

CITY MANAGER'S AGENDA

1. A communication transmitted from Louis A. DePasquale, City Manager, relative to a COVID-19 update.
2. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 21-97, regarding a report on creating a publicly accessible, list of violence prevention programs that exist in the City and to place this list on the City's website.
3. A communication transmitted from Louis A. DePasquale, City Manager, relative to the reappointment of **Michael P. Gardner** as a member of the Cambridge Retirement Board for a term of three years, effective Mar 1, 2022.
4. A communication transmitted from Louis A. DePasquale, City Manager, relative to the appointment of **Maxwell Solet** as a new member of the Board of Trustee of the Cambridge Health Alliance for a term to expire June 30, 2024.
5. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for new appointments and reappointment to Open Data Review Board for a term of two year.
Reappointments: **Cathy Chute, Eric Belford, Cliff Cook, Christina Giacobbe, Lee Gianetti,**
New Appointments: **Aditya Basheer, Anna Decker, Chris Cullen**
6. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the transfer of \$25,000 from the General Fund Electrical Department Salary and Wages Account to the General Fund Electrical Travel and Training Account (Judgments and Damages) to cover medical services and/or prescription reimbursement costs for personnel injured in performance of their duties.
7. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for reappointment and new appointment to the Water Board.
Reappointment: **James Burruss**
New Appointment: **Benjamas Lendorff**
8. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for reappointments to the Fresh Pond Master Plan Advisory Board: **Sophia Emperador, David Lyons, Ann Roosevelt, Candace Young**
9. Transmitting Communication from Louis A. DePasquale, City Manager, relative to the appropriation of \$650,000 from Free Cash to the Public Investment Fund Department of Human Service Programs Extraordinary Expenditures account to provide necessary repairs to the 3 swimming pools located at the War Memorial Pool Facility.
10. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for new appointments and reappointments to the Mid Cambridge Neighborhood Conservation District Commission.
Reappointments: **Charles Redmon, Monika Pauli, Tony Hsaio, Margaret McMahon, Lestra Litchfield**
New Appointments: **Katinka Hakuta, Andrew Ognibene**

11. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for a new appointment and reappointments to the Avon Hill Neighborhood Conservation District Commission.
Reappointments: **Theresa Hamacher, Levin Campbell, Heli Meltsner, Mark Golberg, Constantin von Wentzel**
New Appointments: **McKeldon Smith, Freweyni Embaye Gebrehiwet**
12. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for reappointments to the Half Crown-Marsh Neighborhood Conservation District Commission: **Peter Schur, Marie-Pierre Dillenseger, James Van Sickle, Joanne Solet, Adrian Catalano, Rory O'Connor**
13. A communication transmitted from Louis A. DePasquale, City Manager, relative to approval requested for a new appointment and reappointments to the Historical Commission.
Reappointments: **Bruce Irving, Chandra Harrington, Joanne Solet, Susannah Tobin, Joseph Ferrara, Paula Paris, Gavin Kleespies**
New Appointment: **Yuting Zhang**
14. A communication transmitted from Louis A. DePasquale, City Manager, relative to the City of Cambridge retaining its AAA rating from the nation's three major credit rating agencies. [[Moody's](#)] [[S&P](#)] [[Fitch](#)]
15. A communication transmitted from Louis A. DePasquale, City Manager, relative to the [Climate Resilience Zoning Task Force Report](#).
16. A communication transmitted from Louis A. DePasquale, City Manager, relative to a request for approval of the special act that has been enacted by the Legislature and signed by the Governor, entitled "Chapter 19 of the Acts of 2022, An Act Authorizing the City of Cambridge to Use Certain Land for General Municipal Purposes and the Installation of Subsurface Geothermal Wells" at the Father Callanan Playground and Fields in conjunction with the Tobin Montessori and Vassal Lane Upper Schools Project. [[Tobin Article 97 Plan](#)] [[Tobin Art 97 Special Act Parchment](#)] [[Tobin Special Act Order](#)]
17. A communication transmitted from Louis A. DePasquale, City Manager, relative to a [communication from City Solicitor Nancy E. Glowa](#), relative to a further response to Awaiting Report Item Number 21-93 regarding a report on proposed amendments to the Municipal Code relative to recent charter changes.

CHARTER RIGHT

1. That Article 10.000 of the Zoning Ordinances of the City of Cambridge be amended to insert a new section 10.600, titled "On-Site Fossil Fuel Infrastructure". [CHARTER RIGHT EXERCISED BY COUNCILLOR ZONDERVAN FEB 7, 2022]
2. That section 6.36 entitled, Schedule of Parking and Loading Requirements, of Article 6.000, entitled OFF STREET PARKING AND LOADING REQUIREMENTS AND

NIGHTTIME CURFEW ON LARGE COMMERCIAL THROUGH TRUCKS, of the Zoning Ordinance of the City of Cambridge be amended. [CHARTER RIGHT EXERCISED BY COUNCILLOR SIMMONS FEB 7, 2022]

3. That the City Manager be and hereby is requested to direct staff from the Community Development and Law Departments to examine the Zoning Ordinance and provide amendment language for consideration by the City Council to remove all other references to parking minimums, including in Articles 13.000, 14.000, 15.000, 16.000, 17.000, and 20.000. [CHARTER RIGHT EXERCISED BY COUNCILLOR SIMMONS FEB 7, 2022]

ON THE TABLE

4. A communication transmitted from Louis A. DePasquale, City Manager, relative to Awaiting Report Item Number 21-93, regarding proposed amendments to the Municipal Code relative to recent charter changes. (Ordinance #2022-2). [CHARTER RIGHT EXERCISED BY COUNCILLOR NOLAN JAN 31, 2022; Tabled Feb 7, 2022]

APPLICATIONS AND PETITIONS

1. An application was received from MIT List Visual Arts Center requesting permission for 35 temporary banners across Ames Street Memorial Drive Main Street and Broadway announcing MIT List, New Art on View, Contemporary Art from February 2022 through October 2022.
2. An application was received from Dan Anderson, requesting permission for a curb cut at the premises numbered 33 Webster Avenue said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No response has been received from the neighborhood association.
3. An application was received from Kelley Brown, requesting permission for a curb cut at the premises numbered 301 Vasser Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No response has been received from the neighborhood association.
4. An application was received from Dillon Lammers, requesting permission for a curb cut at the premises numbered 1065 Cambridge Street; said petition has received approval from Inspectional Services, Traffic, Parking and Transportation, Historical Commission and Public Works. No response has been received from the neighborhood association.
5. A Zoning Petition Has been received from Craig A. Kelley regarding The Cambridge Transportation De-Carbonization and Congestion-Mitigation Bill.

COMMUNICATIONS

1. A communication was received from Les Canney, regarding proposal to remove parking on Mass. Avenue.
2. A communication was received from Linda Viens, regarding eliminating parking meters.

3. A communication was received from Lisa Sebell-Nevins and William Nevins, regarding saving parking spaces on Mass. Avenue
4. A communication was received from Luis Mejias, regarding Porter Square protected bike lanes.
5. A communication was received from Macky Buck, regarding continuing with cycle lane building.
6. A communication was received from Margaret Waters, regarding Mass. Ave. parking and new bike travel lanes - perspective and experience.
7. A communication was received from Margery Davies, regarding Proposals Addressing Climate Change Feb 7 2022 -- COF#4 COF#5 PO#2.
8. A communication was received from Mark Goldberg, regarding the Mass. Avenue Mess.
9. A communication was received from Mark Goldberg, regarding update #8 or so.
10. A communication was received from Mark Steffen, regarding changing the Bicycle Safety Ordinance.
11. A communication was received from Martha Poehler, regarding Porter Square Safety Improvement Project.
12. A communication was received from Mary Baine Campbell, regarding bike safety in Porter Square neighborhood.
13. A communication was received from Mary T. Botosh, regarding parking on Mass. Ave.
14. A communication was received from Matt Goldstein, regarding building protected bike lanes in Porter Square.
15. A communication was received from Melissa Heller, regarding Protected Bike Lanes in Porter Square.
16. A communication was received from Mike Rosenberg, regarding Quick Build from Dudley to Alewife.
17. A communication was received from Nate Kaufman, regarding THANK YOU for ensuring protected bike lanes come to Porter Square.
18. A communication was received from Neal Chaudhuri, regarding building protected bike lanes around Porter Square.
19. A communication was received from Young Kim, regarding FY23 Budget Concerns re Cycling Safety Ordinance Implementation.
20. A communication was received from Neil and Margot Goodwin, regarding Mass. Ave., Porter Square traffic/bike lanes.
21. A communication was received from Young Kim, regarding Cameras going up at Churchill and Mass Ave.
22. A communication was received from Steve Dickman, regarding please change timelines to allow time for study of traffic in north Cambridge.
23. A communication was received from Mason Mills, regarding Bicycle Safety Ordinance.
24. A communication was received from Nell S. Hawley, regarding keeping Upland Road a two-way street.
25. A communication was received from Lee Farris, regarding Cambridge Residents Alliance letter on Characteristics Sought in New City Manager.
26. A communication was received from Nina Alonso Hathaway, regarding saving Mass. Ave.
27. A communication was received from Leah Strauss, regarding City Manager We need a contemporary thinker!.
28. A communication was received from Lawrence G. Cetrulo, regarding City Manager Search.

29. A communication was received from Oliver Wunsch, regarding support for bike lanes.
30. A communication was received from Lauren C. Blanda, regarding do not approve plan to remove parking on Massachusetts Ave.
31. A communication was received from Lauraine Boccone, regarding In support of protected bikelanes in Porter Square.
32. A communication was received from One Hwang, regarding protected bike lanes for Porter Square.
33. A communication was received from Laura Jillian Gray, regarding we must build protected bike lanes in Porter Square on schedule.
34. A communication was received from Peter Dutilloy, regarding removing public parking from commercial areas to put in protected bike lanes.
35. A communication was received from Kristine Jelstrup, regarding FY23 Budget - Extra Staffing to take on Climate Change.
36. A communication was received from Kris Bayne, regarding Porter Square Redesign.
37. A communication was received from Randi Frank, regarding the City Manager search.
38. A communication was received from Ken PierceI, regarding support protected bike lanes in and around Porter Square.
39. A communication was received from Randi Frank, regarding the City Manager.
40. A communication was received from Seth Pate, regarding support for Porter Square Bike Lanes.
41. A communication was received from Karen Rao, regarding please submit as a Communication to be read at Mondays City Council Meeting.
42. A communication was received from Sharon Cerny, regarding Comprehensive traffic and Parking Plan for Cambridge.
43. A communication was received from Karen Rao, regarding Mass Ave parking.
44. A communication was received from Sharon Mombru, regarding Porter Square safety improvements.
45. A communication was received from Sheli Wortis, regarding the City Manager search.
46. A communication was received from Julia Sharpe, regarding Protected bike lanes in Porter Square.
47. A communication was received from Sonali Duggal, regarding Porter Square bike lanes.
48. A communication was received from Stephen H. Kaiser, regarding protected bike lanes.
49. A communication was received from Julia Lemieux, regarding Save Parking on Mass Ave.
50. A communication was received from Judy Hikes, regarding Proposals Addressing Climate Change Feb 7 2022 -- COF#4 COF#5 PO#2.
51. A communication was received from Steve Adeff, regarding shortsighted changes to parking and traffic changes on Mass Ave.
52. A communication was received from Judy Bright, regarding Oppose making Upland Rd. one-way.
53. A communication was received from Jonathan Haar, regarding Avon Hill Fast Build Bike lane.
54. A communication was received from Steve Horner, regarding Support for Bike Lanes and Road-Calming Measures.
55. A communication was received from Jonah Harris, regarding End Parking Minimums.
56. A communication was received from Steve Miller, regarding building protected bike lanes in Porter Square on schedule.
57. A communication was received from Joan Pickett, regarding Porter Square Safety Improvement Project.
58. A communication was received from Susan Labandibar, regarding Porter Square Safety Improvement Project - Roseland St. to Beech St.
59. A communication was received from Joan Pickett, regarding It was just after 300pm today..
60. A communication was received from Joan D. Krizack, regarding MassAve4 Cycling Safety Ordinance Project.
61. A communication was received from Suzanne Preston Blier, regarding City Manager Search Considerations from the Cambridge Citizens Coalition.
62. A communication was received from Jennifer Payette, regarding Mass Ave Bike Lane Project.
63. A communication was received from Jennifer McSweeney, regarding Mass Ave. plans between Porter and Harvard businesses.
64. A communication was received from Tracy Barbaro, regarding Cambridge bike safety plan to work for all.
65. A communication was received from Jeffrey Peterson, regarding Porter Square Safety Improvement Project.
66. A communication was received from Jeanne Petropoulos, regarding PORTER SQUARE.
67. A communication was received from James Mahoney, regarding Please Save the Parking and the Businesses on Mass Ave.
68. A communication was received from Tracy Barbaro, regarding slowing down and re-evaluating Porter Square Bike Lanes and effects on local businesses.
69. A communication was received from Jae Storozum, regarding Support Porter Square Bike Infrastructure!.
70. A communication was received from Ian Orbinson, regarding Hutchinson Please build Porter Square protected bike lanes.
71. A communication was received from Heather Hetherington, regarding Heather Hetherington Traffic plans for Mass Ave.
72. A communication was received from Glover Taylor, regarding Proposed changes to Mass Ave north of Harvard Square.
73. A communication was received from Gleb Bahmutov, regarding Writing in strong support of protected bike lanes around Porter Square.
74. A communication was received from Gayle DeBay, regarding Reconsider the extent of making the small businesses close and suffer.
75. A communication was received from Frederico Muchnik, regarding I do not approve of the proposed plan to remove the parking on Mass Ave.
76. A communication was received from Frank Scibilia, regarding Bike lanes in Porter Square.
77. A communication was received from Eric Silva, regarding I support protected bike lanes in and around Porter Square.
78. A communication was received from Emma Haselhuhn, regarding Public Parking is Necessary.
79. A communication was received from Elizabeth Greywolf, regarding Redesign of North Cambridge Mass Ave.
80. A communication was received from Elizabeth Greywolf, regarding making Upland Road one way.
81. A communication was received from Elaine DeRosa, regarding Opposition to Donovan Petition.

82. A communication was received from Ed White, regarding MassAve4 Cycling Safety Ordinance Project.
83. A communication was received from Doreen Kelly-Carney, regarding Deeply concerned about the Bicycle Safety Ordinance and changes to Mass Ave.
84. A communication was received from Don Abrams, regarding Proposed Redesign of Massachusetts Avenue - Porter Square Segment.
85. A communication was received from Diane Reposa, regarding Mass. Ave Bike Safety.
86. A communication was received from Derek Kerins, regarding Opposed-MassAve4 Cycling Safety Ordinance Project - Dudley to Beech and Roseland to Waterhouse.
87. A communication was received from Dena Feldstein Brody, regarding oppose Policy Order #9.
88. A communication was received from Dana Tighe, regarding Save Mass Ave.
89. A communication was received from Cynthia Hughes, regarding NC stakeholders Update # 8 or so.
90. A communication was received from Claire Moore, regarding Bicycle Safety Ordinance.
91. A communication was received from Christine Tullius, regarding Upland Road Change Proposal.
92. A communication was received from Chemi Kadete, regarding Teen Cyclist Mows Down Elderly Pedestrian in Cambridge Crosswalk.
93. A communication was received from Charlie and Linda Keefe, regarding Save Mass Ave.
94. A communication was received from Charisse Taylor, regarding Please Build Protect Bike Lanes in Porter.
95. A communication was received from Carol Birnbaum, regarding Plans for Mass Ave.
96. A communication was received from Bill Walsh, regarding has our local government lost their collective minds. Mass. Ave.
97. A communication was received from Beth Gamse, regarding Mass Ave.
98. A communication was received from Belinda Rathbone, regarding Porter Square bike lane proposals.
99. A communication was received from Becky Sarah, regarding Please support the Green New Deal for Cambridge.
100. A communication was received from Becca Schofield, regarding In Support of the Revitalization of Jefferson Park.
101. A communication was received from Barbara Glick, regarding MASS AVE CORRIDER.
102. A communication was received from Barbara Bliss, regarding Upland Road proposal.
103. A communication was received from Arks Smith, regarding Mass Avenue parking issues.
104. A communication was received from Arks Smith, regarding Porter Square Safety Improvement Project.
105. A communication was received from Ann Elliott-Holmes, regarding Altering deadline for Mass Ave Cycling Safety Ordinance Project.
106. A communication was received from Andy's Diner, regarding Andy's Diner Mass Ave.
107. A communication was received from Andrew Solomon, regarding City Manager Search.

108. A communication was received from Andrew Ray, regarding Public comment re POR 4 9 from council meeting 27.
109. A communication was received from Allan Sadun, regarding Budget allocation for affordable housing.
110. A communication was received from Allan Sadun, regarding A Better Cambridge letter on City Manager search.
111. A communication was received from Alex Rubin, regarding Support for Protected Bike Lanes in Porter Square.
112. A communication was received from Alex Epstein, regarding Looking forward to protected bike lanes in Porter Square--on schedule.
113. A communication was received from Aaron Ross, regarding Raise the Smoking Age to 25.

RESOLUTIONS

1. Resolution on the death of Trudy Joan Cox. Councillor McGovern
2. Thanks to Anne Shuhler and the entire Classic Graphx team for more than 35 years of exemplary service to the people and businesses of Cambridge. Councillor Simmons
3. Resolution on the death of Avram Goldberg. Councillor Simmons
4. That the City Council go on record thanking the TTT Mentor Program's Mentees for participating in the TTT Mentor Program's 2021-2022 session. Councillor Simmons
5. City Council thanks to the Mentors for enriching the lives of their Mentees by participating in the TTT Mentor Program's 2021-2022 session. Councillor Simmons
6. City Council thanks to The Reverend Kathleen O'Keefe Reed for her years of extraordinary service to the people of Cambridge, and in wishing her well in her retirement. Councillor Simmons
7. Resolution on the death of Salvatore Fantasia. Councillor Toner
8. That the City Council go on record thanking Izzy Maldonado and his family for over 41 years of serving up some of the finest comfort food in Cambridge at Izzy's Restaurant & Sub Shop, and in wishing the family well as the beloved institution passes into memory. Councillor Simmons
9. Condolences to the family of Glenn M. Tegan for their tremendous loss. Councillor Simmons
10. Resolution on the death of Tommaso Sasso. Councillor Toner
11. Happy 80th Birthday wishes to Peter Valentine. Councillor Zondervan

ORDERS

1. That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request for a street corner dedication in honor of Reuben Nathaniel Dottin, Jr. in the vicinity of Hews Street and Western Avenue. Councillor Simmons
2. Thanks to Ronald "R-Jay" Jones for his 50 years of service at the Cambridge Community Center, and in declaring Feb

- 28, 2022 to be designated as Ronald “R-Jay” Jones Day in the City of Cambridge. Councillor Simmons
3. That the City Manager is requested to amend all existing Community Host Agreements previously issued by the City by reducing the Impact Fee to 0.05% of Gross Revenue and to refrain from placing this burden upon any future HCAs that may yet be issued. Councillor Simmons, Councillor McGovern, Councillor Toner, Councillor Azeem
 4. That the Mayor is requested to schedule a Special Meeting of the City Council and invite the Mayor of Somerville, Somerville City Councillors, the Cambridge Police Department, the Somerville Police Department, and others to discuss how to work together to address the gun activity taking place between our youth in our communities. Councillor McGovern, Mayor Siddiqui, Councillor Simmons
 5. That the City Manager is requested to confer with the Economic Development division and other appropriate departments with the intention of conducting a study to collect relevant economic data relating to business impacts from bike lane installations, positive or negative, which will help inform future installations of bike lanes along commercial corridors. Councillor McGovern, Vice Mayor Mallon, Councillor Simmons, Councillor Toner
 6. That the Executive Assistant to the City Council is requested to confer with the Dedication Committee to consider this request for a suitable dedication in honor of Janet Axelrod in the vicinity of Broadway and Trowbridge Street. Vice Mayor Mallon, Mayor Siddiqui, Councillor Nolan
 7. That a City Manager Search ad-hoc committee of the Cambridge City Council be formed for the purpose of reviewing and selecting self-nominated residents and stakeholders to be on the candidate preliminary screening committee. Mayor Siddiqui
 8. That the Cambridge City Council calls for the Federal Government to reverse Title 42 and immediately halt the deportation of Haitian migrants, thereby allowing them to seek due process through our legal system to make claims for legal status. Mayor Siddiqui, Councillor Zondervan, Councillor Simmons, Councillor Carlone
 9. That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request from Councillor Azeem for a suitable location to dedicate a street corner in honor of Dr. Andre Gabor Borda. Councillor Azeem
 10. That the City Manager is requested to work with DCR to pilot an expansion of Memorial Drive closures along any segments east of Western Avenue that could be used as parkland. Councillor Zondervan, Mayor Siddiqui, Councillor Azeem, Councillor Nolan
 11. Amendment to Chapter 2.78 of the Cambridge Code of Ordinance, entitled “Historical Buildings and Landmarks.” Councillor McGovern, Councillor Simmons

COMMITTEE REPORTS

1. The **Neighborhood and Long-Term Planning, Public Facilities, Arts and Celebrations Committee** met on Oct 13, 2021, to conduct a public hearing to discuss the long-term plan for school buildings, including a systemwide summary of status of plans, update on current projects, any plans for future relocations, and projections for enrollment changes over time. [\[Report\]](#)
2. The **Health & Environment Committee** and the **Human Services & Veterans Committee** met on Dec 8, 2021, to discuss the redesign of Carl Barron Plaza with a special focus on the needs of the unhoused community and the ideas presented within Communication #10 from the Oct 18, 2021, regular meeting. [\[Report\]](#)
3. The **Ordinance Committee** met on Dec 15, 2021, to conduct a public hearing on the Off Street Parking Zoning petition (Ord # 2021-23) [\[Report not available\]](#)
- A. A [Zoning Petition has been received from Karen Cushing](#), regarding Off Street Parking consistent with the base zoning district, in order to minimize the use of on-street parking in the surrounding area (Ordinance #2021-23).
4. The **Human Services and Veterans Committee** met on Dec 16, 2021, to hold a public hearing to receive a report from the Department of Human Services Programs regarding changes made to DHSP after school programs. [\[Report\]](#)

COMMUNICATIONS & REPORTS FROM CITY OFFICERS

1. A communication was received from Anthony Wilson, City Clerk, transmitting an update regarding legislative activity.
2. A communication was received from Councillor Simmons, transmitting a memorandum regarding [Final Report of the Cambridge Advisory Committee on City Art, Monuments, & Markers](#).
3. A communication was received from Councillor Nolan and Councillor Carlone regarding FY24 budget priorities.
4. A communication was received from Mayor Siddiqui, transmitting information from the School Committee.

HEARING SCHEDULE

Mon, Feb 28

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Mar 1

11:00am The Health and Environment Committee will meet to receive an update on the Net Zero Action Plan. (Sullivan Chamber and Zoom)

Wed, Mar 2

2:00pm The Government Operations, Rules and Claims Committee will meet for the purpose of reviewing the draft leadership profile, and next steps in the City Manager search process. (Sullivan Chamber and Zoom)

5:30pm The Finance Committee will meet to discuss ARPA funding. (Sullivan Chamber and Zoom)

Mon, Mar 7

5:30pm City Council Meeting (Sullivan Chamber)

Tues, Mar 8

3:00pm The Health and Environment Committee will meet to conduct a public hearing on proposed BEUDO amendments. (Sullivan Chamber and Zoom)

Wed, Mar 9

5:30pm The Ordinance Committee will meet to conduct a public hearing on a petition to amend Article 20.90- Alewife Overlay Districts 1-6 of the Cambridge Zoning Ordinance by inserting a new section entitled Section 20.94.3- Temporarily prohibited uses. (ORDINANCE #2022-1) (Sullivan Chamber and Zoom)

Thurs, Mar 10

5:30pm The Ordinance Committee will meet to conduct a public hearing on the Wage Theft ordinance (Ordinance #2022-3). (Sullivan Chamber and Zoom)

Mon, Mar 14

5:30pm City Council Meeting (Sullivan Chamber)

Thurs, Mar 17

5:30pm The Neighborhood & Long-Term Planning, Public Facilities, Arts & Celebration Committee will conduct a public hearing to discuss the appropriateness of laboratories in neighborhood retail districts. (Sullivan Chamber and Zoom)

Mon, Mar 21

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Mar 28

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 4

5:30pm City Council Meeting (Sullivan Chamber)

Wed, Apr 6

5:30pm The Ordinance Committee will meet to conduct a public hearing on a petition to amend the zoning ordinance entitled "Article 22 Sustainable Design and Development" (Ordinance #2022-7). (Sullivan Chamber and Zoom)

Mon, Apr 11

5:30pm City Council Meeting (Sullivan Chamber)

Mon, Apr 25

5:30pm City Council Meeting (Sullivan Chamber)

Mon, May 2

5:30pm City Council Meeting (Sullivan Chamber)

Mon, May 9

5:30pm City Council Meeting (Sullivan Chamber)

Mon, May 16

5:30pm City Council Meeting (Sullivan Chamber)

Mon, May 23

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 6

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 13

5:30pm City Council Meeting (Sullivan Chamber)

Mon, June 27

5:30pm City Council Meeting (Sullivan Chamber)

TEXT OF ORDERS

O-1 Feb 28, 2022

COUNCILLOR SIMMONS

ORDERED: That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request for a street corner dedication in honor of Reuben Nathaniel Dottin, Jr. in the vicinity of Hews Street and Western Avenue; and be it further ORDERED: That the City Clerk be and hereby is requested to forward this order to the Dedication Committee for their review and approval.

O-2 Feb 28, 2022

COUNCILLOR SIMMONS

WHEREAS: It has come to the attention of the City Council that Ronald "R-Jay" Jones has just marked 50 years of working at the Cambridge Community Center; and

WHEREAS: Born in Cambridge and a lifelong resident of the Coast, Ronald "R-Jay" Jones graduated from Rindge Tech and would go on to attend Boston State College, where he majored in physical education; and

WHEREAS: Ronald "R-Jay" Jones is known for building community through his annual neighborhood summer cookouts, for his delicious cooking, and for his reputation as a skilled basketball player; and

WHEREAS: Ronald "R-Jay" Jones first came to work at the Cambridge Community Center on Feb 21, 1972, and through his work at "the Center" – where he has held a variety of different roles, including Group Leader, Program Director, Site Coordinator, Chef, and Building Manager, and where he has long been instrumental in helping to coordinate the Center's Annual Thanksgiving Luncheon – it is calculated that R-Jay has impacted the lives of more than 5,000 children and their families

WHEREAS: While Ronald "R-Jay" Jones has never sought out the spotlight, his half century of service is such a momentous anniversary, and it is only fitting that his extraordinary contribution to the Cambridge community be recognized and celebrated; now therefore be it

RESOLVED: That the City Council go on record thanking Ronald "R-Jay" Jones for his 50 years of service at the Cambridge Community Center, and in declaring Feb 28, 2022 to be designated as Ronald "R-Jay" Jones Day in the City of Cambridge; and be it further

RESOLVED: That the City Clerk be and hereby is requested to forward a suitably engrossed copy of this resolution to Ronald "R-Jay" Jones on behalf of the entire City Council.

O-3 Feb 28, 2022

COUNCILLOR SIMMONS**COUNCILLOR MCGOVERN****COUNCILLOR TONER****COUNCILLOR AZEEM**

WHEREAS: In the five years since Massachusetts legalized recreational cannabis, a handful of Community Host Agreements (HCAs) have been issued by the City of Cambridge to Economic Empowerment and Social Equity applicants seeking to establish local recreational dispensaries, yet to date, only one business has been able to open their doors; and

WHEREAS: A variety of factors have contributed to the slow start of establishing local recreational dispensaries, including but not limited to the significant costs associated with obtaining licenses, securing product, securing and holding retail space during an international pandemic, and the hiring and training of staff; and

WHEREAS: The two-year delay caused by the Covid-19 pandemic has presented a particularly difficult challenge for local Equity Empowerment (the "EE") and Social Equity (the "SE") applicants to navigate, as those who secured retail space two or more years ago in anticipation of offsetting their monthly rent with their monthly profits have instead had to absorb two years' worth of rent without any sales to offset these costs, threatening the fiscal viability of some these fledgling enterprises; and

WHEREAS: Another significant cost has been the local "Impact Fees," which the City defines in all its HCAs as "...the amount of three percent (3%) of the Applicant's gross revenues derived from the Cannabis Business' sales...[because]...[t]he Parties anticipate

that, as a result of the Applicant's operation of the Cannabis Business, the City will incur additional expenses and impacts upon its road system, law enforcement, inspectional services, permitting services, administrative services, educational services and public health services, in addition to potential unforeseen impacts upon the City," and these fees must be paid to the City on an annual basis; and

WHEREAS: Massachusetts has collected \$74.2 million from cannabis sales as of December 2021, the excise tax of 10.75% on recreational cannabis comprising only about half of the total tax revenue being collected for cannabis, as there is also a 6.25% state sales tax, plus the local tax (the Impact Fees) of up to 3% of gross revenue, which all added up to \$208 million in total tax revenue last fiscal year; and

WHEREAS: Due to substantial and negative impact of the 3% local tax (Impact Fees) on the viability of these EE and SE Cannabis Dispensaries, and in light of the supporting evidence from [other Massachusetts municipalities that the removal of these Impact Fees would not have any appreciable impacts upon the community or add significant additional costs to the City](#), it would be a small but significant action if the City were to remove or reduce this additional financial hurdle for local EE and SE applicants, in an effort to support the viability of these businesses during such uncertain times for brick and mortar businesses; and

WHEREAS: The City Council has repeatedly declared its strong support for creating favorable conditions that would provide EE and SE applicants with the greatest chances for success, and to that end it would be just and equitable for the City to reduce the Impact Fee imposed upon its EE and SE applicants from 3% of Gross Revenue to .05% of Gross Revenue; now therefore be it

ORDERED: That the City Manager be and hereby is requested to amend all existing Community Host Agreements previously issued by the City by reducing the Impact Fee to 0.05% of Gross Revenue and to refrain from placing this burden upon any future HCAs that may yet be issued, unless supporting evidence is provided by the City showing a finding that it incurred additional expenses and impacts upon its road system, law enforcement, inspectional services, permitting services, administrative services, educational services and public health services greater than the .05% of Gross Revenue collected from all the EE and SE dispensaries annually; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on this matter no later than May 1, 2022.

O-4 Feb 28, 2022

COUNCILLOR MCGOVERN

MAYOR SIDDIQUI

COUNCILLOR SIMMONS

WHEREAS: Over the course of the last 24 months there has been an increase in gun activity between youth in Cambridge and Somerville; and

WHEREAS: This gun activity has led to injury and death and has resulted in increased fear in our neighborhoods; and

WHEREAS: It will take a collective effort and strategy to address the root causes of this violence and to increase safety among our youth and in our communities; now therefore be it

ORDERED: That the Mayor be and hereby is requested to schedule a Special Meeting of the City Council and invite the Mayor of Somerville, Somerville City Councillors, the Cambridge Police Department, the Somerville Police Department, and others to discuss how to work together to address the gun activity taking place between our youth in our communities.

O-5 Feb 28, 2022

COUNCILLOR MCGOVERN

VICE MAYOR MALLON

COUNCILLOR SIMMONS

COUNCILLOR TONER

WHEREAS: The roll out and implementation of separated bike lanes has caused a lot of concern among the small business community who have felt left out of the process; and

WHEREAS: Business owners have fears about the impact on their businesses, and it would be beneficial for both the City and the business community to have local economic information about the potential impacts, positive and negative, on various types of businesses; and

WHEREAS: Economic studies are often cited from other cities about the impact of bike lanes to small businesses, and how they will improve sales; and

WHEREAS: The City will be implementing bike lanes along business corridors each year until 2026 per the recent ordinance change, this provides an opportunity to collect relevant data and real time experience; and

WHEREAS: Having local information will help shape future conversations and implementations of separated bike lanes and can help inform needed mitigation strategies along commercial corridors; now therefore be it

ORDERED: That the City Manager be and hereby is requested to confer with the Economic Development division and other appropriate departments with the intention of conducting a study to collect relevant economic data relating to business impacts from bike lane installations, positive or negative, which will help inform future installations of bike lanes along commercial corridors; and be it further

ORDERED: That the City Manager be and hereby is requested to confer with appropriate departments on what the standard public process will be prior to implementing new sections of bike lanes consistent with the Cycling Safety Ordinance, and what general evaluation process will take place post-installation, and to report back to the City Council on these matters; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on these matters by Mar 31, 2022.

O-6 Feb 28, 2022

VICE MAYOR MALLON

MAYOR SIDDIQUI

COUNCILLOR NOLAN

WHEREAS: Janet Axelrod sadly passed away on December 26, 2021; and

WHEREAS: Janet dedicated her life to bettering the lives of others around her through co-founding the South Africa Partners, working at the Haymarket Fund, serving as a longtime Chair of the Trustees of the Cambridge Public Library, and [more](#); now therefore be it

ORDERED: That the Executive Assistant to the City Council be and hereby is requested to confer with the Dedication Committee to consider this request for a suitable dedication in honor of Janet Axelrod in the vicinity of Broadway and Trowbridge Street; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward this order to the Dedication Committee for their review and approval.

O-7 Feb 28, 2022

MAYOR SIDDIQUI

WHEREAS: The City of Cambridge is currently in the process of a City Manager search; and

WHEREAS: In an effort to ensure we have a preliminary candidate screening process that is balanced, there is a desire to have more than one member of the City Council select self-nominated candidates for the preliminary screening committee; and
WHEREAS: To respond to this concern, it has been determined that an ad-hoc committee can be formed from members of the City Council to appoint members to the candidate preliminary screening committee; now therefore be it

ORDERED: That an ad-hoc committee of the Cambridge City Council be formed for the purpose of reviewing and selecting self-nominated residents and stakeholders to be on the candidate preliminary screening committee with the following four (4) City Council members: Councillor Azeem, Councillor McGovern, Councillor Toner, and Councillor Zondervan; and be it further

ORDERED: That the ad-hoc committee confers with the Law Department prior to any meeting to discuss confidentiality and Open Meeting Law issues; and be it further

ORDERED: That the ad-hoc committee complete their work by Mar 28, 2022.

O-8 Feb 28, 2022

MAYOR SIDDIQUI

COUNCILLOR ZONDERVAN

COUNCILLOR SIMMONS

COUNCILLOR CARLONE

WHEREAS: Cambridge is home to a large Haitian community who contribute to the workforce, economy, and cultural vibrancy of the city; and

WHEREAS: On Mar 25, 2020, the Trump Administration initiated a deportation policy under a public health law that restricts immigration at the United States-Mexican border based on an unlawful invocation of the Public Health Act under Title 42 of the U.S Code ("Title 42") in violation of U.S. constitutional law and international law; and

WHEREAS: The Biden Administration has continued the immigration policies of the Trump Administration, further ramping up deportations, leading to mass expulsions of Haitians under Title 42; and

WHEREAS: Haitian migrants are unable to make claims for asylum as required under U.S. law and international law; and

WHEREAS: The deportations under the guise of Title 42 have only escalated, with the U.S. government deporting nearly 14,000 Haitian migrants since September 2021, totaling more than 17,000 Haitian migrants deported to Haiti since the beginning of the Biden Administration; and

WHEREAS: On Thurs, Feb 3, 2022, the Biden Administration chose to extend its practices of deportation under Title 42, despite widespread opposition from human rights groups, public health officials, elected officials, and asylum advocates; and

WHEREAS: Migrants are forced to return to a Haiti rife with political, social, and economic instability and are often at a greater risk of kidnappings, abuse, and violence, and the State Department's travel advisory to U.S. citizens regarding travel currently states "Do not travel to Haiti due to kidnapping, crime, civil unrest, and COVID-19"; and

WHEREAS: This country has a legal and moral obligation under its own laws, and international laws and treaties, to receive migrants in distress in search of relief and refuge, thus measures restricting access to asylum must not be allowed to become entrenched under the guise of public health; and

WHEREAS: The City Council went [on record](#) in 2021 opposing these actions, but the Biden Administration has continued to use Title 42 to justify these racist deportations; and

WHEREAS: President Biden has expressed his commitment to reverse Trump-era immigration policies and build a humane immigration system; now therefore be it

RESOLVED: That the Cambridge City Council calls for the Federal Government to reverse Title 42 and immediately halt the deportation of Haitian migrants, thereby allowing them to seek due process through our legal system to make claims for legal status.

O-9 Feb 28, 2022

COUNCILLOR AZEEM

WHEREAS: Dr. Andre Gabor Borda, a renowned mathematician and professor at MIT, immigrated to the US from Hungary after the Hungarian Revolution of 1956 and moved to Cambridge in 1978; and

WHEREAS: Dr. Borda has touched the lives of so many throughout the City, especially his colleagues in the field of mathematics at MIT and Harvard; now therefore be it

ORDERED: That the Executive Assistant to the City Council confer with the Dedication Committee to consider the request from Councillor Azeem for a suitable location to dedicate a street corner in honor of Dr. Andre Gabor Borda; and be it further

ORDERED: That the City Clerk be and hereby is requested to forward this order to the Dedication Committee for their review and approval.

O-10 Feb 28, 2022

COUNCILLOR ZONDERVAN

MAYOR SIDDIQUI

COUNCILLOR AZEEM

COUNCILLOR NOLAN

WHEREAS: Riverbend Park (temporary closure of Memorial Drive from Western Avenue to Gerry's Landing Road) is cherished by residents of all ages and abilities as a safe and outstanding recreation option during seasonable weather; and

WHEREAS: In 2021, Riverbend Park opened on April 10 and remained open on Saturdays and Sundays from 11 AM to 7 PM throughout the summer and fall; and

WHEREAS: Many residents have expressed an interest in expanding Riverbend Park east of Western Avenue so that it is more accessible to residents living in the denser neighborhoods of the eastern half of the city; and

WHEREAS: Exploration of an eastward expansion is particularly in order ahead of the upcoming renovation project that will likely impact access to the park as it is currently established for several years; now therefore be it

ORDERED: That the City Manager be and hereby is requested to work with DCR to establish a 2022 schedule for Riverbend Park that includes weekly Saturday and Sunday closures starting no later than April 2, if not sooner; and be it further

ORDERED: That the City Manager be and hereby is requested to work with DCR to pilot an expansion of Memorial Drive closures along any segments east of Western Avenue that could be used as parkland, as a matter of equity; and be it further

ORDERED: That the City Manager be and hereby is requested to report back to the City Council on this matter no later than the Mar 28, 2022 Regular Meeting.

O-11 Feb 28, 2022

COUNCILLOR MCGOVERN

COUNCILLOR SIMMONS

WHEREAS: In 2021, several residents attempted to file amendments to Chapter 2.78 of the Cambridge Code of Ordinance, entitled "Historical Buildings and Landmarks" (Ordinance #2021-12).

WHEREAS: The proposal expired at the conclusion of the 2020-2021 City Council legislative session. Now therefore be it

ORDERED: That Section 2.78.140 of the Cambridge Code of Ordinance, entitled “Purpose”, be deleted and replaced with the following text:

2.78.149 Purpose

The City Council finds it necessary to enact this article under Section 6 of the Home Rule Amendment in order to preserve, conserve and protect the beauty and heritage of the City and to improve the quality of its built environment through identification, conservation and maintenance of neighborhoods, areas, sites and structures which constitute or reflect distinctive features of the architectural, cultural, political, economic or social history of the City in balance with allowing housing growth in all City neighborhoods to welcome a diverse set of residents; to foster appropriate use and wider public knowledge and appreciation of such neighborhoods, areas or structures; and by furthering these purposes to promote the public welfare by making the City a more attractive, desirable, affordable, diverse, equitable, accessible and inclusive place in which to live and work. To achieve these purposes, the City may designate neighborhood conservation districts and landmarks to be administered as set forth in this article.

ORDERED: That Section 2.78.160 of the Cambridge Code of Ordinance, entitled “Neighborhood conservation district commission—Established—Membership requirements”, be deleted and replaced with the following text:

2.78.160 Neighborhood conservation district commission—
Established—Membership requirements.

- A. Upon designation as provided in Section 2.78.180 of this article of any neighborhood conservation district, and unless the designation provides that the Historical Commission itself shall exercise authority with respect thereto, the City Manager shall appoint a neighborhood conservation district commission to consist of five members and three alternates whose composition fairly represents the diversity of the neighborhood itself. The members shall include at least three residents of the neighborhood, two of whom shall be tenants and one of whom shall be a homeowner; one neighborhood property owner (who may or may not be a neighborhood homeowner); and one person who owns and/or operates a business within the neighborhood. One member and/or one alternate of a neighborhood conservation district commission may be a Cambridge resident who lives outside the district. The neighborhood conservation district commission shall act solely in the exercise of those functions described in this article which are applicable to the district under its administration. A member of the Historical Commission staff should be assigned to provide ongoing administrative and operational support to the neighborhood conservation district commission.
- B. The members of the neighborhood conservation district commission shall be appointed by the City Manager with regard to the diversity of the district. Such members shall serve for a term of three years, except that the initial appointments shall be for one member to serve one year and one member to serve two years, and vacancies shall be filled for the unexpired term of office. Each member and alternate shall continue in office for up to six months after expiration of his or her term until a successor is duly appointed and qualified, except that no member shall serve more than two consecutive terms.
- C. The neighborhood conservation district commission shall elect annually a Chair and Vice-Chair from its own number. In the case of absence, inability to act, or unwillingness to act because of self-interest on the part of a member, his or her place shall be taken by an alternate member designated by the Chair, if

available, otherwise by the Vice-Chair if available, otherwise by a majority vote of the members and alternate members of the Commission present. The person exercising the function of Executive Director of the Historical Commission shall serve as secretary of each neighborhood conservation district commission. Persons serving as members or alternate members of a neighborhood conservation district commission shall, as a result of such service, be considered as “special municipal employees” for purposes of Chapter 268A of the General Laws.

ORDERED: That Section 2.78.170 of the Cambridge Code of Ordinance, entitled “Powers and duties”, be deleted and replaced with the following text:

2.78.170 Powers and duties.

The Historical Commission and each neighborhood conservation district commission shall have like powers, functions and duties with respect to each landmark and neighborhood conservation district over which it has jurisdiction as is provided Historic District Commissions under clauses (a) through (g) under Section 10 of Chapter 40C of the General Laws with respect to historic districts, including without limitation with respect to the approval and disapproval of certificates of appropriateness, non-applicability and hardship, the dating and signing of such certificates, the keeping of records and adoption of rules and regulations, the filing with the City Clerk and Building Department of certificates and determinations of disapproval by it, and the determination of designs of appurtenances (excluding colors) which will meet the requirements of the landmark or neighborhood conservation district. The Historical Commission and each neighborhood conservation district commission shall have no powers, functions or duties with respect to, or jurisdiction over, affordable housing projects that either are developed under the Affordable Housing Overlay, as defined in Section 11.207 of the Zoning Ordinance, or have a majority of their units permanently reserved for households at or below 100% of Area Median Income.

ORDERED: That Section 2.78.180(C) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

- C. In the case of a landmark, the report shall be prepared by the Historical Commission. In the case of a neighborhood conservation district, the report shall be prepared by a study committee consisting of five persons appointed by the City Manager, including at least one person who resides in the district under consideration, at least one person who owns property in the district under consideration, at least one person who owns and/or operates a business within the district under consideration, and at least one person who rents in the district under consideration.

ORDERED: That Section 2.78.180(D) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

- D. Any thirty registered voters of the City may petition that the Historical Commission initiate, or the Historical Commission on its own may initiate, the process of designating a landmark or amending or rescinding any such designation theretofore made. Any one hundred registered voters of the City may petition that the Historical Commission initiate the process of designating a neighborhood conservation district or amending or rescinding any such designation theretofore made. The Commission shall within forty-five days following the filing of such request or petition hold a preliminary hearing and arrange for the preparation of a report and, if required, request the appointment of a study committee. In the event the Commission requests the appointment of a study committee, the approval of the formation of such committee shall be by order of the City Council. If the

Commission declines to request the appointment of a study committee, it must make its recommendation as to whether or not to designate the landmark or neighborhood conservation district within forty-five days of the original petition or request for that designation. The Historical Commission shall not reconsider a proposed designation, amendment or rescission of designation within ten years of its previous hearing thereon. No later than forty-five days after the transmittal of a report to the Commission pertaining to a proposed designation, the Commission shall hold a public hearing. The Commission shall give not less than thirty days notice of such public hearing by publication in a newspaper of general circulation in the City and by mailing notice thereof to the owner of the proposed landmark and to every owner abutting the proposed landmark or within the proposed neighborhood conservation district, each such owner to be determined from the then current records of the Assessing Department, to the residents of every address within the proposed neighborhood conservation district, and to the City Manager, the Planning Board and the City Clerk.

ORDERED: That Section 2.78.180(F) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

F. The recommendation of the Historical Commission with regard to any designation, amendment or rescission shall be transmitted to the City Manager and to the City Clerk with a copy of the approved designation report. Along with its recommendation, the Historical Commission shall include a report on the impact of the designation on housing and renovation costs in the district and a letter from each business association within, or within 500 yards of, the proposed district setting out their views on the proposed district, and the Historical Commission shall identify opponents to the proposed district and allow them to submit a letter setting out their views on the proposed district and a counter-proposal to the CHC's recommendation. Designation of a landmark or a neighborhood conservation district or amendment or rescission of designation shall be by order of the City Council. In the case of a designation, the order shall include a statement of the reasons for such designation and a statement of standards which the Historical Commission or neighborhood conservation district commission is to apply under Sections 2.78.170 and 2.78.190 through 2.78.220 of this article.

ORDERED: That Section 2.78.180(I) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

I. Following acceptance of a designation petition for a landmark by the Historical Commission, no application for a building permit for new construction or alterations on the premises of a property being considered for designation shall be granted until reviewed by the Commission as though the property were designated as a landmark under this Article III. Following acceptance of a designation petition for a neighborhood conservation district by the Historical Commission and authorization of a study of the appropriateness of that designation by order of the City Council, and until (a) the Historical Commission makes a negative recommendation on a proposed designation, (b) the City Council determines not to enact the proposed designation, or (c) one year has elapsed, whichever is less, the Commission shall conduct a non-binding review of all proposed construction, demolition, or alteration that affects the exterior architectural features, other than color, climate resiliency features, or renewable energy features, of the structures on the premises of a proposed landmark or within a proposed neighborhood conservation district. The period during which these rules and procedures apply may not be extended other than due to a declared emergency.

ORDERED: That a new paragraph (K) be inserted into Section 2.78.180 to include following text:

K. Beginning in 2022, and every ten years thereafter, the City Council shall review each existing neighborhood conservation district and adopt an order (1) to renew the neighborhood conservation district unchanged; (2) to renew the neighborhood conservation district with more limited boundaries; (3) to renew the neighborhood conservation district with less restrictive rules and/or guidance; or (4) to discontinue the neighborhood conservation district. In the review process, the City Council shall revise the rules and/or guidance to conform with the current version of this ordinance, including setting a schedule for conformance of neighborhood conservation district commissions, upon vacancies, to the current membership requirements. In the absence of a City Council order renewing a neighborhood conservation district, the neighborhood conservation district shall be discontinued.

ORDERED: That Section 2.78.190(A) of the Cambridge Code of Ordinance, entitled "Review procedures", be deleted and replaced with the following text:

2.78.190 Review procedures.

A. Except as the order designating or amending a landmark or neighborhood conservation district may otherwise provide in accordance with this article, the Historical Commission or neighborhood conservation district commission having jurisdiction shall review all construction, demolition or alteration that affects the exterior architectural features, other than color, climate resiliency features, or renewable energy features, of any landmark or within any neighborhood conservation district.

ORDERED: That Section 2.78.190(B)(2) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

2. Alterations to the exterior of existing structures that do not increase or diminish the size and location of windows and doors, cause the removal of any bay, porch, hood, window or door casing or any other protruding decorative element, or alter the appearance of a roof;

ORDERED: That Section 2.78.210(C) of the Cambridge Code of Ordinance be deleted and replaced with the following text:

C. No building permit for alteration of an exterior architectural feature of a landmark or construction of a structure or for alteration of an exterior architectural feature within a neighborhood conservation district and no demolition permit for demolition or removal of a landmark or of a structure within a neighborhood conservation district shall be issued by the City or any department thereof until the certificate required by this article has been issued by the Historical Commission or neighborhood conservation district commission having jurisdiction. This provision does not apply to proposals for, or existing, affordable housing projects that either are developed under the Affordable Housing Overlay, as defined in Section 11.207 of the Zoning Ordinance, or have a majority of their units permanently reserved for households at or below 100% of Area Median Income, over which neither the Historical Commission nor any neighborhood conservation district commission has jurisdiction.

ORDERED: That Section 2.78.220 of the Cambridge Code of Ordinance, entitled "Factors considered by Commissions", be deleted and replaced with the following text:

2.78.220 Factors considered by Commissions.

A. In passing upon matters before it, the Historical Commission or neighborhood conservation district commission shall consider, among other things, the historic and architectural value and

significance of the site or structure, the general design, arrangement, texture and material of the features involved, and the relation of such features to similar features of structures in the surrounding area. In the case of new construction or additions to existing structures a commission shall consider the appropriateness of the size and shape of the structure both in relation to the land area upon which the structure is situated and to structures in the vicinity. A Commission shall not consider interior arrangements or architectural features not subject to public view.

- B. A Commission shall not make any recommendation or requirement except for the purpose of rejecting proposals incongruous to the historic aspects or the architectural significance of the landmark or neighborhood conservation district.

ORDERED: That Section 2.78.240 of the Cambridge Code of Ordinance, entitled "Appeal procedure", be deleted and replaced with the following text:

2.78.240 Appeal procedure

Any person aggrieved by a designation of a landmark or district may appeal to the superior court within thirty days after such designation. Any applicant aggrieved by a determination of a neighborhood conservation district commission or ten registered voters of the City opposing a determination under this article may appeal to the Historical Commission within sixty days after the filing of the notice of such determination with the City Clerk. The Historical Commission may overrule the determination and return it for reconsideration consistent with that finding. If the applicant is aggrieved by the determination of the Historical Commission, or if action is not taken by the Historical Commission within thirty days of filing for review, the applicant may appeal to the superior court. Appeal from a Historical Commission determination shall be taken within thirty days of the formal decision; appeal from a failure to act shall be taken within sixty days after the filing for review. The superior court may reverse a determination if it is not supported by substantial evidence in the record. In all other respects, the appeal shall be made in the same manner as provided under Section 12A of Chapter 40C of the General Laws.

ORDERED: That Section 2.78.270 of the Cambridge Code of Ordinance, entitled "Enforcement and remedies", be deleted and replaced with the following text:

2.78.270 Enforcement and remedies

The Historical Commission is specifically authorized to institute any and all actions, proceedings in law and in equity, as it deems necessary and appropriate to obtain compliance with the requirements of this article or to prevent a threatened violation thereof. Any violation of any provision of this article may be punished to the like extent provided in Section 13 of Chapter 40C of the General Laws for a violation of said Chapter 40C. In addition to the foregoing, no building permit shall be issued, with respect to any premises upon which a landmark or a structure within any neighborhood conservation district has been voluntarily demolished otherwise than pursuant to a certificate granted after compliance with the provisions of this article, for a period of two years after the date of the completion of such demolition (the word "premises" for the purposes of this sentence referring to the parcel of land upon which the demolished structure was located and all adjoining parcels of land under common ownership or control.)