

PLANNING BOARD
FOR THE CITY OF CAMBRIDGE

GENERAL HEARING

Tuesday, August 23, 2016

7:05 p.m.

in

Second Floor Meeting Room

344 Broadway

Cambridge, Massachusetts

H. Theodore Cohen, Chair

Catherine Preston Connolly, Vice Chair

Tom Sieniewicz, Member

Steven Cohen, Member

Louis J. Bacci, Jr., Member

Mary Flynn, Member

Iram Farooq, Assistant City Manager

Community Development Staff:

Liza Paden

Stuart Dash

Swaathi Joseph

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H. THEODORE COHEN: Good evening everyone. Welcome to the August 23rd meeting of the Planning Board. We'll start with our update from the Community Development Department.

IRAM FAROOQ: Thank you, Mr. Chair. Today's agenda is a public hearing on the Urban Agriculture zoning petition. And earlier today there was an Ordinance Committee hearing on this same topic. I just wanted to let you know that what we will be presenting is actually a process that the City has been engaged in for a while. Several -- well, many months. About a year or so, right?

ELLEN KOKINDA: A couple of years.

IRAM FAROOQ: A couple of years.

And so what the Council decided was to in

fact wait for the culmination of this process and its recommendations rather than act on the petition, but we want to make sure that we provide you with the same information since obviously the Board is having their hearing on the petition. So you'll see there will be -- it may feel like a little bit of a disconnect from the information that we're presenting and what's in the petition, but Ellen and Kari will frame that for you.

The next meeting of the Board is September 6th and that will include public hearings on the William Noyse Webster Foundation zoning petition which is a petition for the expansion of the medical marijuana district in Alewife, in the west of Smith Place into the Industry B-2 District.

And then you will have also continued

hearing on 135 Fulkerson Street, which is north of the area. And 249 Third Street which is an amendment for basement gross floor area.

On September 20th, which is the following meeting, we will have design review for the MXD in-fill plan. So they will be bringing that forward. You might recall that the PUD permit was approved about a month or so ago.

So those are the Board's upcoming meetings.

In terms of the Ordinance Committee -- in terms of the City Council, there's an Ordinance Committee meeting on the healthy pharma zoning petition which you've heard at your last meeting, that will be on August 31st.

And then August 30th the Council's Housing Committee will have their fifth hearing on the inclusionary zoning content. And so their

hope is that they will be able to provide us, sort of bless the framework that we're working with so that then we can draft the zoning petition and bring it forward so then if all goes according to that timeline, then we'll most likely have hearings in sometime in October once that gets referred. So that's the update.

And with that I'm going to turn it over to Ellen Kokinda from CDD to kick this off and then Kari from Public Health. So this is really a partnership project.

ELLEN KOKINDA: Thank you all. Good evening. So, again, just to provide a little bit of context. The City Council has been very interested in the last year and a half in supporting urban agriculture and a range of activities that would fall under the umbrella of urban agriculture, and we have been working, this

is an interdepartmental process with the Urban Ag Task Force in developing a comprehensive Urban Ag policy to support City Council's interests as well as a lot resident and community member interests. So I'm just gonna walk through kind of our thinking on kind of what we've done to date and where we are in our process with the development of this and then give you some points of reference so you understand some of the differences and approach with the petition that's before you today.

So ultimately when we're talking about urban agriculture, we're talking about the practice of cultivating and processing and distributing food in and around the city. Kari Sasportas from the Public Health Department, CDD, as well as the Urban Ag Task Force has been working in partnership to develop this urban, the

comprehensive policy. Task force members include residents. Some of our community partners that deal with Urban Ag issues such as City Sprouts that do the elementary school gardens, as well as the local and state level officials and kind of thinking about public health.

So we have three main goals for developing our regulations:

One is to allow and limit agricultural activities in Cambridge. Again, we're trying to support things, but also try to do -- but also limit certain activities where we think it might not necessarily be appropriate for a city of our size and density.

We are developing best practices. So it's not just about the regulations, but how can we create a policy that, that we can have -- that people can continue to be good neighbors with one

another because we recognize that a lot of the issues can be a little bit contentious or some people have concerns about them in mitigating some of the issues that come up with different activities.

And then lastly, something that's very important to us is as we think about is implementation. What does that mean? What does the review process look like for different activities? What does permitting and enforcement look like?

So that's kind of the broad framework for how we've been approaching this topic.

When I talk about what types of activities we're considering as part of our policy, this is kind of a long list. This may not include every individual thing, but you can kind of see that it really -- there's a range of

items in this. And there are definitely things that you won't see on there. Again, some of which was very intentional on what we thought might be appropriate for a city like Cambridge.

I want to point out one other thing. If you notice in the petition that's before you, you'll see a lot of similarities in the types of activities. Some things that we may have left out and some things that we might have added, just based on what we know is coming down the pipeline as far as federal and state funding in terms of expanding certain opportunities like means for agriculture for low income residents. And, again, other activities that we thought were either maybe positive or not in the right direction.

So we have done a tremendous amount of stakeholder engagement thus far. Starting last

fall we went around to the neighborhood organizations and some of the tenant councils or tenant associations to just get a sense of what residents are actually interested in in terms of what they want to see. I think a lot of the conversations ended up being more about some of the concerns, whether it was nuisance or rodents or different types of pests that could come up with some of the ideas that were being introduced. And so we took these ideas and really kind of following like winter and spring this year, it was mostly bringing together a real mix of stakeholders to talk about how we might be able to address these challenges and some of the issues and interests in the policy. And so what are those best practices?

We held three focus groups. We had a beekeeping focus group, a chicken keeping focus

group, and one on allergies, because that was listed as a very serious issue for some people. And so you get a sense that we brought together local experts, residents who already do some of these activities, entrepreneurs in Cambridge, so as to understand what works best, what we can do to think about what the land use is here and what are the opportunities.

And I'll also point out that we've had a tremendous amount of input from some of our local municipalities; Boston, Somerville, and Arlington who already have Urban Ag policies in place, and they're very different from one another. So we've been able to learn from them maybe what are the things that were kind of bigger concerns that weren't necessarily the big issues and different ways of addressing certain topics.

As we address the work, we're kind of --

we wanted to understand what are the policies in place. We recognize that this is happening all over the U.S. and there are some really wonderful examples of that, and we've had a tremendous amount of support from the Conservation Law Foundation who has been providing policy advice and research when we think about how other cities have tackled other issues.

And, again, our action items, this is probably the biggest difference between our approach to this policy and what's before you, and one we're trying to draft a Zoning Ordinance that explicitly allows certain agricultural activities in the city.

And secondly we've set up public health regulations to help support and limit those activities to try to mitigate those nuisances. What you see right in front of you this is just a

draft of the public health regulations on chicken keeping and beekeeping that this kind of represents all of the work of the focus groups and kind of the considerations that were taken in and trying to map out what those regulations might look like and providing the bulk of that oversight for certain activities under the Public Health Department.

More specifically our policy, again, addresses the public health regulations. And the three things, chickens, hens specifically, hens only, beekeeping, and soil regulations when we think about sales for sales of produce grown.

The second part is probably something that you all are more familiar with the, zoning piece, which is how do we -- making decisions about establishing what type of agricultural activities are accessory or principal uses, and

which districts do we allow certain activities or come up with a strategy for -- or rationale for limitations to that. And this, too, would kind of developing the review process and permitting process for that.

Again, recognizing that the -- that not everything is regulation and some things are just best practices. We anticipate that with any kind of comprehensive policy, we're marking how to -- how to help people be responsible for the types of activities that they're doing in Cambridge and to come up with a guide of, for people to navigate this process easily knowing that some things may fall in public health, some things may be in zoning, it's a little bit confusing for people.

And then the last part is just the implementation of having, you know, needing to

develop, you know, we don't need to reinvent the wheel because, again, other people have done this. It's part of our thinking in terms of how we would rule this out if it happens.

So I'm going to pass it over to Kari Sasportas from the Cambridge Public Health Department. She's going to briefly walk you through, again, this perspective of how we set up the approach for public health regulations and then I'll finish up.

KARI SASPORTAS: Thank you, Ellen.

Good evening. My name is Kari Sasportas. I'm here representing the Cambridge Public Health department. And As Ellen mentioned, we've been working, it's an interdepartmental group, the Urban Agricultural Task Force of the Cambridge Food and Fitness and Policy Council. We've been working hand in hand with Community Development

Departments on an overall policy for urban agriculture in the city. And the piece that I'm gonna talk about briefly is are the public health regulations. And just to explain the difference, these would be promulgated under our direct public health authority through the state. So that's under Massachusetts General Laws Chapter 111, Section 31. It gives local boards of health the ability to promulgate public health regulations.

And the rationale for doing so in this case would be to prevent exposures that could result in adverse health impacts or disease. In particular we're focusing on three activities: That would be keeping hens. So there would be no roosters allowed in Cambridge.

Beekeeping.

And also soil safety for produce that's

grown specifically for sale.

In the public health regulations, they have a standard structure. So you can see that in the slide here. Basically they lay out a logical argument for the need for regulations, they provide definitions, and the meet with the public health regulations are really about operations and maintenance and permitting as well. So as Ellen referenced the implementation, that's really key for us. Is that upfront we would be doing a plan review. We'd review a diagram of the site with an eye towards public health hazards. So this would be very different from the zoning which is really about land use, setbacks, and so forth. The things that you're more familiar with.

So the things we're looking at are the potential for nuisance, talking about waste

management, with keeping of animals, talking about composting, talking about things that will keep predators and pests away, talking about mitigating standing water to prevent mosquito-borne disease. So these are the types of things that our regulations would address.

And as I mentioned, we would have a plan review for the permit applications looking specifically at designed considerations that could potentially mitigate complaints or concerns down the road. So things that we can sort of nip in the bud ahead of time. So you wouldn't want to put a beehive right under someone's, you know, bedroom window, the abutting window, that type of thing. But really what we're looking at is, you know, enforcement down the road, things that we suspect might come up and design plans, modifications that we can think of ahead of time.

And we've had a lot of conversations with expert beekeepers, expert people who keep hens, keep chickens, so we've had a lot of input into these factors.

The other piece that we have integrated into the draft regulations are reference to all the applicable state regulations. So the state has eight regulations for honeybees. They already have poultry regulations. And, of course, there's a state food code as well. Where those are applicable, they fit into our regulations through reference.

We also incorporate best management practices. Those are for the Mass. Beekeepers Association, from the Massachusetts Department of Agricultural Resources. Things like biosecurity and biodefense. When you're keeping backyard flocks, you have to think about things like how

they pathogenic influenza. So these are some of the things that we've kept in mind.

And the last item are the soil safety regulations, and this would be preventing things like exposure to lead or exposure to arsenic in produce that's being sold.

So with that, I'll turn it back over to Ellen.

ELLEN KOKINDA: Okay, so where we are in our process for the task force, the Urban Ag Task Force as Kari mentioned, is to finish the draft of the soil regulations. That would then be presented to the Cambridge Public Health Subcommittee which is the body that votes to promulgate public health regulations for these three items.

Our work is to finish -- continuing to develop the review process for different types of

activities, and then have the chance for a staff review.

And then lastly as kind of a followup once we have a full draft, the intention is to be able to share this for public input on the draft.

For you to just get a sense of the kind of like where we are in our thinking about today with the petition is really that we see this City Council petition as having very similar intentions to the comprehensive Urban Ag policy that we've developed. And that for us the real issue is implementation and how we're going to come up with review processes and permitting and have a clear and effective process for navigating these different types of activities.

We don't think that Planning Board is necessarily the recommended permitting agency for all activities and thus that's where you get a

sense of kind of where we've put things, kind of organized things through public health and the Board of Public Health's oversight with the department.

We do recognize, again, that when you think about zoning, we're trying to be considerate of the different uses and what we think is a principal use versus accessory in the different districts. And we anticipate having a very clear indication of what's allowed, what's not allowed for all of these districts as with our draft.

And further, just to kind of, again, just to clarify that we definitely think that the petition can inform us and we would simply like to finish the final phase of the task force work to present to the public.

So that is all I have to say. I don't

know if there's anything else you all want to add.

And we're happy to answer questions.

H. THEODORE COHEN: Well, thank you.

Does anyone have any questions before we go to the public?

STEVEN COHEN: I'll defer to the public.

H. THEODORE COHEN: All right, well, is there anyone --

JOHN HAWKINSON: Where is Robert Winters? I was counting on him.

H. THEODORE COHEN: He was here.

Anyone who wishes to speak about this?

(No Response.)

H. THEODORE COHEN: Well, if not, we will start our own discussion.

Steve, if you want to start us off.

STEVEN COHEN: Hi. Thanks, Ellen and

Kari. I just had a couple of questions. There are parts that I'm kind of curious and wondering how it plays out.

So right now I presume I can grow lettuce and tomatoes in my backyard on a non-profit basis. Under this scheme, am I going to need a permit to grow those tomatoes in my backyard?

ELLEN KOKINDA: Not at all. Not at all. It's -- I think if you look at -- there are a lot of activities that you can currently do in Cambridge and we support a lot of Urban Ag already through our community gardens, public community gardens. Certainly we wouldn't prohibit people from growing their own foods. We might make suggestions about testing the soil and, again, having, you know, the public health regulations and soil. You know, as the intention would be for growing produce for sale that we

would want to have some kind -- the Public Health Department would like to have some kind of oversight of the testing of soil for that. We just want people to be clear, this is something that Kari probably can speak more to, but in terms of the lead content in soil that, you know, people -- we just want people to be aware of the potential impacts of soil.

Do you want to say something to that? I feel like Kari would be the better one to -- but it's not to over -- I don't think we want to -- the intention is not to make activities difficult. It's just to mitigate some of the activities that we know are contentious issues such as beekeeping or the keeping of chickens because, again, we -- just as much as we heard support and interest in it, we also heard a lot of concerns about pests and rodents and what does

this mean and what are the implications and how do you deal with that? And so that's some of the stuff of, if you look through the Public Health regulations, we kind of ask people to think a lot before they take on these activities. So we try to walk them through the thought process of what it means to be responsible about it.

H. THEODORE COHEN: Could I just follow up on one thing you just said?

I understand a lot of people want to grow vegetables and food and things. Just wondering how large a demand is there in Cambridge to keep bees or to have hens?

ELLEN KOKINDA: Well, there's actually, I would say -- what we do now is that by creating a new policy that addresses these issues, that we would be legitimizing activities that are currently happening in Cambridge. So we know

that there are lots of beekeepers. We know that there are people who keep chickens. And I think that the way that it works is that it's very much complaint-driven. So I think that people who are currently doing it are looking for some element of protection. Do I think that there's going to be some overwhelming number of people knocking down the door to have a permit for chicken keeping? Not necessarily. And I don't think that this is, it's not meant to, you know, I think that the way that we've addressed this is that we don't think that there's a business for those two activities. That this is not like a business model, but just something that, you know, that residents who have a little space might be interested in doing. I think the real difference between the Boston policy and the Somerville policies as we've been looking at

Boston, is mostly commercial. So they deal with large scale commercial interest. And Somerville is much more residential focussed. And I think here in Cambridge we have a little bit of a mix. We clearly don't have tons of land to operate, but I think that there are some innovative gardening strategies that people might be interested in. Again, I think that based on the input from the Conservation Law Foundation, they didn't necessarily think that there would be large numbers of people interested in large scale farming production whether, you know, just for any kind of commercial use in Cambridge, but that it could be a possibility. And that we have a lot of, of local community members. There's some -- Green City Growers that they can look for other pockets and rooftops or other places that they might have potential for it. So in terms of

demand, it's -- I don't have the best answer for that, but I think that we're trying to find a balance between residential uses, some commercial, and recognizing that there are going to be limitations based on size and scale of our city.

KARI SASPORTAS: So I just want to go back and address the soil question directly because that would fall under Public Health jurisdiction.

So the distinction is sale of produce. And there are also state regulations that apply. So right now if produce is straight off the farm, there's no processing, there's no cutting into the produce or like slicing an apple or something like that. That can be sold directly outside of the food code. So that's actually under the Massachusetts Department of Agriculture and

Resources jurisdiction. However, if you're talking about growing a need of soil, there are other state regulations that come into play; namely, the Massachusetts Contingency Plan which is a state hazardous waste regulations.

So what Somerville has done and what Boston has done and what we propose to do is offer a choice basically. If you're growing produce for sale, to protect the public, protect consumers, you can either test your soil if you're gonna grow in soil, look at results for lead, for arsenic, for selenium, for, you know, various heavy metals that have public health implications. Or the preferred method is really to build raised beds and bring in soil as opposed to growing in the native soil that, you know, in this area of Massachusetts and urban areas in general, we know that background levels of these

heavy metals in soil are actually going to trigger MmCP. They're just full of MmCP just by virtue of being in an urban background. So our recommendation is to build raised beds.

H. THEODORE COHEN: Okay. Well, I guess what we're really here for today is to determine if and what recommendation we might make with regard to the proposed zoning amendment.

Is there anyone who is going to be speaking about that zoning amendment?

STUART DASH: I don't think so. I spoke at the Council meeting this afternoon and the --

IRAM FAROOQ: Stuart, do you want to use the microphone?

STUART DASH: Yeah. Stuart Dash.

No, I spoke at the Council meeting this afternoon and briefly reviewed their amendment. And, in fact, the Ordinance Committee at the end

of the meeting chose to table the Ordinance in preference -- in deference to our working on this over the next six months and having something for them to look at that's backed up by the work that Ellen and Kari have discussed around the start of the year.

H. THEODORE COHEN: Okay. Well, I'll start the discussion I guess.

I found the petition very confusing.

MARY FLYNN: Yes.

H. THEODORE COHEN: Yes, very, needlessly lengthy and pagelessly repetitive. And I was not, actually after reading it several times, what would be allowed and what wouldn't be allowed and where it would be allowed. And I also think that, you know, part of it's a political decision with the mapping of where this might be allowed, and after that I don't really

know, you know -- certainly Planning Board can hold hearings on perhaps locations, but it really seems to me it's much more a public health function than a planning function.

You know, once the zoning's in place, it seems to me it should go into somebody else's hands as being proposed.

You know, my question about how large a demand there was for this was whether for some things maybe, you know, a variance. You know, if we're only talking about a handful of people, maybe it makes sense to do a variance. But if there's a larger demand, and I'm leaving aside the -- what I see as agriculture being the planning and the growing as a different issue, that yes, there might be a lot of people who want to grow something in their backyards or on rooftops or, you know, wherever there may be a

small plot of land. It's more the keeping of animals, well, the keeping of chickens and bees. I, you know, I look through the zoning to see if things are allowed anywhere. I know 40A prohibits, you know, zoning from regulating certain parts of agricultural use and farm stands and things. I didn't see anything where agriculture is specifically allowed in the zoning.

From my past life as a town council in more suburban communities I had people complaining about pickeries (phonetic) and goats, and one person had a bull in his backyard. And so I'm more concerned about the animals and, you know, just vaguely following the debate about beekeeping.

About a year ago people who complained that they were or their children were severely

allergic to bee stings and it seems that's a real health issue. You know, obviously zoning talks about public health, safety, and welfare, but some of those get very, very specific about, you know, allergies or about soil content. Rodents and pests and, you know, herbicides and other pesticides. And so, you know, from my point of view, I think it makes sense to let the Boards that are on top of this to continue with it, and that at some point, you know, there will be some zoning amendment that would specify what was allowed in what districts. And then -- which I see as a fairly short amendment to the Ordinance of some definitions that may not be there yet and then some amendments to the Article 4 Table, and then, you know, maybe some, you know, specific do's and don'ts but then leaving most of it to the regulations of the Public Health Department.

Anyway, that was my take on this.

CATHERINE PRESTON CONNOLLY: Yeah, I just -- I agree with what you said. I basically see ideally our role in this is to have a short amendment that amends the Table of Uses lists various agricultural uses, say where they are or not allowed or only allowed by variance or Special Permit, something like that. But really, you know, and basically get ISD out of the business of enforcing this, because that to me, this should be something -- you know, to the extent possible, having the overlapping jurisdiction creates confusion, creates especially about who do you go to for permits. I would hate for someone to say well, is it zoning and not know they have to get a permit from Public Health. Presumably the Public Health Department would say well, you're not in a zone

that's it's not allowed.

I could see problems in just getting ISD out of that business in general just seems to me a desirable thing that can be achieved really quickly with a one- to two-page amendment to the Table of Uses and then we can let the good folks who are working on this continue to do so.

That's all I've got.

H. THEODORE COHEN: Anyone else?

MARY FLYNN: I don't really have much to add. I think that it's the right approach. I kind of am intrigued by the idea of maybe looking at it on a variance or a special -- not even a Special Permit, just a variance sort of basis and just kind of thinking that through a little bit more rather than doing a whole amendment. But, you know, either way, I think our role is very limited and I am, too, more concerned about the

bees than the hens then I am about the gardening. Though I certainly do think that, you know, it's helpful for all of us to get out the information about soils and all of that sort of thing as much as possible. You know, I mean because not only are people planting but there are kids digging in it. To the extent that the people understand the risks more is a good thing. I look forward to seeing what you come up with.

H. THEODORE COHEN: Tom.

TOM SIENIEWICZ: I'm probably the only subscriber to The Small Farmer's Journal on this Board and started my community activism as a guy who built community gardens in Riverside maybe 20 plus years ago. And I run something called Stella's Food Garden which is nothing is for sale, including tobacco. I use that for myself. And so I know something about gardening, but the

thing that I was very confused by the zoning petition where agriculture seemed to be allowed in every district. So that gave me some heart, you know, that maybe this was a right to farm kind of Ordinance and just was clear about that. And there clearly are very real public health concerns that are, I think, being by contrast to the zoning petition that I looked at, you know, very well thought out and very clear sets of regulations that are proposed to control bees and chickens. And so I think it is a very simple set of amendments. I think I would be -- I'll go back to this question of a right to farm. It was unclear to me whether the City was promoting this or not and supporting it and encouraging it. And I absolutely, as you can tell, believe that there's a public interest in doing that. And I would want to make sure that our zoning

regulations have that spirit, right? I believe in City Sprout's mission to teach every third grader how to grow a tomato. I think that's a really important right of passage and obligation of citizenship. And I hope that this good work continues in a very clear, encouraging, enthusiastic way. And I think you're absolutely on to where we might have real planning issues which is in the locations of beehives and compost and chicken coops.

And anyway, congratulations for taking this on. And I just hope that it continues with kind of enthusiastic course. But with a kind of Evangelical sort of spirit to it. I think it's fabulous.

So anyway, thank you.

H. THEODORE COHEN: Steve, do you have anything else?

STEVEN COHEN: Just a few follow-up comments because, again, to my garden with lettuce and tomatoes. I presume that we can plant plants as an accessory use anyplace. And edible or not. And so it seems to me that the breakpoint may be if we do it commercially, we're suddenly changing it from an accessory use to a primary or a principal use, and that would certainly be something that zoning would regulate. Though I certainly don't know how many opportunities there are to do that in an urban locale.

LOUIS J. BACCI, JR.: Roof gardens.

STEVEN COHEN: The value of land is so great that agriculture is rarely going to be appealing as a principal use. We're not Detroit. There's a great opportunity for great agriculture.

So, you know, there's the commercial use and it seems that all that's left are the bees and the chickens. So this is really a bee and chicken act that we're going -- and as far as that right of passage, I think that all people other, than registered vegetarians, should be required to slaughter a chicken as a right of passage.

CATHERINE PRESTON CONNOLLY: Vegetarians?

STEVEN COHEN: I said other than vegetarians.

CATHERINE PRESTON CONNOLLY: Didn't you say registered vegetarians?

STEVEN COHEN: I think they need to be registered.

CATHERINE PRESTON CONNOLLY: Registered. Sorry. That's the part I was confused about. Just checking.

H. THEODORE COHEN: Lou?

STEVEN COHEN: But really the theme of what I'm saying is consistent with what others have said which is, you know, this isn't that complicated. I think it's fairly -- at least from a zoning perspective which is our bailiwick, that this is fairly few relatively well understood issues that I think we would be eager to cooperate with you in a very simple straightforward way.

LOUIS J. BACCI, JR.: I think we tossed that around enough. But I have one concern, though, I'm little worried about my backyard garden now. I hope some city inspector doesn't show up and say I need a soil test ever.

STUART DASH: You have a backyard garden?

LOUIS J. BACCI, JR.: Several.

H. THEODORE COHEN: I just have a couple.

ELLEN KOKINDA: May I respond? Could I just respond on the record to that, please? That the real -- this is just for --

LOUIS J. BACCI, JR.: Commercial.

ELLEN KOKINDA: Just for commercial. And the answer --

LOUIS J. BACCI, JR.: The answer was not quite. Just commercial.

ELLEN KOKINDA: Just commercial. That this is not, you know, we're not gonna regulate your backyard growing.

H. THEODORE COHEN: I've got a couple of questions that are just sort of curiosities.

So the prohibition on roosters is that because they crow?

ELLEN KOKINDA: Yes.

H. THEODORE COHEN: Do hens make no noise?

STEVEN COHEN: They cluck.

ELLEN KOKINDA: They cluck. They cluck.

And, you know, there's definitely -- it's not, you know, it's -- they're not silent creatures but they are not as loud as roosters.

H. THEODORE COHEN: Okay.

And it's not really a farm animal issue, but I know in some places, I don't know if they do in Cambridge, people keep pigeons or other, dove cuts and things on their roof. Is that allowed, not allowed in Cambridge?

IRAM FAROOQ: It's not a permitted use in the zoning, but most people are allowed to have pets. So I think if you think of it as pets, then you're probably okay.

ELLEN KOKINDA: The Animal Commission does --

H. THEODORE COHEN: Then I could have a

bull as a pet.

ELLEN KOKINDA: Right.

The Animal Commission does have certain regulations of kind of what's allowable and not. And there are certain things that are not included in our draft policies such as water fowl like ducks and that is also mentioned in the Animal Commission regulations.

H. THEODORE COHEN: Okay. Thank you.

JOHN HAWKINSON: Mr. Chair?

H. THEODORE COHEN: Yes.

JOHN HAWKINSON: Could I make a brief comment?

LOUIS J. BACCI, JR.: Did you sign up?

JOHN HAWKINSON: John Hawkinson. I just wanted to note, and I think you're going away from the variance possibility. But just to point out that when bees as variances have come before

BZA in recent memory has caused a lot of trouble and hasn't really worked very well. Even a beekeeper on the BZA, you know, depicts neighbor against neighbor and it's very hard for them to satisfy the soil conditions, blah, blah, blah, standard for variances. I thought I would toss that out there.

H. THEODORE COHEN: Okay. All right, thank you.

Well, if there are no other comments, so we could make no recommendation or we could, as I say, we could make a recommendation that perhaps City Council take no action on the petition at this time and wait until after the, you know, Agricultural Task Force and the Public Health Department and the other agencies and CDD that are working on it come forward with their own proposal and that the -- we hope that what comes

out of that with regard to zoning would be a fairly simple determination of what zones, which agricultural uses would be allowed. And that the, you know, the permitting process would be remain in the hands of the agencies that were most knowledgeable about those issues.

Does that make sense?

CATHERINE PRESTON CONNOLLY: Yes.

MARY FLYNN: Yes.

STEVEN COHEN: It sounds like Council has already tabled it for what six months? So we may as well -- if we're going to opine at all, we may as well wait and see how that proposal evolves over the next six months.

H. THEODORE COHEN: Okay.

So could I have a motion to that effect?

STEVEN COHEN: So moved.

H. THEODORE COHEN: Is there a second?

LOUIS J. BACCI, JR.: Second.

H. THEODORE COHEN: Any further
discussion?

(No Response.)

H. THEODORE COHEN: All those in favor?

(Raising hands.)

H. THEODORE COHEN: Thank you.

I think we have no other business on the
agenda today. So we are adjourned.

Thank you all for coming.

(Whereupon, at 7:50 p.m., the

Planning Board Adjourned.)

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C E R T I F I C A T E**COMMONWEALTH OF MASSACHUSETTS
BRISTOL, SS.**

I, Catherine Lawson Zelinski, a Certified Shorthand Reporter, the undersigned Notary Public, certify:

That the hearing herein before set forth is a true and accurate record of the proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand this 29th day of September, 2016.

Catherine L. Zelinski
Notary Public
Certified Shorthand Reporter
License No. 147703

My Commission Expires:
April 29, 2022

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