

# The Commonwealth of Massachusetts

Department of Public Utilities

## Division of Smoke Inspection

Public Works Building  
100 Nashua Street

Boston April 14, 1943.

Cambridge City Council,  
Cambridge, Mass.

Attention Mr. Frederick H. Burke, City Clerk.

Gentlemen:

We have just definitely learned that House Bill 1295, so far as it relates to the abolition of the Division of Smoke Inspection has been reported by the Legislature "No legislation necessary."

May I take this opportunity to thank you very much for the splendid vote of confidence you sent to the Committee on State Administration in our behalf.

It is unfortunate that the Division of Smoke Inspection has had to fight so many times for its right to exist, but we hope that we have convinced the Legislature this time that far from being a "frill," it is a most necessary department of the State in its effort to conserve fuel, (especially in this war time shortage) and thereby aid in maintaining the health and welfare of the community.

If at any time we can be of service to you in the abatement of smoke in your community, we should be glad to have you so advise us.

Very truly yours,

Jas. W. H. Myrick/H

*J. W. H. Myrick*  
Lt. Col. Rep. Director,  
DIVISION OF SMOKE INSPECTION.

### ACTS OF 1910—CHAPTER 651.

SECTION 2. LIMITING TIME. The emission of smoke of a degree of darkness or density equal to No. 2 of the chart or greater, for more than six minutes in any one hour from stacks of Class I; or of a degree equal to No. 3 of the chart or greater, for more than three minutes in any one hour from stacks of Class II; or of a degree equal to No. 2 of the chart or greater for more than twenty-five minutes in any one hour, but not exceeding during said twenty-five minutes a degree equal to No. 3 of the chart or greater for more than five minutes from stacks of Class III; or of a degree equal to No. 3 of the chart or greater for more than three minutes in any one hour from stacks of Class IV, for more than five minutes in any one hour from stacks of Class V, and for more than twenty seconds in any one period of five minutes from stacks of Class VI, is hereby prohibited.

And provided that stacks of locomotives, moving trains of six cars or more, be permitted to emit smoke in any five minutes period for ten seconds in excess of that already provided for in this act, and that stacks of Class VI, in and about round houses, may emit smoke for fifteen minutes during the period when the fire is being built, or rebuilt after cleaning. The number of minutes or seconds during which smoke may be emitted in any period as provided in this section shall be deemed to mean the aggregate number of minutes or seconds, and such minutes or seconds need not be consecutive.

SECTION 6. POWERS OF THE DIRECTOR. The DIRECTOR shall have power, after notice and a hearing, to order any person or corporation having control of the operation of the stack, other than an employee, to stop or abate the emission of smoke in violation of this act.

SECTION 7. PENALTY. Any person or corporation violating any order of the DIRECTOR, shall be guilty of a misdemeanor and may be punished by a fine of not less than ten nor more than fifty dollars for the first offence and not less than twenty nor more than one hundred dollars for every succeeding offence. The superior court sitting in equity, on petition of the DIRECTOR or any person authorized by the DIRECTOR shall have jurisdiction to restrain violations of this act during the prosecution of any proceeding at law for the enforcement of any order of the DIRECTOR.

Communications  
From Lieut. Colonel Jas. W. W. Myrick  
Assistant Director, Div. of Smoke  
Inspection, thanking City Council for  
their resolve adopted on Jan. 27, 1943  
in opposition to the abolition of the  
Div. of Smoke Inspection

File With No. 2. (Public Service 1943)

In City Council APR 26 1943

PLACED ON FILE

Frederick H. Burke City Clerk



# City of Cambridge

IN CITY COUNCIL

January 25, 1943.

WHEREAS:-

The Division of Smoke Inspection has always cooperated satisfactorily with the City of Cambridge in the smoke problem, it is hereby

RESOLVED:-

That the City Council of the City of Cambridge hereby records itself as opposed to the abolition of the Division of Smoke Inspection of the Department of Public Utilities in the Commonwealth of Massachusetts, and it is further

RESOLVED:-

That a copy of this resolution be forwarded to the Chairman of the Committee on State Administration.

City Council JAN 25 1943

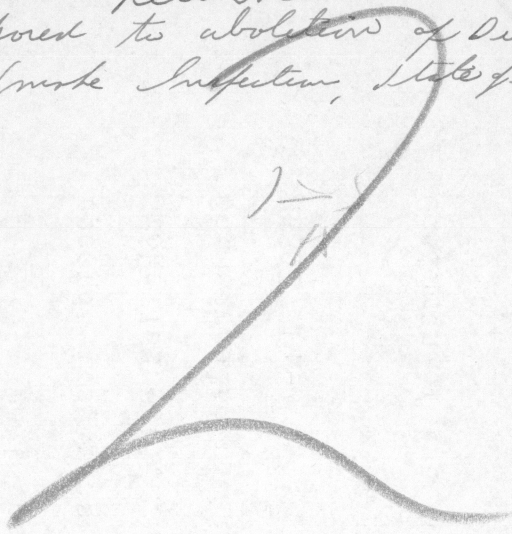
Adopted by the affirmative vote

of 7 members

Frederick H. Burke City Clerk

Resolve  
approved to abolition of Division  
of Smoke Inspection, State of Mass

1-25  
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Jan. 25, 1983

Mr. Bennett