



CITY OF CAMBRIDGE

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Russell B. Higley
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Legal Counsel

October 19, 1992

Robert W. Healy, City Manager
City Hall
795 Mass. Ave.
Cambridge, MA 02139

RE: City Council Order #8-9/14/92

Dear Mr. Healy,

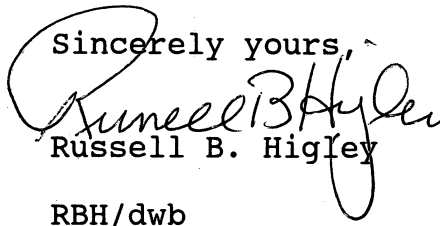
The following is a response to the above-captioned Council Order.

Section 12(b) of the Rent Control Act provides as follows:

It shall be unlawful for any person to demand, accept, receive or retain any payment which exceeds the maximum lawful rent for one month as a finder's fee or service charge for the opportunity to examine or lease any controlled rental unit, and no finder's fee or service charge shall be lawful unless the person from whom the payment is demanded, accepted, received or retained actually rents or leases the controlled rental unit with regard to which payment of said fee or said charge has been demanded, accepted, received or retained.

Therefore, a finder's fee for a rent-controlled unit is permissible if the offeror rents the unit, but in no event may the fee exceed the maximum lawful rent for one month of such unit.

Sincerely yours,


Russell B. Higley

RBH/dwb

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OFFICE OF THE CITY MANAGER



CITY OF CAMBRIDGE

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EXECUTIVE DEPARTMENT

ROBERT W. HEALY

City Manager

RICHARD C. ROSSI

Deputy City Manager

October 26, 1992

To The Honorable, The City Council:

Attached, please find a response to Council Order No. 8, dated 9/14/92, regarding receiving a finder's fee for rent-controlled units in Cambridge, received from Russell B. Higley, City Solicitor.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Robert W. Healy", is written over a horizontal line.

Robert W. Healy
City Manager

RWH/mev

Consent Agenda # 6 5869

Finder's fee for rent controlled
units.

In City Council,

October 26, 1992

Placed on file