, Earl of Newton, Eugene A. of Cambridge, Major I. Travers of Burlington, Anna Miele of Cambridge, Kathleen Hammond of Nashua, New Hampshire, Carolyn Comfort of Tewksbury and Beatrice Turk and Evelyn Motiolo, both of Burlington. He is also survived by his sister, Mary M. Kennedy of Cambridge, 33 grandchildren and 14 great-grandchildren.

Funeral services held at the Curran Funeral Home in Cambridge, Maryland, were followed by a burial in Dorchester Memorial Park Cemetery, Cambridge, Maryland.

Rights of disabled backed at national conference

"There is no country in the modern world where disabled people share the same rights and benefits and have the same respect and responsibility as non-disabled people".

Those were the words of Lex Frieden, director of the Independent Living Research Utilization Project of the Texas Institute for Rehabilitation and Research, in his keynote address at the fourth national conference sponsored by the Handicapped Student Service Programs in Postsecondary Education which was held recently at the Hyatt Regency Hotel in Cambridge.

Over 300 disabled and non-disabled educators, administrators, student personnel workers, students and organization representatives, who have gathered from around the country to seek solutions to the problems of accommodating handicapped students in postsecondary education, heard Mr. Frieden describe how the Independent Living movement of disabled people has helped in their enfranchisement and emancipation.

Frieden, himself a quadriplegic due to spinal cord injury, said that, particularly in the past, society in the United States and elsewhere thought of and treated disabled people as "helpless children".

"We have been sheltered, protected and patronized", he said. "We have seldom been given an opportunity to speak on our own behalf. We have been segregated. We have been discriminated against both intentionally and unintentionally, and we have been deprived of certain rights".

One of the most important of those rights has been the right to live independently.

"Some of us," Frieden explained, "have been forced to stay at home and live with parents long after becoming adults, because the services we needed to become independent were not available in the community. For similar reasons, others of us have been forced to live in institutions where we had few chances to make even simple decisions like what to eat, what to wear, and when to go to bed".

Garden open house set

On Sunday, August 16, there will be an open house at the Mid-Cambridge Community Gardens at Hovey Ave. and Cambridge Street.

The purpose of the open house is to generally acquaint neighbors with the gardens, and to provide information to any current or future urban gardeners.

Community gardens are self-sufficient, provide about 200 Cambridge families with a chance to garden in their own neighborhood and are organized under the aegis of the Cambridge Conservation Commission.

The organizers hope to attract potential and current community gardeners, neighbors, and gardeners in general who are interested in information on maximum space utilizatin, circumventing lead problems and overcoming pests without the use of chemicals.

The open house, which will provide refreshments, will be from 1:30 to 3:30 pm at the community gardens on the corner of Hovey Ave. and Cambridge Street.

Elderly transit book offered

"Transportation for the Elderly and Handicapped" contains reports by transportation specialists and planners on special services in nine states and 18 cities and towns. Pertinent issues discussed include accessibility, coordination and brokerage, demand estimation, needs assessment, citizen participation, insurance, labor, training, and vehicles.

The reports analyze diverse special services for the elderly and handicapped in Pennsylvania, Massachusetts, Georgia, Florida, West Virginia, Kentucky, Virginia, Texas, and Iowa. Among the municipalities where these services are examined are New York, Washington, DC, Chicago, Pittsburgh, Louisville, Cleveland, Kansas City, Houston, Phoenix, and Los Angeles.

The Transportation Systems Center, directed by James Costantino, is DOT's research, analysis and development facility for all modes of transportation - motor vehicle, rail, air, urban transit, marine and pipeline. It is a major component of the Department's Research and Special Programs Administration.

Copies of this report can be obtained by writing to TSC, Technology Sharing Office, Code DTS-151, Kendall Square, Cambridge, Ma 02142.

News items due 5 pm Monday

Cantabs

Mary Bright, 29 Concord Ave., Cambridge, and Norman Humer of Boston, were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They won first in their section in the Boston Tea Party Pairs, a one-day championship in which 1,908 players competed.

Vincent Wilmot, 24 Peabody Terrace, Cambridge, and Bill Adams of Philadelphia, pa., were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They were winners in their section in the Bridgewater pairs, a one-session event in which 104 players competed.

Michael P. Portanova, 7 Richard Ave., Cambridge, Mass., was a winner in his section in the Boston Individual Championship at the 1981 North American Summer Championships of the American Contract Bridge League. There were 724 players competing in this event.

Paul G. Wendt, 35 Oxford St., Cambridge, and M. Kevin Flynn, Boston, were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They won first in their section in a one-session game in which 212 players competed.

Marie E. W. Torok, 13 Ware St., and **R. Prevoir,** 98 Prospect St., both of Cambridge, were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They won first in their section in the Faneuil Hall Special Pairs, a two-session championship in which 92 players competed.

George Francis, 50 Churchill Ave., Cambridge, MA and Fred Graf of Concord, NH were winners in their section in the Men's Pairs, Flight B, a one day championship in which 624 players competed at the Summer North American Bridge Championships.

Norman B. Kenney, 90 A. Kirkland St., Cambridge, and Susan Stearns of Lexington, were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They won first in their section and placed fifth overall in a one session event in which 104 players were competing.

Thomas C. Wilder, 225 Waldin St., Cambridge, and Al Comeau, Boston, were winners in their section in the Men's Pairs, Flight B, a one-day championship in which 624 players competed at the Summer North American Bridge Championships.

Samuel A. Wardell, 371 Prospect St., Cambridge, and Robert Gorsey of Groton, Ct., were winners in their section in the one-day Presidents Pairs at the Summer North American Bridge Championships. 296 players competed in this game designed for players with fewer than 100 master-points.

Ronald Wiener, 9 Chauncy St., Cambaride, and Nanci Schwartz of Fairfield, NJ, were Master Point winners at the 1981 North American Summer Championships of the American Contract Bridge League. They were winners in their section in the Walpole Pairs, a one-session event in which 220 players competed.

FIRST PUBLICATION NO. 2131.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-One
AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge."

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended by changing the district designation for the following areas:

1.0 Rezone to Residence B that area presently zoned Business B which is circumscribed by a line beginning at a point, said point being the intersection of the easterly projection of the southerly sideline of lot No. 4 and the centerline of Cedar Street as shown on Assessor's Plat No. 191;

1.1 Thence proceeding in a southerly direction along the centerline of Cedar Street for approximately 125 feet to its intersection with the centerline of Harvey Street;

1.2 Thence proceeding in a westerly direction along the centerline of Harvey Street for approximately 195 feet to its intersection with the southerly projection of the westerly sideline of lot No. 110 as shown on Assessor's Plat No. 191;

1.3 Thence proceeding in a northerly direction along the westerly sideline of lot No. 110 and its projection for approximately 175 feet to its intersection with the northerly sideline of lot No. 110 as shown on Assessor's Plat No. 191;

1.4 Thence proceeding in an easterly direction along the northerly sideline of lot No. 110 for approximately 10 feet to its intersection with the westerly sideline of lot No. 4 on Assessor's Plat No. 191;

1.5 Thence proceeding in a southerly direction along the westerly sideline of lot No. 4 for approximately 50 feet to its intersection with the southerly sideline of said lot;

1.6 Thence proceeding in an easterly direction along the southern sideline of lot No. 4 on Assessor's Plat No. 191 and its projection for approximately 170 feet to its intersection with the centerline of Cedar Street, the point of origin.

1.00 Said area includes all or parts of the following parcels of land: (total areas approximately 17,410 square feet)

1.01 **Premises shown on Assessor's Plat No. 191:** Odd numbers 5 through 7 Cedar Street and 17 and 35 Harvey Street, which include all of lots numbered 5, 6, and 110.

2.0 Rezone to **Residence B** that area presently zoned Industry A-1 and which is circumscribed by a line beginning at a point said point being the intersection of the centerline of Harvey Street and the southerly projection of the easterly side line of lot No. 111, as shown on Assessor's Plat No. 191;

2.1 Thence proceeding in a westerly direction along the centerline of Harvey Street, for approximately 250 feet to its intersection with the southerly projection of the easterly sideline of lot No. 21, as shown on Assessor's Plat No. 190;

2.2 Thence proceeding in a northerly direction along the easterly sideline of lot No. 21, and its projection for approximately 175 feet to its intersection with the northerly sideline of lot No. 21 as shown on Assessor's Plat No. 190;

2.3 Thence proceeding easterly along the southern boundary line of the Boston and Maine Railroad right-of-way for approximately 265 feet to its intersection with the easterly sideline of lot No. 111 as shown on Assessor's Plat No. 191;

2.4 Thence proceeding in a southerly direction along the easterly sideline of lot No. 111, and its projection, for approximately 175 feet to its intersection with the centerline of Harvey Street the point of origin, as shown on Assessor's Plat No. 191.

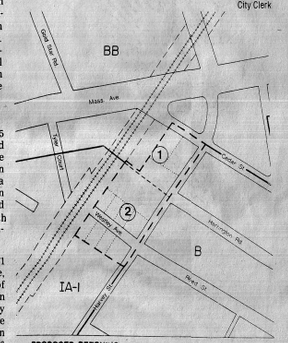
2.00 Said area includes all or parts of the following parcels of land: (Total area is approximately .75 acres)

2.01 **Premises shown on Assessor's Plat No. 191:** Odd numbers 51 through 57 and unnumbered lot on Harvey Street and even numbers 6 through 24 Westley Street, which include all of lots numbered 111, 7-8, 9, 10 and 1.

2.02 Premises shown on Assessor's Plat No. 190: Odd numbers 61 and 65 Harvey Street and 5 through 9 Westley Street, which include all of lots numbered 22, 23, 24, 25 and 26.

Passed to a second reading as amended at the City Council meeting held on August 3, 1981 and on or after August 24, 1981 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk



(C)Aug.13

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C. C. 106

#4 Unfinished Business

City of Cambridge

MASSACHUSETTS

41

In City Council Dec 29 1981

#1 Roll Call

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy	✓			
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			
	9	0	0	

ORDINANCE NO. 968.

FINAL PUBLICATION NO. 2125 . First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating.

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 9; Nays 0; Absent 0.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

C. C. 106

Unfinished Business #4

City of Cambridge

MASSACHUSETTS

In City Council June 29 1981

#2 Roll Call
4-2

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy	✓			
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan		✓		
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			
	8	1	0	

ORDINANCE NO. 969.

Final Publication No. 2126. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled the Zoning Ordinances of the City of Cambridge is hereby amended as follows:

Max. # dwelling units =

$$\frac{\text{Lot area in district 1}}{\text{district 1 min. lot area/du}} + \frac{\text{Lot area in district 2}}{\text{district 2 min. lot area/du}}$$

Where the computation of the total number of dwelling units allowed in each district results in two fractional numbers and where the sum of the resulting remainders from both districts equals or exceeds one, an additional unit shall be permitted."

"5.272 The maximum gross floor area shall be the sum of the total allowed dwelling units in each district, determined by adding the lot area in each district multiplied by the maximum allowed floor area ratio (FAR) for each district.

Maximum Gross Floor Area =

Lot area in district 1 x district 1 FAR
+
Lot area in district 2 x district 2 FAR

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 1; Absent 0.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

A. Replace subsection 3.32 of Section 3.30, Rules for Interpretation of District Boundaries, with the following new subsection 3.32:

"3.32 Where a zoning district boundary line divides a lot under single ownership at the time of the effective date of this Ordinance, the regulations for each zoning district shall apply to portions of the lot within the respective districts except as provided in this subsection 3.32."

"3.321 Where more than one-half the area of said lot is in a less restricted district, (either in terms of the district's overall regulations or a single regulation) the Board of Zoning Appeal may grant a special permit allowing any of the less restrictive dimensional regulation(s) to extend up to twenty-five feet into the more restricted district. Uses not allowed in the more restricted districts shall not extend into the more restricted districts."

"3.322 Dwelling units and/or gross floor area allowed in the more restricted district, according to the formulas specified in subsection 5.27, may be located in the less restricted district, but dwelling units or gross floor area allowed in the less restricted district may be located in that portion of the lot located in the more restricted district only to the extent permitted by Section 3.321."

B. Amend Section 5.20, Standards for Dimensional Regulations, by adding the following new subsection:

"5.27 The maximum residential density (lot area per dwelling unit) and gross floor area allowed on lots located in two or more zoning districts shall be calculated using the formulas specified in this subsection 5.27."

"5.271 The total number of dwelling units allowed shall be the sum of the total dwelling units allowed in each district, determined by adding the lot area in each district divided by the minimum lot area per dwelling unit for each district.

C. C. 108

Withdrawn by Dolliness #4

City of Cambridge

MASSACHUSETTS

In City Council 6/29 1981

Roll Call #3

43

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy			✓	
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan		✓		
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			
	7	1	1	

ORDINANCE No. 970.

Final Publication No. 2127. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

Delete subsections 4.255 and 11.125 and recodify subsections 11.126 and 11.127 as 11.125 and 11.126 respectively. Recodify subsection 10.45 as 10.46 and subsections 10.46-10.464 as 10.47-10.474. Add new subsection 10.45 as follows:

10.45 Any development application requiring a special permit from the Planning Board which contains:

1. one or more violations of the regulations specified in this ordinance, other than use violations, or
2. elements requiring a special permit from the Board of Zoning Appeal,

may be allowed by the Planning Board within the scope of the Planning Board special permit and shall not require a separate application to the Board of Zoning Appeal. Any request for a use variance shall require separate proceedings before the Board of Zoning Appeal.

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk

C. C. 108

Unfinished Business #4

City of Cambridge

MASSACHUSETTS

In City Council 6/29 1981

4-4 Roll Call #4

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy			✓	
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr.Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			
	8	0	1	

ORDINANCE NO. 971.

Final publication NO. 2128. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

Amend Section 11.63, (Parkway Overlay District) Applicability, as follows:

a. In subsection 11.636, insert "11.637," after "11.635".

b. Replace subsection 11.637 with the following new subsection:

"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsections 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will better serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

C. C. 106

City of Cambridge

MASSACHUSETTS

Unfinished Business #4

In City Council 4/29 1981

4-5

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy			✓	
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan		✓		
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			
	7	1	1	

ORDINANCE NO. 972.

Final PUblication No. 2129. First Publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

A. Amend Article 2.000, the definition of "Development Parcel" to read as follows:

"Development Parcel. The total land area included within a Planned Unit Development, irrespective of the number or configuration of lots. A development parcel may include land in more than one ownership. In computing the area of a development parcel, both land and water areas within such parcel may be counted. A development parcel shall contain contiguous lots only, unless the regulations for a specific planned unit development district explicitly provides for development parcels containing non-contiguous lots."

"However in no instance shall non-contiguous lots be separated by more than 1200 feet measured in a straight line from lot to lot."

B. Amend Article 13.000, Planned Unit Development Districts, as follows:

(i) In subsection 13.332 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-2 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (East Cambridge Riverfront)

(ii) In subsection 13.342 add the following new sentence after "two (2) acres." "A development parcel within the PUD-3 may contain noncontiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Broad Canal Area)

(iii) In subsection 13.532 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-4 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Lechmere Canal Area)

(iv) In subsection 13.631 add the following new sentence after "20 acres." "A development parcel within the PUD-5 District may contain non-contiguous lots." (Alewife Area)

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

ORDINANCE NO. 968.

FINAL PUBLICATION NO. 2125 . First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating.

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 9; Nays 0; Absent 0.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

ORDINANCE NO. 968.

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ATTEST:- Paul E. Healy, City Clerk.

ORDINANCE NO. 969.

Final Publication No. 2126. First publication in the Chronicle on June 11, 1981.

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In the Year One Thousand, Nine Hundred Eighty-One

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled the Zoning Ordinances of the City of Cambridge is hereby amended as follows:

A. Replace subsection 3.32 of Section 3.30, Rules for Interpretation of District Boundaries, with the following new subsection 3.32:

"3.32 Where a zoning district boundary line divides a lot under single ownership at the time of the effective date of this Ordinance, the regulations for each zoning district shall apply to portions of the lot within the respective districts except as provided in this subsection 3.32."

"3.321 Where more than one-half the area of said lot is in a less restricted district, (either in terms of the district's overall regulations or a single regulation) the Board of Zoning Appeal may grant a special permit allowing any of the less restrictive dimensional regulation(s) to extend up to twenty-five feet into the more restricted district. Uses not allowed in the more restricted districts shall not extend into the more restricted districts."

"3.322 Dwelling units and/or gross floor area allowed in the more restricted district, according to the formulas specified in subsection 5.27, may be located in the less restricted district, but dwelling units or gross floor area allowed in the less restricted district may be located in that portion of the lot located in the more restricted district only to the extent permitted by Section 3.321."

B. Amend Section 5.20, Standards for Dimensional Regulations, by adding the following new subsection:

"5.27 The maximum residential density (lot area per dwelling unit) and gross floor area allowed on lots located in two or more zoning districts shall be calculated using the formulas specified in this subsection 5.27."

"5.271 The total number of dwelling units allowed shall be the sum of the total dwelling units allowed in each district, determined by adding the lot area in each district divided by the minimum lot area per dwelling unit for each district.

Max. # dwelling units =

$$\frac{\text{Lot area in district 1}}{\text{district 1 min. lot area/du}} + \frac{\text{Lot area in district 2}}{\text{district 2 min. lot area/du}}$$

Where the computation of the total number of dwelling units allowed in each district results in two fractional numbers and where the sum of the resulting remainders from both districts equals or exceeds one, an additional unit shall be permitted."

"5.272 The maximum gross floor area shall be the sum of the total allowed dwelling units in each district, determined by adding the lot area in each district multiplied by the maximum allowed floor area ratio (FAR) for each district.

Maximum Gross Floor Area =

Lot area in district 1 x district 1 FAR
+
Lot area in district 2 x district 2 FAR

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 1; Absent 0.

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ATTEST:- Paul E. Healy, City Clerk.

White aide admits budget shift error

Continued from Page A1

Councilor Frederick Langone that documentation supplied by Kane as director of CSA made no reference to the brochure, Bosenbloom said:

"It (brochure) is not being prepared for us by this (King's) office. I was in error in saying it was."

Rosenbloom said he now expects the brochure to be prepared by the mayor's communications office, for which $325,000 has been set aside by five departments — police ($70,500), fire ($115,000), traffic ($38,000), Boston Redevelopment Authority ($50,000) and Health and Hospitals ($52,000).

Rosenbloom wasn't the only top-ranking city official to retreat yesterday from earlier statements.

Auditor Newell Cook, in earlier interviews with reporters, had said he would not approve any transfers until he was "convinced" that departments were getting "a dollar's worth of services for each dollar paid out."

Cook's position was supported by Harold Carrell, the city's corporation counsel. Both serve at the will of Mayor White.

Yesterday, however, they told the council that Kane's general description of services performed by CSA between last July 1 and Sept. 30 was sufficient to warrant a $17,000 transfer from the Health and Hospitals Department.

"We don't have to fingerprint her (Kane)," said Carroll. "We have to provide reasonable documentation of services rendered to department heads — in this case, Dr. Rosenbloom."

Kane's documents consist of a one and a half-page summary of social service agencies and community organization "assisted" by CSA, and a compilation of employee time slips showing hours worked on "health care-related projects."

Kane herself is listed as working 20 hours per week — or 50 percent of her time — for Health and Hospitals. Included are the weeks ending Sept. 23 and Sept. 30, during which she hosted the Great Cities of the World Conference.

Under questioning by Langone and members Rosemarie Sansone and John Sears, the deputy mayor conceded that the documents do not reflect an exact account of her activities.

"They (documents) are my best representation of time spent over a 13-week period," said Kane, who earns $56,000 per year. "Actually, we spent more time (on health-related projects) than we're charging for."

The councilors remained unconvinced. Sears said the transfers violate the budget process and give department heads an opportunity to "escape" from restrictions imposed by the council.

Langone said the transfers "shows the arrogance of an administration that's been in office too long — that thinks it can roll over people."

The $17,000 transfer to Kane's office was made Dec. 31, a week after she had exhausted her $165,000 personnel account, which now lists 23 employees — or 11 more than authorized by the council in the fiscal 1981 budget.

Mayor White, in his State of the City address on Monday, said that because of Proposition 2½, all department heads will be required to live within their budgets. However, Cook said additional funds will be transferred into Kane's office as soon as the documentation is completed.

Earlier in the session, Councilor Raymond Flynn questioned mayoral adviser Stephen Dunleavy about his role as head of the public safety division within the Office of Public Service (OPS).

Many of the division's activities are being financed by the police and fire departments, which have set aside $723,000 for OPS.

Dunleavy said the 18 persons are assigned to the division to do research and coordinate a variety of public safety programs in collaboration with other city departments.

Flynn, who noted that funding for White's proposed Office of Public Safety was rejected by the council last summer, suggested that Dunleavy's activities be performed by the Police Department.

"At a time when the mayor is talking about 25 percent reductions in the police and fire departments, I find it outrageous that funds from these departments are being diverted to political agencies," said Flynn.



AP Photo

Western Massachusetts Hospital personnel recreate mood of a coma ward in this photo taken at the Westfield institution's Unit 3 coma ward.

Coma victims don't die, or live

Continued from Page A1

it and then gone on. But John's not dead. I'm predicting another 35 years of this."

There are a growing number of coma patients across the country because paramedics and improved first-aid techniques are keeping alive people who would have died 20 years ago, Davio said.

Most coma patients are victims of automobile accidents and most, tragically, are young. Several residents of the Western Massachusetts unit are in their 20s, the youngest 19 and the oldest 47, and the longest any has been in a coma is 4½ years.

Each has a private room, usually decorated with family pictures and greeting cards. One patient, a 20-year-old man involved in a 1978 car crash on Christmas Eve, has an old newspaper clipping hanging on his wall, recounting his exploits as a star baseball player in high school.

Another patient, a woman in her 20s, lies motionless beside a framed photo of her baby daughter. The woman went into a coma while giving birth to the child.

Nurses are on duty around the clock. Every few hours they turn the patients in bed, to prevent bed sores, and every day the patients are lifted into armchairs and moved around, to aid circulation.

Hospital officials can only guess how aware the patients are of their surroundings, but they treat them as if they are alert.

"Hearing is supposed to be the last sense you lose before you die, so a lot of the patients have radios and the nurses talk to them," Davio said. "They'll let them know what day it is, and whether it's snowing or sunny outside.

"They almost all have their own personalities," she said. "Some rotate their eyes and I'm sure that some have alert minds and can feel pain."

She said the unit here was started a year ago because it was easier to care for coma victims in one place.

Chances are less than 1 percent that a person who lapses into a coma for more than 10 days will ever emerge, Davio said. Even then there's a high likelihood of brain damage.

Still, families and friends of coma patients cling to prayers that their loved one will stage a miraculous recovery.

"There's a young boy whose father stops in every day after work, and a mother who comes in every morning at 11:45 to see her son," she said. "You could almost set your clock to them."

"There's not one person in those 17 people's families who isn't hoping all the time," said Dickinson, who drives 30 miles every other day to visit his wife. "You never give up hope, but the brain is such an unknown area."

Not all people keep hoping. Some families, unable to cope, simply stay away.

"John's family hasn't been to see him in two years because they can't handle it," Mrs. Blake said. "They've pretended that John died. I've finally accepted that John will be like this, barring a miracle, for the rest of his life."

The Blakes' 12-year-old daughter has seen her father only twice since his accident and refuses to go back.

"I overheard my daughter tell her cousin that her daddy's head was all caved in and he looks real creepy," she said. "Is this how she's going to remember her father for the rest of her life?"

The patients receive compassionate care. Nurses change their clothes regularly, bathe them, brush their teeth and cut their hair. The patients are fed intravenously and some have tubes inserted in the throat to help them breathe, but none is kept alive by any other artificial means.

People on life-support equipment are not admitted to the unit, which has a capacity of 20, Davio said. Because so few hospitals have units devoted to caring for coma patients, she estimated there are at least 50 to 75 people throughout Massachusetts waiting to get in.

"I could make a few phone calls and fill this entire hospital's 200 beds in just a few days," she said. "A general hospital doesn't want these patients and can't take care of them. Nobody want them. After the patient has stabilized, he doesn't die — he just exists."

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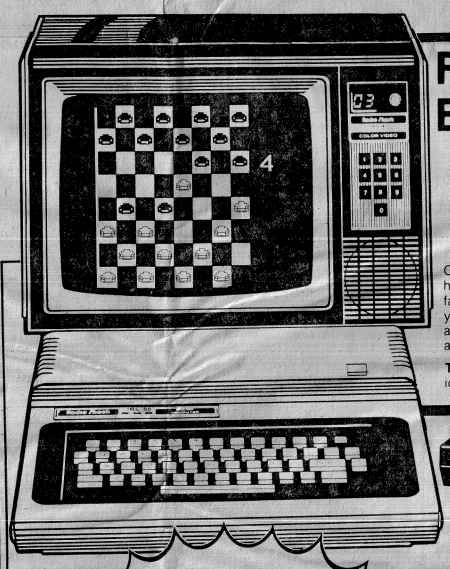

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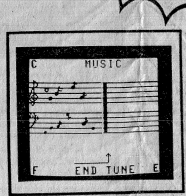

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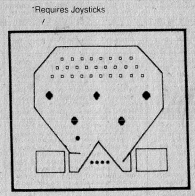

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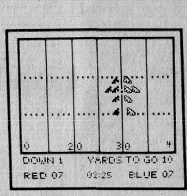

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Police union votes (102-7) no confidence in chief

By JOHN CONNOLLY
Staff Writer

By a margin of 102 to 7, with two members abstaining, the Somerville Police Employees Association (SPEA) late Tuesday night voted "no confidence" in Acting Police Chief Arthur J. Pino.

SPEA President John Leuchter said the vote, which included patrolmen and executive officers, "clearly states our position. The vote speaks for itself."

"We (the SPEA) want to show the mayor that we need his help to solve the problems within the department," Leuchter said. "This is the way we want to show the mayor that the acting chief does not have the support of the membership."

Leuchter said the issue involves more than reorganization or elimination of strict seniority — both goals of Pino.

"It's more than that," he explained. "The atmosphere and morale within the department is at an all-time low. If he (Pino) had any strong support, it would have shown at the general membership meeting."

Pino said yesterday afternoon that the vote was "worth nothing."

"This vote is not against me but rather is all encompassing and includes the administration, reorganization and negotiations," he said.

"It is important to remember that as chief, I have no say in the assignment of personnel," he continued. "I cannot pick even one position to fill, not even my administrative aide. If it's a no confidence vote, then they're knocking themselves because they fill all the positions through job picks."

All I want is a chance to put the right men in the right positions," he said. Then, they can knock me. But, first, give me the chance."

Ed Bean, press secretary to Mayor Eugene C. Brune, said yesterday the mayor had declined to comment directly on the SPEA vote but would discuss reorganization and the police department in general on Monday night in his State of the City address.

Anti-draft picketing continues

Anti-draft groups will picket the U.S. Post Office on Mt. Auburn Street in Cambridge tomorrow beginning at 8 a.m. The picket line is expected to continue until the building closes at noon.

Spokesmen for the groups say their purpose is to make the public aware of their opposition to the draft and to attempt to persuade 18-year-olds not to register.

On Tuesday, similar groups picketed the main post office on Massachusetts Avenue, across from city hall.

'Unknown risks' charged in DNA lab proposed

A majority of the more than 125 persons who attended last night's public hearing to discuss a proposal by Genetics Institute to operate a DNA research laboratory in Somerville spoke out against what they charged were "unknown risks" involved in recombiant DNA research.

"I don't have to be a Nobel Prize winner to know that there is no guarantee against mistakes," said Hayat Iaim, a Cambridge resident and mother of two.

Genetics Institute, headed by Dr. Mark Ptashne of Harvard University, has applied for a building permit from the City of Somerville in order to convert the former Reliable Silver building on Beacon Street, into a DNA research facility.

Ptashne, who said there seemed to be a "higher ratio of anxiety to danger," said his firm would be dealing only with the lower levels of Recombinant DNA research, or gene-splicing.

Somerville presently has no regulations covering DNA experimantation. To that end, Mayor Eugene C. Brune and Ward Two Alderman Francis P. Bakey have cofiled an ordinance providing new regulations.

The ordinance, if passed, would allow experimentation undertaken only under strict conformity with guidelines set by the National Institute of Health (NIH); adopt appropriate safe-guards adn procedures for all personnel to minimize potential accidents; form a broad-based Institutional Bio-Safety Committee; perform adequate screening to ensure the purity of the strain of host organisms used in experiments and test organisms resulting from these tests for their resistance to commonly used therapeutic antibiotics.

Also, the proposed lab would be required to provide an appropriate medical sruveillance program as determined by the Bio-Safety Committee for all persons engaged in experimentation.

In addition, the ordinance would restrict experimentation on the higher "P3" levels of containment and would not permit the use of humans as experimental subjects.

Under the ordinance, violators would be subject to a $200-per-day fine and the laboratory in violation could be ordered closed by the local Board of Health.

Defending Recombinant DNA research, Ptashne said, "There is a misinterpretation here that by tinkering with one harmless organism you can produce a dangerous one. That is wrong."

Ward Seven Alderman Andrew Puglia disagreed.

"But while there may never be an incident, we have to deal with that hypothetical possibility before it happens," he said.

As one speaker, Laurie Davidson of Beacon Street, Somerville, put ot, "I'm young, but I want to get old."

The ordinance was referred to the sub-Committee on Public Health and Public Safety.



Staff Photo by Stanley Forman

One of the three injured passengers is removed from the scene of Green Line accident at Newton Highlands near the Eliot Station. Two LRVs collided about 7:30 a.m. on the inbound track of the Riverside Line. The three passengers were treated at the Newton Wellesley Hospital for minor injuries and released. Cause of the accident is under investigation.

Robbed T bus driver says he's 3-way loser

Continued from Page A1

He also had to replace a state Department of Public Utilities license to carry passengers that also went with his wallet.

"The bus was robbed at 7:30 p.m. New Year's Eve and it wasn't until 9:30 that I got through with Boston Police, MBTA Police and passenger reports," Barbour explained.

"The next day was New Year's Day, a Thursday, and everything was closed.

"Friday was my day off, but I spent all morning in court because they arraigned two suspects in the robbery. Then I went to MBTA offices, made out more reports and didn't finish until 2.

"My wife works as a clerk at St. Margaret's Hospital and I had to pick her up, plus my two sons who were in with other people," Barbour explained.

Before his licenses were stolen, Barbour had been scheduled to work Saturday and Sunday night. Monday morning on his own time, he got both driver's and passengers' licenses replaced at a cost of $6.

"I think they should have paid me for the 4½ hours I spent getting the licenses," said Barbour. "It was my own time.

"But the truth is that after the robbery nobody from the MBTA even called the house to see how I was . . . A lot of my friends did."

Barbour, who has driven for the MBTA six years, said he laughed when his boss said he would be docked.

"I belong to the union and never thought they would get away with it," the driver said. "Then the union said there was nothing it could do."

Redmond Condon, a spokesman for Local 589 of the Boston Carmen's union, declined to discuss the case yesterday, saying only:

"He (Barbour) talked to us on the phone and we suggested several avenues that were open to him. Ask him to tell you the full story?"

The New Year's Eve robbery wasn't the first time Barbour had been robbed on duty.

"Six months after I came on the job, they got me five or ten dollars and a cheap watch on Talbot Avenue in Dorchester," he explained.

"The MBTA offered to reimburse me for the watch because they require a driver to wear one, but anything else is an automatic loss.

"They didn't get my license that time," said Barbour, "because I had it in a different pocket."

'Sick and tired,' tenants to fight rent increases

By KEN POWERS
Staff Writer

Two Cambridge tenants organizations last night gave warning to the Rent Control Board that the tenants are "sick and tired" of rent increases and vowed to band together to fight the landlords.

Representatives of the Cambridge Tenants Organization (CTO) and the Alliance of Cambridge Tenants (ACT) urged some 100 persons attending a meeting at the Committee of Elders, 15 Pearl Street, to let the Rent Control Board know that they are representatives of the tenants not the landlords.

Joel Johnson of ACT said, "We're fed up with absorbing 100 percent of the increases placed on the landlords. It doesn't mean anything to them (landlords) when all they do is pass the increases on to the tenants."

"Rents increased 26 percent last year and will probably increase more this year unless we do something about it."

Janet Lansberry of CTO said that under Proposition 2½ the landlords are guaranteed a decrease in property taxes but there is no provision in the bill that says the landlords have to pass the "windfall" back to the tenants.

MBTA budget: Once again it's been knocked off rails

Continued from Page A1

than cutting service, management and labor personnel from its 6,000-worker payroll. Locke said. "We will not spend one penny more than the $337 million," he added. The state supreme judicial court late last year ruled that the MBTA could not exceed the budget approved by the MBTA Advisory Board.

Attorney James J. Sullivan of the Boston law firm of Dimento and Sullivan, counsel for the T unions, called the ruling "a clear cut victory for the union. The Authority has been acting as if the contracts had been dissolved since the (emergency bailout) legislation was enacted. "The court said that for the remainder of the terms of the agreements the provisions on those agreements stand and the Authority must abide by them. Negotiations on new contracts are a different matter. The legislation itself was not the issue," Sullivan said. "We were talking about the present contracts."

Locke, th T's chief executive officer, claimed he was entitled to make necessary changes in working conditions without negotiations of collective bargaining under the recently enacted legislation. But Judge Young ruled that, "The legislative action cannot be read as extinguishing what all parties were entitled to rely upon as a past practice since 1935."

Young said his preliminary injunction will expire when the court case now pending is decided, when a new contract is negotiated or on July 3, 1981, or whichever occurs first.

State Rep. David B. Cohen, D-Newton, a leader in the effort to reform management of the MBTA, said, "The decision upholds the essential validity of the reform legislation. It allows the 'T' to leave unfilled any position which in the future becomes vacant, and it allows the T to negotiate all future contracts in accordance with the reform legislation.

"Unfortunately, the decision imposes a six-month injunction upon the MBTA, delaying the implementation of important reform provisions . . .

"The prudent course is to appeal to a higher court the limited injunction on the hiring of part-time personnel and abolishing the guard law. The prohibition on implementing those provisions will cost the 'T' literally millions over the next six months and will play havoc with its 1981 budget," Cohen said.

Legal Notices

NOTICE

The annual report of the Institute of Traditional Science, Inc. for the fiscal year ended August 31, 1980 is available at the offices of Barnicle and Anderson, Certified Public Accountants, 211 Congress Street, Boston, Massachusetts, 02110 for inspection during regular business hours by any citizen who requests it within 180 days there of. Principal Manager of the Foundation is Heaven O'Keefe. Dated: January 9, 1981 Jan. 9

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108402. Joe Glover, Plaintiff vs. Gleria D. Glover, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by Joe Glover who resides at 24 Gilmore, seeking a Divorce. You are required to serve upon Harry Shuiman, Esq., plaintiff's attorney, whose address is 24 Washington Street, Roxbury, Massachusetts your answer on or before March 19, 1981. 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 Pemberton Square, Boston, Massachusetts. Witness, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston, Massachusetts. JAMES MICHAEL CONNOLLY, Register of Probate. January 6, 1981 Jan. 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112448. To all persons interested in the estate of Irene H. Hayes late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Irene T. Keeseler of Boston, in the County of Suffolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before 9:30 o'clock in the forenoon on the 19th day of January 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 23rd day of December 1980. JAMES MICHAEL CONNOLLY, Register. Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108388. Cheryl Chiano, Plaintiff vs. Michael Chiano, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by Cheryl Chiano, seeking a divorce. You are required to serve upon Jeffrey L. Weit, plaintiff's attorney, whose address is Cambridgeport Professional Center, 1 West Street, Cambridge, MA 02139 your answer on or before March 19, 1981. 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 Boston, Witness, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston, Mass., December 26, 1980. JAMES MICHAEL CONNOLLY, Register of Probate. Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108320. Arthur J. Douglas, plaintiff vs. Beverly A. Douglas, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Arthur J. Douglas, seeking a divorce on the grounds of desertion. You are required to serve upon John R. McGrath, Esq., plaintiff's attorney, whose address is 44 Bromfield Street, Boston, MA 02108 your answer on or before February 26, 1981 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 County of Boston. Witness, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston, Mass., December 19, 1980. JAMES MICHAEL CONNOLLY, Register of Probate. Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 111432. To Lewis L. D'Amelio of Boston, in said County of Suffolk, and to his heirs apparent or presumptive and to the Massachusetts Department of Mental Health: If required. A petition has been presented to said Court alleging that said Lewis L. D'Amelio is a mentally ill person and praying that Theresa D'Amelio of Pittsfield in the County of Berkshire, or some other suitable person be appointed his guardian. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 22nd day of January 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 17th day of December 1980. JAMES MICHAEL CONNOLLY, Register. Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112679. To Zita B. Campbell of Boston, in the County of Suffolk, and to her heirs apparent or presumptive and to the Massachusetts Department of Mental Health: If required. A petition has been presented to said Court alleging that said Zita B. Campbell has become incapacitated by reason of mental weakness to properly care for her property and praying that Lee F. Mooney of Boston, in said County, or some other suitable person be appointed conservator of her property. If you desire to object thereto, you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 29th day of January 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 26th day of December 1980. JAMES MICHAEL CONNOLLY, Register. Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 108416. Alfa Jean Bastiste Valentin, Plaintiff vs. Yves Valentin, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Alfa Jean Bastiste Valentin, seeking Divorce. You are required to serve upon Harvey Alford, Esq., plaintiff's attorney, whose address is 600 Pleasant St., Watertown, MA 02172, your answer on or before February 19th, 1981. 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 County of Suffolk. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register of Probate. Jan 9,16,23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112806. To the next of kin, interested in the estate of Rose Pasquarosa late of Boston, Suffolk County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Samuel Samuelian of Medfham, in the County of Norfolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 16th day of March 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan 9,16,23

COMMONWEALTH OF MASSACHUSETTS. Middlesex, ss. PROBATE COURT. Case No. A20277. To Julie Ann Keilty, of Watertown in the County of Middlesex, and to the father, of Arlington in the County of Middlesex, of Aschiee Marie Keilty, a minor child, and to the Boston Department of Social Services, Child Welfare and Guardianship, under the provisions of General Laws, Chapter 119, Section 23, subsection D(F. Petition has been presented to said Court by Mary Jane England, M.D., Commissioner Division of Family and Children's Services, Department of Social Services, Commonwealth of Massachusetts, praying that the Court dispense with the consent of said Julie Ann Keilty and to the father shall not be required upon a petition for adoption of said minor child sponsored by your petitioner, as provided by the General Laws, Chapter 210, Section 3, as most recently amended by Chapter 552 of the Acts of 1978. If you desire to object thereto you or your attorney should file a written appearance in said Court at Cambridge before ten o'clock in the forenoon on the ninth day of February 1981, the return day of this citation. Witness, Sheila R. McGovern, Esquire, First Judge of said Court, this twenty-third day of December 1980. PAUL J. CAVANAUGH, Register. Jan 9, 16, 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112801. To all persons interested in the estate of Rose M. Coleman late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Shawmut Bank of Boston N.A. of Boston, in the County of Suffolk, praying that it be appointed executor thereof without giving a surety on its bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 5th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan 9,16,23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112795. To all persons interested in the estate of Franz J. Morris late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Benjamin P. Rotter of Brookline, in the County of Norfolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 19th day of March 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan 9,16,23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112803. To all persons interested in the estate of Mildred M. Good late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Rosemary Murphy of Westwood, in the County of Norfolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 9th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan 9 16 23

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that I Bun Stop Pub, Inc., John P. Fallon, Mgr., 232 Western Ave., Allston, Mass. 02134, holder of a Tavern, C. V. all alcoholic Beverage License, #1374, has applied for a change of classification to a C.V. 7 day All Alcoholic Beverage License. Also: A petition to amend the description of the Licensed premises to increase the capacity from 99 to 199. Hearing: Wednesday, January 21, 1981, 11:40 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON. Jan. 9

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that Jubilee Restaurant, Inc., d/b/a Battery march Trust, has applied for C.V. 7 Day Malt & Wine License, to be exercised at 89 Broad Street, Boston, Mass., in one room and kitchen on first floor. Hearing: January 21, 1981, 11:30 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON. Jan. 9

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that Patricia A. Tsoumas, d/b/a Patricia's Sports, has applied for a Retail Package Store All Alcoholic Package Store, to be exercised at 600 Columbia Road, Dorchester, in one room, office and one room for storage on first floor (3 rooms). Hearing: January 21, 1981, 11:20 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON. Jan. 9

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112775. To all persons interested in the estate of Ernest R. Wyman, late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Pauline Frances Gavin, of Plainville, in the County of Norfolk, praying that she be appointed executrix thereof without giving a surety on her bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 5th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan. 9, 15, 22

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 112804. To all persons interested in the estate of Annie L. MacNeil late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth; if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Joseph A. Doyle of Boston, in the County of Suffolk, praying that he be appointed executrix thereof without giving a surety on her bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 5th day of January 1981. JAMES MICHAEL CONNOLLY, Register. Jan 9 16 23

THE COMMONWEALTH OF MASSACHUSETTS MASSACHUSETTS REHABILITATION COMMISSION

Notice of proposed Adoption and Amendment of Regulations

Pursuant to M.G.L. c. 30A, s. 3, the Massachusetts Rehabilitation Commission hereby gives notice that it adopt the following: 1. Placement Services Regulations which delineate the Standards for the provision of placement services to handicapped individuals. 2. Motor Vehicle Modification Services — this amendment to current regulations further defines Commission discretion in awarding modified vehicles during the warranty period. Interested persons are hereby notified that they may participate in the rule-making process by submitting written data, views, or arguments to the Massachusetts Rehabilitation Commission, 296 Boylston Street, Boston, MA 02116. Attn: Ann Oberg. Copies of proposed regulations are available at the above address and on file with the state and for before February 2, 1981 with the Commission. Alfred A. Alfonso Massachusetts Rehabilitation Commission. ALFRED C. BARTELS Commissioner. Jan. 9

PUBLIC ANNOUNCEMENT
January 7, 1981

Notice is hereby given that the Boston area office of the Federal Department of Housing and Urban Development (HUD) has set aside $3,574,000 of 30 year Section 8 Housing Assistance funds for use in housing developments to be financed by the Massachusetts Housing Finance Agency. This subsidy must be used in a manner complementary to the HUD area office's allocation plan and must be consistent with local Housing Assistance plans and Areawide Housing Opportunity plans, where applicable. Although the agency will accept new applications at its offices in Gov't Center Hall, 45 School Street, Boston, Massachusetts 02108, applications are already on hand which will receive priority consideration for an allocation of the subsidy set aside. The agency's selection procedure is available upon request at the above mentioned address. It is anticipated that the selection of projects to receive this Section 8 set aside will be made by the agency board at a special meeting scheduled Tuesday, January 13, 1981 at 2:30 P.M. JOHN BLAKE, JR., Executive Director. Jan 9

Other Legal Notices on pages A13, B10 and B11.

PUBLIC NOTICE RELATIVE TO ZONING

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 a public hearing will be held on Tuesday, January 27, 1981 at 7:30 p.m. in the City Council Chamber, City Hall, Cambridge, Massachusetts on the petition of the Planning Board to amend the text of the Zoning Ordinances by adopting a package of technical amendments.

Copies of this petition 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 David A. Wylie, Chairman

NOTE: Pursuant to the provisions of General Law, Chapter 40, Section 32A, Tercentenary Edition, the ordinance as aforesaid which exceeds in length eight octavo pages or 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 ordinance is 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.

PUBLIC NOTICE RELATED TO ZONING

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 a public hearing will be held on Tuesday, January 27, 1981 at 7 p.m. in the City Council Chamber, City Hall, Cambridge, Massachusetts on the petition by the City Council to amend the text of the zoning ordinance by EXTENDING THE "TEMPORARY RESIDENTIAL CONVERSION MORATORIUM" TO JUNE 30, 1981. Until June 30, 1981, no demolition, building or occupancy permits would be issued if such permit would authorize the developments of a religious or education use of land within a Residence A-1, A-2, B or C-1 zoning district.

Copies of this petition 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,
Council, David A. Wylie, *Chairman*

Green hair worth $27,969

A jury has decided that Jamie Friedman's green hair was worth $27,969.

The 25-year-old Cambridge woman deserved that sum for problems she encountered after a hair highlighting treatment backfired, the Middlesex Superior Court jury ruled.

Ms. Friedman testified that after she visited the John Dellaria Salon in Boston on Oct. 27, 1977, her blonde hair turned green. The jury awarded $22,500 in damages plus $5,469 interest.

City of Cambridge

NOTICE OF PUBLIC HEARING

The Cambridge City Council Committee on Ordinances will conduct a public hearing on Wednesday, January 14, 1981, beginning at 7:00 p.m. in the City Council Chamber, Second Floor, City Hall, Cambridge, MA.

The purpose of this hearing will be to consider a request from the Cambridge Association of Taxi Owners, et al for a rate increase.

All interested individuals are invited to attend and be heard at this time.

For the Committee,
Council David A. Wylie, *Chairman*

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WE WILL HELP YOU KEEP YOUR NEW YEAR'S RESOLUTIONS TO
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SOMERVILLE HYPNOSIS CENTER
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S. C. MATHESON

If you'd like to cash in on your old relics, call 423-4545. Herald American Classified Advisors will help you write an ad

White aide admits budget shift error

Continued from Page A1

Councilor Frederick Langone that documentation supplied by Kane as director of CSA made no reference to the brochure, Bosenbloom said:

"It (brochure) is not being prepared for us by this (King's) office. I was in error in saying it was."

Rosenbloom said he now expects the brochure to be prepared by the mayor's communications office, for which $325,000 has been set aside by five departments — police ($70,500), fire ($115,000), traffic ($38,000), Boston Redevelopment Authority ($50,000) and Health and Hospitals ($52,000).

Rosenbloom wasn't the only top-ranking city official to retreat yesterday from earlier statements.

Auditor Newell Cook, in earlier interviews with reporters, had said he would not approve any transfers until he was "convinced" that departments were getting "a dollar's worth of services for each dollar paid out."

Cook's position was supported by Harold Carrell, the city's corporation counsel. Both serve at the will of Mayor White.

Yesterday, however, they told the council that Kane's general description of services performed by CSA between last July 1 and Sept. 30 was sufficient to warrant a $17,000 transfer from the Health and Hospitals Department.

"We don't have to fingerprint her (Kane)," said Carroll. "We have to provide reasonable documentation of services rendered to department heads — in this case, Dr. Rosenbloom."

Kane's documents consist of a one and a half-page summary of social service agencies and community organization "assisted" by CSA, and a compilation of employee time slips showing hours worked on "health care-related projects."

Kane herself is listed as working 20 hours per week — or 50 percent of her time — for Health and Hospitals. Included are the weeks ending Sept. 23 and Sept. 30, during which she hosted the Great Cities of the World Conference.

Under questioning by Langone and members Rosemarie Sansone and John Sears, the deputy mayor conceded that the documents do not reflect an exact account of her activities.

"They (documents) are my best representation of time spent over a 13-week period," said Kane, who earns $56,000 per year. "Actually, we spent more time (on health-related projects) than we're charging for."

The councilors remained unconvinced. Sears said the transfers violate the budget process and give department heads an opportunity to "escape" from restrictions imposed by the council.

Langone said the transfers "shows the arrogance of an administration that's been in office too long — that thinks it can roll over people."

The $17,000 transfer to Kane's office was made Dec. 31, a week after she had exhausted her $165,000 personnel account, which now lists 23 employees — or 11 more than authorized by the council in the fiscal 1981 budget.

Mayor White, in his State of the City address on Monday, said that because of Proposition 2½, all department heads will be required to live within their budgets. However, Cook said additional funds will be transferred into Kane's office as soon as the documentation is completed.

Earlier in the session, Councilor Raymond Flynn questioned mayoral adviser Stephen Dunleavy about his role as head of the public safety division within the Office of Public Service (OPS).

Many of the division's activities are being financed by the police and fire departments, which have set aside $723,000 for OPS.

Dunleavy said the 18 persons are assigned to the division to do research and coordinate a variety of public safety programs in collaboration with other city departments.

Flynn, who noted that funding for White's proposed Office of Public Safety was rejected by the council last summer, suggested that Dunleavy's activities be performed by the Police Department.

"At a time when the mayor is talking about 25 percent reductions in the police and fire departments, I find it outrageous that funds from these departments are being diverted to political agencies," said Flynn.



AP Photo

Western Massachusetts Hospital personnel recreate mood of a coma ward in this photo taken at the Westfield institution's Unit 3 coma ward.

Coma victims don't die, or live

Continued from Page A1

it and then gone on. But John's not dead. I'm predicting another 35 years of this."

There are a growing number of coma patients across the country because paramedics and improved first-aid techniques are keeping alive people who would have died 20 years ago, Davio said.

Most coma patients are victims of automobile accidents and most, tragically, are young. Several residents of the Western Massachusetts unit are in their 20s, the youngest 19 and the oldest 47, and the longest any has been in a coma is 4½ years.

Each has a private room, usually decorated with family pictures and greeting cards. One patient, a 20-year-old man involved in a 1978 car crash on Christmas Eve, has an old newspaper clipping hanging on his wall, recounting his exploits as a star baseball player in high school.

Another patient, a woman in her 20s, lies motionless beside a framed photo of her baby daughter. The woman went into a coma while giving birth to the child.

Nurses are on duty around the clock. Every few hours they turn the patients in bed, to prevent bed sores, and every day the patients are lifted into armchairs and moved around, to aid circulation.

Hospital officials can only guess how aware the patients are of their surroundings, but they treat them as if they are alert.

"Hearing is supposed to be the last sense you lose before you die, so a lot of the patients have radios and the nurses talk to them," Davio said. "They'll let them know what day it is, and whether it's snowing or sunny outside.

"They almost all have their own personalities," she said. "Some rotate their eyes and I'm sure that some have alert minds and can feel pain."

She said the unit here was started a year ago because it was easier to care for coma victims in one place.

Chances are less than 1 percent that a person who lapses into a coma for more than 10 days will ever emerge, Davio said. Even then there's a high likelihood of brain damage.

Still, families and friends of coma patients cling to prayers that their loved one will stage a miraculous recovery.

"There's a young boy whose father stops in every day after work, and a mother who comes in every morning at 11:45 to see her son," she said. "You could almost set your clock to them."

"There's not one person in those 17 people's families who isn't hoping all the time," said Dickinson, who drives 30 miles every other day to visit his wife. "You never give up hope, but the brain is such an unknown area."

Not all people keep hoping. Some families, unable to cope, simply stay away.

"John's family hasn't been to see him in two years because they can't handle it," Mrs. Blake said. "They've pretended that John died. I've finally accepted that John will be like this, barring a miracle, for the rest of his life."

The Blakes' 12-year-old daughter has seen her father only twice since his accident and refuses to go back.

"I overheard my daughter tell her cousin that her daddy's head was all caved in and he looks real creepy," she said. "Is this how she's going to remember her father for the rest of her life?"

The patients receive compassionate care. Nurses change their clothes regularly, bathe them, brush their teeth and cut their hair. The patients are fed intravenously and some have tubes inserted in the throat to help them breathe, but none is kept alive by any other artificial means.

People on life-support equipment are not admitted to the unit, which has a capacity of 20, Davio said. Because so few hospitals have units devoted to caring for coma patients, she estimated there are at least 50 to 75 people throughout Massachusetts waiting to get in.

"I could make a few phone calls and fill this entire hospital's 200 beds in just a few days," she said. "A general hospital doesn't want these patients and can't take care of them. Nobody want them. After the patient has stabilized, he doesn't die — he just exists."

PAYING FOR A COLLEGE EDUCATION SHOULD BE THE LAST THING ON YOUR MIND.

A financial aid message for students and parents.

The last thing college students or their parents should worry about right now is money. The cost of an education can be deferred. The benefits should not.

Through our H.E.L.P.* guaranteed student loan program, dependent students in or out of Massachusetts may borrow up to $2,500 per academic year (independent students, $3,000). What's more, the annual percentage rate is a surprisingly low 9%, and repayment of both the loan and the interest does not begin until six months after graduation. Loans are available for graduate students, too.

The Boston Five can help parents as well: They may borrow up to $3,000 per academic year for each dependent student for undergraduate study at the same low annual percentage rate. Repayment must begin within 60 days after the loan is issued. In either case, the earned income of either the student or parents is not a factor.

The Boston Five H.E.L.P. loan. Check it out, by sending the coupon, or calling our Student Loan Department, at 742-6000, extension 303.

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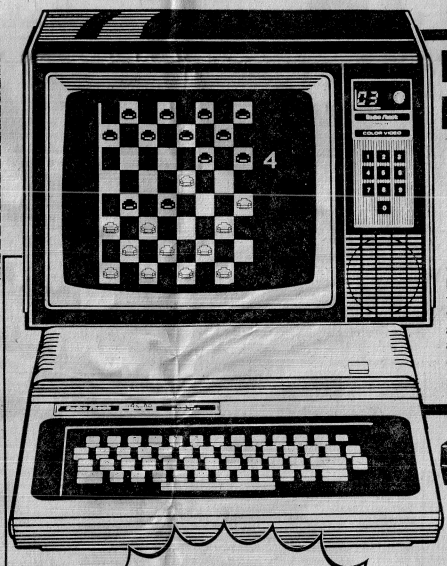

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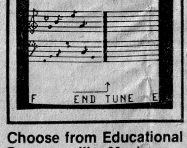

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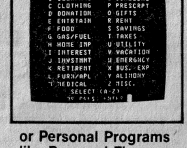

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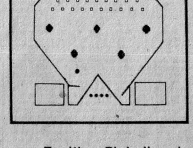

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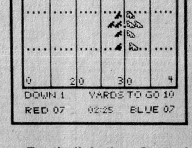

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Police union votes (102-7) no confidence in chief

By JOHN CONNOLLY
Staff Writer

By a margin of 102 to 7, with two members abstaining, the Somerville Police Employees Association (SPEA) late Tuesday night voted "no confidence" in Acting Police Chief Arthur J. Pino.

SPEA President John Leuchter said the vote, which included patrolmen and executive officers, "clearly states our position. The vote speaks for itself."

"We (the SPEA) want to show the mayor that we need his help to solve the problems within the department," Leuchter said. "This is the way we want to show the mayor that the acting chief does not have the support of the membership."

Leuchter said the issue involves more than reorganization or elimination of strict seniority — both goals of Pino.

"It's more than that," he explained. "The atmosphere and morale within the department is at an all-time low. If he (Pino) had any strong support, it would have shown at the general membership meeting."

Pino said yesterday afternoon that the vote was "worth nothing."

"This vote is not against me but rather is all encompassing and includes the administration, reorganization and negotiations," he said.

"It is important to remember that as chief, I have no say in the assignment of personnel," he continued. "I cannot pick even one position to fill, not even my administrative aide. If it's a no confidence vote, then they're knocking themselves because they fill all the positions through job picks."

All I want is a chance to put the right men in the right positions," he said. Then, they can knock me. But, first, give me the chance."

Ed Bean, press secretary to Mayor Eugene C. Brune, said yesterday the mayor had declined to comment directly on the SPEA vote but would discuss reorganization and the police department in general on Monday night in his State of the City address.



Staff Photo by Stanley Forman

One of the three injured passengers is removed from the scene of Green Line accident at Newton Highlands near the Eliot Station. Two LRVs collided about 7:30 a.m. on the inbound track of the Riverside Line. The three passengers were treated at the Newton Wellesley Hospital for minor injuries and released. Cause of the accident is under investigation.

Anti-draft picketing continues

Anti-draft groups will picket the U.S. Post Office on Mt. Auburn Street in Cambridge tomorrow beginning at 8 a.m. The picket line is expected to continue until the building closes at noon.

Spokesmen for the groups say their purpose is to make the public aware of their opposition to the draft and to attempt to persuade 18-year-olds not to register.

On Tuesday, similar groups picketed the main post office on Massachusetts Avenue, across from city hall.

'Unknown risks' charged in DNA lab proposed

A majority of the more than 125 persons who attended last night's public hearing to discuss a proposal by Genetics Institute to operate a DNA research laboratory in Somerville spoke out against what they charged were "unknown risks" involved in recombiant DNA research.

"I don't have to be a Nobel Prize winner to know that there is no guarantee against mistakes," said Hayat Iaim, a Cambridge resident and mother of two.

Genetics Institute, headed by Dr. Mark Ptashne of Harvard University, has applied for a building permit from the City of Somerville in order to convert the former Reliable Silver building on Beacon Street, into a DNA research facility.

Ptashne, who said there seemed to be a "higher ratio of anxiety to danger," said his firm would be dealing only with the lower levels of Recombinant DNA research, or gene-splicing.

Somerville presently has no regulations covering DNA experimantation. To that end, Mayor Eugene C. Brune and Ward Two Alderman Francis P. Bakey have cofiled an ordinance providing new regulations.

The ordinance, if passed, would allow experimentation undertaken only under strict conformity with guidelines set by the National Institute of Health (NIH); adopt appropriate safe-guards adn procedures for all personnel to minimize potential accidents; form a broad-based Institutional Bio-Safety Committee; perform adequate screening to ensure the purity of the strain of host organisms used in experiments and test organsims resulting from these tests for their resistance to commonly used therapeutic antibiotics.

Also, the proposed lab would be required to provide an appropriate medical sruveillance program as determined by the Bio-Safety Committee for all persons engaged in experimentation.

In addition, the ordinance would restrict experimentation on the higher "P3" levels of containment and would not permit the use of humans as experimental subjects.

Under the ordinance, violators would be subject to a $200-per-day fine and the laboratory in violation could be ordered closed by the local Board of Health.

Defending Recombinant DNA research, Ptashne said, "There is a misinterpretation here that by tinkering with one harmless organism you can produce a dangerous one. That is wrong."

Ward Seven Alderman Andrew Puglia disagreed.

"But while there may never be an incident, we have to deal with that hypothetical possibility before it happens," he said.

As one speaker, Laurie Davidson of Beacon Street, Somerville, put ot, "I'm young, but I want to get old."

The ordinance was referred to the sub-Committee on Public Health and Public Safety.

Robbed T bus driver says he's 3-way loser

Continued from Page A1

He also had to replace a state Department of Public Utilities license to carry passengers that also went with his wallet.

"The bus was robbed at 7:30 p.m. New Year's Eve and it wasn't until 9:30 that I got through with Boston Police, MBTA Police and passenger reports," Barbour explained.

"The next day was New Year's Day, a Thursday, and everything was closed.

"Friday was my day off, but I spent all morning in court because they arraigned two suspects in the robbery. Then I went to MBTA offices, made out more reports and didn't finish until 2.

"My wife works as a clerk at St. Margaret's Hospital and I had to pick her up, plus my two sons who were with other people," Barbour explained.

Before his licenses were stolen, Barbour had been scheduled to work Saturday and Sunday night. Monday morning on his own time, he got both driver's and passengers' licenses replaced at a cost of $6.

"I think they should have paid me for the 4½ hours I spent getting the licenses," said Barbour. "It was my own time.

"But the truth is that after the robbery nobody from the MBTA even called the house to see how I was . . . A lot of my friends did."

Barbour, who has driven for the MBTA six years, said he laughed when his boss said he would be docked.

"I belong to the union and never thought they would get away with it," the driver said. "Then the union said there was nothing it could do."

Redmond Condon, a spokesman for Local 589 of the Boston Carmen's union, declined to discuss the case yesterday, saying only:

"He (Barbour) talked to us on the phone and we suggested several avenues that were open to him. Ask him to tell you the full story?"

The New Year's Eve robbery wasn't the first time Barbour had been robbed on duty.

"Six months after I came on the job, they got me for five or ten dollars and a cheap watch on Talbot Avenue in Dorchester," he explained.

"The MBTA offered to reimburse me for the watch because they require a driver to wear one, but anything else is an automatic loss.

"They didn't get my license that time," said Barbour, "because I had it in a different pocket."

MBTA budget: Once again it's been knocked off rails

Continued from Page A1

than cutting service, management and labor personnel from its 6,000-worker payroll. Locke said. "We will not spend one penny more than the $337 million," he added. The state supreme judicial court late last year ruled that the MBTA could not exceed the budget approved by the MBTA Advisory Board.

Attorney James J. Sullivan of the Boston law firm of Dimento and Sullivan, counsel for the T unions, called the ruling "a clear cut victory for the union. The Authority has been acting as if the contracts had been dissolved since the (emergency bailout) legislation was enacted. "The court said that for the remainder of the terms of the agreements the provisions on those agreements stand and the Authority must abide by them. Negotiations on new contracts are a different matter. The legislation itself was not the issue," Sullivan said. "We were talking about the present contracts."

Locke, th T's chief executive officer, claimed he was entitled to make necessary changes in working conditions without negotiations of collective bargaining under the recently enacted legislation. But Judge Young ruled that, "The legislative action cannot be read as extinguishing what all parties were entitled to rely upon as a past practice since 1935."

Young said his preliminary injunction will expire when the court case now pending is decided, when a new contract is negotiated or on July 3, 1981, or whichever occurs first.

State Rep. David B. Cohen, D-Newton, a leader in the effort to reform management of the MBTA, said, "The decision upholds the essential validity of the reform legislation. It allows the 'T' to leave unfilled any position which in the future becomes vacant, and it allows the T to negotiate all future contracts in accordance with the reform legislation.

"Unfortunately, the decision imposes a six-month injunction upon the MBTA, delaying the implementation of important reform provisions . . .

"The prudent course is to appeal to a higher court the limited injunction on the hiring of part-time personnel and abolishing the guard law. The prohitition on implementing those provisions will cost the 'T' literally millions over the next six months and will play havoc with its 1981 budget," Cohen said.

'Sick and tired,' tenants to fight rent increases

By KEN POWERS
Staff Writer

Two Cambridge tenants organizations last night gave warning to the Rent Control Board that the tenants are "sick and tired" of rent increases and vowed to band together to fight the landlords.

Representatives of the Cambridge Tenants Organization (CTO) and the Alliance of Cambridge Tenants (ACT) urged some 100 persons attending a meeting at the Committee of Elders, 15 Pearl Street, to let the Rent Control Board know that they are representatives of the tenants not the landlords.

Joel Johnson of ACT said, "We're fed up with absorbing 100 percent of the increases placed on the landlords. It doesn't mean anything to them (landlords) when all they do is pass the increases on to the tenants."

"Rents increased 26 percent last year and will probably increase more this year unless we do something about it."

Janet Lansberry of CTO said that under Proposition 2½ the landlords are guaranteed a decrease in property taxes but there is no provision in the bill that says the landlords have to pass the "windfall" back to the tenants.

Green hair worth $27,969

A jury has decided that Jamie Friedman's green hair was worth $27,969.

The 25-year-old Cambridge woman deserved that sum for problems she encountered after a hair highlighting treatment backfired, the Middlesex Superior Court jury ruled.

Ms. Friedman testified that after she visited the John Dellaria Salon in Boston on Oct. 27, 1977, her blonde hair turned green. The jury awarded $22,500 in damages plus $5,469 interest.

Legal Notices

NOTICE

The annual report of the Institute of Traditional Science, Inc. for the fiscal year ended August 31, 1980 is available at the offices of Barnicle and Anderson, Certified Public Accountants, 311 Commercial Street, Boston, Massachusetts, 02110 for inspection by regular business hours by any citizen who requests it within 180 days thereof. Principal Manager of the Foundation is Haven O'Connor. Dated: January 9, 1981 Jan. 9

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108402. Joe H. Glover, Plaintiff vs. Gloria D. Glover, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Joe H. Glover seeking a divorce. You are required to serve upon Diane M. Shuman, Esq., plaintiff's attorney, whose address is 2414 Washington Street, Roxbury, Massachusetts your answer on or before March 19, 1981. 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 Pemberton Square, Boston, Massachusetts. Witness, Isaac C. Fitzpatrick, Esq., First Judge of said Court at Boston, Massachusetts. JAMES MICHAEL CONNOLLY, Register of Probate.
January 6, 1981 Jan 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512648. To all persons interested in the estate of Irene H. Hayes late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Jane T. Hayes of Boston, in the County of Suffolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 28th day of January 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 22nd day of December 1980. JAMES MICHAEL CONNOLLY, Register.
Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108388. Cheryl Chaisson, Plaintiff vs. Richard Adams, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Cheryl Chaisson, seeking a divorce. You are required to serve upon Jeffrey L. Wolf, plaintiff's attorney, whose address is Cambridgeport Problem Center, 1 West Street, Cambridge, MA 02139 your answer on or before March 4, 1981. 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 Boston, Suffolk, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston Mass.: December 24, 1980. JAMES MICHAEL CONNOLLY. Register of Probate.
Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 108320. Arthur J. Douglas, Plaintiff vs. Dorothy B. Douglas, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Arthur J. Douglas, seeking a divorce on the grounds of desertion. You are required to serve upon John R. McGrath, Esq., plaintiff's attorney, whose address is 44 Bromfield Street, Boston, Mass. 02108 your answer on or before February 26, 1981. 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 Boston, Mass. Witness, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston, Mass., December 17, 1980. JAMES MICHAEL CONNOLLY, Register of Probate.
Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512432. To Sonia L. D'Neal of Boston, in said County of Suffolk, and to his heirs apparent or presumptive and to the Massachusetts Department of Mental Health: If required, A petition has been presented to said Court alleging that said Sonia L. D'neal is a mentally ill person and praying that Charles D'neal of Pittsfield in the County of Berkshire, or some other suitable person be appointed his guardian. If you desire to object thereto, you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 22nd day of January 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 17th day of December 1980. JAMES MICHAEL CONNOLLY, Register.
Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512679. To Zita B. Campbell of Boston, in the County of Suffolk, and to her heirs apparent or presumptive and to the Massachusetts Department of Mental Health: If required, A petition has been presented to said Court alleging that said Zita B. Campbell has become incapacitated by reason of mental weakness to properly care for her property and praying that Leo F. Mooney of Boston, in said County or some other suitable person, be appointed conservator of her property. If you desire to object thereto, you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 29th day of January, 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 26th day of December 1980. JAMES MICHAEL CONNOLLY, Register.
Jan 2,9,16

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. No. 108416. Ann Jean Beaniers Valentin, Plaintiff, vs. Yves Valentin, Defendant. Summons by Publication. To the above-named Defendant: A complaint has been presented to this Court by your spouse, Ann Jean Beatiste Valentin, seeking Divorce. You are required to serve upon Harvey Alford, Esq., plaintiff's attorney, whose address is 600 Pleasant St., Watertown, MA 02172, your answer on or before February 19th, 1981, 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 Boston, Massachusetts. Witness, Mary C. Fitzpatrick, Esq., First Judge of said Court at Boston, Massachusetts. JAMES MICHAEL CONNOLLY, Register of Probate.
January 6, 1981 Jan 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512668. To all persons interested in the estate of Irene H. Hayes late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Samuel Samuelian of Dedham, in the County of Norolfk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 18th day of March 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Middlesex, ss. PROBATE COURT. Case No. 209277. To Julie Ann Anderson of Waterltown, in the County of Middlesex and to Nicholas Kasity, a minor child recieved by the Department of Social Services. Division of Child Guardianship, under the provisions of General Laws, Chapter 119, Section 39D. A petition has been presented to said Court by Mary Jane England, M.D. Commissioner of the Department of Family and Children's Services. Department of Social Services. Commonwealth of Massachusetts praying that the Court establish that the consent of said Julie Ann Anderson and to the father shall not be required upon a petition for adoption of said minor sponsored by your petitioners as provided by the General Laws, Chapter 210, Section 3, as most recently amended by Chapter 552 of Acts of 1978. If you desire to object thereto, you or your attorney should file a written appearance in said Court at Cambridge before ten o'clock in the forenoon on the fifth day of February 1981, the return day of this citation. Witness, Mary E. McGovern, Esquire, First Judge of said Court, this twenty-third day of December 1980. Paul J. CAVANAUGH, Register.
Jan. 9, 16, 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512801. To all persons interested in the estate of Richard J. Coleman late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Shawmut Bank of Boston N.A. of Boston, in the County of Suffolk, praying that it be appointed executor thereof without giving a surety on its bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan. 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512795. To all persons interested in the estate of Frank J. Morris late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Barbara Ann Nelson of Brookline, in the County of Norfolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 19th day of March 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan. 9 16 23

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512803. To all persons interested in the estate of William F. Good late of Boston, in said County, late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Robert M. Murphy of Westwood, in the County of Norfolk, praying that he be appointed executor thereof without giving a surety on his bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan 9 16 23

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that Bus Stop Pub, Inc., John P. Fallon, Mgr. 253 Western Ave., Allston, Mass. 02134, holder of a Tavern, C. V. all alcoholic Beverage License #1374, has applied for a change of classification to a C. V. 7 day All Alcoholic Beverage License. Also: A petition to amend the description of its licensed premises to increase the capacity from 99 to 99. Hearing: Wednesday, January 21, 1981, 11:40 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON.
Jan. 9

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that Jubilee Restaurant, Inc., d/b/a Batterymarch Trust, has applied for C. V. 6 Day Malt & Wine License, to be exercised at 89 Broad Street, Boston, Mass., in one room and kitchen first floor, rear room for stock. Hearing: January 21, 1981, 11:40 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON.
Jan. 9

LICENSING BOARD for the City of Boston. January 9, 1981. As required by law, notice is hereby given that Patricia's Spirits, d/b/a Patricia's Spirits, has applied for a Retail Package Store, to be Alcoholic Package Store, to be exercised at 400 Columbia Road, Dorchester, in one room, office and room for storage on first floor (3 rooms). Hearing: January 21, 1981, 11:20 A.M., Room 801, New City Hall. By its Secretary, THOMAS W. STANTON.
Jan. 9

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512775. To all persons interested in the estate of Jessie Frances Cavin, of Quincy, late of the County of Norfolk, praying that she be appointed executrix thereof without giving a surety on her bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the fifth day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan. 9, 15, 22

COMMONWEALTH OF MASSACHUSETTS. Suffolk, ss. PROBATE COURT. Case No. 512804. To all persons interested in the estate of Anne Jean MacNeil late of Boston, in said County, deceased; and to the Attorney General of said Commonwealth, if required. A petition has been presented to said Court for probate of a certain instrument purporting to be the last will of said deceased by Gertrude F. Doyle of Boston, in the County of Suffolk, praying that she be appointed executrix thereof without giving a surety on her bond. If you desire to object thereto you or your attorney should file a written appearance in said Court at Boston before ten o'clock in the forenoon on the 5th day of February 1981, the return day of this citation. Witness, Mary C. Fitzpatrick, Esquire, First Judge of said Court, this 7th day of January 1981. JAMES MICHAEL CONNOLLY, Register.
Jan 9 16 23

THE COMMONWEALTH OF MASSACHUSETTS MASSACHUSETTS REHABILITATION COMMISSION

Notice of Proposed Adoption and Amendment of Regulations

Pursuant to M.G.L. c. 30A, s. 3, the Massachusetts Rehabilitation Commission proposes to adopt the following: 1. Placement Services — regulations which delineate the Standards for the provision of placement services to handicapped individuals. 2. Motor Vehicle Modification Services — this amendment to current regulations further defines Commission discretion in regard to modified vehicles during the warranty period. Interested persons are hereby notified that they may participate in the rule-making process by submitting written data, views, or arguments to the Massachusetts Rehabilitation Commission, Statler Office Building, 20 Providence Street, Boston, MA 02116, within 30 days. Copies of proposed regulations are available at the same address. All material received on or before February 26, 1981 will be considered. By order of the Massachusetts Rehabilitation Commission, ELMER C. BARTELS, Commissioner.
Jan. 9

PUBLIC ANNOUNCEMENT
January 7, 1981

Notice is hereby given that the Boston area office of the Federal Department of Housing and Urban Development (HUD) has set aside $174,000 of its Section 8 Housing Assistance funds for use in housing developments to be financed by the Massachusetts Housing Finance Agency. This subsidy must be used in a manner complementary to the HUD area office's allocation plan and must be consistent with local Housing Assistance plans and Areawide Housing Opportunity plans, where applicable. Although the agency will accept new applications at its offices in Old City Hall, 45 School Street, Boston, Massachusetts 02108, applications are already on hand which will receive priority consideration for an allocation of the subsidy set aside. The agency's selection procedure is available upon request at the above mentioned address. It is anticipated that the selection of projects to receive this Section 8 set aside will be made by the agency board at a special meeting scheduled for Tuesday, January 13, 1981 at 2:30 P.M. JOHN BLAKE, JR., Executive Director.

Other Legal Notices on pages A13, B10 and B11.

PUBLIC NOTICE RELATIVE TO ZONING

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 a public hearing will be held on Tuesday, January 27, 1981 at 7:30 p.m. in the City Council Chamber, City Hall, Cambridge, Massachusetts on the petition of the Planning Board to amend the text of the Zoning Ordinances by adopting a package of technical amendments.

Copies of this petition 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 David A. Wylie,
Chairman

NOTE: Pursuant to the provisions of General Law, 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.

PUBLIC NOTICE RELATED TO ZONING

City of Cambridge

MASSACHUSETTS
Office of the City Clerk.

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 3 of the General Laws, Tercentenary Edition, and amendments thereto, that a public hearing will be held on Tuesday, January 27, 1981 at 7 p.m. in the City Council Chamber, City Hall, Cambridge, Massachusetts on the petition by the City Council to amend the text of the zoning ordinance by EXTENDING THE "TEMPORARY RESIDENTIAL CONVERSION MORATORIUM" TO JUNE 30, 1981. Until June 30, 1981, no demolition, building or occupancy permits would be issued if such permit would authorize the developments of a religious or education use of land within a Residence A-1, A-2, B or C-1 zoning district.

Copies of this petition 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,
Council, David A. Wylie,
Chairman

City of Cambridge

NOTICE OF PUBLIC HEARING

The Cambridge City Council Committee on Ordinances will conduct a public hearing on Wednesday, January 14, 1981, beginning at 7:00 p.m. in the City Council Chamber, Second Floor, City Hall, Cambridge, MA.

The purpose of this hearing will be to consider a request from the Cambridge Association of Taxi Owners, et al for a rate increase.

All interested individuals are invited to attend and be heard at this time.

For the Committee,
Council David A. Wylie,
Chairman

STOP
WE WILL HELP YOU KEEP YOUR NEW YEAR'S RESOLUTIONS TO
STOP SMOKING & KICK THE HABIT
SOMERVILLE HYPNOSIS CENTER
WEIGHT AND HABIT CONTROL
CALL 625-7268 10 A.M.-2 P.M. BY APPOINTMENT ONLY
AFTER 5 P.M. & WEEKENDS CALL
S. C. MATHESON 666-3799 9A.M.-8 P.M.

If you'd like to cash in on your old relics, call 423-4545. Herald American Classified Advisors will help you write an ad

ORDINANCE No. 970.

Final Publication No. 2127. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

Delete subsections 4.255 and 11.125 and recodify subsections 11.126 and 11.127 as 11.125 and 11.126 respectively. Recodify subsection 10.45 as 10.46 and subsections 10.46-10.464 as 10.47-10.474. Add new subsection 10.45 as follows:

10.45 Any development application requiring a special permit from the Planning Board which contains:

1. one or more violations of the regulations specified in this ordinance, other than use violations, or
2. elements requiring a special permit from the Board of Zoning Appeal,

may be allowed by the Planning Board within the scope of the Planning Board special permit and shall not require a separate application to the Board of Zoning Appeal. Any request for a use variance shall require separate proceedings before the Board of Zoning Appeal.

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk

ORDINANCE No. 970.

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In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk

ORDINANCE NO. 971.

Final publication NO. 2128. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

Amend Section 11.63, (Parkway Overlay District) Applicability, as follows:

a. In subsection 11.636, insert "11.637," after "11.635".

b. Replace subsection 11.637 with the following new subsection:

"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsections 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will better serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

ORDINANCE NO. 971.

Final publication NO. 2128. First publication in the Chronicle on June 11, 1981.

City of Cambridge

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In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

ORDINANCE NO. 972.

Final PUblication No. 2129. First Publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

A. Amend Article 2.000, the definition of "Development Parcel" to read as follows:

"Development Parcel. The total land area included within a Planned Unit Development, irrespective of the number or configuration of lots. A development parcel may include land in more than one ownership. In computing the area of a development parcel, both land and water areas within such parcel may be counted. A development parcel shall contain contiguous lots only, unless the regulations for a specific planned unit development district explicitly provides for development parcels containing non-contiguous lots."

"However in no instance shall non-contiguous lots be separated by more than 1200 feet measured in a straight line from lot to lot."

B. Amend Article 13.000, Planned Unit Development Districts, as follows:

(i) In subsection 13.332 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-2 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (East Cambridge Riverfront)

(ii) In subsection 13.342 add the following new sentence after "two (2) acres." "A development parcel within the PUD-3 may contain noncontiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Broad Canal Area)

(iii) In subsection 13.532 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-4 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Lechmere Canal Area)

(iv) In subsection 13.631 add the following new sentence after "20 acres." "A development parcel within the PUD-5 District may contain non-contiguous lots." (Alewife Area)

In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

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In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

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In City Council June 29, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 1; Absent 1.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

C. C. 106

8/12/1981

City of Cambridge

MASSACHUSETTS

In City Council August 3 1981

Agenda #4

Passing to be Ordained

#6 Technical Amendments

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy			✓	
Ms. Saundra Graham	✓			
Mr. Leonard J. Russell			✓	
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan			✓	
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie	✓			
Mayor Francis H. Duehay	✓			

6 0 3

ORDINANCE NO. 973.

Final publication No. 2130. First publication in the Chronicle on June 11, 1981.

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:-

Recommended Change GROSS FLOOR AREA

In Article 2,000, revised the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls (except in (7) and (8) below where only interior space shall be measured) of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed of unenclosed.

(b) unroofed porches and balconies above the third floor;

(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines and penthouses; and

(f) basement and cellar areas not excluded in (1), (2), and (8) below.

Gross floor area shall not include:

(1) areas use for parking garages, accessory parking or off-street loading purposes;

(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or machanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5) feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling touches the underside or roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7¼) of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of the bottom of the floor joists.

(Note-underline words reflect new language)

In City Council August 3, 1981.

Passed to be ordained as amended by a yea and nay vote:- Yeas 6; Nays 0; Absent 3.

Robert W. Healy, City Manager.

ATTEST: Paul E. Healy, City Clerk.

ORDINANCE NO. 973.

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(Note-underline words reflect new language)

In City Council August 3, 1981.

Passed to be ordained as amended by a yea and nay vote:- Yeas 6; Nays 0; Absent 3.

Robert W. Healy, City Manager.

ATTEST: Paul E. Healy, City Clerk.

ORDINANCE NO. 973.

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(Note-underline words reflect new language)

In City Council August 3, 1981.

Passed to be ordained as amended by a yea and nay vote:- Yeas 6; Nays 0; Absent 3.

Robert W. Healy, City Manager.

ATTEST: Paul E. Healy, City Clerk.

CITY OF CAMBRIDGE, MASSACHUSETTS
PLANNING BOARD
CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

May 28, 1981

To the Honorable, the City Council:

Subject: Planning Board recommendation on six petitions to amend the Zoning Ordinance by adoption of a series of individual technical amendments.

In accordance with Chapter 40A of the General Laws, the Planning Board held six public hearings on Tuesday, May 19, 1981 on the above petitions which were filed by the Planning Board.

The Petitions

These petitions were prepared by the Community Development Department's zoning staff in order to correct ambiguities, inconsistencies, and omissions in the Zoning Ordinance. These amendments are essentially the same amendments proposed by the Planning Board back in December of 1980. However, this series of proposed amendments does not include the amendments concerning setbacks in the Office 2 and 3 districts and the lot width amendment.

The Hearings

At the May 19, 1981 public hearings, Community Development zoning staff presented a summary of the proposed amendments. There were no citizen comments. The Planning Board suggested a slight revision to the amendment concerning gross floor area.

Findings

After careful consideration of the petition, staff review, and discussion following the hearings, the Board finds that:

(1) The proposed amendments will improve the Zoning Ordinance by clarifying existing problem areas and adding other necessary language.

(2) The Board further finds that the petition concerning gross floor area should be amended by adding the following parenthetical phrase in the definition after the word "walls",

"(except in (7) and (8) below where only interior space shall be measured)".

Based on the above findings, the Board recommends that the amendments concerning:

- Definition of dwelling unit,
- Lots split by zoning district lines,
- Planning Board authority on special permits,
- Parkway Overlay District cross reference with previous amendment concerning Planning Board authority on special permits, and
- Non-continguous parcels in PUD districts

be APPROVED and the amendment concerning gross floor area be APPROVED, as amended.

Respectfully submitted

for the Planning Board,

Arthur C. Parris

Arthur C. Parris, Chairman

ACP:sl

CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

EXECUTIVE DEPARTMENT
JAMES L. SULLIVAN
City Manager

June 8, 1981

To the Honorable, the City Council:

I transmit herewith the Planning Board recommendation on six petitions to amend the Zoning Ordinance by adoption of a series of individual technical amendments.

Very truly yours,

James L. Sullivan
City Manager

JLS/b

Agenda # 28

Planning Board's recommendation on the individual technical amendments.

In City Council,

June 8, 1981

6/8/1981

Referred to #72

Comm. List.

The Committee heard from David Vickery, Assistant City Manager for Community Development who outlined the individual amendments and explained the reasoning behind the individual technical amendments and stressed that all proposals should be acted upon separately by the Committee.

No other proponents appeared at the call of the Chair and the hearing for the proponents was closed.

The Chairman called for the opposition and heard from Robert LaTremouille of McLean Place who recorded his opposition.

No one else appearing in opposition the Chair declared the hearing closed at 6:55 p.m.

Councillor Wylie moved that the proposed amendments be reported without recommendation to the City Council.

There being no objection, the motion carried and the individual amendments were reported to the City Council meeting on June 8, 1981.

For the Committee,

Councillor David A. Wylie,
Chairman,
Committee on Ordinances.

City of Cambridge

In City Council June 8, 1981

The Ordinance *Committee*

to which was referred the petition of the Planning Board to amend the text of the Zoning Ordinance by adopting a series of individual technical amendments which were prepared by the Community Development Department to correct ambiguities, inconsistencies and omissions in the Zoning met on Thursday, June 4, 1981 at 6:48 p.m. in the City Council Chamber.

Councillor David A. Wylie presided.

The Planning Board by communication dated April 22, 1981 requested that each amendment be considered separately.

The Planning Board in a report to the City Council dated May 28, 1981 subsequent to their May 19, 1981 public hearings on the six petitions stated that the proposed amendments would improve the Zoning Ordinances, clarify existing problem areas and add necessary language and recommended that regarding the definitions of the word walls as follows "(except in (7) and (8) below where only interior space shall be measured)"

The Planning Board recommended that the amendments concerning:

1. Definition of dwelling unit.

2. Lots split by Zoning district lines.

3. Planning Board authority on Special Permits.

4. Parkway Overlay District cross reference with previous amendment concerning Planning Board authority on Special Permits.

5. Non-contiguous parcels in PUD districts be approved and the amendment concerning gross floor area be approved as amended.

REPORT

Committee on Ordinances

INDIVIDUAL TECHNICAL AMENDMENTS

In City Council,

June 8, 1981

Passed to second reading
on motion of Councilman Hall/10

FIRST PUBLICATION NO. 2106

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating.

,,

A. Replace subsection 3.32 of Section 3.30, Rules for Interpretation of District Boundaries, with the following new subsection 3.32:

"3.32 Where a zoning district boundary line divides a lot under single ownership at the time of the effective date of this Ordinance, the regulations for each zoning district shall apply to portions of the lot within the respective districts except as provided in this subsection 3.32."

"3.321 Where more than one-half the area of said lot is in a less restricted district, (either in terms of the district's overall regulations or a single regulation) the Board of Zoning Appeal may grant a special permit allowing any of the less restrictive dimensional regulation(s) to extend up to twenty-five feet into the more restricted district. Uses not allowed in the more restricted districts shall not extend into the more restricted districts."

"3.322 Dwelling units and/or gross floor area allowed in the more restricted district, according to the formulas specified in subsection 5.27, may be located in the less restricted district, but dwelling units or gross floor area allowed in the less restricted district may be located in that portion of the lot located in the more restricted district only to the extent permitted by Section 3.321."

B. Amend Section 5.20, Standards for Dimensional Regulations, by adding the following new subsection:

"5.27 The maximum residential density (lot area per dwelling unit) and gross floor area allowed on lots located in two or more zoning districts shall be calculated using the formulas specified in this subsection 5.27."

"5.271 The total number of dwelling units allowed shall be the sum of the total dwelling units allowed in each district, determined by adding the lot area in each district divided by the minimum lot area per dwelling unit for each district.

Max. # dwelling units =

$$\frac{\text{Lot area in district 1}}{\text{district 1 min. lot area/du}} + \frac{\text{Lot area in district 2}}{\text{district 2 min. lot area/du}}$$

Where the computation of the total number of dwelling units allowed in each district results in two fractional numbers and where the sum of the resulting remainders from both districts equals or exceeds one, an additional unit shall be permitted."

"5.272 The maximum gross floor area shall be the sum of the total allowed dwelling units in each district, determined by adding the lot area in each district multiplied by the maximum allowed floor area ratio (FAR) for each district.

Maximum Gross Floor Area =

Lot area in district 1 x district 1 FAR
+
Lot area in district 2 x district 2 FAR

Delete subsections 4.255 and 11.125 and recodify subsections 11.126 and 11.127 as 11.125 and 11.126 respectively. Recodify subsection 10.45 as 10.46 and subsections 10.46-10.464 as 10.47-10.474. Add new subsection 10.45 as follows:

10.45 Any development application requiring a special permit from the Planning Board which contains:

1. one or more violations of the regulations specified in this ordinance, other than use violations, or
2. elements requiring a special permit from the Board of Zoning Appeal,

may be allowed by the Planning Board within the scope of the Planning Board special permit and shall not require a separat application to the Board of Zoning Appeal. Any request for a use variance shall require separate proceedings before the Board of Zoning Appeal.

Amend Section 11.63, (Parkway Overlay District) Applicability, as follows:

a. In subsection 11.636, insert "11.637," after "11.635".

b. Replace subsection 11.637 with the following new subsection:

"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsections 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will better serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."

A. Amend Article 2.000, the definition of "Development Parcel" to read as follows:

"Development Parcel. The total land area included within a Planned Unit Development, irrespective of the number or configuration of lots. A development parcel may include land in more than one ownership. In computing the area of a development parcel, both land and water areas within such parcel may be counted. A development parcel shall contain contiguous lots only, unless the regulations for a specific planned unit development district explicitly provides for development parcels containing non-contiguous lots."

"However in no instance shall non-contiguous lots be separated by more than 1200 feet measured in a straight line from lot to lot."

B. Amend Article 13.000, Planned Unit Development Districts, as follows:

(i) In subsection 13.332 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-2 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (East Cambridge Riverfront)

(ii) In subsection 13.342 add the following new sentence after "two (2) acres." "A development parcel within the PUD-3 may contain noncontiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Broad Canal Area)

(iii) In subsection 13.532 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-4 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Lechmere Canal Area)

(iv) In subsection 13.631 add the following new sentence after "20 acres." "A development parcel within the PUD-5 District may contain non-contiguous lots." (Alewife Area)

In Article 2.000, revise the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed.

(b) unroofed porches and balconies above the third floor;

(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines, and penthouses; and

(f) basement and cellar areas not excluded in (1), (2), and (8) below.

Gross floor area shall not include:

(1) areas used for parking garages, accessory parking or off-street loading purposes;

(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5') feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling, touches the underside of roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7¼') of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of the bottom of the floor joists.

(Note-underline words reflect new language)

Passed to a second reading at the City Council meeting held on June 8, 1981 and on or after June 22, 1981 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.

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City of Cambridge

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"3.322 Dwelling units and/or gross floor area allowed in the more restricted district, according to the formulas specified in subsection 5.27, may be located in the less restricted district, but dwelling units or gross floor area allowed in the less restricted district may be located in that portion of the lot located in the more restricted district only to the extent permitted by Section 3.321."

B. Amend Section 5.20, Standards for Dimensional Regulations, by adding the following new subsection:

"5.27 The maximum residential density (lot area per dwelling unit) and gross floor area allowed on lots located in two or more zoning districts shall be calculated using the formulas specified in this subsection 5.27."

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(Note-underline words reflect new language)

Passed to a second reading at the City Council meeting held on June 8, 1981 and on or after June 22, 1981 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.

CITY OF CAMBRIDGE, MASSACHUSETTS

PLANNING BOARD

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

April 22, 1981

To The Honorable, the City Council:

The Planning Board hereby petitions the City Council to reconsider amending the text of the Zoning Ordinance by adopting a series of individual technical amendments. These amendments were prepared by the Community Development Department's zoning staff to correct ambiguities, inconsistencies and omissions in the Ordinance. The Planning Board feels that these amendments are important and necessary changes. The Board requests that each amendment be considered separately.

Respectfully submitted
For the Planning Board

Arthur C. Parris

Arthur C. Parris
Chairman

Cambridge, April 22, 1981

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

The undersigned respectfully pray

that the Zoning Ordinance of the City of Cambridge be amended as follows:

Amend the text of the Ordinance in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"Dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating."

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"However in no instance shall non-contiguous lots be separated by more than 1200 feet measured in a straight line from lot to lot."

B. Amend Article 13.000, Planned Unit Development Districts, as follows:

(i) In subsection 13.332 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-2 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (East Cambridge Riverfront)

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C. C. 106

PUBLIC NOTICE
RELATIVE TO ZONING

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 following individual amendments will be considered at a public hearing to be held on Thursday, June 4, 1981 at 6:30 p.m. in the City Council Chamber, City Hall, Cambridge, Massachusetts on a petition submitted by the Planning Board as follows:

To amend the text of the Ordinance in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating."

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(2) basement and cellar areas devoted to the operations and maintenance of the building such as heating and cooling equipment, electrical and telephone facilities, and fuel storage;

(3) open and lattice-work fire escapes;

(4) unroofed porches and balconies no higher than the third floor;

(5) attic space and other areas devoted to elevator machinery or mechanical equipment necessary for the operation of the building;

(6) elevator shafts and stairwells on floors where there is no other area which qualifies to be included in gross floor area;

(7) attic space within the area of the plane that is less than five (5') feet above the attic floor and which touches side walls or a finished ceiling or if an unfinished ceiling, touches the underside of roof rafters.

(8) basement and cellar spaces with less than seven feet, three inches (7'3") of ceiling height measured from the floor to the finished ceiling or if an unfinished ceiling to the line of bottom of the floor joists.

(Note-underline words reflect new language)

City of Cambridge

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

For the Committee,

Councillor David A. Wylie
Chairman, Committee on
Ordinances.

CITY OF CAMBRIDGE, MASSACHUSETTS
PLANNING BOARD
CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

April 22, 1981

To The Honorable, the City Council:

The Planning Board hereby petitions the City Council to reconsider amending the text of the Zoning Ordinance by adopting a series of individual technical amendments. These amendments were prepared by the Community Development Department's zoning staff to correct ambiguities, inconsistencies and omissions in the Ordinance. The Planning Board feels that these amendments are important and necessary changes. The Board requests that each amendment be considered separately.

Respectfully submitted
For the Planning Board
Arthur C. Parris
Arthur C. Parris
Chairman

Cambridge, April 22, 1981

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

The undersigned respectfully pray

that the Zoning Ordinance of the City of Cambridge be amended as follows:

Amend the text of the Ordinance in Article 2.000, definitions, by changing the definition of "dwelling unit" to read as follows:

"Dwelling unit. A room or group of rooms occupied or capable of being occupied separate from any other such room or group of rooms by a family and equipped with cooking and sanitary facilities for the exclusive use of such family for living, sleeping, cooking and eating."

Cambridge, April 22, 1981

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

The undersigned respectfully pray

that the Zoning Ordinance of the City of Cambridge be amended as follows:

A. Replace subsection 3.32 of Section 3.30, Rules for Interpretation of District Boundaries, with the following new subsection 3.32:

"3.32 Where a zoning district boundary line divides a lot under single ownership at the time of the effective date of this Ordinance, the regulations for each zoning district shall apply to portions of the lot within the respective districts except as provided in this subsection 3.32."

"3.321 Where more than one-half the area of said lot is in a less restricted district, (either in terms of the district's overall regulations or a single regulation) the Board of Zoning Appeal may grant a special permit allowing any of the less restrictive dimensional regulation(s) to extend up to twenty-five feet into the more restricted district. Uses not allowed in the more restricted districts shall not extend into the more restricted districts."

"3.322 Dwelling units and/or gross floor area allowed in the more restricted district, according to the formulas specified in subsection 5.27, may be located in the less restricted district, but dwelling units or gross floor area allowed in the less restricted district may be located in that portion of the lot located in the more restricted district only to the extent permitted by Section 3.321."

B. Amend Section 5.20, Standards for Dimensional Regulations, by adding the following new subsection:

"5.27 The maximum residential density (lot area per dwelling unit) and gross floor area allowed on lots located in two or more zoning districts shall be calculated using the formulas specified in this subsection 5.27."

"5.271 The total number of dwelling units allowed shall be the sum of the total dwelling units allowed in each district, determined by adding the lot area in each district divided by the minimum lot area per dwelling unit for each district.

Max. # dwelling units =

$$\frac{\text{Lot area in district 1}}{\text{district 1 min. lot area/du}} + \frac{\text{Lot area in district 2}}{\text{district 2 min. lot area/du}}$$

Where the computation of the total number of dwelling units allowed in each district results in two fractional numbers and where the sum of the resulting remainders from both districts equals or exceeds one, an additional unit shall be permitted."

"5.272 The maximum gross floor area shall be the sum of the total allowed dwelling units in each district, determined by adding the lot area in each district multiplied by the maximum allowed floor area ratio (FAR) for each district.

Maximum Gross Floor Area =

Lot area in district 1 x district 1 FAR
+
Lot area in district 2 x district 2 FAR

Cambridge, April 22, 1981

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

The undersigned respectfully pray

that the Zoning Ordinance of the City of Cambridge be amended as follows:

Delete subsections 4.255 and 11.125 and recodify subsections 11.126 and 11.127 as 11.125 and 11.126 respectively. Recodify subsection 10.45 as 10.46 and subsections 10.46-10.464 as 10.47-10.474. Add new subsection 10.45 as follows:

10.45 Any development application requiring a special permit from the Planning Board which contains:

1. one or more violations of the regulations specified in this ordinance, other than use violations, or
2. elements requiring a special permit from the Board of Zoning Appeal,

may be allowed by the Planning Board within the scope of the Planning Board special permit and shall not require a separate application to the Board of Zoning Appeal. Any request for a use variance shall require separate proceedings before the Board of Zoning Appeal.

Cambridge, April 22, 1981

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

The undersigned respectfully pray

that the Zoning Ordinance of the City of Cambridge be amended as follows:

Amend Section 11.63, (Parkway Overlay District) Applicability, as follows:

a. In subsection 11.636, insert "11.637," after "11.635".

b. Replace subsection 11.637 with the following new subsection:

"11.637 The development standards specified in this Section 11.60 shall apply to all development within the Parkway Overlay District not exempted by Subsections 11.632, 11.633 and 11.634. Divergence from these standards may be allowed only by issuance of a special permit by the Planning Board as specified in subsection 10.45. The Board may grant such a permit upon its determination that the development proposed will better serve the objectives of this Section 11.60 than if the standards were followed and that the criteria specified in Section 10.43 will be satisfied."

Cambridge, April 22, 1981

To the Honorable, the City Council of the
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that the Zoning Ordinance of the City of Cambridge be amended as follows:

A. Amend Article 2.000, the definition of "Development Parcel" to read as follows:

"Development Parcel. The total land area included within a Planned Unit Development, irrespective of the number or configuration of lots. A development parcel may include land in more than one ownership. In computing the area of a development parcel, both land and water areas within such parcel may be counted. A development parcel shall contain contiguous lots only, unless the regulations for a specific planned unit development district explicitly provides for development parcels containing non-contiguous lots."

"However in no instance shall non-contiguous lots be separated by more than 1200 feet measured in a straight line from lot to lot."

B. Amend Article 13.000, Planned Unit Development Districts, as follows:

(i) In subsection 13.332 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-2 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (East Cambridge Riverfront)

(ii) In subsection 13.342 add the following new sentence after "two (2) acres." "A development parcel within the PUD-3 may contain noncontiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Broad Canal Area)

(iii) In subsection 13.532 add the following new sentence after "43,560 square feet." "A development parcel within the PUD-4 District may contain non-contiguous lots elsewhere in this PUD district or within a contiguous PUD district." (Lechmere Canal Area)

(iv) In subsection 13.631 add the following new sentence after "20 acres." "A development parcel within the PUD-5 District may contain non-contiguous lots." (Alewife Area)

Cambridge, April 22, 1981

To the Honorable, the City Council of the
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that the Zoning Ordinance of the City of Cambridge be amended as follows:

In Article 2.000, revise the definition of Gross Floor Area as follows:

Gross Floor Area. The sum, in square feet, of the gross horizontal areas of all floors of a building, as measured from the exterior walls of a building or the centerline of party walls between buildings. Gross floor area shall include:

(a) roofed porches and balconies whether enclosed or unenclosed.

(b) unroofed porches and balconies above the third floor;

(c) elevator shafts and stairwells on each floor, not excluded in (6) below;

(d) attic space, whether finished or unfinished, not excluded in (5) and (7) below;

(e) interior balconies, mezzanines, and penthouses; and

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CITY OF CAMBRIDGE, MASSACHUSETTS

PLANNING BOARD

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

April 22, 1981

RECEIVED BY
OFFICE OF CITY CLERK
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1. O-45

Comm. from the Planning Board resubmitting the proposed amendment to the Text of the Zoning Ordinances by adopting a series of individual technical amendments.

6/29/81 - 5 amendments - Passed to be ordained

8/3/81 1 amendment - Passed to be ordained

Copy sent to Planning Bd & Ord. Comm. 4/28/81 (dl)

In City Council,

April 27, 1981

4/27/81

Referred to the Planning Board and Committee on Ordinances for Hearing and Report -