

From: Arthur Strang [arthurstrang@msn.com]
Sent: Monday, January 05, 2015 11:51 AM
To: City Council; Lopez, Donna
Subject: Re: [FreshPond RA] Teague Petition Part 2 needs Law Dept opinion in writing

To The City Council of Cambridge:

And Dear Ms. Lopez,

Please enter the following communication into the Council record. (I know this will not reach the record until the Council Meeting, next week.)

Dear Councillors,

Please request the Law Department publish its opinion with citations on the Planning Board's discretion to deny Special Permits, as ordered by this Council on November 14 2014.

Among other things, please ensure that the opinion addresses Attorney Costa's opinion letter, specifically this sentence: [...that a special permit] “may be,” instead of “will normally be,” granted is consistent with and underscores the holding in *Humble Oil v. Board of Appeals of Amherst*, 360 Mass. 604, 605 (1971): “The mere fact that the standards set forth [in a bylaw or ordinance] are complied with does not compel the granting of a special permit. . .”

Please vote to advance Part 2 of the Teague Petition to a second reading and full public debate by the entire Council.

Thank you for your increasing attention to Residents' needs and for helping all of us make a more Sustainable Cambridge.

Arthur Strang

Fresh Pond Parkway