

CITY OF CAMBRIDGE, MASSACHUSETTS
PLANNING BOARD

CITY HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

NOTICE OF DECISION

Case No: PB#35 MAJOR AMENDMENT#2

Address: Ten Canal Park

Owner: Beacon Properties, LP

Original PUD Planning Board Decision: October 18, 1983

Major Amendment #1: October 20, 1992

Applicant: Omnipoint Communications, Inc., 705 Myles Standish Blvd, Taunton, MA 02780, (508) 884-2700

Application Date: September 16, 1997

Public Hearing: October 14, 1997

Planning Board Decision: October 14, 1997

Date of Filing Decision: October 31, 1997

Application: Special Permit as required in Section 4.40, Footnote #49 for the installation of a cellular antenna facility on the existing office and retail building previously issued a Planning Board special permit in the Harvard Square Overlay District.

Decision: GRANTED with conditions.

Appeals, if any, shall be made pursuant to Section 17 of Massachusetts General Laws, Chapter 40A, and shall be filed within twenty (20) days after the filing of the above referenced decision with the City Clerk. Copies of the complete decision and final plans, if applicable, are on file with the Office of the Community Development Department and the City Clerk.

Liza M. Paden 10/31/97
Authorized Representative to the Planning Board

For more information regarding this special permit, please contact the Community Development Department, Liza Paden at voice: 617-349-4647; TTY: 617-349-4621, or email at emalenfant@ci.cambridge.ma.us.

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Application

Application for a special permit under Section 4.32.g.1. Telephone exchange, (including, switching, relay and transmission facilities serving mobile communications systems) and any towers or antennas accessory thereto⁴⁹, as a major amendment to install cellular antenna to the existing building at 10 Canal Park, dated September 16, 1997. It includes a narrative describing the company, Omnipoint Communications, installation, the design of the structures, a discussion of the criteria for issuing the permit, photographs of the location of the proposed installation, plans showing the vicinity of the installation, the roof plan and elevations, dated September 16, 1997.

Other Documents

Submittal for Omnipoint Communications, Inc., by Donald L. Haes, Jr., MS, CHP, Consulting Health Physicist, dated 10/14/97.

Public Hearing

The Public Hearing was held on October 14, 1997. Philip Hammond, consultant to Omnipoint Communications introduced other representatives of the company: Mohammed Noii; Bill Hogan, engineer; and Don Haes, health consultant. Phil Hammond presented the application and described the location of the installation on the

2. Conformance with the criteria for Special Permits, Section 10.40

- a. The requirements of the Ordinance can be met.

This installation meets the special permit requirements now imposed for the erection of new facilities.

- b. Traffic patterns will not cause congestion, hazard, or substantial change in the established neighborhood character.

The facility is fully automated and will not generate any traffic congestion, hazard or a substantial change in the established character of the neighborhood. The facility is visited monthly by a small maintenance crew in a single vehicle.

- c. Continued operation or development of adjacent uses will not be adversely affected.

The proposed facility will enhance the operation of surrounding business and commercial uses by providing wireless service. Visually the installation will be consistent with mechanical elements found throughout the Lechmere Canal area on the tops of buildings. The visual impact of this installation on Ten Canal Park from the public park, Lechmere Canal, will be minimal.

- d. No nuisance or hazard will be created to the detriment of the health, safety, and welfare of the occupants or the citizens of the City.

The proposed use is passive in nature and will create no noise, traffic, smoke, dust, odors, disruptive lighting or other nuisance. The health aspects of the facility are reviewed and monitored by state and federal agencies having appropriate jurisdiction in such matters.

- e. The use will not impair the integrity of the district or adjoining districts or derogate from the intent or purposes of the Ordinance.

The proposed use would not impair the integrity of the Business A or PUD-4 Districts which are office and business districts; the use would generally enhance their operations; any potential negative visual aspects have been mitigated.

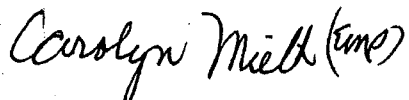
Decision

After review of the application documents, testimony at the public hearing and based on the above findings, the Planning Board **GRANTS** the Major Amendment to Special Permit #35 with the following conditions

1. The facility be shall be install in conformance with plans as revised and submitted and reviewed by the Board, dated 8/06/97, (plans labeled as Title sheet, vicinity map, general information, sheets T-1, A-1, A-2 and A-3)
2. The antennas shall be removed within 30 days of the termination of their use.
3. That the facilities may be replaced, after review and approval by the Planning Board at a regular Planning Board meeting, provided the Board finds that the new facilities occupy no more of the surface area of the building and are in the same approximate location as approved herein; and are no more visible than this approved plan.

Voting to GRANT the Major Amendment to the special permit and to grant the special permit use were: H. Salemme, C. Mieth, S. Lewis, F. Darwin, H. Russell and A. Cohn constituting more than two thirds of the membership of the Board.

For the Planning Board



Carolyn Mieth, Vice Chair

A copy of this decision shall be filed with the Office of the City Clerk. Appeals, if any, shall be made pursuant to Section 17, Chapter 40A, Massachusetts General Laws, and shall be filed within twenty (20) days after the date of such filing in the Office of the City Clerk.

ATTEST: A true and correct copy of the above decision filed with the Office of the City Clerk on, **October 31, 1997** by Elizabeth M. Paden authorized representative of the Cambridge Planning Board. All plans referred to in the decision have likewise been filed with the City Clerk on such date.

Twenty (20) days have elapsed since the filing of this decision.

No appeal has been filed.

DATE: