



CITY OF CAMBRIDGE
POLICE DEPARTMENT
INTEROFFICE CORRESPONDENCE

TO: Police Chief Anthony G. Paolillo

DATE: May 1, 1989

FROM: Detective Michael McMahon, #218

REFERENCE:

SUBJECT: Council Order #14; Boston Cabs Picking Up In Cambridge

Sir,

The following procedures have been enacted, and are in accordance with the passage of Chapter Ninety-six (96) of the Acts of the Year One Thousand Nine Hundred and Eighty-Eight (1988), which provides for Administrative Fines for violations of Licensing Statutes, Ordinances and Regulations in the City of Cambridge, Relevant to hackney carriages, jitneys, and livery vehicles.

Violators of Cambridge City Ordinances Section 16-2 and/or Section 16-45, are cited for the picking up of person(s) for hire without first being licensed by the Cambridge License Commission as either a hackney carriage or as a livery vehicle.

Above violators are given written notice that the clerk of the city of Cambridge Hackney Division will hold a preliminary hearing, and at that time following a determination based on the testimony of the complainant, said clerk has the right to dismiss the case, settle the case, or refer the case to the Cambridge License Commission for an Evidentiary Hearing.

If said clerk finds probable cause that a violation has occurred, the violator at this time may settle the case by paying an administrative cost of one hundred and fifty dollars (\$150.00). The violator also has the right of appeal to the Cambridge License Commission.

The License Commission may impose a fine of Three Hundred Dollars (\$300.00) upon violators, if such a violation of law is proved by a preponderance of the evidence presented at an evidentiary hearing before said Commission.

Any such fine levied pursuant to the provisions of the above-mentioned statute shall be civil and reviewable pursuant to section four (4) of Chapter two hundred and forty-nine (249) of the General Laws of the Commonwealth within sixty (60) days of the date when the violator receives notice of the fine. The violator must initiate the civil court action to secure judicial review.

Since October 4, 1988 after the above procedures were established, forty (40) operators of out-of-town hackney carriages have been stopped and identified by this officer, while engaging fares for hire in the

Chief Anthony Paolillo
May 1, 1989
Page Two

City of Cambridge; also four (4) operators were observed by civil agents of the License Commission, for a total of forty-four (44) violators.

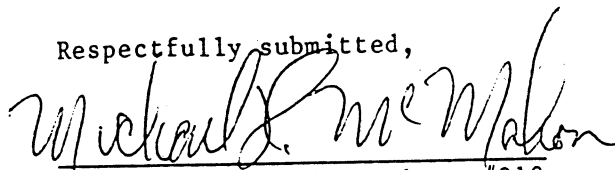
All forty-four (44) violators have been given written notice to appear for a preliminary hearing; as of this date thirty-seven (37) have responded, twenty (20) operators have settled the case upon payment of one hundred and fifty dollars (\$150.00), one (1) case dismissed, sixteen (16) cases appealed to the License Commission; however, seven (7) have failed to appear.

Of the sixteen (16) appeals, nine (9) have been fined three hundred dollars (\$300.00), the remaining seven (7) are awaiting hearing dates.

The seven (7) who have failed to appear are apparently transients, and continued investigation is being made as to their current residential addresses.

As the Police Officer assigned to the License Commission, unless otherwise directed, I plan to continue with the above-described procedures.

Respectfully submitted,



Detective Michael McMahon, #218
Officer of Police
Hackney Division



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
TEL. 498-9011

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

May 8, 1989

To the Honorable, the City Council:

In response to Awaiting Report No. 40 regarding Boston cabs picking up fares in Cambridge, I submit the attached report from the Police Department.

Very truly yours,

Robert W. Healy
City Manager

Agenda Item No. 6 *S-343*

Re: response to Awaiting Report Item 40 on
Boston cabs picking up fares in Cambridge.

In City Council,

May 8, 1989

5-8-89

Placed on File