

Commonwealth of Massachusetts

Suffolk S.S.
Superior Ct.
Docket No.

**10 Citizens Group
Plaintiff**

vs.

**Boston Landmarks Commission
Defendant**

Verified Complaint

SUFFOLK SUPERIOR COURT
CIVIL CLERK'S OFFICE

2021 APR 22 1P 4: 02

MICHAEL JOSEPH DONOVAN
CLERK / MAGISTRATE

2184cv933 -C

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Introduction

This complaint arises from the refusal of the Boston Landmarks Commission to accept the filing of a 10 citizen group.

Parties

Plaintiff - 10 citizen group that filed for landmark status for three buildings that Massachusetts General Hospital intended to demolish.

Defendant - The Boston Landmarks Commission, which rejected the 10 citizen appeal.

Statement of Facts

On January 30, 2021 a 10 Citizen Petition For Preservation of three buildings, the Winchell Elementary School at 24 Blossom Street, the West End House at 16-18 Blossom Street House, and the N. Anderson Street tenement at 23-25 N. Anderson Street that Massachusetts General Hospital intended to demolish was filed with the Boston Landmarks Commission.

On February 10, 2021, in response to an inquiry on why the petitioners had not received a response, Roseanne Foley, Boston Landmarks Commission Executive Director replied in a series of emails that the 10 citizen petition had not been properly filed, including that it "wasn't a full petition" and "petitioners should refer to the commission's website" for a proper filing.

Statement of Claims

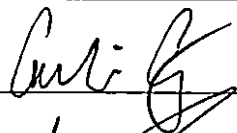
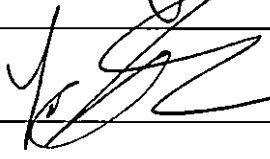

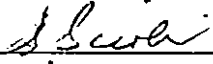
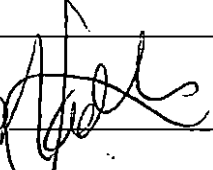
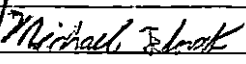
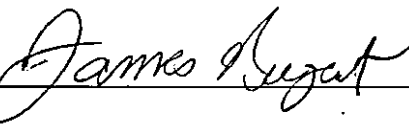
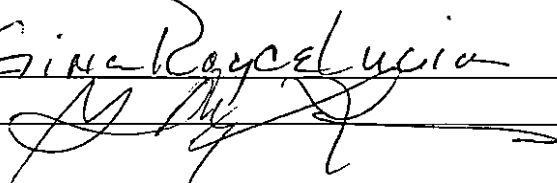
The Boston Landmarks Commission's rejection of the 10 citizen group's petition to designate the three Massachusetts General Hospital's buildings as landmarks is invalid and contrary to Massachusetts General Law (772). The law states that all Commission procedures must be included in the Commission's by-laws, adopted after a public hearing, and no such by-laws on additional filing requirements have ever been adopted.

In addition, requiring a preliminary meeting with the commission before filing a 10 citizen petition, as Ms. Foley indicated, would be contrary to M.G.L. 772.

Request for Relief

The Boston Landmarks Commission's website procedures that are not included in its regulations be declared contrary to law and the Commission be ordered to accept the 10 citizen petition for landmark status on the three Massachusetts General Hospital buildings be accepted as filed on January 30, 2021.

List of signatories

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