



City of Cambridge

Amended Order No. 11

IN CITY COUNCIL

February 28, 1983

MAYOR VELLUCCI

- WHEREAS: The City Manager, on February 18, 1983, indicated that he would waive City zoning requirements for sixty days so that a shelter for the homeless could be run at University Lutheran Church, (see attached letter); and
- WHEREAS: It will be further necessary to receive an additional waiver from the State after the City's sixty day waiver has expired; now therefore be it
- RESOLVED: That the City Council formally goes on record in favor of the City Manager's call for a sixty day waiver of zoning requirements; and be it further
- RESOLVED: That the City Council further suggests that the City Manager appeal to the Governor immediately so that the State waiver will be forthcoming when and if it is needed; and be it further
- RESOLVED: That this City Council has no objection to the intention of the City Manager to refrain for sixty days in enforcing the requirements of the Zoning Ordinances with respect to the shelter conducted at the University Lutheran Church for the homeless.

In City Council February 28, 1983.
 Adopted by the affirmative vote of 9 members.
 Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-

Paul E. Healy



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139

Tel. 498-9011

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

February 18, 1983

Mayor Alfred E. Vellucci
and Members of the Cambridge City Council:

This is to advise you that Stewart Guernsey, a Harvard Divinity School student, has entered into a lease with the University Lutheran Church, 66 Winthrop Street, for the operation of a shelter for no more than 20 homeless people. This lease expires April 17, 1983.

The problem that this presents is that this facility does not have a certificate of occupancy, nor can one be issued under existing zoning health and building codes.

However, inasmuch as the City Council has expressed great interest in the problem of homelessness, I suggest that the City Council consider waiving the zoning issues for a 60-day period to expire April 17, 1983, as a result of the existing emergency. Additionally waivers would have to be sought from the Commonwealth of Massachusetts relating to health and building code violations.

The other option is for the City Solicitor to seek a Temporary Restraining Order prohibiting occupancy of the facility. However, this would be counter-productive to the City Council's policy of aiding the homeless.

Very truly yours,

Robert W. Healy
City Manager

RWH/mbf



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Amended version #11
 (Original Order No. 11)

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MAYOR VELLUCCI

February 28, 1983

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- WHEREAS: It will be further necessary to receive an additional waiver from the State after the City's 60 Day waiver has expired, therefore be it
- RESOLVED: That the City Council formally goes on record in favor of the City Manager's call for a 60 day waiver of zoning requirements, and be it further
- RESOLVED: That the City Council further suggests that the City Manager appeal to the Governor immediately so that the State waiver will be forthcoming when and if it is needed.

Resolved: That the City Council has no objection to the intention of the City Manager to refrain for sixty days in enforcing the requirements of the Zoning Ordinance with respect to the shelter conducted at the University Lutheran Church for the homeless.



City of Cambridge

(Original Order No. 11)

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MAYOR VELLUCCI

February 28, 1983

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- WHEREAS: It will be further necessary to receive an additional waiver from the State after the City's 60 Day waiver has expired, therefore be it
- RESOLVED: That the City Council formally goes on record in favor of the City Manager's call for a 60 day waiver of zoning requirements, and be it further
- RESOLVED: That the City Council further suggests that the City Manager appeal to the Governor immediately so that the State waiver will be forthcoming when and if it is needed.

Order # 11

F-48

Mayor Vellucci re: City Council go on record favoring the City Manager's call for a 60 day waiver of zoning requirements regarding a shelter for the homeless at the University Lutheran Church.

In City Council,

February 28, 1983

2/28/83

Adopted

AS

Amended

BY

COUNCILOR

WELIC