

City of Cambridge.

In the year one thousand eight hundred and forty-six.

An Ordinance,

to prevent unlawful and injurious practices in the Streets and other public places in the City.

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

1. No person shall break or dig up the ground or stones, in any street, lane, or alley, or on any sidewalk or common, in the city; or erect any staging for building, or place or deposit any stone, bricks, timber, or other building materials, thereon, without first obtaining a written license from the Mayor and Aldermen, or some person authorized by them to grant such license, and complying in all respects with the conditions of such license.

2. The Mayor and Aldermen may grant a license in writing to any person, for the purpose of building, or other lawful purposes, to dig up, obstruct or incumber so much and such parts of any street, lane, alley, sidewalk, or other public place in the city, and on such terms and conditions, as they shall deem to be safe and proper.

3. Whenever any street, lane, alley, sidewalk, or other public place in the city shall, under any license granted as provided in the preceding section, be dug up, obstructed, incumbered, or otherwise rendered thereby unsafe or inconvenient for travellers, the person, so licensed, shall put and at all times keep up a suitable railing or fence round the section or parts of any street, lane, alley, or other public place, so dug up, obstructed, or

incumbered, so long as the same shall be or remain unsafe or inconvenient as aforesaid; and shall also keep one or more lighted lanterns fixed to such fence, or in some other proper manner, every night, from twilight in the evening, and through the whole night, so long as such railing or fence shall be kept standing. He shall also, within such reasonable time as the Mayor and Aldermen shall direct, amend and repair such street, lane, alley, sidewalk, or public place, to the acceptance of said Board.

4. From and after the passing of this ordinance, no person shall make, erect or maintain any door steps, portico, porch, entrance, or passage way, to any cellar, or basement, or any other structure, in or upon any street, lane, alley, or sidewalk, in the city, without permission in writing from the Mayor and Aldermen. No person shall suffer the platform or grate of the entrance or passage way to his cellar or basement, heretofore constructed, or which may hereafter be constructed, in any street, lane, alley, or sidewalk, to rise above the even surface of such street, lane, alley, or sidewalk; and every such entrance or passage way shall be at all times kept covered by a suitable and substantial platform or grate; or, in case it shall be kept open, it shall be guarded and protected by a sufficient railing, on both sides thereof, at least two feet and a half high, and well lighted at night. No person shall permit or suffer his well, cistern, or drain, in any street, lane, alley, or sidewalk, in the city, to be or remain open or uncovered, unless the same shall be enclosed by a strong and safe curb, guard, or fence.

5. If any person shall dig or sink, or cause to be dug or sunk, any well, cellar, cistern, drain, or

other cavity in the ground, near to or adjoining any street, lane or alley in the city, he shall put up, and at all times keep up, so long as it shall be necessary for the purpose, a railing or fence, on or near the line of such street, lane, or alley, sufficient to guard and protect travellers and passengers from falling into or being injured thereby.

6. No person shall put or place, or cause to be put or placed, in any street, lane, alley, or other public place in the city, any house-dirt, ashes, garbage, shreds, shavings, filth, seeds, offals, oyster shells, or other kind of rubbish, except in such place, and in such manner as the Mayor and Aldermen shall prescribe.

7. No person shall suffer his fire wood, coal, or other fuel, in any quantity, to remain unnecessarily on any sidewalk, or in any street, lane, or alley, in the city, over night, or after twilight in the evening. If the same must of necessity remain after twilight, or through the night, the owner thereof shall place and keep a sufficient light over or near the same, through the night, in order to give notice thereof to travellers and passengers, and thereby prevent injury to them.

8. No person shall permit any horse, swine, goat, cow, or other neat cattle, belonging to him, or under his control, to go at large in any street, lane, or alley, or on any common, in the city.

9. No person shall ride any horse, or drive any horse or horses, attached to a carriage of any description, either of burden or pleasure, or cause the same to be rode or driven, in any street, lane, or alley, or over any bridge, in the city, at an immoderate gait, so as to endanger or expose to injury any person standing, walking, or riding, in or on the same.

And every person, having any truck, cart, waggon, or other team of burden, under his care, shall, when driving or passing in or upon any street, lane, alley, or bridge, in the city, hold the reins of his horse or horses in his hand, or be in such a position, and so near the team he is driving, as to be able at all times to guide, restrain and govern the same.

10. No person shall drive, wheel or draw any coach, cart, or other carriage of burden or pleasure, or permit any horse under his care to go, upon any sidewalk in the city, or otherwise occupy, obstruct or encumber any such sidewalk, so as to interfere with the convenient use of the same by all passengers. No person shall stop his team or carriage, or unnecessarily place any other obstruction, or any flagging stones laid in or across any street, lane, or alley, in the city.

11. No person shall move or assist in moving any house, shop, or other building, through any street, lane, or alley, or over any bridge, in the city, without first obtaining a written license therefor, as provided in the second section.

12. Any person, who shall throw or put, or cause to be thrown or put, any snow or ice in to any street, lane, or alley, in the city, shall cause the same to be broken up and spread evenly over the surface of such street, lane, or alley.

13. No person shall swim or bathe in any of the waters within or surrounding the city, so as to be exposed to the view of passengers or other persons, in any street, lane, alley, or house, within the city.

14. No person shall expose, in or upon any street, lane, alley, public place, or common, in

the city, any table or device of any kind, by or upon which any game of hazard or chance can be played; nor shall any person play any such game, at such table or device, in or upon any street, lane, alley, public place, or common, in the city. No person shall place or keep any table, stall, booth, or other erection, in any street, lane, alley, or public place, or on the common, or any sidewalk, in the city, for the sale of fruit or other thing, without permission from the Mayor and Aldermen.

15. No person shall, except in the performance of some duty required by law, discharge any gun, pistol, or other fire-arm, loaded with balls, or shot, or with powder only, within the principal inhabited parts of the city, or within fifty rods of any dwelling-house therein.

16. No person shall injure, deface or destroy any guide-post or guide-board, any lamp-post or lamp or lantern thereon, heretofore erected, or which shall be erected, in the city, or any tree, building, fence, post, or other thing, set, erected, or made, for the use or ornament of the city.

17. No person shall behave himself in a rude or disorderly manner, or use any indecent, profane or insulting language, in any street, lane, alley, or other public place, in the city, or near any dwelling-house or other building therein; or be or remain upon any sidewalk, or upon any doorstep, portico, or other projection from any such house or other building, to the annoyance or disturbance of any person; nor shall any person, by any noise, gestures, or other means, wantonly and designedly frighten or drive any horse, in any street, or other public place, in the city. No person shall play at foot-bale, or "Hurley", or fly any kites or balloons, or

throw any stones, in any street, lane, or alley, of the city.

18. Any person, who shall offend against any of the provisions of this ordinance, shall forfeit and pay, for each offence, a sum not exceeding twenty dollars.

19. The city council shall have power to give names to all streets and squares which shall hereafter be laid out, and to change the name of any street or square, when they see fit.

20. All sidewalks, which may have been heretofore accepted by the town of Cambridge, or which shall be accepted by the city, shall be kept in repair by the city; provided, however, that all such repairs of the same as shall be rendered necessary by any act of the owner or occupant of the adjoining land, or by any defect in the buildings thereon, or by any other cause under the control of such owner or occupant, shall be made by such owner or occupant; and if they shall neglect to make such repairs, the same shall be made by the city, at the expense of such owner or occupant.

21. The city clerk shall enter, in a book to be kept for the purpose, the names of all the streets in the city, alphabetically arranged, which have been or hereafter shall be laid out; and also a list of all sidewalks, that now are or hereafter may be accepted, the date of the acceptance, and the names of the owners of the adjacent estates.

22. This ordinance shall be in force from and after the first day of July next.

In Common Council, June 16. 1846.

Passed to be ordained,

John Sumner, President,

In Board of Aldermen, June 16. 1846,

Passed to be ordained,

James D. Green, Mayor.

To prevent unlawful and
injurious practices in the
Streets, &c

Correctly enrolled
Wm. L. Whitney
for the Committee