

348 Franklin Street
Cambridge, MA 02139-3731
August 17, 1987

City Council
City of Cambridge

TO THE HONORABLE, THE CAMBRIDGE CITY COUNCIL:

This concerns Ordinance 1058, passed to be ordained on August 3, 1987, concerning Community Residences and Personal Care Lodging Houses in the City of Cambridge.

On posting the amendment to my copy of the Zoning ordinance, I caught a serious defect as published. The City Clerk's office has been kind enough to permit me to review relevant documents in the file. It would appear that the change was defective in submission and in ordination. As a result the city's regulation of Community Residences is ambiguous, and should be corrected.

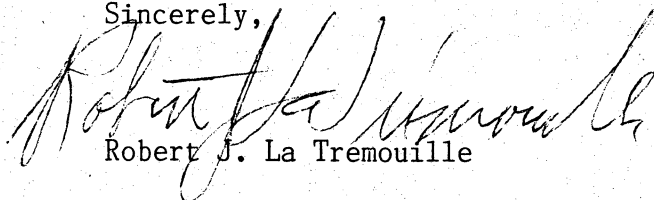
This change amends the table of uses in the ordinance. It lists what are intended to be entries into the various columns of that table for certain specific lines of the table, without quoting the heading to the columns of the table which are affected.

Your amendment of line 4.33e(3) of the ordinance only lists entries for 13 columns whereas the amendment of line 4.33e(4) lists entries for 14 columns. There are 14 columns in the table; thus line 4.33e(3) has been amended to delete the 14 existing entries and replace them with 13 entries.

It is difficult, to put it mildly, to determine the exact amendment. Normal interpretation of a clear omission in zoning would be a lack of zoning with regard to the particular item omitted.

I strongly suggest that the city amend line 4.33e(3) of the Zoning Ordinance to provide entries in all 14 columns.

Sincerely,



Robert J. La Tremouille

cc: City Manager
City Council Office

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OFFICE OF CITY CLERK

1987 AUG 17 PM 12: 35

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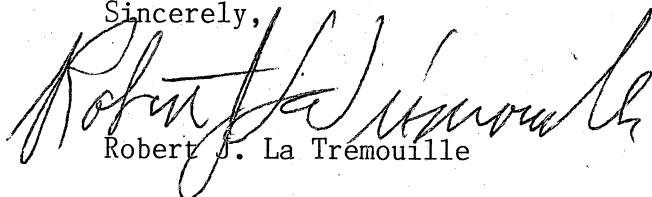
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Robert J. La Tremouille

cc: City Manager
City Council Office

Comm. from Robert J. LaTremouille, Re: a defect he detected in Ordinance No. 1058 as submitted; said ordinance concerning Community Residences & Personal Care Lodging Houses in the City.

In City Council,

September 14, 1987

EX-117-1

Referred to the
Community Development
Department

Copy sent to Asst. City Mgr. for
Community Development Michael
Rosenberg 9/16/87 ank