



CITY OF CAMBRIDGE

Office of the City Solicitor
City Hall

795 Massachusetts Avenue
Cambridge, Massachusetts 02139

Tel. (617) 349-4121
Fax. (617) 349-4307

Russell B. Higley
City Solicitor

Donald A. Drisdell
Deputy City Solicitor

Michael C. Costello
Assistant City Solicitor

Birge Albright
Legal Counsel

Gail S. Gabriel
Legal Counsel

Joseph M. Kaigler
Legal Counsel

Diane Wynshaw-Boris
Legal Counsel

Laura H. Yager
Legal Counsel

June 5, 1991

Joseph E. Connarton
City Clerk
City Hall
795 Massachusetts Avenue
Cambridge, MA 02139

Re: Cambridge Environmental Program

Dear Mr. Connarton:

I enclose a copy of your letter to me of May 17 with which you sent me certain Code Amendments comprising the Cambridge Environmental Program. You ask me to "... review these proposed amendments to ensure that they are in context with the Municipal Code" I have the following observations:

1. I do not believe that the Cambridge Environmental Program could be Chapter 2.114 of the Code. According to our copy of the Code (updated on 4/16/91), Chapter 2.114 covers Public Development Arts Projects. Perhaps the Environmental Program could be Chapter 2.118.

2. Title 17 of the Code is now devoted to Zoning. Perhaps "Environmental Quality" could be either Title 16 or 18.

3. Why is the first Chapter in Title 17 Chapter 17.04? What happened to 17.02?

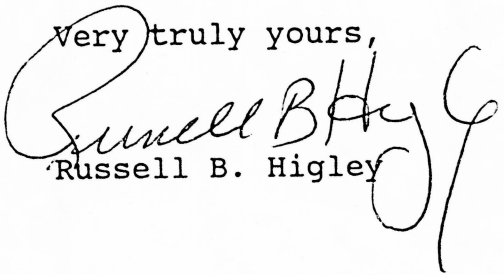
4. What happened to 17.06?

5. Section 17.08.040(3)(A) states that "Departments are encouraged to consult with staff of the Cambridge Environmental Program", but it is not clear who these staff people will be. Section 2.114.020 does not authorize the Environmental Program Director to hire staff. See also §17.08.050.

6. In §17.24.020, there is a reference to Chapter 17.16 of the Code, but this Chapter was not included in the package you sent to me.

7. Why have Chapters 17.10, 17.12, 17.14, 17.18, 17.20, 17.22, and 17.26 been omitted?

If you have any questions about these amendments, please direct them to Birge Albright.

Very truly yours,

Russell B. Higley

RBH/jab

cc: Donald A. Drisdell

CORR#3\CEPrgrm.ltr



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

JOSEPH E. CONNARTON
CITY CLERK

(617) 349-4260

JOHN E. FLYNN
DEPUTY CITY CLERK

May 17, 1991

Mr. Russell B. Higley
City Solicitor
City Hall
Cambridge, MA 02139

Dear Sir:

Please be advised that at the City Council meeting of Monday, May 13, 1991 the City Council accepted the report from the Councillor Duehay, Chair of the Committee on Environment regarding the discharge of the Cambridge Environmental Program from the Committee. In this report there were the following proposed amendments to the Municipal Code which was then referred to the Committee on Ordinances:

- 1. Chapter 2.114 - Cambridge Environmental Program. *(Public Development Arts Projects)*
- 2. Chapter 17.04 - Cambridge Environmental Quality Policy.
- 3. Chapter 17.08 - Environmental Planning.
- 4. Chapter 17.24 - Environmental Impact Response.
- 5. Chapter 17.28 - Environmental Permit Program.

?
?
Title 17,
Zoning

Would you kindly review these proposed amendments to ensure that they are in context with the Municipal Code prior to the hearings before the Committee on Ordinances.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

Joseph E. Connarton
Joseph E. Connarton
City Clerk

JEC/dl
ENCS. (5)



OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 349-4260

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

May 17, 1991

Mr. Russell B. Higley
City Solicitor
City Hall
Cambridge, MA 02139

Dear Sir:

Please be advised that at the City Council meeting of Monday, May 13, 1991 the City Council accepted the report from the Councillor Duehay, Chair of the Committee on Environment regarding the discharge of the Cambridge Environmental Program from the Committee. In this report there were the following proposed amendments to the Municipal Code which was then referred to the Committee on Ordinances:

1. Chapter 2.114 - Cambridge Environmental Program.
2. Chapter 17.04 - Cambridge Environmental Quality Policy.
3. Chapter 17.08 - Environmental Planning.
4. Chapter 17.24 - Environmental Impact Response.
5. Chapter 17.28 - Environmental Permit Program.

Would you kindly review these proposed amendments to ensure that they are in context with the Municipal Code prior to the hearings before the Committee on Ordinances.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

Joseph E. Connarton
Joseph E. Connarton
City Clerk

JEC/dl
ENCS. (5)

An Ordinance

To Bring About Environmental Goal-Setting
in the Annual Budget and Planning Process

In amendment to an ordinance designated as the "Cambridge Municipal Code."

Be it ordained by the City Council of the City of Cambridge as follows:

Title 17 of the Code (Environmental Quality) shall be amended as follows. New Chapter 17.08, "Environmental Planning," shall be created as follows:

Chapter 17.08

Sections:

- 17.08.010 Purpose
- 17.08.020 Non-interference with budget process
- 17.08.030 Annual environmental quality assessment
- 17.08.040 Departmental goal-setting
- 17.08.050 Inclusion in the annual budget report
- 17.08.060 Malleability

17.08.010 Purpose

The Procedure outlined in this Chapter is modeled on the budgeting procedure currently in use in the City of Cambridge. The intent is to create confluence between environmental quality planning and goal-setting, and other types of planning.

17.08.020 Non-interference with budget process

1. Nothing in this Chapter should be interpreted to preclude,

prejudice, or in any way regulate the formal budget making process as outlined in Title 3 of the Code.

2. Nothing in this chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the Assistant City Manager for Fiscal Affairs or his/her staff by the Cambridge Environmental Program.

3. Nothing in this Chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the various boards or officers in charge of departments or their staffs by the Cambridge Environmental Program.

17.08.030 Annual environmental quality assessment

1. At the beginning of the annual budget cycle, the Environmental Program Director shall prepare an overall assessment of environmental quality in Cambridge, focusing on outstanding problems, emerging needs, and new opportunities for improvement.

2. The assessment shall be submitted to the City Manager no later than _____.

17.08.040 Departmental goal-setting

1. The City Manager shall review the findings of the assessment, and establish general guidelines for use by city departments in setting environmental goals.

2. During the month of _____, the City Manager shall convene a session attended by all department heads and other persons deemed relevant by the City Manager to communicate the findings of the

annual environmental quality assessment, and to elaborate on guidelines for preparation of environmental goals for the next year.

3. Each department shall prepare a summary of the past year's environmental quality achievements and goals for the coming year. Summaries shall be submitted to the City Manager no later than

A. Departments are encouraged to consult with staff of the Cambridge Environmental Program.

B. Departments are encouraged to set goals through an inclusive process based on public satisfaction with current environmental quality efforts.

C. Departments are encouraged to draw on the ideas of their own staff through the use of Environmental Quality Teams.

4, Any necessary funding to achieve environmental quality goals shall be pursued through the established budget process.

17.08.050 Inclusion in the annual budget report

The staff of the Cambridge Environmental Program shall provide assistance to the Budget office in finalizing departments' environmental quality program summaries for inclusion in the annual budget report.

17.08.060 Malleability

The procedure described in this Chapter assumes the current (FY '90) budget making process. The City Manager may, at his

discretion, modify the procedure described in this Chapter to bring the environmental goal-setting process in line with any future changes in the budget making process.

An Ordinance

To Bring About Environmental Goal-Setting
in the Annual Budget and Planning Process

In amendment to an ordinance designated as the "Cambridge Municipal Code."

Be it ordained by the City Council of the City of Cambridge as follows:

Title 17 of the Code (Environmental Quality) shall be amended as follows. New Chapter 17.08, "Environmental Planning," shall be created as follows:

Chapter 17.08

Sections:

- 17.08.010 Purpose
- 17.08.020 Non-interference with budget process
- 17.08.030 Annual environmental quality assessment
- 17.08.040 Departmental goal-setting
- 17.08.050 Inclusion in the annual budget report
- 17.08.060 Malleability

17.08.010 Purpose

The Procedure outlined in this Chapter is modeled on the budgeting procedure currently in use in the City of Cambridge. The intent is to create confluence between environmental quality planning and goal-setting, and other types of planning.

17.08.020 Non-interference with budget process

1. Nothing in this Chapter should be interpreted to preclude,

prejudice, or in any way regulate the formal budget making process as outlined in Title 3 of the Code.

2. Nothing in this chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the Assistant City Manager for Fiscal Affairs or his/her staff by the Cambridge Environmental Program.

3. Nothing in this Chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the various boards or officers in charge of departments or their staffs by the Cambridge Environmental Program.

17.08.030 Annual environmental quality assessment

1. At the beginning of the annual budget cycle, the Environmental Program Director shall prepare an overall assessment of environmental quality in Cambridge, focusing on outstanding problems, emerging needs, and new opportunities for improvement.

2. The assessment shall be submitted to the City Manager no later than _____.

17.08.040 Departmental goal-setting

1. The City Manager shall review the findings of the assessment, and establish general guidelines for use by city departments in setting environmental goals.

2. During the month of _____, the City Manager shall convene a session attended by all department heads and other persons deemed relevant by the City Manager to communicate the findings of the

annual environmental quality assessment, and to elaborate on guidelines for preparation of environmental goals for the next year.

3. Each department shall prepare a summary of the past year's environmental quality achievements and goals for the coming year. Summaries shall be submitted to the City Manager no later than _____.

A. Departments are encouraged to consult with staff of the Cambridge Environmental Program.

B. Departments are encouraged to set goals through an inclusive process based on public satisfaction with current environmental quality efforts.

C. Departments are encouraged to draw on the ideas of their own staff through the use of Environmental Quality Teams.

4, Any necessary funding to achieve environmental quality goals shall be pursued through the established budget process.

17.08.050 Inclusion in the annual budget report

The staff of the Cambridge Environmental Program shall provide assistance to the Budget office in finalizing departments' environmental quality program summaries for inclusion in the annual budget report.

17.08.060 Malleability

The procedure described in this Chapter assumes the current (FY '90) budget making process. The City Manager may, at his

discretion, modify the procedure described in this Chapter to bring the environmental goal-setting process in line with any future changes in the budget making process.

An Ordinance

To Bring About Environmental Goal-Setting
in the Annual Budget and Planning Process

In amendment to an ordinance designated as the "Cambridge Municipal Code."

Be it ordained by the City Council of the City of Cambridge as follows:

Title 17 of the Code (Environmental Quality) shall be amended as follows. New Chapter 17.08, "Environmental Planning," shall be created as follows:

Chapter 17.08

Sections:

- 17.08.010 Purpose
- 17.08.020 Non-interference with budget process
- 17.08.030 Annual environmental quality assessment
- 17.08.040 Departmental goal-setting
- 17.08.050 Inclusion in the annual budget report
- 17.08.060 Malleability

17.08.010 Purpose

The Procedure outlined in this Chapter is modeled on the budgeting procedure currently in use in the City of Cambridge. The intent is to create confluence between environmental quality planning and goal-setting, and other types of planning.

17.08.020 Non-interference with budget process

1. Nothing in this Chapter should be interpreted to preclude,

prejudice, or in any way regulate the formal budget making process as outlined in Title 3 of the Code.

2. Nothing in this chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the Assistant City Manager for Fiscal Affairs or his/her staff by the Cambridge Environmental Program.

3. Nothing in this Chapter should be interpreted to call for usurpation or oversight of any kind of the prerogatives of the various boards or officers in charge of departments or their staffs by the Cambridge Environmental Program.

17.08.030 Annual environmental quality assessment

1. At the beginning of the annual budget cycle, the Environmental Program Director shall prepare an overall assessment of environmental quality in Cambridge, focusing on outstanding problems, emerging needs, and new opportunities for improvement.

2. The assessment shall be submitted to the City Manager no later than _____.

17.08.040 Departmental goal-setting

1. The City Manager shall review the findings of the assessment, and establish general guidelines for use by city departments in setting environmental goals.

2. During the month of _____, the City Manager shall convene a session attended by all department heads and other persons deemed relevant by the City Manager to communicate the findings of the

annual environmental quality assessment, and to elaborate on guidelines for preparation of environmental goals for the next year.

3. Each department shall prepare a summary of the past year's environmental quality achievements and goals for the coming year. Summaries shall be submitted to the City Manager no later than

A. Departments are encouraged to consult with staff of the Cambridge Environmental Program.

B. Departments are encouraged to set goals through an inclusive process based on public satisfaction with current environmental quality efforts.

C. Departments are encouraged to draw on the ideas of their own staff through the use of Environmental Quality Teams.

4, Any necessary funding to achieve environmental quality goals shall be pursued through the established budget process.

17.08.050 Inclusion in the annual budget report

The staff of the Cambridge Environmental Program shall provide assistance to the Budget office in finalizing departments' environmental quality program summaries for inclusion in the annual budget report.

17.08.060 Malleability

The procedure described in this Chapter assumes the current (FY '90) budget making process. The City Manager may, at his

discretion, modify the procedure described in this Chapter to bring the environmental goal-setting process in line with any future changes in the budget making process.

0-52

environmental goal setting in the
annual budget and planning process

12/9/91 Placed on file
without prejudice