REVISED ORDINANCES,

AS REPORTED BY C. P.

COMMITTEE ON ORDINANCES.

City of Cambridge.

In Common Council, Dec. 8, 1856.

The Committee on Ordinances, who were ordered by the City Council, Sept. 3, 1856, to revise the Ordinances of the City, and cause a new volume of the Municipal Register to be published, containing such Charters, Laws, Ordinances, Notes, and References as are authorized by said Order, would respectfully submit the accompanying Ordinances, as revised, for the consideration and action of the City Council.

Isaac Davis,
Isaac Cutler,
A. K. P. Welch,
Levi Jennings,
A. P. Griffing,
} *Committee on Ordinances.*

SEAL OF THE CITY.

AN ORDINANCE TO ESTABLISH THE CITY SEAL.*

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

That the following shall be the device of the seal of said city, to wit: — In the centre thereof, a shield, bearing upon it a view, in distant perspective, of Cambridge and Boston, united by a bridge; on the extreme left, the towers of Gore Hall, and on the extreme right, the dome of the State House, to indicate the two places; under the shield, the inscription shall be, "*Cantabrigia condita A. D.* 1630: *Civico regimine donata A. D.* 1846." Around the seal, as the city motto, shall be the words, "*Literis antiquis novis institutis decora.*"



* The above is an Ordinance to establish the City Seal, passed Dec. 28, 1846. (No. 21.) — In printing the Municipal Register, it will follow the City Charter.

BURIAL-GROUNDS, AND THE INTERMENT OF THE DEAD.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor, by and with the advice of the Board of Aldermen, may grant permits for laying out lots in the burial-grounds belonging to the city, and give titles thereto, on such terms and conditions as may be deemed by them expedient.

SECT. 2. The Mayor and Aldermen shall annually appoint one or more persons to act as Superintendents of the Burial Grounds belonging to the city.

SECT. 3. It shall be the duty of the Superintendents, under the direction of the Mayor and Aldermen, to take the care and superintendence of such burial-grounds as shall be assigned to them in their appointment. They may grant permission for the interment of any person, who, at the time of decease, was a resident in the city; but shall in no case grant permission for the interment of any person, who, at the time of decease, was not a resident in the city, until such permission shall first be obtained from the Mayor. They shall be subject to such general or particular directions as they may at any time receive from the Mayor and Aldermen. It shall also be the duty of the Superintendents, on the first Monday of every month, to deliver to the City Clerk a certificate of all interments authorized by them respectively, during the preceding month, stating the death, the name and sur-

* An Ordinance in relation to Burial-Grounds and the Interment of the Dead, passed Sept. 11, 1849. (No. 38.)

name of the deceased, the sex, condition (whether single or married), age, occupation, place of death, place of birth, names of the parents, and the disease or cause of death.

SECT. 4. In case of absence, sickness, or temporary disability of any Superintendent, his duties shall be performed by such person as the Mayor may appoint.

SECT. 5. The Superintendents shall receive such compensation for their services as the City Council shall determine.

SECT. 6. The Mayor and Aldermen shall also annually appoint one or more persons to act as Undertakers; and no person, except an Undertaker thus appointed, or one appointed by the same authority in his place, shall bury or remove the body of any deceased person, or undertake the management of any funeral. *Provided*, that this prohibition shall not apply to the burial of inmates of the Almshouse, which shall be under the control of the keeper thereof, who shall make returns as provided in the third section of this Ordinance.

SECT. 7. It shall be the duty of the Undertakers, respectively, as soon as informed of the decease of any person within the limits of their district, to take the personal charge and oversight of all necessary arrangements for the removal and burial of the body of the deceased, and for the funeral procession; subject to such general or particular directions as they may, at any time, receive from the Mayor and Aldermen.

SECT. 8. One or more funeral cars shall be provided by the city, and placed under the charge of the Superintendents of Burial-Grounds, to be kept in such place or places, and under such regulations, as the Mayor and Aldermen may prescribe; which cars or hearses shall be used for all interments made in any of the burial-grounds belonging to the city, whenever any vehicle shall be neces-

sary for the removal of the body. The horse shall be furnished by, and at the expense of, the Undertaker.

SECT. 9. As a compensation for services to be performed by the Undertaker, and such assistants as he may employ in digging and filling the grave, attendance at the house, and going from the house to the grave or tomb, and for the use of the horse he may employ, he shall receive a sum not exceeding four dollars for the burial of each person twelve years old and upwards, and a sum not exceeding two dollars and fifty cents for every child less than twelve years old, to be paid by the person employing him.

SECT. 10. Whenever any person shall decease within the limits of the city, it shall be the duty of the nearest relative, or of the person in whose house the death may have occurred, or any other person who may have first become informed of the event, to cause the same to be made known to an Undertaker as soon as practicable.

SECT. 11. No person shall bury the body of any deceased person in any of the burial-grounds belonging to the city, or remove the body of any deceased person from such burial-ground, without first obtaining permission from the Superintendent of such burial-ground.

SECT. 12. All funerals shall take place between sunrise and sunset, unless otherwise permitted or directed by the Mayor; and the top of every coffin deposited in the ground shall be at least three feet below the usual surface thereof.

SECT. 13. Any person who shall be guilty of a violation of any of the provisions of this Ordinance, or any of the regulations which may be prescribed by the Mayor and Aldermen in conformity thereto, shall forfeit and pay a sum not less than two dollars, nor more than twenty dollars.

CONSTABLES.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor and Aldermen may appoint such number of Constables for the service of civil precepts as they shall deem proper, who shall be qualified by giving bonds according to law, which Constables shall be entitled to all fees received by them for the services of civil processes; but all fees received by them for services in criminal cases, shall be paid into the city treasury.

SECT. 2. The Constables of the city shall, in case of fire within their respective wards, repair to the place where the fire may be, and attend diligently to the preservation of the public peace and the prevention of thefts, and of the loss or destruction of property.

DEEDS.

ORDINANCE OF THE CITY.†

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

SECT. 1. All deeds, conveyances, leases, and other instruments, which shall be given by the city, and which

* An Ordinance in addition to an Ordinance providing for the appointment, and prescribing the duties, of City Marshal, and establishing a City Watch, passed March 27, 1856. (No. 62, § 4.) — An Ordinance providing for the appointment, and prescribing the duties, of City Marshal, and establishing a City Watch, passed May 31, 1833. (No. 52, § 6.)

† An Ordinance relating to the execution of Deeds by the City, passed May 11, 1846. (No. 2.)

to be valid in law must be signed, sealed, and acknowledged, shall be signed and acknowledged by the Mayor, on behalf of the city, and shall be by him sealed with the common seal of the city.

SECT. 2. Whenever the amount due and payable on any mortgage belonging to the city shall be paid to the City Treasurer, the City Treasurer shall certify the same to the Mayor, who shall thereupon discharge the mortgage; or, by and with the consent of the Board of Aldermen, may assign the same; and for that purpose the Mayor shall execute and deliver all necessary deeds and instruments.

DOGS.

ORDINANCE OF THE CITY.*

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

SECT. 1. No dog shall be permitted to go at large or loose, in any street, lane, alley, or court, nor any unenclosed or public place in this city, until the owner or keeper of such dog, or the head of the family or the keeper of the house where such dog is kept or harbored, shall have paid to the City Clerk two dollars for a license for such dog to go at large, nor unless he shall also cause a collar to be constantly worn by such dog, having the name and place of residence of the owner thereof legibly written, stamped, or engraved thereon. And it shall be the duty of said Clerk to grant a license to any citizen for his or her dog to run

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* An Ordinance restraining the going at large of Dogs within the City of Cambridge, passed June 23, 1847. (No. 27.)



at large, upon payment of such sum, and he shall keep a record of the names of all persons to whom such licenses shall be by him granted.

SECT. 2. The licenses, which shall be issued as aforesaid, shall endure and be in force until the first day of July next after the time of issuing the same, and no longer; but they may and shall be at that time renewed, and thereafter annually, on payment to the City Clerk of the like sum of two dollars for each renewal. And in case any dog shall be found loose, or going at large, as aforesaid, contrary to the provisions of this Ordinance, the owner or keeper thereof, or the head of the family or keeper of the house where such dog is kept or harbored, shall forfeit and pay a sum not exceeding ten dollars.

SECT. 3. On complaint being made to the Mayor, of any dog within this city, which shall, by barking, biting, howling, or in any other way or manner, disturb the quiet of any person or persons whomsoever, the Mayor, on such complaint, shall issue notice thereof to the person keeping or permitting such dog to be kept, or to the owner thereof; and in case such person or owner shall, for the space of three days after such notice, neglect to cause such dog to be removed and kept beyond the limits of the city, or to be destroyed, he shall forfeit and pay a sum not exceeding one dollar for every day which shall elapse until such dog be removed or destroyed as aforesaid: provided that the Justice, before whom such complaint shall be heard and tried, shall be satisfied that such dog had, in manner aforesaid, disturbed the quiet of any person or persons in the said city.

SECT. 4. If any person, after being convicted under the provision of the third section of this Ordinance, shall still neglect or refuse to destroy his dog, on being ordered so to do, or if any dog, of which no owner or keeper shall be discovered, or whose owner or keeper shall refuse or

neglect to take out a license for him, shall be found going at large contrary to the provisions of this Ordinance, it shall be the duty of the City Marshal to cause such dog or dogs to be destroyed.

ELECTIONS.

ORDINANCE OF THE CITY.*

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

SECT. 1. The form of warrants for calling meetings of the citizens of the several Wards shall be as follows, to wit:—

CITY OF CAMBRIDGE.

To either Constable of the City of Cambridge.

Greeting.

In the name of the Commonwealth of Massachusetts, you are hereby commanded forthwith to warn the inhabitants of Ward No.—, in said city, qualified as the law directs, to assemble at ——, in said Ward, on ——, the —— day of ——, at —— o'clock in the ——noon, then and there to ——.

Hereof fail not, and have you then and there this warrant, with your doings thereon.

Witness, —— ——, Mayor of our City of Cambridge, the —— —— day of ——, in the year one thousand eight hundred and ——.

By order of the Mayor and Aldermen,

—— ——, *City Clerk.*

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* An Ordinance prescribing the form of Warrants and the mode of serving and returning the same, passed May 18, 1846. (No. 5.)

SECT. 2. All warrants for calling meetings of the citizens of the several Wards shall be issued by the Mayor and Aldermen, and signed by the City Clerk, and shall be served by either Constable of said city, and by him returned to the Warden of the several Wards, on or before the time of meeting therein specified.

SECT. 3. All warrants for calling Ward meetings shall be served by posting copies thereof in five public places, at least, in the Ward named in the warrant, seven days next before the time of meeting; and the City Clerk shall also cause notice of all such meetings to be published in any newspaper which shall be printed in the city, between the date of the warrants and the time appointed for said meetings.

SECT. 4. The Mayor and Aldermen shall fix the times for opening and closing the polls, at meetings held for the election of all officers other than Ward officers, and state the same in the warrant for calling the meetings.

SECT. 5. All warrants for calling general meetings of the inhabitants of the City of Cambridge shall be in the form prescribed in the first section, except that such meetings shall be held at such place in the City as the Mayor and Aldermen shall direct. They shall be served by a Constable of the city, by posting copies thereof in the several Wards not less than seven days before the time of meeting, and be returned to the Mayor and Aldermen; and the City Clerk shall cause a notice of such meeting to be published, as directed in the third section.

FINANCE.

ORDINANCE OF THE CITY.*

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

SECT. 1. There shall be appointed, at the commencement of each municipal year, a Joint Standing Committee on Accounts, consisting of two members of the Board of Aldermen and three members of the Common Council; which Committee shall meet once, at least, every month, and carefully examine and audit all accounts and claims against the city which shall be laid before them, certified as provided in the succeeding section, and shall allow and pass the same, if found to be correct, and justly due.

SECT. 2. No account or claim against the city, other than judgments of the Judicial Courts, shall be received or acted on by the Committee on Accounts, unless such account or claim shall be accompanied by a certificate of the Mayor, President of the Common Council, or of some officer, committee, or agent authorized on behalf of the city to make the contract or cause the expenditure to be made, that the same is correct.

SECT. 3. At the commencement of each municipal year, there shall be elected, by joint vote of the City Council, an Auditor of Accounts, who shall receive such compensation for his services as the City Council shall from time to time determine.

SECT. 4. The Auditor shall receive all accounts and claims from persons having demands against the city, which shall have been certified as provided in the second

* An Ordinance establishing a System of Accountability in the Expenditure of the City, passed Feb. 26, 1855. (No. 61.) — A new Ordinance, not yet passed.

section. He shall carefully examine all such accounts and claims, and see that they are correctly cast, and present the same, neatly folded, filed, and labelled, to the Committee on Accounts. He shall keep a book, in the manner and form the said Committee shall direct, wherein he shall enter the date and amount of every account and claim against the city, as finally corrected and allowed by said Committee, and also the name of the person to whom the same shall be allowed, designating the fund or appropriation from which the same shall be paid: and the certificate of the said Committee, allowing any such account or claim, shall be made in the book thus kept by the Auditor.

SECT. 5. The Auditor shall, under the direction of the Committee on Accounts, keep a book or ledger, in which he shall enter the various appropriations made by the City Council, each under its appropriate head, and charge to each the different payments and expenditures that from time to time shall be made thereon. Whenever any appropriation shall be expended, the Auditor shall immediately give notice thereof to the Mayor, the City Council, and the Committee on Accounts; which Committee shall pass or allow no claim or account, chargeable to any head of appropriation which is expended, until the City Council shall have provided the means of paying the same.

SECT. 6. No money shall be drawn out of the city treasury except upon the written order of the Mayor, addressed to the Treasurer, and countersigned by the Auditor, and numbered so as to correspond with the number of the account or claim it shall be drawn to pay.

SECT. 7. The Mayor is hereby authorized to draw orders on the Treasurer for the payment of all accounts and claims allowed and certified by the Committee on Accounts, as provided in the first section; but he shall not draw his order on the Treasurer for the payment of any account or claim against the city, excepting as provided

in the succeeding section, unless the same shall have been allowed and certified by the Committee on Accounts; nor shall he draw any order, in payment for any services rendered or any materials furnished for any department, beyond the sum specifically appropriated therefor by the City Council.

SECT. 8. Any sum of money, which shall have been specially appropriated for the payment of principal or interest due on any note or other security of the City of Cambridge, may be drawn from the treasury and paid by the order of the Mayor, for the purpose for which it was appropriated, without any action on the part of the Committee on Accounts.

SECT. 9. Whenever it shall be necessary to pay money in advance, on contracts made, or for work begun and not completed, the Mayor, upon the receipt of a certificate from the committee having such work in charge, shall draw his order for the same.

SECT. 10. Whenever any money shall be drawn from the treasury for the purposes specified in the preceding section, the Auditor shall report the same, and the amount thereof, to the Committee on Accounts, at their next meeting, and shall charge the same under the appropriate head of expenditure.

SECT. 11. All city officers, who shall, in their official capacity, receive any money on behalf of the city, except the Collector of Taxes, shall pay to the Treasurer the amount in their hands, once in every three months, and oftener if required. All other persons who shall have money in their hands belonging to the city, shall forthwith pay the same to the Treasurer; who shall, on the first day of every month, make out a written statement of all his receipts, as Treasurer, for the preceding month, stating in detail the several amounts, the names of the persons of whom, and on what account, the same were re-

ceived, which statement shall be delivered to the Auditor, to be by him presented to the City Council, at their next meeting.

SECT. 12. The City Treasurer shall, under the direction of the Committee on Accounts, keep, in a book provided for the purpose, an accurate and true account of all his receipts and payments on behalf of the city, making the same conform, as nearly as may be, with the accounts kept by the Auditor. He shall not pay any money out of the treasury, except upon orders of the Mayor drawn in the form prescribed in the sixth section. He shall, once in six months, and oftener if required, lay before the City Council a statement of the condition of the Treasury, and of all moneys received and paid by him on city account, during the preceding six months.

SECT. 13. There shall be appointed, at the commencement of each municipal year, a Committee on Finance, consisting of the Mayor, one member of the Board of Aldermen, the President and five members of the Common Council, which Committee shall negotiate all loans to the city that shall be authorized by the City Council, and shall report the amount to the City Treasurer.

SECT. 14. The Committee on Finance shall, in the month of February, annually, prepare and lay before the City Council an estimate of the amount of money necessary to be raised for the ensuing financial year, under the various heads of appropriation, and the ways and means of raising the same; and shall also, in the month of December, annually, prepare and lay before the City Council a statement of all the receipts and expenditures of the preceding financial year, giving in detail the amount of appropriation and expenditure of each department; and said statement shall be accompanied by a schedule of the property, real and personal, belonging to the city, and the value thereof, and of the amount of the city debt.

SECT. 15. The Committee on Finance shall, at the close of each municipal year, and as much oftener as they shall deem it expedient, examine and audit the accounts of the City Treasurer; and for that purpose shall have access to all books and vouchers in his possession, or in possession of the Auditor or any other officer of the city. The said Committee shall not only compare said accounts with the vouchers therefor, but shall ascertain whether all moneys due the city have been collected and accounted for; they shall also examine all notes and securities in his hands belonging to the city, and make report thereof to the City Council.

SECT. 16. The City Treasurer and City Auditor shall make up their accounts to the first day of December, annually; and the financial year shall begin and end on the first day of December in each year.

FIRE.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Fire Department shall consist of a Chief Engineer, four Assistant Engineers, and of as many Enginemen and Hook-and-Ladder-men, to be divided into companies, as the number of engines, and the number and quantity of other fire apparatus, belonging to the city, shall from time to time require.

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* An Ordinance establishing a Fire Department and providing for preventing and extinguishing Fires, passed Dec. 26, 1854. (No. 60.) — An Ordinance in addition thereto, passed Nov. 4, 1856. (No. 71.)

SECT. 2. There shall be appointed annually by the Mayor and Aldermen, with the concurrence of the Common Council, during the month of January, a Chief Engineer, and four Assistant Engineers, who shall hold their offices for the term of one year, and until others are appointed in their places. *Provided*, however, that the Mayor and Aldermen may, with the concurrence of the Common Council, at any time remove from office the Chief Engineer or any Assistant Engineers.

SECT. 3. The Chief and other Engineers, on their appointment, shall receive a warrant, in the words following, to wit: "This certifies that ——— is appointed an Engineer (or Chief Engineer) of the Fire Department of the City of Cambridge, and is entitled to all the immunities and invested with all the powers belonging to said office. Given under my hand this — day of ——, A. D. 18—. ———, *Mayor.* ——— *City Clerk.*" And the respective rank of the Engineers shall be determined by the Mayor and Aldermen at the time of their appointment.

SECT. 4. The Engineers so chosen shall meet and organize themselves into a Board of Engineers, a majority of whom shall form a quorum, and of which, in the absence of the Chief Engineer, the senior Engineer present shall be presiding officer; and they may appoint such Secretary or other officers, and make such rules and regulations for their own government, as they may see fit. They shall be responsible for the discipline, good order, and proper conduct of the whole Department, both officers and men, and for the care of all houses, engines, hose-carriages, and other furniture and apparatus thereto belonging. They shall have the superintendence and control of all the engine and other houses used for the purposes of the Fire Department, and of all furniture and apparatus thereto belonging, and of the engines and all other fire apparatus belonging to the city, and over the officers and

members of the several Companies attached to the Fire Department, and over all persons present at fires; and they may make such rules and regulations for the better government, discipline, and good order of the Department, and for the extinguishment of fires, as they may from time to time think expedient, the same not being repugnant to the laws of this Commonwealth, or to any ordinance of this city, and subject to the approbation of the Mayor and Aldermen. The Assistant Engineers shall report their absences from fires to the Chief Engineer, with the reasons therefor, who shall keep a record of the same, and make report thereof, stating all the facts to the City Council, every year, prior to the election of Engineers. In the absence of the Chief Engineer, the Clerk shall make said record and report.

SECT. 5. It shall be the duty of said Engineers, whenever a fire shall break out in the city, immediately to repair to the place of such fire, and to carry with them a suitable staff or badge of their office; to take proper measures that the several engines and other apparatus be arranged in the most advantageous situations, and duly worked for the effectual extinguishment of the fire; to require and compel assistance from all persons, as well members of the Fire Department as others, in extinguishing the fire, removing furniture, goods, or other merchandise from any building on fire, or in danger thereof, and to appoint guards to secure the same, and also in pulling down and demolishing any house or building, if occasion require; and further, to suppress all tumults and disorders. It shall also be their duty to cause order to be preserved in going to, working at, or returning from fires, and at all other times when Companies attached to the Department are on duty.

SECT. 6. The Chief Engineer shall have the sole command at fires over all the other Engineers, all members

of the Fire Department, and all other persons who may be present at fires, and shall direct all proper measures for the extinguishment of fires, protection of property, preservation of order, and observance of the laws, ordinances, and regulations respecting fires; and it shall be the duty of said Engineer to examine into the condition of the engines and all other fire apparatus, and of the engine and other houses belonging to the city and used for the purposes of the Fire Department, and of the Companies attached to the said Department, as often as circumstances may render it expedient, or whenever directed so to do by the Mayor and Aldermen, or by the Committee of the Board of Aldermen on the Fire Department, and annually, in the month of December, to report the same to the Mayor and Aldermen, and oftener if thereunto requested; also, to cause a full description of the same, together with the names of the officers and members of the Fire Department, to be published annually, in such manner as the Mayor and Aldermen shall direct; and whenever the engines or other fire apparatus, engine or other houses used by the Fire Department, require alterations, additions, or repairs, the Chief Engineer, under the direction of the Board of Aldermen, or of the Committee on the Fire Department, shall cause the same to be made. And it shall be, moreover, the duty of the Chief Engineer to receive and transmit to the Board of Aldermen all returns of officers, members, and fire apparatus made by the respective Companies as hereinafter prescribed, and all other communications relating to the affairs of the Fire Department; to keep fair and exact rolls of the respective companies, specifying the time of admission and discharge, and the age, of each member; to report in writing to the City Clerk, who shall keep a record of the same, once in each year, or oftener if directed so to do by the Mayor and Aldermen, all accidents

by fire which may happen within the city, with the causes thereof, as well as can be ascertained, and the number and description of the buildings destroyed or injured, together with the names of the owners or occupants.

SECT. 7. In case of the absence of the Chief Engineer, the Engineer next in rank, who may be present, shall execute the duties of his office, with full powers.

SECT. 8. No person under the age of twenty years shall be employed as a member of the Fire Department; nor shall any person be so employed who is not a citizen of the United States.

SECT. 9. Each Engine Company appointed by the Mayor and Aldermen shall consist of forty men, and shall have a Foreman, First and Second Assistant Foreman, Clerk, and Steward; and these officers shall be chosen by ballot, subject to the approval of the Board of Engineers and of the Mayor and Aldermen; and any person rejected shall not be returned the second time for approval.

SECT. 10. Each Hook and Ladder Company appointed by the Mayor and Aldermen shall consist of twenty-five men, and shall have a Foreman, First and Second Assistant Foreman, Clerk, and Steward; and these officers shall be chosen by ballot, subject to the approval of the Board of Engineers and of the Mayor and Aldermen; and any person rejected shall not be returned the second time for approval.

SECT. 11. The Mayor and Aldermen shall, in the month of January in each year, appoint the several Engine and Hook and Ladder Companies, whose term of service shall continue one year. And every officer or member who shall not serve six months, except in cases of sickness, death, or removal from the city, or who shall be removed for cause, shall forfeit any and all compensation that would otherwise have been due to him, at the time when his service ceased, or his removal took place.

SECT. 12. Meetings of the several Engine and Hook and Ladder Companies, for the choice of officers, shall be held within two weeks after their appointment; notice thereof to be given in such manner as the Mayor and Aldermen shall prescribe; provided, however, that if any office shall become vacant, by death, resignation, or otherwise, the same may be filled at any regular meeting of the Company.

SECT. 13. The votes of a majority of all the members of the Company shall be required for the election of any officer.

SECT. 14. The officer presiding at any such meeting shall forthwith notify the persons chosen of their election, and he shall also make a true return of such election to the Chief Engineer, who shall submit the same to the Board of Engineers, and, if approved by a majority of said Board, he shall forthwith transmit the same to the Mayor and Aldermen; but if not approved by such majority, the Chief Engineer shall notify the Company of the fact, and another election shall be had. And if any Engine or Hook and Ladder Company shall unreasonably neglect or refuse to elect officers, whom the Board of Engineers and the Mayor and Aldermen shall approve, for the space of two weeks, the same may be appointed by the Mayor and Aldermen.

SECT. 15. The officers of the several Companies, chosen in the manner before provided, on being appointed by the Mayor and Aldermen, shall receive a warrant, in form substantially like that prescribed for the Engineers, and shall be held to perform all the duties of the office to which they shall be respectively chosen and appointed, for one year, or until discharged by death, resignation, or by order of the Mayor and Aldermen.

SECT. 16. If any person chosen by either of said Companies to any office therein, shall not be appointed by the

Mayor and Aldermen, the City Clerk shall give immediate notice thereof to the Clerk or commanding officer of such Company, and thereupon another election shall be had, in the manner before provided.

SECT. 17. It shall be the duty of the Foremen to see that the several engines and apparatus committed to their care, and the several buildings in which the same are deposited, and all things in or belonging to the same, are kept neat, clean, and in order for immediate use; it shall also be their duty to preserve order and discipline at all times in their respective companies, and require and enforce a strict compliance with the city ordinances, the rules and regulations of the Department, and the orders of the Engineers. They shall also keep, or cause to be kept by the Clerk of their respective Companies, fair and exact rolls, specifying the time of admission, discharge, and age of each member, and accounts of all city property intrusted to the care of the several members, and of all absences and tardiness among the same, in a book provided for that purpose by the city, which rolls or record-books are always to be subject to the order of the Board of Engineers and the Mayor and Aldermen. They shall also make, or cause to be made, to the Chief Engineer, true and accurate returns of all the members, with their ages, and the apparatus intrusted to their care, whenever called upon so to do.

SECT. 18. It shall be the duty of the officers and members of the several Engine and Hook and Ladder Companies, whenever a fire shall break out in the city, to repair forthwith to their respective engines, hose, hook and ladder carriages, and other apparatus, and to convey them, in as orderly a manner as may be, to or near the place where the fire may be, in conformity with the directions of the Chief or other Engineers; to exert themselves in the most orderly manner possible, in working and manag-

ing the said engines, hose, hook and ladders, and other apparatus; and in performing any duty that they may be called upon to do, by any Engineer; and, upon permission of the Chief or other Engineer, shall, in an orderly and quiet manner, without any outcries, return said engines, hose, hook and ladder carriages, and other apparatus, to their respective places of deposit. *Provided*, that, in the absence of all the Engineers, such direction and permission may be given by their respective Foremen.

SECT. 19. Any officer or member may be removed from the Fire Department by a vote of the Chief Engineer and two Assistant Engineers; and said vote shall be final, unless, in case of officers, the same shall be reversed by the Mayor and Aldermen within fourteen days after it shall have been passed.

SECT. 20. In all cases of removal from office, or from the Department, by the Engineers, the name of the person removed, with a statement of the reasons therefor, shall be entered on their records, and a copy of the same shall be transmitted to the Board of Mayor and Aldermen, before their next regular meeting.

SECT. 21. No officer, who may have been dismissed or removed from the Fire Department, shall be reinstated therein, unless by a vote of the Chief Engineers and two of the Assistant Engineers; and in such case, said vote shall not take effect until confirmed by the Board of Mayor and Aldermen; and no member shall be reinstated, except by a vote of three fourths of the Mayor and Aldermen.

SECT. 22. The Foreman of each Company, immediately on his arrival at any fire, will report himself to the Engineer in command, and shall remain by his Company and the apparatus of which he has charge, during the fire, and preserve order, and direct their operations, and protect them from being interrupted in the discharge of their duty.

SECT. 23. In the absence of the Foreman of any Company, the Assistant Foreman next in rank who is present shall take the command, and be clothed with all the powers and responsibilities of Foreman.

SECT. 24. The Clerk of each Company shall, when requested by the Foreman, notify the members thereof of all meetings of the Company for the choice of officers and for drill. He shall, if so required, keep fair and true rolls of the members of the Company, and in such form as the Foreman shall direct, and also records of its proceedings, choice of officers, and of the fire apparatus committed to its care, and perform such other service in his said office as the Foreman may direct.

SECT. 25. Every person, on being appointed a member of any Company in the Fire Department, shall be held to perform all the duties required of him by law and the ordinances of the city, as such member, until discharged by death, resignation, or by order of the Mayor and Aldermen, or Board of Engineers. He shall receive a certificate of his appointment, signed by the Mayor, which shall entitle him to all the immunities belonging to the office.

SECT. 26. It shall be the duty of the Steward to keep clean the house, the engine, hose, or other apparatus, which may belong to the Company, to clear the snow in winter from the sidewalk connected with the house, and generally to see that the engine and apparatus are ready for immediate use.

SECT. 27. The members of the respective Companies shall not assemble in the house in which the engine or other apparatus intrusted to such company is deposited, on the Sabbath day, or the evening thereof, or on the evening of any other day in the week after ten o'clock at night, except it be in the performance of some duty required of them as members of the Fire Department.

(Fire Ordinance.)

Strike out sect. 28, and insert the following

No Company shall be allowed to impose fines upon its members, but it shall be the duty of the Clerk of each Company to enter in the Roll-book provided by the City all absences of each officer or member of said Company from all fires and alarms of fire, and from the annual and such special meetings as may be authorized by the Chief Engineer, and to make a monthly return of the same to the Board of Engineers. And for every such absence, except in case of sickness, there shall be deducted from the pay of such officer or member the sum of fifty cents, and the amount so deducted shall be paid at the end of each quarter to the Treasurer of the Company to which the officer or member so fined shall belong, to meet the incidental expenses of the Company. And if any officer or member shall, except in case of sickness, be absent from more than one third of the fires or alarms of fire occurring during the quarter, such absences, if more than five in number, shall be considered good cause for his discharge from the Department.

SECT. 28. No Company shall be allowed to impose fines upon its members; but it shall be the duty of the Clerk of each Company to enter in the roll-book provided by the city all absences and tardiness of each officer and member of said Company, and to make a quarterly return of the same to the Board of Engineers. And for every absence or tardiness, except in case of sickness, there shall be deducted from the pay of such officer or member the sum of fifty cents, which amount so deducted shall be paid over at the end of each quarter to the Treasurer of the Company to which the member so fined shall belong, to meet the incidental expenses of the Company. And if any officer or member shall have been absent or tardy for more than one third of the fires, or alarms of fire, except in case of sickness, during the quarter, such absence or tardiness shall be considered good cause for his discharge from the Department, if more than five.

SECT. 29. There shall be paid semiannually to each member of the Department such sum as the City Council may from time to time determine, which said sum shall be paid to each member personally, or to his order.

SECT. 30. Every member of the Fire Department shall wear, at all fires, such badge as the Engineers shall prescribe; and no person without such badge shall, except by permission of an Engineer, enter within the lines formed at any such fire.

SECT. 31. Any member of the City Council may enter the lines at any fire, by wearing such badge as the Mayor and Aldermen shall prescribe.

SECT. 32. No intoxicating liquors of any kind shall be carried into any of the houses used by the Fire Department; nor shall any gambling be permitted therein; and any person who shall be detected offending against this section, shall forfeit a sum not less than two dollars, nor more than ten dollars for each and every offence.

SECT. 33. No Company shall leave the city in case of fire in the neighboring towns, excepting by the consent of the Chief Engineer, or one of the Assistant Engineers; and no Company shall leave the city on an excursion, unless by the express sanction and permission of the Mayor and Aldermen.

SECT. 34. The Board of Engineers shall, from time to time, make such rules and regulations as in their judgment shall, as far as possible, prevent refreshments being furnished to any persons except members of the Fire Department; and no bill or charge for intoxicating liquors furnished at fires shall be approved by the Mayor and Aldermen, or paid by the city.

SECT. 35. All members of the Fire Department, and all members of any volunteer Fire Engine Company, shall be exempted from serving on a jury, unless they shall prefer otherwise.

GENERAL PROVISIONS.*

SECT. 36. If any person shall burn out or set fire to his chimney, stove-pipe, or flue, at any time except between sunrise and two o'clock in the afternoon, or unless the roof of his own and the neighboring houses and buildings are at the time well wet, or covered with snow, he shall forfeit and pay a sum not exceeding twenty dollars.

SECT. 37. If any person shall keep any ashes in any vessel made of wood, or shall set on fire by night any straw, shavings, or other combustible materials, in any street, lane, or alley, or other public place, in the city, he shall forfeit and pay a sum not exceeding twenty dollars.

SECT. 38. The Board of Engineers shall severally examine into all places where shavings and other combusti-

* An Ordinance for the Prevention of Fires, passed July 14, 1846. (No. 14.)

ble materials may be deposited or collected, and shall cause the same to be removed by the owners or occupants of any such places, and at their expense, whenever, in the opinion of said Board, or a committee thereof, the security of the city against fire shall require it.

GUNPOWDER.

ORDINANCE OF THE CITY.*

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

SECT. 1. No gunpowder shall be kept within the limits of the city, except in the magazine belonging to the Commonwealth, unless the same shall be well secured in tight casks or canisters.

SECT. 2. No gunpowder above the quantity of fifty pounds shall be kept or deposited in any shop, store, or other building, or in any ship or vessel, which shall be within ten rods of any other building within the city.

SECT. 3. No gunpowder above the quantity of one pound shall be kept or deposited in any shop, store, or other building, within ten rods of any other building in the city, unless the same be well secured in copper, tin, or brass canisters, holding not more than five pounds each, and closely covered with copper, tin, or brass covers, according to the seventh section of the fifty-eighth chapter of the Revised Statutes.

SECT. 4. Every person who shall offend against any of the provisions of this Ordinance, shall forfeit and pay a sum not exceeding twenty dollars.

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* An Ordinance for the Prevention of Fires, passed July 14, 1846. (No. 14.)

HAY AND HAY-SCALES.

ORDINANCE OF THE CITY.*

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

SECT. 1. The ninety-fifth, ninety-sixth, ninety-seventh, and ninety-eighth sections of the twenty-eighth chapter of the Revised Statutes of the Commonwealth, relating to the weighing of hay and other articles, are adopted by the city of Cambridge.

SECT. 2. The Mayor and Aldermen may, from time to time, establish as many scales for the weighing of hay and other articles as the public good may require, and cause the same to be erected, and furnished with decimal weights, which shall be used in all cases.

SECT. 3. Every person who shall be appointed a weigher of hay and other articles within the city shall, before entering on the duties of his office, be sworn to the faithful performance of his duties, and shall hold his office one year, and until another shall be appointed in his place; provided, however, that the City Council may, by concurrent vote, remove such weigher at any time.

SECT. 4. Every such weigher shall be at or near the scales of which he has the charge, at all reasonable times, ready to weigh all hay and other articles which shall be offered for that purpose. He shall deliver to the driver or owner of every load of hay, or other article weighed, a certificate under his hand, specifying the name of the driver or owner, his place of residence, the name of the article weighed, the weight thereof, and the tare, the date, and the fees charged. He shall keep a true account of

* An Ordinance prescribing the Duties of Weighers of Hay and other Articles, passed July 14, 1846. (No. 15.) — Also an Ordinance in addition thereto, passed May 31, 1849. (No. 36.)

all hay and other articles weighed by him, and record the same in a book to be kept for the purpose, which shall be at all times open for public inspection, and, when filled, be delivered to the City Clerk. The said record shall contain the same particulars that are required to be stated in the certificate described in this section.

SECT. 5. Every such weigher shall settle once in six months, with the Mayor and Aldermen, for all fees received and charged by him for weighing, during the preceding six months; and pay into the city treasury the amount of fees in his hands, after deducting therefrom such compensation as the City Council may allow him for the same term of time.

SECT. 6. The fees for weighing at the city scales shall be as follows, to wit: One cent and one half for every hundred pounds of hay or straw; at the rate of eight cents for every two thousand pounds of barilla, iron, ice, stones, or lumber; at the rate of four cents for every two thousand pounds of anthracite or other coal; and one cent for every hundred pounds of any other article. *Provided*, however, that the fees for weighing any other article than those above specified shall never be less than ten cents, nor more than fifty cents; and the tare shall in all cases be weighed without charge.

SECT. 7. Every such weigher shall be furnished by the Mayor with duplicate copies of this Ordinance, and of all laws in force relating to the weighing of hay and other articles; one of which copies shall be posted up in some conspicuous place in the office of such weigher.

SECT. 8. Every person, not appointed as aforesaid, who shall weigh or suffer to be weighed any hay or other article on any scales other than such as are established in the manner prescribed in the second section, shall forfeit and pay for each offence a sum not exceeding ten dollars. *Provided*, however, that coals or other articles may be weighed on scales established or set up by the seller.

HEALTH.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor and Aldermen, for the time being, are hereby appointed and constituted the Board of Health of the City of Cambridge, and shall have power to carry into execution all laws of the Commonwealth and ordinances of the City Council made for the preservation of the health of the inhabitants of said city.

SECT. 2. Every tenement in the city, used as a dwelling-house, shall be furnished, when it can be done without unreasonable expense, with a sufficient drain to carry off the waste water into a common sewer or reservoir, which drain and reservoir shall be under ground; and no person shall suffer any waste or stagnant water to remain in any cellar, or on any lot of land or vacant ground owned or occupied by him, so as to become a nuisance, or offensive, or dangerous to the public health.

SECT. 3. Every tenement in the city, used as a dwelling-house, shall be furnished with a privy, the vault of which shall be under ground, and of sufficient capacity, regard being had to the number of persons occupying said tenement. Every such vault shall be so constructed that the contents thereof shall in no case escape therefrom or ooze out upon the adjoining grounds, nor shall the con-

* An Ordinance for the Removal of Nuisances, Sources of Filth, and Causes of Sickness within the City of Cambridge, passed July 28, 1846. (No. 17.) — An Ordinance in addition thereto, passed Feb. 1, 1848. (No. 32.) — An Ordinance in further addition thereto, passed July 19, 1853. (No. 53.) — An Ordinance in further addition thereto, passed Sept. 6, 1853. (No. 56.) — An Ordinance relating to the Public Health, passed May 27, 1851. (No. 44.)

tents of any such vault be suffered to remain within less than eighteen inches of the even surface of the ground.

SECT. 4. The owner or occupant of any tenement which shall be used as a dwelling-house, without being furnished with a privy and vault, as provided in the preceding section, shall forfeit and pay a sum not exceeding twenty dollars for each and every week during which such tenement, or any part thereof, shall be so used.

SECT. 5. The vaults of all privies in the city shall be so constructed, that the inside thereof shall be not less than two feet distant from the line of every adjoining lot of land, without the consent of the owner of such adjoining lot, or by permission of the Mayor and Aldermen; and also from every street, lane, alley, court, public place, and private way in the city. There shall be no communication between any such vault and any common sewer or drain, by which the solid contents of any such vault can pass into such sewer or drain; but the fluid contents may be conveyed under ground into a common sewer or drain, in such manner and under such restrictions as the Mayor and Aldermen shall prescribe.

SECT. 6. The owner or occupant of any land in which any vault may be situated, shall cause the said vault to be cleansed whenever the same shall become offensive; but no vault shall be opened, for the purpose of being cleansed, between the twentieth day of June and the first day of October in each year, except by the special permission of the City Marshal; nor in any instance between the hours of four o'clock in the morning and ten o'clock at night; nor in any other mode, or at any other time, than said City Marshal shall direct and appoint, conformable to the ordinances of the city, and to such regulations as the Mayor and Aldermen, from time to time, shall make on this subject; and always at the expense of the owner, agent, occupant, or other person having charge of the tenement in

which such vault is situated. All applications for opening and cleansing vaults shall receive attention in the order in which they are made. The Mayor and Aldermen shall, from time to time, determine the sum to be paid by persons who shall make such applications.

SECT. 7. Any person who shall empty a vault or privy, contrary to the provisions of the preceding section, shall forfeit and pay a sum not exceeding twenty dollars for each offence.

SECT. 8. If any owner or occupant of any land in which any vault may be situated, shall neglect or refuse to cleanse the same, after being notified by the Mayor and Aldermen, or the City Marshal, that the same has become offensive, he shall forfeit and pay a sum not exceeding ten dollars for every week he shall neglect or refuse to cleanse the same.

SECT. 9. No person shall drive, or cause to be driven, any cart or wagon containing night-soil, or any wagon or cart used for that purpose, through any street, lane, or alley in the city, between the hours of four o'clock, A. M. and nine o'clock, P. M.; nor permit any such wagon or cart to stand, between said hours, in any street, lane, or alley in said city. And any person who shall offend against the provisions of this Ordinance shall forfeit and pay a sum not exceeding twenty dollars for each and every offence.

SECT. 10. No person shall bring into the city for sale, or offer for sale, any diseased, putrid, stale, or unwholesome meat or other provisions, nor any fish, except smelts and other small fish, unless the same shall have been cleansed of their entrails and refuse parts.

SECT. 11. Every person who shall put or leave any dead animal substance, fish-offal, contents of any vault, decayed vegetable or other matter, in any public street or place, or near any inhabited dwelling, whereby any

offensive or noxious stench or effluvia shall be created, and the health or comfort of the citizens be injuriously affected, or who shall throw any dead animal, or the contents of any vault, into the river adjoining the city, shall forfeit and pay a sum not less than one dollar, nor more than twenty dollars.

LAMPS.

ORDINANCE OF THE CITY.*

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

SECT. 1. There shall be chosen annually, at the commencement of each municipal year, and whenever a vacancy exists, by concurrent vote of the City Council, to be first acted upon by the Mayor and Aldermen, one able and discreet person, to be styled the Superintendent of Lamps, who shall hold his office at the pleasure of the City Council, and shall receive such compensation as the City Council shall from time to time determine.

SECT. 2. The Superintendent of Lamps shall, under the direction of the Joint Standing Committee on Lamps, have the care and oversight of all the street lamps and fixtures, and shall cause the same to be kept clean and in good order for use, and shall see that the streets are kept lighted at such times as the convenience of the public requires.

SECT. 3. The said Superintendent shall employ suitable persons to light and extinguish the street lamps, and

* An Ordinance establishing the Office of Superintendent of Lamps, and prescribing his duties, passed September 24, 1856. (No. 69.)

shall be responsible for the faithful performance of their duties, shall contract for all materials, superintend the putting up of all posts, lamps, and fixtures located by the City Council, and shall keep an accurate account of the number of lamps which burn gas, fluid, or any other material, and the cost of the same, the number of men employed and the wages given, the kind and quality of fixtures, and their cost, and all other expenses incurred in this department, and shall make a quarterly return of the same to the Mayor and Aldermen.

CITY MARSHAL.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor and Aldermen shall, immediately after the organization of the City Government, in the month of January, annually, appoint a City Marshal, who shall hold his office for one year, and until a successor shall be appointed and qualified in his stead, unless sooner removed, as is hereinafter provided.

SECT. 2. The said City Marshal shall also be appointed a Constable of the city, and shall take the oath and give bond according to law. He shall have precedence and control over all other Constables and Police Officers whenever engaged in the same service, and whenever directed thereto by the Mayor and Aldermen.

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* An Ordinance providing for the appointment, and prescribing the duties, of a City Marshal, passed January 31, 1856. (No. 62.)

SECT. 3. The City Marshal, in addition to the bond mentioned in the preceding section, shall give a bond, with sureties, to be approved by the Mayor and Aldermen, in the sum of eight hundred dollars, for the faithful performance of the duties of his office.

SECT. 4. All fees for warrants and other services, received by the City Marshal, except for the service of civil processes, shall be paid into the treasury of the city. The Mayor and Aldermen may at any time, by vote, remove the City Marshal from office, and appoint a successor for the balance of the term.

SECT. 5. The City Marshal shall be Captain of the Watch within the city, and shall obey and execute all rules and orders made and given him in charge in that behalf by the Mayor and Aldermen. He shall receive all complaints of the inhabitants respecting offences committed against the laws of the Commonwealth and the ordinances of the city. He shall institute prosecutions against all offenders, without unnecessary delay, and shall attend to the trial of the same, and shall take proper measures for the conviction of such offenders, whenever the same are discovered by him or brought to his notice.

SECT. 6. The City Marshal shall keep a correct record of his doings in the discharge of his office, and shall make a regular report thereof to the City Council, as often as once in three months, and at such other times as they shall require.

SECT. 7. The City Marshal shall take notice of all nuisances, impediments, and obstructions, in the streets, lanes, and alleys of the city, and on the sidewalks thereof, and shall remove the same, or take all proper measures in relation thereto, according to law, under the direction of the Mayor and Aldermen.

SECT. 8. The City Marshal shall enforce and carry into effect, to the utmost of his power, all and every of

the ordinances of the city, and orders of the Mayor and Aldermen which shall be in force: he shall obey and execute all the commands of the Mayor and Aldermen in relation to any matter or thing in which the city may be in any wise concerned or interested, and shall comply with all such regulations as may at any time be prescribed by the Mayor and Aldermen.

ORDINANCES.

ORDINANCE OF THE CITY.*

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

SECT. 1. All ordinances which shall be passed by the Mayor and Aldermen and by the Common Council of the city, shall be engrossed or recorded by the City Clerk in a fair and legible hand, without interlineation or erasure, and in the order in which they shall be passed, in a book to be kept for that purpose, made of strong linen paper, with proper margins and index, to be lettered, "Record of Ordinances of the City of Cambridge"; which book shall be preserved in the office of the City Clerk, subject to the inspection of the citizens.

SECT. 2. All the ordinances of the City Council, and all the orders of the Mayor and Aldermen, shall be pub-

* An Ordinance prescribing the manner of recording the Ordinances of the City, passed May 11, 1846. (No. 1.) — An Ordinance directing the manner in which the Ordinances of the City Council and the Orders of the Mayor and Aldermen shall be promulgated, passed June 9, 1846. (No. 7.) — An Ordinance directing to what uses Fines and Penalties shall be appropriated, passed June 16, 1846. (No. 11.)

lished and promulgated by causing the same to be inserted four weeks successively in such newspapers as shall be printed and published in the city; or, in case no newspaper shall be printed and published in the city, then in such newspaper or newspapers, printed and published in the city of Boston, as the Mayor and Aldermen shall from time to time designate.

SECT. 3. All fines and penalties for the violation of any ordinance of the city, or any order of the Mayor and Aldermen, shall, when recovered, enure to the use of the city, and shall be paid into the city treasury, unless it shall be otherwise directed by the laws of the Commonwealth, or the ordinances of the city.

SECT. 4. All officers of the city shall enforce obedience to such laws of the Commonwealth, ordinances of the city, and orders of the Mayor and Aldermen, as it may be the duty of such officers respectively to observe and enforce; and, to that end, shall take notice of all complaints, and institute such prosecutions, as shall be necessary for that purpose.

POLICE.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor and Aldermen shall, annually, appoint such number of Policemen as they shall deem

* An Ordinance in addition to an Ordinance providing for the appointment, and prescribing the duties, of City Marshal, and establishing a City Watch, passed March 27, 1856. (No. 64.)

necessary, who shall perform all duties required of them in the capacity of Day and Night Police, in accordance with the laws of the Commonwealth and the ordinances of the city, under such rules and regulations as the Mayor and Aldermen may, from time to time, prescribe.

SECT. 2. The compensation of said Policemen shall be ~~one dollar and seventy-five cents~~ two dollars per day, payable monthly; and all fees received by said Policemen in the discharge of their duties shall be paid into the city treasury, monthly, previous to receiving their compensation.

SECT. 3. The Mayor and Aldermen may also appoint such a number of Special Policemen as they shall deem needful and necessary, who shall be subject to all the rules and regulations prescribed by the Mayor and Aldermen, and shall not be entitled to any compensation for their services, except it be otherwise ordered by the Mayor and Aldermen, and who shall pay all fees by them received for police duties into the city treasury.

SALARIES.

ORDINANCE OF THE CITY.*

Be it ordained, by the City Council of the City of Cambridge, as follows: — from & after the first Monday in January, 1857,

The officers of the city, hereinafter named, shall receive the following annual salaries, to be paid in equal

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* An Ordinance relating to the Salary of the Mayor of the City of Cambridge, passed June 18, 1856 (and to take effect from and after the first Monday in January, 1857). (No. 63.) — An Ordinance establishing the

quarterly payments, which shall be in full for all services rendered in their official capacity, viz.: —

The Mayor of the City, ~~twelve~~ fifteen hundred dollars.
City Treasurer, three hundred dollars.
City Clerk, exclusive of fees established by law, seven hundred dollars.
Clerk of Common Council, one hundred and fifty dollars.
Board of Assessors, one thousand dollars.
City Messenger, three hundred ~~dollars~~ and fifty dollars.
Superintendent of Streets, ~~eight~~ hundred dollars.
Chief Engineer, ~~three~~ hundred dollars.
Four Assistant Engineers, ~~one~~ dollars each. one hundred
Superintendent of Drains, ~~one~~ hundred dollars. two
Auditor of Accounts, ~~two~~ hundred dollars. four
Justice of Police Court, fifteen hundred dollars.
City Marshal, ~~eight~~ hundred dollars. six
Superintendent of Lamps, ——— ———. one hundred dollars.

Salaries of certain Officers, passed May 18, 1852. (No. 49.) — An Ordinance establishing the Salary of the Superintendent of Drains, passed July 19, 1853. (No. 55.) — An Ordinance relating to the Salary of the Board of Assessors, passed March 25, 1856. (No. 67.) — An Ordinance establishing the Compensation of the City Treasurer and the Collector of Taxes (now pending, and to take effect, if passed, on and after the first Monday in January, 1857). — An Ordinance establishing a System of Accountability in the Expenditures of the City, passed Feb. 26, 1855. (No. 61.) — An Ordinance relating to the Salary of the Justice of the Police Court, passed May 26, 1856. (No. 66.) — An Ordinance providing for the appointment, and prescribing the duties, of a City Marshal, passed Jan. 31, 1856. (No. 62.)

(Page 40.)

Strike out Sect. 3, and insert the following:

The School Committee shall have the care of the schoolhouses of the city; they shall employ suitable persons to keep them properly heated and ventilated in the winter, and to keep them clean and in good order throughout the year, and do such other services as said Committee may require.

SCHOOLS.

ORDINANCE OF THE CITY.*

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

SECT. 1. The School Committee are hereby authorized to elect and employ instructors for the public schools of the city, and determine the amount of their respective salaries.

SECT. 2. The School Committee, in distributing the sum annually appropriated by the City Council for salaries of instructors in the public schools, shall so fix and graduate the amount of salary of each instructor, that the aggregate amount of all such salaries shall in no case exceed the sum so appropriated by the City Council.

SECT. 3. The School Committee shall have the care of the school-houses of the city; they shall cause the same to be kept in good order; provide fuel for the schools, and all things necessary for the comfort of the scholars therein.

SECT. 4. The city of Cambridge hereby adopts the two hundred and ninety-fourth chapter of the laws of this Commonwealth for the year one thousand eight hundred and fifty, entitled "An Act concerning Truant Children and Absentees from School," and the Act in addition thereto, passed the twentieth day of May, in the year one thousand eight hundred and fifty-two, and avails itself of the provisions of said Acts.

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* An Ordinance relating to the Powers and Duties of the School Committee, passed June 9, 1846. (No. 9.) — An Ordinance in addition thereto, passed April 9, 1850. (No. 40.) — An Ordinance in relation to Truant Children and Absentees from School, passed Jan. 16, 1854, and approved by Court of Common Pleas, December Term, 1853. (No. 57.)

SECT. 5. Any minor, between the ages of six and fifteen years, who has not attended school in conformity to the laws of this Commonwealth, all habitual truants and absentees from school, all children that are about the streets, begging, or trespassing upon lands, gardens, or orchards, upon conviction of any offence herein described, shall be punished by fine, not exceeding twenty dollars; or instead thereof, by being committed to the Almshouse, at the discretion of the Justice of the Peace * having jurisdiction of the case, for such time as said Justice of the Peace may determine, not exceeding one year. *Provided*, however, that any minor convicted of either of the offences herein mentioned, may be discharged by such Justice of the Peace, according to the provisions of the said Acts.

SECT. 6. The several Justices of the Peace* for the County of Middlesex, residing in the city of Cambridge, shall have jurisdiction of the offences herein set forth; and the Almshouse is hereby assigned and provided as the institution of instruction, house of reformation, or suitable situation, mentioned in said Acts.

SECT. 7. The Mayor and Aldermen shall forthwith, after the passage of this Ordinance, and hereafter in the month of January annually, appoint three or more persons to make complaints, in every case of violation of this Ordinance, to the said Justices of the Peace,* in conformity to the provisions of said Acts.

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* Justice of the Police Court, by Statute 1854, c. 335.

SEWERS.

ORDINANCE OF THE CITY.*

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

SECT. 1. All main drains, or common sewers, which shall be considered necessary by the City Council, in any street or highway, shall be laid, as nearly as possible, in the centre of such street or highway, and shall be built of such materials and of such dimensions as the City Council shall direct.

SECT. 2. All drains which shall hereafter enter into such main drains or common sewers shall, so far as the same shall be constructed within the limits of any street or highway, be built of such materials, of such size, and in such direction, as the City Council or the Superintendent of Drains shall direct.

SECT. 3. The Mayor and Aldermen shall have power, in all cases where there is any common sewer or main drain in any street or highway, to cause every owner of land adjoining such street or highway to make and enter into such main drain a good and sufficient drain from his house, yard, or lot, whenever, in their opinion, public necessity shall require it; and shall thereupon give such owner, his tenant or lessee, notice in writing, specifying the time within which such drain shall be completed; and in case such owner shall neglect to complete the same within the time specified, the Mayor and Aldermen shall cause the same to be constructed, and shall recover of said owner the whole expense thereof, together with incidental costs and expenses, by an action to be

* An Ordinance relating to Main Drains or Common Sewers, passed June 29, 1852. (No. 50.)

brought in the name of the city of Cambridge, before any court proper to try the same.

SECT. 4. Every person entering a drain into any main drain, without a permit in writing from the Mayor and Aldermen, or Superintendent of Drains hereinafter mentioned, shall forfeit and pay the sum of twenty dollars, and shall also be liable to pay all such damage, by way of indemnification, as the Mayor and Aldermen may deem just and reasonable.

SECT. 5. There shall be chosen, at the commencement of each municipal year, by a concurrent vote of the City Council, to be first acted upon by the Mayor and Aldermen, an able and discreet person, to be styled the Superintendent of Drains, who shall hold his office at the pleasure of the City Council, and shall receive such compensation as said Council shall determine. Whenever said office shall become vacant by death, resignation, or otherwise, a successor shall be appointed in the manner herein prescribed.

SECT. 6. The said Superintendent shall, under the direction of the Joint Standing Committee on Reservoirs and Drains, take the general superintendence of all main drains or common sewers which now are, or may hereafter be, built or owned by the city, or which may be permitted to be built by its authority; and he shall take charge of the building and repairs of the same, and make all contracts for the supply of labor and materials therefor.

SECT. 7. The said Superintendent, whenever any main drain or common sewer is ordered to be built or repaired, shall ascertain its depth, breadth, mode of construction, and general direction, take the plan thereof, insert the same, with all these particulars, in a book to be kept for that purpose, and forthwith ascertain, and insert on said plan, all entries made into such sewer or drain.

SECT. 8. The said Superintendent shall keep an accu-

rate account of the expense of constructing and repairing each common sewer or main drain, and shall report the same to the Mayor and Aldermen, together with a list of the persons and estates deriving benefit therefrom, and an estimate of the value of such lands, to be estimated independently of any buildings or improvements thereon.

SECT. 9. It shall be the duty of the Mayor and Aldermen, in making assessments for defraying the expense of constructing or repairing common sewers or main drains, pursuant to the provisions of this Ordinance, to deduct from the expense such part as they may deem expedient, to be charged to and paid by the city; and to apportion and assess the remainder thereof upon the persons and estates deriving benefit from such main drain or common sewer, either by the entry of their drains therein, or by any more remote means, agreeably to existing laws; and to prescribe and establish the time when such assessments shall be paid.

SECT. 10. It shall be the duty of the Mayor and Aldermen, when any assessments have been made as aforesaid, to deliver the same to the City Treasurer for collection.

STREETS.

ORDINANCE OF THE CITY.*

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

SECT. 1. All streets hereafter laid out, which shall be two hundred feet or more in length, shall be not less than forty feet wide; and all streets not two hundred feet in length, shall be not less than thirty feet wide.

SECT. 2. No street shall hereafter be accepted, unless it be of the width required in this Ordinance.

SECT. 3. The City Council shall give names to all streets and squares which shall be hereafter laid out, and may change the name of any street or square when they see fit.

SECT. 4. 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

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* An Ordinance relating to the laying out and acceptance of Streets, passed Aug. 26, 1851. (No. 46.) — An Ordinance to prevent unlawful and injurious Practices in the Streets and other Public Places in the City, passed June 16, 1846. (No. 12.) — An Ordinance in addition thereto, passed
(No. 51.) — An Ordinance in further addition thereto, passed April 22, 1856. (No. 65.) — An Ordinance establishing the office of Superintendent of Streets, and prescribing his duties, passed Aug. 25, 1846. (No. 19.) — An Ordinance in addition thereto, passed May 22, 1849. (No. 35.) — An Ordinance to prevent racing and immoderate driving of Horses in the Streets of the City, passed Sept. 29, 1847. (No. 30) — An Ordinance for the Suppression of Disturbances on the Lord's Day, passed June 16, 1847. (No. 24.)

such repairs, the same shall be made by the city, at the expense of such owner or occupant.

SECT. 5. The City Clerk shall enter, in a book to be kept for the purpose, the names of all the streets in the city, which have been or hereafter shall be laid out, alphabetically arranged; 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.

SECT. 6. There shall be chosen, at the commencement of each municipal year, by a concurrent vote of the City Council, to be first acted upon by the Mayor and Aldermen, an able and discreet person, to be styled the Superintendent of Streets, who shall hold his office at the pleasure of the City Council, and shall receive such compensation as said Council shall determine. Whenever said office shall become vacant by death, resignation, or otherwise, a successor shall be appointed, in the manner herein prescribed.

SECT. 7. The Superintendent of Streets shall, under the direction and control of the Surveyors of Highways, have the general care and charge of the highways, streets, lanes, sidewalks, and bridges of the city; and shall attend to the making, amending, and alteration thereof, and cause the same to be kept in good repair, so as to be safe and convenient for travellers, with their horses, teams, and carriages, at all seasons of the year. He shall see that the highways and streets are kept in good order, and that all nuisances and obstructions therein are forthwith removed, or give notice thereof to the Mayor or City Marshal.

SECT. 8. The Superintendent of Streets shall have the general care and control of the teams, carts, and stables of the city; and he may, under the direction of the Mayor, make all necessary contracts for the supply of

any labor or materials he may require in the discharge of his official duty; but he shall, before making any other contracts, make arrangements with the Overseers of the Poor for such supply of labor and materials as can be furnished by them.

SECT. 9. Whenever any highway, bridge, or street of the city shall, from want of necessary repair, or by reason of any alteration or repair thereof being made, or of any drain, common sewer, or culvert being open or constructing across or through the same, or for any other cause, be unsafe or inconvenient for travellers or passengers, the Superintendent of Streets shall forthwith put up a suitable fence across such highway, street, or bridge, and exclude all travellers from passing over the same; or cause the parts thereof, so rendered unsafe and inconvenient as aforesaid, to be enclosed by a sufficient fence, which shall be kept standing so long as the same shall remain unsafe and inconvenient; and he shall also fix one or more lighted lanterns to said fence, or in some other proper manner, to be there kept every night, from twilight in the evening and through the whole night, so long as said fence shall be kept standing.

SECT. 10. Every person who shall ride any horse, or drive any horse or horses, or cause the same to be ridden or driven, for trial of speed, or at an immoderate speed, on any street or public highway, or on any bridge, in the city, or who shall, by the careless, immoderate, or disorderly riding or driving of any such horse or horses, whether harnessed to any gig, chaise, or other vehicle, or not, or by noises, shouts, or outcries, on any such street or highway, disturb the public peace, shall, upon conviction, forfeit and pay for each offence a sum not exceeding twenty dollars.

SECT. 11. Every person who shall commit any of the offences mentioned in the preceding section, on the Lord's

Sect. 13. No person shall break or dig up the ground or stones, in any street, lane or alley, or 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.

Day, or shall molest or endanger any person in going to or returning from public worship, or shall obstruct, annoy, or interrupt any person in the free and quiet enjoyment of his religious rights and privileges, shall, upon conviction thereof, forfeit and pay a sum not less than five dollars, nor more than twenty dollars.

SECT. 12. Every person found in any street or highway in the city, on the Lord's day, committing any of the offences mentioned in the preceding sections, may be apprehended by any Constable, Police Officer, or any other person by order of the Mayor or any Justice of the Peace within the county of Middlesex, without written warrant, and kept in custody not exceeding twenty-four hours, by or at the expiration of which time such offender shall be taken before the Justice of the Police Court, and proceeded against in the manner provided by law.

SECT. 13. The Mayor and Aldermen, or such person as they may authorize thereto, may grant a license, in writing, to any person, for the purpose of building, or other lawful purpose, to dig up, obstruct, or encumber 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 safe and proper.

SECT. 14. 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, encumbered, or otherwise rendered 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 part of any street, lane, alley, or other public place so dug up, obstructed, or encumbered, 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 even-

ing 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.

SECT. 15. 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 from the Mayor and Aldermen, or some person by them authorized thereto, and on such terms and conditions as they shall deem to be safe and proper.

SECT. 16. No person shall make, erect, or maintain any gate or door in or upon any street, lane, alley, or sidewalk in the city, in such manner that, when opening the same, it shall swing over such street, lane, alley, or sidewalk.

SECT. 17. No person shall make, erect, or maintain any door-step, 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.

SECT. ~~18~~. If any person shall dig or sink, or cause to be dug or sunk, any well, 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 by said well, cistern, drain, or other cavity.

SECT. ~~19~~. 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, suds, offals, oyster-shells, or other kind of rubbish, except in such place, and in such manner, as the Mayor and Aldermen shall prescribe.

SECT. ~~20~~. 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.

SECT. ~~21~~. 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.

SECT. ~~22~~. 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 ridden 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, wagon, 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 position, and so near the team he is driving, as to be able at all times to guide, restrain, and govern the same.

24 SECT. ~~23~~. 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, on any flagging-stones laid in or across any street, lane, or alley in the city.

25 SECT. ~~24~~. Any person who shall throw or put, or cause to be thrown or put, into any street, lane, or alley in the city, any snow or ice, shall cause the same to be broken up and spread evenly over the surface of such street, lane, or alley.

26 SECT. ~~25~~. 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.

27 SECT. ~~26~~. 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 things, without permission from the Mayor and Aldermen.

SECT. ~~27.~~ 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.

SECT. ~~28.~~ 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.

SECT. ~~29.~~ 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 door-step, 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 football or "hurley," or fly any kites or balloons, or throw any stones, in any street, lane, or alley of the city.

SECT. ~~30~~. Any person, who shall offend against any of the provisions contained in the ~~thirteen~~ preceding sections of this Ordinance, shall forfeit and pay, for each offence, a sum not exceeding twenty dollars.

TAXES.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Assessors shall make their valuation of estates, and complete the assessment of taxes, and place a list thereof in the hands of the Collector, on or before the twentieth day of August in each year.

SECT. 2. The Assessors may, in their discretion, transfer the amount of taxes assessed on real estates, not owned at the time of assessment by the persons charged with such taxes, to the persons by whom the said real estates were owned at that time.

SECT. 3. All personal estate, of which no schedule shall be furnished to the Assessors, as provided by law, shall be doomed by the Assessors.

SECT. 4. The Assessors, if they shall abate any tax, wholly or in part, shall keep a record thereof in a book to be provided for that purpose; which record shall contain the name of the person whose tax shall be so abated, the amount of his tax as originally assessed, the amount abated, and the reasons for such abatement; and they shall lay such record before the City Council in the first week of February, annually.

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* An Ordinance relating to the Assessment and Collection of Taxes, passed July 14, 1846. (No. 16.) — An Ordinance relating to the Collection of Taxes, passed May 22, 1849. (No. 34.) — An Ordinance establishing a System of Accountability in the Expenditures of the City, passed February 26, 1855. (No. 61.) — An Ordinance establishing the Compensation of the City Treasurer and the Collector of Taxes (now pending, and to take effect, if passed, on and after the first Monday of January, 1857).

SECT. 5. The Assessors shall forthwith issue tax-bills for all poll-taxes assessed by them on persons who shall be assessed for a poll-tax only, as soon as the amount of such tax in each year can be ascertained, and such poll-tax shall be paid when demanded; and if not so paid to the Collector, he shall forthwith proceed to collect the same in the manner provided by the laws of the Commonwealth for the collection of taxes from delinquents.

SECT. 6. The Collector shall, within thirty days after the Assessors shall have placed any list of taxes in his hands for collection, deliver to every person on whom any tax other than a poll-tax shall have been assessed, or leave at his place of abode or business, a bill of such taxes, which shall be equivalent to a special demand of payment thereof by the Collector; and all taxes shall be payable, and payment thereof may be enforced, by distress or imprisonment, at the expiration of fourteen days after bills of the same shall have been delivered or left as provided in this section.

SECT. 7. The Collector shall, within the municipal year for which he was chosen, collect all taxes committed to him, from all persons against whom he shall have any such tax, and who shall be resident in or have sufficient goods or estate within the city.

SECT. 8. All persons who shall pay their taxes on or before the tenth day of October, shall be entitled to a discount of four per cent; after which time no discount shall be allowed. And on the first day of November, the Collector shall issue his summons to those who are then delinquent, that, if their taxes are not paid within ten days from the date of said summons, with twenty cents for said summons, the said Collector will then proceed to collect the same according to law. And the Collector shall give notice by attaching to all tax-bills the above section of this Ordinance.

SECT. 9. The Collector shall be provided by the City Council with an office, in some suitable and convenient place, which office shall be kept open for the reception of taxes, and transaction of other business, every Monday, Wednesday, and Saturday, from nine o'clock, A. M. to one o'clock, P. M.; and from the fifteenth day of September to the fifteenth day of October, his office shall be kept open every day (Sundays excepted), from nine o'clock, A. M. to one o'clock, P. M.

SECT. 10. The Collector of Taxes shall pay to the Treasurer all money received by him on behalf of the city, whenever the same shall amount to five hundred dollars.

SECT. 11. The Collector of Taxes shall receive the sum of seven hundred dollars for collecting the taxes assessed for the year in which he was chosen Collector; and all fees for summonses, warrants, and other services, received by him, shall be paid into the city treasury.

CITY TREASURER.

ORDINANCE OF THE CITY.*

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

SECT. 1. The City Treasurer may be the Collector of Taxes, and of all rents, and other sums payable to the city, not otherwise specially provided for.

SECT. 2. Whenever any assessments for defraying the

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* An Ordinance relating to the Salary of the Treasurer and Collector, passed July 15, 1851. (No. 45.) — An Ordinance relating to the Collection of Taxes, passed May 22, 1849. (No. 34.) — An Ordinance relating to Main Drains or Common Sewers, passed June 29, 1852. (No. 50.)

expense of constructing or repairing common sewers or main drains shall be delivered to the City Treasurer for collection, he shall forthwith demand payment, in writing, of said assessments, in the manner prescribed by law; and in case any bills or dues under this Ordinance shall remain unpaid at the expiration of three months after demand of payment as aforesaid, the said Treasurer shall cause the same to be collected by a resort to legal process.

SECT. 3. All fees for summonses, warrants, and other services, received by the City Treasurer, shall be paid into the city treasury.

WARDS.

ORDINANCE OF THE CITY.*

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

SECT. 1. The boundaries of the several Wards shall continue for the next five years to be the same as the boundaries of the Wards into which the city of Cambridge is now divided.

SECT. 2. The Ward now known as Ward number One, shall elect five members of the Common Council; the Ward now known as Ward number Two, shall elect

* An Ordinance determining the Boundaries of the Wards of the City of Cambridge, and the number of Members of the Common Council which each Ward shall be entitled to elect, passed January 28, 1851. (No. 42.) (See amendment of City Charter, Sect. 4.) — An Ordinance determining the Boundaries of the Wards of the City of Cambridge, and the number of Members of the Common Council which each Ward shall be entitled to elect, passed October 29, 1856. (No. 70.)

nine members of the Common Council; and the Ward now known as Ward number Three, shall elect six members of the Common Council.

WATCH.

ORDINANCE OF THE CITY.*

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

SECT. 1. The Mayor and Aldermen may from time to time order a suitable watch to be kept in the night; and, for that purpose, may appoint any number of Watchmen, not exceeding twenty, which they may deem necessary, and establish all needful rules and regulations for the government thereof. But nothing herein contained shall deprive the Mayor and Aldermen of any of the powers conferred on them by the seventeenth chapter of the Revised Statutes.

SECT. 2. The said Watchmen shall pass in and about the streets, lanes, and principal inhabited places of the city, to prevent danger by fire, and to see that order is kept, and that all disturbances and disorders are prevented and suppressed; and, for that purpose, they shall have authority to examine all persons whom they shall see walking abroad in the night after ten o'clock, and whom they shall have reason to suspect of any unlawful design, and to demand of them their business abroad at such a time, and whither they are going; to enter any houses of ill-fame, for the purpose of suppressing any riot

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* An Ordinance providing for the appointment, and prescribing the duties, of City Marshal, and establishing a City Watch, passed May 31, 1853. (No. 52.)

or disturbance therein, and to arrest any persons there found making or abetting in such riot or disturbance. And all persons so walking abroad, and suspected of any unlawful design as aforesaid, who shall not give a satisfactory account of their so being abroad, and of their business, and all persons so arrested in such houses of ill-fame, shall be secured by imprisonment or otherwise, to be safely kept until the next morning, and shall then be taken before the Justice of the Police Court, to be examined and proceeded with according to the nature of their offence.

SECT. 3. The said Watchmen, when attending watch, shall carry with them such badge of their office as the Mayor and Aldermen shall prescribe.

WORKHOUSE.

ORDINANCE OF THE CITY.*

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

SECT. 1. From and after the passage of this Ordinance, there shall be established in the city of Cambridge a Workhouse for the employment and support of the following description of persons, that is to say, all poor and indigent persons that are maintained by, or receive alms from, the city; all persons who, being able of body to work and not having estate or means otherwise to maintain themselves, refuse or neglect to work; all persons who live a dissolute, vagrant life, and exercise no ordinary calling or lawful business; and all such persons

* An Ordinance establishing a Workhouse in the City of Cambridge, passed September 24, 1856. (No. 68.)

as spend their time and property in public houses, to the neglect of their proper business, or, by otherwise misspending what they earn, to the impoverishment of themselves, are likely to become chargeable to the city or to the Commonwealth.

SECT. 2. The present Almshouse is hereby constituted the Workhouse of the city, as set forth in the first section of this Ordinance, and the Overseers of the Poor shall be the Directors of said Workhouse.

In Common Council Dec. 18. 1856.

Passed to be enrolled.

Attest, James M. Chase. Clerk.

In ~~Common Council~~ Bd of Aldermen Dec. 24, 1856. Amended by striking out on the 39th Page, 5th Line, the word fifteen & inserting the word twelve. 18th line, same page, strike out the word "six" & insert the word "Eight"

19th line Strike out the word "one" & insert the word "two".

Page 40, Sect. 3d Strike out the words "in the winter" "throughout the year" "and do such other services as the Committe may require"

(Over)

As amended adopted and sent down for concurrence 1

Henry Thayer, City Clerk

In Common Council Dec. 24. 1856.

Concurred in the amendments.

As amended adopted in Concurrence

Attest. James M. Chase.

Clerk.