

City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

AN ORDINANCE

In amendment to an ordinance formerly entitled The General Ordinances of the City of Cambridge as revised in 1972 and now designated as The Code of the City of Cambridge.

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

That Chapter Two entitled Administration is hereby amended in Article VI entitled City Clerk Department by adding at the end thereof a new section 2-34 entitled Establishment of Fees Schedule which reads as follows:

Section 2-34 Establishment of Fees Schedule.

Effective on passage the fees for the City Clerk Department shall be as follows:

For filing and indexing assignment for the benefit of creditors	\$5.00
For entering amendment of a record of the birth of an illegitimate child subsequently legitimized	\$5.00
For correcting errors in a record of birth	\$5.00
For furnishing certificate of a birth	\$4.00
For furnishing an abstract copy of a record of birth	\$2.00
For entering delayed record of birth	\$5.00
For filing certificate of a person conducting business under any title other than his real name	\$10.00
For filing by a person conducting business under any title other than his real name of statement of change of his residence, or of his discontinuance, retirement or withdrawal from, or of a change of location of such business	\$5.00
For furnishing certified copy of certificate of person conducting business under any title other than his real name or a statement by such person of his discontinuance, retirement or withdrawal from such business	\$3.00

For recording the name and address, the date and number of the certificate issued to a person registered for the practice of podiatry in the commonwealth	\$10.00
For correcting errors in a record of death	\$5.00
For furnishing a certificate of death	\$4.00
For furnishing an abstract copy of a record of death	\$2.00
For entering notice of intention of marriage and issuing certificates thereof	\$10.00
For entering certificate of marriage filed by persons married out of the commonwealth	\$4.00
For issuing certificate of marriage	\$4.00
For furnishing an abstract copy of a record of marriage	\$2.00
For correcting errors in a record of marriage	\$5.00
For recording power of attorney	\$5.00
For recording certificate of registration granted to a person to engage in the practice of optometry, or issuing a certified copy thereof	\$10.00
For recording the name of the owner of a certificate of registration as a physician or osteopath in the Commonwealth	\$10.00
For examining records or papers relating to birth, marriage or deaths upon the application of any person, the actual expense thereof, but not less than	\$5.00
For copying any manuscript or record pertaining to a birth, marriage or death	\$4.00
For receiving and filing of a complete inventory of all items to be included in a <u>closing out sale</u> , etc.	\$2.00 per page
For filing a copy of written instrument or declaration of trust by the trustees of an association or trust, or any amendment thereof	\$10.00
Recording any other documents	\$5.00 per first page \$2.00 each additional page

This ordinance shall take effective on July 1, 1981 .

In City Council June 15, 1981.

Passed to be ordained by a yea and nay vote:- Yeas 7; Nays 0; Absent 2.

James L. Sullivan, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

City of Cambridge

In City Council..... June 1, 1981

The Ordinance

Committee

to which

was referred a proposed amendment to the General Ordinances of the City of Cambridge in Chapter Two entitled "Administration" Section VI entitled "City Clerk's Department" by the addition of a new section 2-34 at the end thereof entitled "Establishment of Fees Schedule" met on Tuesday, May 19, 1981.

Councillor David A. Wylie, Chairman of the Ordinance Committee presided.

At the request of the Chairman, City Clerk Paul E. Healy outlined the proposed fee schedule which had been approved by both the City Clerk's Association and the Town Clerk's Association of the Commonwealth. The City Clerk stated that it was the desire of both groups that any increase be uniform and that the proposed schedule would increase the present annual revenue in the City Clerk's Office by \$50,000 and would result in meeting the budgetary requirements imposed by Proposition 2½. He further stated that the Massachusetts Municipal Association by extensive legislative ground work at the State level had successfully amended Section 23 of Chapter 262 of the General Laws to provide a one time opportunity for the Cities and Towns to increase their fees, that in the event that the individual Cities and Towns did not take action to adopt a new schedule as authorized in the Calendar Year, the schedule presently outlined in Chapter 262, Section 34 would be the fee schedule for the coming year.

No one appeared at the call of the Chair for the Proponents and no one appeared in opposition.

The Chair declared the hearing closed and moved that the proposed amendment be reported to the City Council at its meeting of June 1, 1981 for the consideration of the entire City Council.

There being no objection, the motion - Carried.

For the Committee,

Councillor David A. Wylie,

Chairman.

Chapter 262 - Section 34		City Clerks - Enumeration of Fees	Proposed Fees
(1)	For filing and indexing assignment for the benefit of creditors. (\$2.00)		\$5.00
(11)	For entering amendment of a record of the birth of an illegitimate child subsequently legitimized. (\$2.00)		\$5.00
(12)	For correcting errors in a record of birth. (\$2.00)		\$5.00
(13)	For furnishing certificate of a birth. (\$2.00)		\$3.00 4.00
(13A)	For furnishing an abstract copy of a record of birth. (\$1.00)		\$2.00
(14)	For entering delayed record of birth. (\$2.00)		\$5.00
(20)	For filing certificate of a person conducting business under any title other than his real name. (\$1.00)		\$10.00
(21)	For filing by a person conducting business under any title other than his real name of statement of change of his residence, or of his discontinuance, retirement or withdrawal from, or of a change of location of such business. (\$.50)		\$5.00
(22)	For furnishing certified copy of certificate of person conducting business under any title other than his real name or a statement by such person of his discontinuance, retirement or withdrawal from such business. (\$.50)		\$3.00
(24)	For recording the name & address, the date and number of the certificate issued to a person registered for the practice of podiatry in the commonwealth. (\$1.00)		\$10.00
(29)	For correcting errors in a record of death. (\$2.00)		\$5.00
(30)	For furnishing a certificate of death. (\$2.00)		\$3.00 4.00
(30A)	For furnishing an abstract copy of a record of death. (\$1.00)		\$2.00
(37)	For issuing & recording licenses to keepers of intelligence offices. (\$25.00)		\$25.00
(38)	For issuing & recording license to Junk Dealers. (\$50.00)		\$100.00
(38A)	For issuing & recording license to Junk Collector. (\$25.00)		\$50.00
(39)	For issuing & recording Pawnbrokers License. (\$50.00)		\$100.00
(40)	For issuing & recording licenses to keepers of billard saloons, pool or sippio rooms or tables, bowling alleys, etc. (\$25.00 1st table or alley, \$10.00 for each additional)		\$30.00 1st \$15.00 add'l

#37 - #40

Chapter
140
Section
202

(2.)

(42)	For entering notice of intention of marriage and issuing certificates thereof. (\$4.00)	\$10.00
(43)	For entering certificate of marriage filed by persons married out of the commonwealth. (\$2.00)	\$3.00 ^{4.00}
(44)	For issuing certificate of Marriage. (\$2.00)	\$3.00 ^{4.00}
(44A)	For furnishing an abstract copy of a record of marriage. (\$1.00)	\$2.00
(45)	For correcting errors in a record of marriage. (\$2.00)	\$5.00
(54)	For recording power of attorney. (\$1.00)	\$5.00
(57)	For recording certificate of registration granted to a person to engage in the practice of optometry, or issuing a certified copy thereof. (\$1.00)	\$10.00
(58)	For recording the name of the owner of a certificate of registration as a physician or osteopath in the Commonwealth. (\$1.00)	\$10.00
(62)	For recording order granting locations of poles, piers, abutments or conduits, alterations or transfers thereof, and increase in number of wires and cable or attachments under the provisions of Sec. 22 of Chap. 166 -3.50 additional for each street or way included in such order. (\$4.50)	\$25.00 flat rate \$5.00 additional fee
(66)	For examining records or papers relating to birth, marriage or deaths upon the application of any person, the actual expense thereof, but not less than \$2.00	\$5.00
(67)	For copying any manuscript or record pertaining to a birth, marriage or death. \$2.00	\$3.00 ^{4.00}
(69)	For receiving & filing of a complete inventory of all items to be included in a "closing out sale" etc. (\$1.00 per page)	\$2.00 per page
(75)	For filing a copy of written instrument or declaration of trust by the trustees of an association or trust, or any amendment thereof as prov. by Sec. 2, Chap. 182. (5.00)	\$10.00
(78)	For recording deed of lot or plot in a public burial place or cemetery. (\$1.00)	\$5.00
(79)	Recording any other documents.	\$5.00 per page \$2.00 each additional page
	<u>voter's card.</u>	\$2.00

ADDITIONAL FEE CHANGE PROPOSALS

Taxi Licenses

Chapter 40, Section 22 of the General Laws allowed local governments to make rules and regulations governing vehicles but set the penalty for violation at no more than \$20.00 while restricting the annual fee for licensing taxis in a community to no more than \$1.00. (currently the city charges \$10.00 for an annual license.)

The proposed change would establish an annual fee of \$20.00. (per vehicle)

Signs over Public Ways

Chapter 85, Section 8 of the General Laws allowed communities to adopt rules and regulations controlling awnings, signs, advertising devices, marquees and other structures which project into or over the public way, but restricted the penalty charge to \$5.00 and the license fee to \$1.00. (now \$5.00)

The proposed change would establish a fee of \$10.00.

Auctioneers

Chapter 100, Section 2 of the General Laws allowed licensing of resident or non-resident auctioneers, but held the license costs to \$2.00 & \$5.00 (per day) respectively. (currently the city charges \$15.00 and \$10.00 for a "special auctioneers license".

The proposed change would establish a fee of \$25.00, and \$15.00 for a special license.

4 UNFINISHED BUSINESS

6/15/81

City of Cambridge

MASSACHUSETTS

In City Council

June 15

1981

*COUNCILOR David Sullivan - Motion to Ordain
New Fee Schedule - City Clean Office*

	YEA	NAY	ABSENT	PRESENT
Mr. Kevin P. Crane	✓			
Mr. Thomas W. Danehy	✓			
Ms. Sandra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci	✓			
Mr. David A. Wylie			✓	
Mayor Francis H. Duehay			✓	

7 0 2

*QDS
SR
RF
A*

Passed to be Ordained

City of Cambridge

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The Chair declared the hearing closed and moved that the proposed amendment be reported to the City Council at its meeting of June 1, 1981 for the consideration of the entire City Council.

There being no objection, the motion - Carried.

For the Committee,

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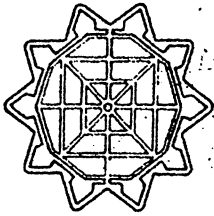
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For filing a copy of written instrument or declaration of trust by the trustees of an association or trust, or any amendment thereof	\$10.00
Recording any other documents	\$5.00 per first page \$2.00 each additional page

Passed to a second reading at the City Council Meeting held on June 1, 1981 and on or after June 15, 1981 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.



**Massachusetts
Municipal
Association**

131 Tremont Street
Boston, Massachusetts 02111 (617) 426-7272

RECEIVED
MAYOR'S OFFICE
BROCKTON, MASS. 02460

JUL 7 1980

ALERT

STATE REMOVES LIMITS ON SOME LOCAL FEES AND CHARGES

After intensive lobbying by the MMA Legislative Office of both the Senate and the House Ways and Means Committees, the legislature has removed the state-set limits on some local fees and charges. The action was taken by the legislature as an outside section of the state budget, recently signed by the Governor (outside section #73). Local governments will now be able to set fees and charges that reflect actual processing costs for certain permits and documents, providing additional non-tax revenue for cities and towns. In three of the four areas covered, local governments must set the fees since there is now no statutory fee designated. The whole budget was effective as of July 1, so local officials should review these fees as soon as possible.

The areas covered by the new law include all of the fees and charges made by town and city clerks, taxi permits, auctioneers' licenses, and signs over public ways. In all of these cases, the state law previously set the amount which could be charged by a municipality for a license, permit or document.

CLERKS FEES AND CHARGES

Chapter 262, Section 34 of the General Laws covers 79 separate matters, including issuing birth and marriage certificates, certifying copies of records, and recording petitions and powers of attorney, among others. The fees for these clerk's services presently range from 25¢ to \$5. However, the law now allows town meetings in towns, city councils in cities and town councils in towns with no town meetings to set their own fees and charges for all of these services. (If no action is taken by the community to change these fees, they will remain as listed in the statute.)

TAXI LICENSES

Chapter 40, Section 22 of the General Laws allowed local governments to make rules and regulations governing vehicles but set the penalty for violation at no more than \$20 while restricting the annual fee for licensing taxis in a community to no more than \$1. Under the new law, the board of aldermen in a city, or the selectmen or town council in a town may now set the penalties and the annual fee, at a level the individual municipality considers reasonable to cover processing costs and inspection expenses. (Fees must be set by local officials since there is not now a statutory fee.)

SIGNS OVER PUBLIC WAYS

Chapter 85, Section 8 of the General Laws allowed communities to adopt rules and regulations controlling awnings, signs, advertising devices, marquees and other structures which project into or over the public way, but restricted the

penalty charge to \$5 and the license fee to \$1. The new law now allows the municipal board or officer having charge of the laying out of public ways to fix fees and penalty costs which will reflect inspection expenses. (Fees must be established by local officials since there is not now a statutory fee.)

AUCTIONEERS

Chapter 100, Section 2 of the General Laws allowed licensing of resident or non-resident auctioneers but held the license costs to \$2 and \$5 (per day) respectively. The new law allows these fees to be set by the licensing authority in each community. (Fees must be established by local officials since there is not now a statutory fee.)

The argument the MMA used in proposing and supporting these changes was that communities facing 11-18% inflation, no new local aid, a present 4% tax cap and a potential Proposition 2½, had to be able at least to cover their costs and generate some non-tax revenues in order to continue operating. We therefore urge communities to review the fees and charges currently being collected in these categories and consider setting such fees at a level which more accurately reflects costs.

The legislature is now providing municipalities with the opportunity to increase revenues in these areas. It is possible that if local governments do not take advantage of their new control over these fees and charges, the legislature will be reluctant to provide other non-tax revenue sources for municipalities. (The MMA Legislative Office has been urged by Senate Ways and Means to draft a bill to remove all of the other statutory controls on local fees and licenses and will be preparing such legislation for the 1981 session.)

The potential increase in local revenue will not, in itself, relieve local fiscal problems, but it certainly will contribute to a more equitable allocation of costs and revenues at the local level. (Attached is the actual wording of the new law.)

SC/rr

July 2, 1980



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-One

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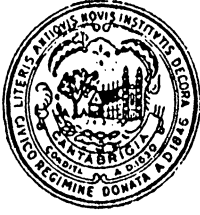
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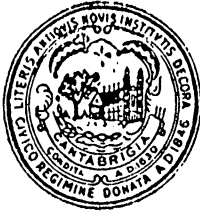
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For examining records or papers relating to birth, marriage or deaths upon the application of any person, the actual expense thereof, but not less than	\$5.00
For copying any manuscript or record pertaining to a birth, marriage or death	\$4.00
For receiving and filing of a complete inventory of all items to be included in a <u>closing out sale</u> , etc.	\$2.00 per page
For filing a copy of written instrument or declaration of trust by the trustees of an association or trust, or any amendment thereof	\$10.00
Recording any other documents	\$5.00 per first page \$2.00 each additional page

Passed to a second reading at the City Council Meeting held on June 1, 1981 and on or after June 15, 1981 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.



CITY OF CAMBRIDGE
INTEROFFICE CORRESPONDENCE

To City Manager James L. Sullivan

Date February 23, 1981

From Paul E. Healy, City Clerk *PEH*

Reference

Subject Proposed fee schedule for the City Clerk's Department

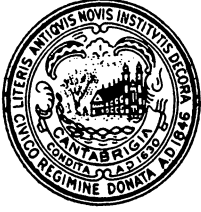
After extensive legislative efforts by the Massachusetts Municipal Association, Legislative Offices of both the Senate and the House Ways and Means Committee the Legislature has removed the state mandate limits on some local fees and charges. The Legislature adopted Chapter 329 of the Acts of 1980 in sections 73 and 134 which allows the local governments to set fees and charges that reflect the actual process costs for certain permits and documents providing additional non-taxable revenue for the cities and towns.

In accordance with the mandate of Proposition 2½, I herewith submit a proposed new fee schedule which was presented after consultation with the City and Town Clerk's Associations of the Commonwealth and would require ordinance enactment by the City Council.

The Legislature has made it clear that in the event the individual city or town fails to take action in this regard that the Commonwealth schedule of fees and charges as set forth in Chapter 262 section 34 will be the fee schedule for the coming year.

The adoption of this fee schedule would generate an additional \$50,000 in fees which would otherwise have to be raised by the property tax levy.

Your kind consideration of this new schedule will be greatly appreciated.



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

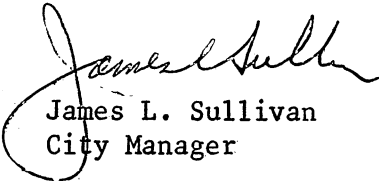
EXECUTIVE DEPARTMENT
JAMES L. SULLIVAN
City Manager

February 23, 1981

To the Honorable, the City Council:

I transmit herewith communication from Paul E. Healy,
City Clerk, with proposed ordinance, which would provide
for increases in fees and charges for certain permits and
documents.

Very truly yours,


James L. Sullivan
City Manager

JLS/b

Proposed ordinance which would increase fees and charges for certain permits and documents in the City Clerks Office.

6/15/81 Passed to be
Ordained

7-0-2

Published - Chronicle

June 18, 1981

Copy sent to Ord. Comm 2/24/81
(see)

In City Council,

Feb. 23, 1981

2/23/1981

Referred to
The Comm on

- Finance then
changed to Ordinance
on motion of Councilor
Wylie -