



City of Cambridge

IN CITY COUNCIL

November 20, 1978

ORDERED:

That the Cambridge City Council hereby reaffirms its approval of legislation which abolishes the obligations of the City of Cambridge for maintenance costs of the draw-bridges over the Broad Canal in the City of Cambridge.

In City Council November 20, 1978
Adopted by the affirmative vote of 9 members.
Attest: Paul E. Healy, City Clerk

A true copy,

ATTEST:

A handwritten signature in black ink, reading "Paul E. Healy". The signature is written in a cursive style with a large, looped initial "P".



The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND SEVENTY- NINE

AN ACT abolishing the obligations of the City of Cambridge for maintenance costs of the drawbridges over the Broad Canal in the City of Cambridge

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 443 of the Acts of 1958 is hereby amended by adding the following to section two of said act: The obligations of the City of Cambridge to reimburse the Metropolitan District Commission for one third of the cost of salaries of the positions of the employees engaged in the operation of said drawbridges is repealed, and the City of Cambridge is hereby discharged from all obligations, past and present, incurred under said act.

SECTION 2. This act shall take effect upon its passage.

Filed Mar 26/1978

To the Honorable Senate and House of Representatives of The Commonwealth of Massachusetts
in General Court assembled.

The undersigned, citizens of Cambridge, respectfully
petition for the passage of the accompanying bill or resolve, and/or for legislation

An Act abolishing the obligations of the City of Cambridge for
maintenance costs of the drawbridges over the Broad Canal in the
City of Cambridge

Petitioners are requested to sign names and addresses legibly.

Walter J. Sullivan
James P. Linn
Wm. H. Aubrey
Orin A. Lytle
Sandra Graham
Thomas V. Demch
Lawrence W. French
Mary Ellen Brown
Alfred E. Villanov

25 Putnam Ave. Cambridge
City Manager City Hall, Cambridge
16 Albert St. Cambridge
26 Lowell St., Cambridge
183 Fresh Pond Parkway Cambridge
189 Western Ave. Camb.
19 Richard Ave. Cambridge
99 Thawbridge St. Cambridge
2 Willard St. Cambridge
42 Porter St. Cambridge

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of _____

PLEASE LEAVE THIS SPACE BLANK.

HOUSE OF REPS., 197

Sent up for concurrence.

SENATE,....., 197

....., Clerk.



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 876-6800

RUSSELL B. HIGLEY
ACTING CITY SOLICITOR

EDWARD A. CUNNINGHAM
ANDREW T. TRODDEN
CHARLOTTE C. BURRAGE
LEGAL COUNSEL

CHARLES A. WATSON
LEGISLATIVE AGENT

November 16, 1978

Hon. James L. Sullivan, City Manager
City of Cambridge
Cambridge, Massachusetts

Dear City Manager:

Re: Legislation - Drawbridges over Broad Canal

Enclosed are original petition and original bill for filing with the 1979 Legislative session repealing the City's obligations and liabilities under Chapter 443 of the Acts of 1958, an Act transferring control of the drawbridges over the Broad Canal to the M.D.C.

Will you kindly transmit this petition and proposed legislation to the City Council so that the members may sign as petitioners. This proposed legislation was submitted to the 1978 Legislative session as a home rule petition. The Speaker's office and the Committee on Rules took the position that the proposed bill was not strictly a home rule bill as the M.D.C. had "the rights" under Chapter 443, and then considered the proposed legislation as a late filed bill which was not acted upon during the past session.

I would also appreciate an order from the City Council re-affirming its approval of the proposed legislation.

Very truly yours,

A handwritten signature in cursive script, reading "Charles A. Watson".

Charles A. Watson
Legislative Agent



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City of Cambridge
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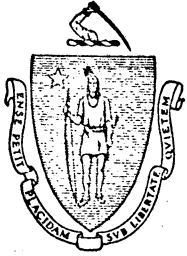
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Charles A. Watson
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An Act abolishing the obligations of the City of Cambridge for
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City of Cambridge

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Chapter 443 of the Acts of 1958

CHAP. 443. AN ACT TRANSFERRING THE CONTROL AND MAINTENANCE OF THE DRAWBRIDGE OVER BROAD CANAL AT FIRST STREET IN THE CITY OF CAMBRIDGE TO THE METROPOLITAN DISTRICT COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. The state department of public works is hereby authorized and directed to transfer to the metropolitan district commission the control and maintenance of the drawbridge over Broad Canal at First street in the city of Cambridge.

SECTION 2. All persons regularly employed in the operation of said drawbridge and the drawbridge over said Broad Canal at Third street in said city of Cambridge on the date of the transfer, as provided in section one, shall be transferred to the service of the metropolitan district commission without impairment of their civil service, retirement or other rights, including vacation or sick leave, and at a rate of compensation equal to that paid by the commission to its employees in positions similar to the one from which the employee is transferred; provided, that in no case shall the salary of any person so transferred be reduced below the amount of his salary on the date of such transfer, and that the classification and salaries of the positions of the employees so transferred shall be established by the division of personnel.

It is hereby further provided that employees transferred to the service of the metropolitan district commission under this section shall also operate the drawbridge over said Broad Canal at Third street in said city and that the city of Cambridge shall reimburse the commission for one third of the cost of the salaries of the positions of the employees engaged in the operation of said drawbridges on and after the effective date of this act.

SECTION 3. On and after the effective date of this act the care, control, maintenance and policing of that portion of Commercial avenue in the city of Cambridge which lies between Lechmere Canal and First street and of that portion of First street between Commercial avenue and Broad Canal shall be vested in the metropolitan district commission.

SECTION 4. This act shall take effect upon its passage.

Approved July 1, 1958.

City of Cambridge

COMMUNICATIONS - CITY COUNCIL MEETING OF NOVEMBER 20, 1978

1. Constable Bond of Hillel Stavris for approval of the surety. 1.
2. Communication from Richard E. Bonz, Vice President, Minot, De Blois & Maddison, Inc., requesting to be heard before the City Council regarding a zoning protest for Area 1 in the East Cambridge Riverfront Plan. 2.
3. Petition of Caroline M. Pontes for a portland cement sidewalk and edgestones at the premises numbered 344 Hurley Street. 3.
4. Communication from Paul E. Healy, City Clerk, regarding the Swearing In Ceremony of Lt. Anthony Paolillo as a Police Captain. 4.

City of Cambridge

COMMUNICATIONS - CITY COUNCIL MEETING OF NOVEMBER 20, 1978

(Cont'd)

5. Petition of The Flag Center, Inc. for a flag and flagpole at the premises numbered 2267 Massachusetts Avenue. (All appropriate approvals have been met.) 5.
6. Petition of Douglas Bell and Gerald Fandetti for a driveway at the premises numbered 18 Bay Street. (All appropriate approvals have been met.) 6.
7. Petition of Douglas Bell and Gerald Fandetti for a driveway at the premises numbered 20 Bay Street. (All appropriate approvals have been met.) 7.
8. Petition of Douglas Bell and Gerald Fandetti for a driveway at the premises numbered 570 Green Street. (All appropriate approvals have been met.) 8.
9. Petition of Housing Development Team, Inc. for a driveway at the premises numbered 111 Chilton Street. (All appropriate approvals have been met.) 9.
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City of Cambridge

COMMUNICATIONS - CITY COUNCIL MEETING OF NOVEMBER 20, 1978

(Cont'd)

11. Communication from Paul E. Healy, City Clerk, 11.
transmitting an amendment to the General Ordinances
of the City of Cambridge submitted by Councillor
Mary Ellen Preusser relative to procedures for demo-
lition permits for any significant building the
demolition of which is determined by the Cambridge
Historic Commission to be historically or architec-
turally detrimental.



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Charles A. Watson
Legislative Agent

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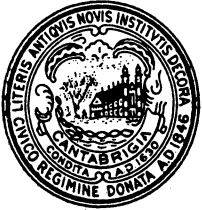
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Approved July 1, 1958.



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CAMBRIDGE, MASSACHUSETTS 02139
Tel. 876-6800

EXECUTIVE DEPARTMENT
JAMES L. SULLIVAN
City Manager

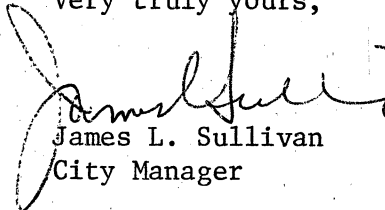
November 20, 1978

To the Honorable, the City Council:

I transmit herewith a communication from Charles A. Watson, Legislative Agent, with a petition and bill for filing with the 1979 Legislative session repealing the City's obligations and liabilities under Chapter 443 of the Acts of 1958, an Act transferring control of the drawbridges over the Broad Canal to the MDC.

Also enclosed is an order re-affirming the approval of the City Council for this proposed legislation. Passage of this order is recommended.

Very truly yours,



James L. Sullivan
City Manager

JLS/mbf
Encs.

S-492

Petition and bill for filing with the 1979
Legislative session repealing the City's
obligations and liabilities under Chapter 443
of the Acts of 1958, an Act transferring contro
of the drawbridges over the Broad Canal to the
MDC.

*Resolution Filing
approved and
signed by all
Commissioners and Mayor*

In City Council,

November 20, 1978

11/20/78

Order

Adopted

on

motion

of

Commissioner [Signature]