

City of Worcester Planning Board



**M.G.L. CHAPTER 41, §81G STREET OPENING
CHECKLIST, REQUIREMENTS & APPLICATION**

Division of Planning & Regulatory Services
455 Main Street, Room 404; Worcester, MA 01608
Office 508-799-1400 – Fax 508-799-1393

1. A completed **81G Street Opening Application** including:
 - ❑ One (1) signed, original application form. The owner/petitioner must sign the application.
 - ❑ Fifteen (15) copies of the signed application form. *Double-siding is encouraged.*
 - ❑ Certified List of Abutters, which may be obtained at City Hall – First Floor. This list must be attached to the application.
2. One (1) stamped, addressed envelope for each Party on the Certified List of Abutters.

Return address should be: Division of Planning and Regulatory Services; 455 Main Street, Room 404; Worcester, Massachusetts 01608
3. **81G Street Opening Plan**
 - ❑ A signed original and fifteen (15) ***folded*** copies of the 81G Street Opening Plan.
4. **Filing Fee** - Checks payable to the City of Worcester.

****ALL APPLICATION DEADLINES ARE 2:00 P.M. UNLESS OTHERWISE SPECIFIED**
APPLICANTS ARE ENCOURAGED TO FILE BEFORE THE DEADLINE DATE WHENEVER
POSSIBLE**

**CITY OF WORCESTER REVISED ORDINANCES
CHAPTER 12 STREETS & SIDEWALKS
SECTION 12 PERMIT FOR THE CONSTRUCTION OF WAYS**

(a) No person shall construct, repair, alter or otherwise open a way for use by the inhabitants thereon or the general public unless 1) the way has been approved by the planning board pursuant to the subdivision control law; or 2) unless the location of the way is in accordance with the official map of the city as amended from time to time; or 3) has been approved by the planning board pursuant to §81G of chapter 41 of the General Laws; and, in the case of 2) and 3) above, unless the planning board has approved the grading, surfacing and drainage of such way.

(b) No person shall construct, repair, alter or otherwise open a way for use by the inhabitants thereon or the general public as described in subsection (a) above without first obtaining an inspection permit from the commissioner. The commissioner may impose reasonable conditions and limitations concerning work to be performed under such permit which shall include, but not be limited to, the following:

(i) unless the completion of the proposed work is validly secured under the subdivision control law, the commissioner shall require the applicant to secure the work in any one or combination of the methods set forth in said subdivision control law (G.L. c. 41, §81U);

(ii) a permit issued hereunder shall be valid for one construction season only, which shall commence on April 1st and end on November 15th. The commissioner, in his sole discretion, may allow the issuance of a permit for work to be undertaken during the time period from December 1st to the end of February;

(iii) the applicant shall establish a time period and schedule for the completion of the permitted work, but in no event shall such time period exceed the term of the permit;

(iv) the applicant shall provide the commissioner a detailed schedule of construction activities;

(v) the applicant shall submit an erosion control plan, which must be approved by the commissioner, relative to the work to be undertaken pursuant to the permit;

(vi) all related inspection fees must be paid in full prior to issuance of the permit;

(vii) a pre-construction conference with the engineering division of the department of public works shall be held prior to issuance of the permit.

(a) No person shall open a way for public use unless 1) the way has been approved by the planning board pursuant to the subdivision control law; or 2) unless the location of the way is in accordance with the official map of the city as amended from time to time; or 3) has been approved by the planning board pursuant to § 81G of chapter 41 of the General Laws; and, in the case of 2) and 3) above, unless the planning board has approved the grading, surfacing and drainage of such way.

(b) No person shall open a way for public use as described in subsection (a) above without first obtaining an inspection permit from the commissioner. The commissioner may impose reasonable conditions and limitations concerning work to be performed under such permit, including a requirement that the applicant post a bond or other form of surety, indemnity, and evidence of adequate insurance coverage with the commissioner before such permit is issued.

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M.G.L. CHAPTER 41, §81G STREET OPENING APPLICATION

**Division of Planning & Regulatory Services
455 Main Street, Room 404; Worcester, MA 01608
Phone 508-799-1400 - Fax 508-799-1393**

1. The undersigned applicant, being the owner of all land included within property shown on the accompanying plan entitled _____ and prepared by _____ Massachusetts Registered (Engineer) (Surveyor), Registration Number _____, dated _____ 20____, submits such plan and makes application to the Board for approval thereof.
2. The land within the proposed street opening is subject to the following easements and restrictions:
3. There are appurtenant to the land within the proposed street opening the following easements and restrictions:
4. The applicant agrees if the Plan is approved, to construct and install all improvements within the proposed street opening plan required by the Planning Board and supplemented by the work specifications and other requirements of the Public Works Commissioner and the Health and Code Enforcement Commissioner.
5. The applicant further agrees to complete all said required improvements within two (2) years from the date of approval of the street opening by the Board unless the Board approves a different period of time.
6. The applicant further agrees if this application is approved by the Planning Board, to file with the Public Works Commissioner for an inspection permit in accordance with the requirements of Chapter 12, § 12 of the Revised Ordinances.
7. The owner's title to the land is derived under deed from _____ dated _____, 20____, and recorded in the Worcester District Registry of Deeds, Book _____, Page _____; or Land Court Certificate of Title Number _____, registered in Worcester Land Registry District, Book _____, Page _____ and Worcester Assessor's Book _____, Page _____.

Applicant's Signature: _____

Applicant's Name (Please Print): _____

Applicant's Address: _____

Applicant's Phone Number: _____ Fax Number: _____