

In the year ~~four~~ ~~and~~ one  
thousand eight hundred and ~~seventy~~ two.

An Ordinance  
Relating to Main Drains or  
Common Sewers

Be it ordained by the City Council of  
the City of Cambridge as follows;

Sec. 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.

Sec 2 All particular drains which shall hereafter  
enter into such common sewer, shall, so far as  
the same shall be constructed within the limits  
of any street or highway, be built of such mate-  
rials, of such size, and in such direction, as the  
city council, or the Superintendent of Drains  
shall direct.

~~in any street or highway to cause every  
owner of land adjoining such street~~

Sec 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 ~~the~~ 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~~ owners 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 cost and expenses, by an action of the case, to be brought in the name of the City of Cambridge, before any Court proper to try the same.

~~For every day of damage & fees the sum of twenty dollars~~

Sec 4. Every person entering his <sup>a</sup> or her particular Drain into any Main Drain without a permit in writing from the Mayor and Aldermen or Superintendent of ~~Main~~ Drains hereinafter mentioned shall forfeit and pay the sum of twenty dollars ~~and shall forfeit and~~

shall also be liable to pay all such damage by way of indemnification as the Mayor and Aldermen shall 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 ~~Main Drains or Common Sewers~~ ~~Sewers~~ 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 <sup>on</sup> Reservoirs <sup>& Drains</sup> 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 & materials therefor -

Sect 8. 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 those 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 9. The said Superintendent shall keep an accurate <sup>account</sup> 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 <sup>independently</sup> of any buildings or improvements thereon -

20  
Sec 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 particular drains therein, or by any more remote means, agreeably to existing laws, and to prescribe and establish the time when said assessments shall be paid

Sec 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; and the said Treasurer 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.

~~Amendment by adding the following~~

11. All Ordinances or parts of Ordinances inconsistent with the foregoing are hereby repealed, —

~~or any payment in writing of said bills in the manner prescribed by law, and in case by 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 —~~

Ordinance,  
relating to Main Drains  
and Common Sewers  
1852

In Common Council  
May 4. 1852  
Said in Title & Ordinance  
to be printed.

Correctly drawn  
Wm P. Smith  
D. Clark  
S. Cutler

Committee  
on Bills in  
2<sup>d</sup> Reading

May 18. 1852. Amended,  
as amended, passed to be  
enrolled - Sent up for concurrence  
Eben McDunlop, Clerk

6  
Invtd of Aldermen. 10 May 1852.  
Assigned for consideration  
at the next meeting of the  
Board.

June 1. 1852 -

Passed to be enrolled  
in concurrence.

Lucius R. Paige,  
City Clerk