



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139  
TEL. 498-9011

EXECUTIVE DEPARTMENT  
ROBERT W. HEALY  
City Manager

RICHARD C. ROSSI  
Deputy City Manager

June 16, 1989

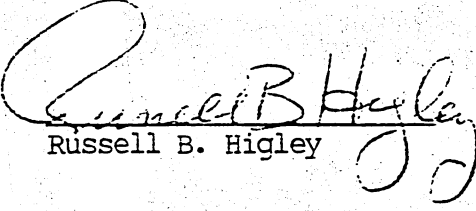
To The Honorable City Council  
City Hall  
Cambridge, MA 02139

Re: Care and Use of Laboratory Animals

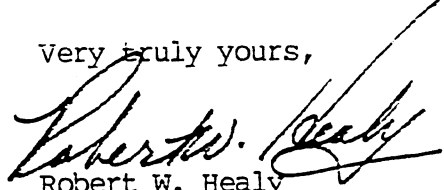
Dear Mayor Vellucci and City Councillors:

The City Manager and the City Solicitor met with the Mayor's Blue Ribbon Committee on Thursday, June 15, 1989 at 4:30 p.m.

Enclosed is the ordinance which was agreed to by all three members of the Committee. Also enclosed are two amendments which the Committee wishes to be presented to the City Council. Amendment A has the support of two members; Amendment B supported by one member. In any event, the Committee requested that Section 11-34 be amended to reflect the language of one or the other.

  
Russell B. Higley

Very truly yours,

  
Robert W. Healy



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Nine

## 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:*

Chapter Eleven entitled: "Health, Hospitals and Housing" is hereby amended by inserting the following article:

ARTICLE IV  
ORDINANCE FOR THE CARE AND USE OF LABORATORY  
ANIMALS IN THE CITY OF CAMBRIDGE

Section 11-30. DEFINITIONS

In the context of this Ordinance the following definitions are adopted:

- (a) An animal is any nonhuman vertebrate.
- (b) An experiment is any procedure conducted by a research institution upon a live animal.
- (c) A research institution is any facility operated in the City of Cambridge, any school or college of medicine, public health, dentistry, pharmacy, veterinary medicine, or agricultural, medical, biological, or diagnostic laboratory, biological corporation, hospital or other educational or scientific establishment within the City of Cambridge which, in connection with any of its activities, investigates or gives instruction concerning the structure and function of living organisms or the causes, prevention, control or cure of diseases or abnormal

conditions of human beings or animals, or participates in the development, marketing, or testing of any commercial product utilizing live animals.

Section 11-31. COMMISSIONER OF LABORATORY ANIMALS

The City Manager shall appoint a Commissioner of Laboratory Animals (CLA) for the purpose of overseeing the care and use of laboratory animals in the City of Cambridge. The CLA should neither be aligned with an antivivisection or research institution. The CLA's qualifications should include an understanding of animal welfare, health, physiology, psychology, and pathology, as well as the philosophy and goals of the animal welfare movement and scientific endeavor.

The CLA shall use the February 24, 1989 Joint Report of the Mayor's Blue Ribbon Committee on the Care and Use of Laboratory Animals in Cambridge as a guide to his or her oversight of the care and use of laboratory animals in Cambridge.

Section 11-32. REGISTRATION AND REGISTRATION FEE

Each research institution shall register with the CLA.

Section 11-33. GUIDELINES FOR THE CARE AND USE OF ANIMALS

All experiments on all animals within the City of Cambridge shall be undertaken in conformity with all federal, state, and local statutes, ordinances, and regulations concerning the welfare of animals including the Guide for the Care and Use of Animals of the National Institutes of Health, the Animal Welfare Act (7 U.S.C. sections 2131, et seq.), the Health

research Extension Act of 1985, the Public Health Service Policy on Humane Care and Use of Laboratory Animals, G.L. c. 140, s. 174D, and 105 CMR 910.000 et seq., all as amended or revised from time to time.

Section 11-34. ANIMAL CARE AND USE COMMITTEES

Each institution that performs research, experiments, or biotechnical procedures using animals shall maintain or establish an autonomous animal care and use committee with the power to disapprove or restrict research, experiments, or biotechnical procedures regarding the care and use of laboratory animals in accordance with the standards set forth in Section 11-33. Each animal care and use committee shall have a member who is not and has not been affiliated with the institution.

Section 11-35. REPORTS AND INFORMATION

Each animal care and use committee of each research institution shall provide the following information for review by the CLA at the time of his annual visit:

- (a) The number and species of animals used in the previous year.
- (b) The results of all federal and state inspections concerning animal care and use in the previous year.
- (c) The name and occupation of the non-affiliated members of the animal care and use committee.
- (d) The dates of meetings of the animal care and use committee held in the previous year.
- (e) The number of experiments or protocols for procedures reviewed by the animal care and use committee in the previous year.

Section 11-36. REPORTS OF VIOLATIONS

The CLA shall report any violation of the standards prescribed in section 11-33 to the chief executive officer of the research institution.

Section 11-37. INSPECTIONS AND INVESTIGATIONS

The CLA shall make at least one annual visit to each research institution to inspect animal and research facilities and hold at least one annual meeting with the chairperson and with the non-affiliated member of the animal care and use committee to discuss its work. The CLA may inspect any animal care and use committee reports and documents on his annual visit. The CLA shall make unannounced visits to inspect animal and research facilities as needed. Meetings and inspections should be made to ensure that the standards set forth in section 11-33 are being followed. The CLA shall report to the City Manager from time to time and may make recommendations to him regarding the care and use of laboratory animals within the City of Cambridge.

Section 11-38. VIOLATIONS

Any research institution that violates this Ordinance shall, after hearing by the Commissioner, be punished by a fine of three hundred dollars (\$300.00) per violation per day. Each day of violation shall constitute a separate offense.

Section 11-39. SEVERABILITY OF SECTIONS

Nothing in this Ordinance shall prohibit anything otherwise required by federal or state law. If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

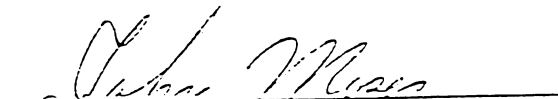
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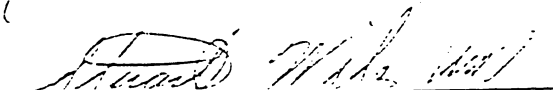
RECOMMENDATIONS PROPOSED BY JOHN MOSES AND STUART WILES

For the Appointment of a Non-affiliated Member to the  
animal care and use committee

1. An individual not affiliated with the institution in any way and who is neither aligned with an antivivisection nor a biomedical research or other biotechnical organization or movement shall be appointed to the animal care and use committee. The non-affiliated person should be knowledgeable about animal welfare philosophy and about the purpose of scientific research. The appointment of the non-affiliated member shall be made by the chief executive of the institution for a term of one year subject to renewal at the expiration of the term. Appointment and renewal shall be binding only on approval of the Commissioner of Laboratory Animals.

Signed:

  
John Moses, M.D.

  
Stuart Wiles, V.M.D.

RECOMMENDATION PROPOSED BY STEVEN WISE

For the Appointment of a non-affiliated member  
to each animal care and use committee

1. Each animal care and use committee shall be broad-based in its membership and include at least one member unaffiliated with the research institution who shall be an animal welfare advocate appointed by the Commissioner of Laboratory Animals in cooperation with local animal welfare groups.



**PUBLIC NOTICE  
RELATIVE TO ZONING.  
CITY OF CAMBRIDGE  
MASSACHUSETTS  
Office of the City Clerk.**

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on Wednesday, March 29, 1989 at 5:30 p.m. in the Sullivan Chamber, City Hall, Cambridge, Massachusetts on a petition by the City Council to amend the Zoning Ordinances of the City of Cambridge by deleting the existing line 4.35.1 entitled "Veterinary establishment, kennel, pet shop or similar establishment" and substitute in place thereof a new line 4.35.1 as follows:

4.35.1 Veterinary establishment,  
Kennel, pet shop, or  
similar establishment (29)

NO NO NO NO NO SP SP SP (10)  
SP SP SP NO SP NO

Copies of this petition are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts. All persons interested in this matter may appear at this time and be heard.

For the Committee,  
Councillor William H. Walsh,  
Chairman.

(C)Mar.9,16



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For the Committee,  
Councillor William H. Walsh,  
Chairman.

(C)Mar.9,16

PETITION OF Councillor Dancy

re: Veterinary establishments

Petition filed with the City Clerk January 23, 1989

(all hearings to be completed 65 days from In City Council date)

8 days Jan.  
28 days Feb.  
39 days March

65 days = March 29, 1989 = all hearings

#6

In City Council January 23, 1989

Referred to the Planning Board for report January 23, 1989

Planning Board Hearing March 21, 1989 at 7:30 p.m.

(CITY COUNCIL must act within 90 days of the ORDINANCE COMMITTEE hearing which would be June 27, 1989.)

2 days March  
30 days April  
31 days May  
27 days June

90 days = June 27, 1989

City Council hearing published Chronicle on March 9, 1989  
and March 16, 1989

Hearing before the Ordinance Committee Wed. March 29, 1989 at 5:30 p.m.

Reported to the City Council April 3, 1989

Passed to a second reading on April 3, 1989

published in Chronicle on April 6, 1989

Planning Board report received on \_\_\_\_\_

Ready for ordination on April 17, 1989

Passed to be ordained on June 26, 1989

published in Chronicle on June 29, 1989

COMPLETION DATE June 27, 1989

Copy sent to DCA, City Solicitor, Inspectional Services, Community Dev. Dept & Ord. Committee 6/28/89 dc



# OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON  
CITY CLERK

JOHN E. FLYNN  
DEPUTY CITY CLERK

June 28, 1989

Department of Community Affairs  
Commonwealth of Massachusetts  
100 Cambridge Street  
Room 904  
Boston, MA 02202

Dear Sir:

Enclosed you will find a copy of an amendment to the Zoning Ordinances of the City of Cambridge which was passed to be ordained at the City Council meeting held on June 26, 1989 regulating Veterinary Establishments.

This amendment is being sent to you pursuant to the provisions of Chapter 808 of the Acts of 1975.

Your kind attention in this matter will be greatly appreciated.

Very truly yours,

A handwritten signature in cursive script that reads "Joseph E. Connarton".

Joseph E. Connarton  
City Clerk

JEc/dl

Enc. (1) Ordinance Number 1087

c.c. Les Barber



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-nine

## AN ORDINANCE

In amendment to the Zoning Ordinances of the City of Cambridge

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

Amend the text of the Zoning Ordinance of the City of Cambridge by deleting existing line 4.35 1. Veterinary establishment, kennel, pet shop or similar establishment and substitute therefor the following:

4.35. 1. Veterinary establishment, kennel, pet shop or similar establishment.<sup>29</sup> No No No No No Sp Sp SD<sup>10</sup> SD Sp SD No SD No

In City Council June 26, 1989.

Passed to be ordained by a yea and nay vote:-  
Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager

ATTEST:- Joseph E. Connarton  
City Clerk



# OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON  
CITY CLERK

JOHN E. FLYNN  
DEPUTY CITY CLERK

June 28, 1989

Mr. Russell B. Higley  
City Solicitor  
City Hall  
Cambridge, MA 02139

Dear Sir:

Enclosed you will find a copy of an amendment to the Zoning Ordinances of the City of Cambridge relative to Veterinary Establishments.

Enclosed also you will find copies of two proposed amendments to the General Ordinances as follows:

1. Regulation of vicious dogs
2. Ordinance on the Care and Use of Laboratory Animal in the City of Cambridge.

All of these amendments were passed to be ordained at the City Council meeting held on June 26, 1989.

Would you kindly review these amendments and indicate your approval or disapproval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

*Joseph E. Connarton*  
Joseph E. Connarton  
City Clerk

JEC/dl

Encs. (3) Ordinance Numbered 1087, 1088 and 1086.

c.c. Councillor William Walsh, Chairman, Committee on Ordinances.  
Joseph Cellucci, Commissioner of Inspectional Services.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-nine

## AN ORDINANCE

In amendment to the Zoning Ordinances of the City of Cambridge

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

Amend the text of the Zoning Ordinance of the City of Cambridge by deleting existing line 4.35 1. Veterinary establishment, kennel, pet shop or similar establishment and substitute therefor the following:

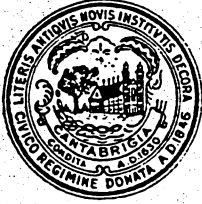
4.35. 1. Veterinary establishment, No No No No No Sp Sp Sp<sup>10</sup>Sp Sp Sp No Sp No  
kennel, pet shop or similar  
establishment.<sup>29</sup>

In City Council June 26, 1989.

Passed to be ordained by a yeas and nays vote:-  
Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager

ATTEST:- Joseph E. Connarton  
City Clerk



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Nine

## AN ORDINANCE

Chapter Four, entitled "Animals" is hereby amended by striking out Section 4-20 in Article IV entitled "American Staffordshire Terrier, a/k/a American Pit Bull Terrier or Bull Terrier" and substituting the following new section 4-20

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

Section 4-20. Regulation of Vicious Dogs.

A. Definitions. As used in this section, the following words and terms shall have the following meanings, unless the context shall indicate another or different meaning or intent:

(1) "Potentially Vicious Dog" means (a) any dog which, when unprovoked, in a vicious or terrorizing manner, approaches any person in an apparent attitude of attack upon the streets, sidewalks, or any public grounds or places; or (b) any dog with a known propensity, tendency or disposition to attack unprovoked, to cause injury or to otherwise endanger the safety of human beings or animals; or (c) any dog whose owner has been cited on three (3) separate occasions within the previous twelve (12) months for failing to restrain said dog; or (d) any dog not licensed according to city ordinance as heretofore provided in Article I, section 4-7 of this Chapter.

(2) "Vicious Dog" means (a) any dog having been previously found to be potentially vicious which, when unprovoked, in a vicious or terrorizing manner, approaches any person in an apparent attitude of attack upon the streets, sidewalks, or any public grounds or places; or (b) any dog which

bites, inflicts injury, assaults or otherwise attacks a human being or domestic animal without provocation on public or private property; or (c) any dog owned or harbored primarily or in part for the purpose of dog fighting or any dog trained for dog fighting.

Notwithstanding the above definition of vicious dog, no dog may be declared vicious if any injury or damage is sustained by a person who, at the time such injury or damage was sustained, was committing a willful trespass or other tort upon premises occupied by the owner or keeper of the dog, or was teasing, tormenting, abusing or assaulting the dog or was committing or attempting to commit a crime.

No dog may be declared vicious if any injury or damage was sustained by a domestic animal which, at the time such injury or damage was sustained, was teasing, tormenting, abusing or assaulting the dog.

No dog may be declared vicious if the dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

(3) "Enclosure" means a fence or structure of at least six feet (6') in height, forming or causing an enclosure to confine a vicious dog in conjunction with other measures which may be taken by the owner or keeper, such as tethering of the vicious dog. Such enclosure shall be securely constructed and locked and designed with secure sides, top and bottom so as to prevent the animal from escaping from the enclosure.

(4) "Impounded" means taken into the custody of the Animal Commission.

(5) "Person" means a natural person or any legal entity, including but not limited to a corporation, firm, partnership or trust.

B. Determination that Dog is Vicious.

In the event that an agent or member of the Animal Commission has cause to believe that a dog is vicious, or upon the written complaint of a citizen made under oath and attesting to the same, the Director of the Animal Commission or his or her designee shall be empowered to convene a hearing for the purpose of determining whether or not the dog in question should be declared vicious. The Animal Commission shall, as is deemed necessary, conduct or cause to be conducted an investigation of the matter and shall notify the owner or keeper of the dog that a hearing will be held, at which time he or she may have the opportunity to present evidence why the dog should not be declared vicious. Service of notice shall be made by hand delivery or certified mail. The hearing shall be held promptly within no less than five (5) nor more than ten (10) days after service of notice upon the owner or keeper of the dog. The hearing shall be informal and open to the public.

After the hearing, the owner or keeper of the dog shall be notified in writing of the determination. If a determination is made that the dog is vicious, the owner or keeper shall comply with the registration provisions of this section, stated below, in accordance with a time schedule established by the Animal Commission, but in no case more than thirty (30) days subsequent to the date of determination. If the owner or keeper of the dog contests the determination, he or she may, within five (5) days of such determination, appeal the determination in the Third District Court of Eastern Middlesex County.

In the event that the Animal Commission has cause to believe that the dog in question is vicious and may pose a threat of serious harm to human beings or other domestic animals, the Commission may seize and impound the dog pending the aforesaid hearing and appeal. The owner or keeper of the dog shall be liable to the City of Cambridge for the costs and expenses of keeping such dog.

‡ C. Determination that Dog is Potentially Vicious.

Any Animal Control Officer or other agent of the Animal Commission may make a determination without a hearing that a dog is potentially vicious, in accordance with the aforementioned definition of "Potentially Vicious Dog." Such a determination may be subject to the review of the full membership of the Animal Commission upon the petition of the owner or keeper of said dog.

D. Registration Requirements.

No vicious or potentially vicious dog shall be licensed by the City of Cambridge for any licensing period commencing after November 1, 1988 unless the owner or keeper of such vicious or potentially vicious dog shall meet the following requirements:

(1) The owner or keeper of a vicious or potentially vicious dog shall confine said dog inside his or her dwelling or inside a proper enclosure on his or her property. It shall be unlawful for an owner or keeper of a vicious or potentially vicious dog to permit said dog to be outside the proper enclosure or dwelling unless said dog is muzzled and restrained by a substantial chain or leash and under the control of a responsible person. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but shall prevent it from biting any person or animal;

(2) The owner or keeper of a vicious dog shall, at his or her own expense, have the licensing number assigned to such dog, or other such number as the Animal Commission shall determine, tattooed upon such vicious dog by a licensed veterinarian or other person trained as a tattooist. The Animal Commission may, in its discretion, designate the particular location of said tattoo;

‡ (3) The owner or keeper of a vicious dog shall present to the Animal Commission proof that the owner or keeper has procured liability insurance in the amount of at least one hundred thousand dollars (\$100,000.00), covering any damage or injury which may be caused by such vicious dog during the twelve (12) month period for which licensing is sought, which policy shall contain a provision requiring the City of Cambridge to be named as an additional insured for the sole purpose of the Animal Commission to be notified by the insurance company of any cancellation, termination or expiration of the liability insurance policy;

(4) The owner or keeper of a vicious or potentially vicious dog shall display a sign on his or her premises warning that there is such a dog on the premises. Said sign shall be visible and capable of being read from any adjacent public way.

(5) The owner or keeper of a vicious or potentially vicious dog shall sign statements attesting that: (a) in the case of a vicious dog, the owner or keeper of said dog shall maintain and not voluntarily cancel the liability insurance required by this section during the twelve (12) month period for which licensing is sought, unless the owner or keeper shall cease

to own or keep the vicious dog prior to expiration of such license; (b) the owner or keeper shall, on or prior to the effective date of such license for which application is being made, have an enclosure for the vicious or potentially vicious dog on the property where said dog will be kept or maintained; (c) the owner or keeper shall notify the Animal Commission within twenty-four (24) hours if a vicious or potentially vicious dog is on the loose, is unconfined, has attacked another animal or has attacked a human being, or has died or has been sold or given away. If the vicious or potentially vicious dog has been sold or given away, the owner or keeper shall also provide the Animal Commission with the name, address, and telephone number of the new owner of said dog;

(6) The Animal Commission is hereby empowered to make whatever inquiry is deemed necessary to ensure compliance with the provisions of this section, and any agent of the Commission is hereby empowered to seize and impound any vicious or potentially vicious dog whose owner or keeper fails to comply with the provisions hereof. In the event that the owner or keeper of the dog refuses to surrender the animal to the Commission, the Commission Director may request a police officer to obtain a search warrant and to seize the dog upon execution of the warrant;

(7) The provisions of this section shall not apply to K-9 or other dogs owned by any police department or any law enforcement officer which are used in the performance of police work.

(8) The owner or keeper of a vicious dog shall pay, in addition to the standard dog license fee, a sum of ten dollars (\$10.) for each vicious dog registered.

(D) Penalties for Violation.

(1) (a) Any vicious or potentially vicious dog which does not have a valid license in accordance with the provisions of this Chapter, or (b) in the case of a vicious dog, whose owner or keeper does not secure the liability insurance coverage required in accordance with this section, or (c) any vicious or potentially vicious dog which shall be outside of the dwelling of the owner or keeper or outside of an enclosure and unmuzzled and/or otherwise unrestrained shall be confiscated by the Animal Commission and destroyed in an expeditious and humane manner after the expiration of a ten (10) day waiting period exclusive of Sundays and holidays. In addition, the owner or keeper shall pay a one hundred fifty dollar (\$150.00) fine.

(2) If any vicious or potentially vicious dog shall, when unprovoked, kill, wound or worry or assist in killing or wounding any domestic animal, the owner or keeper of said dog shall pay a one hundred fifty dollar (\$150.00) fine and the Animal Commission is empowered to confiscate and, after the expiration of a ten (10) day waiting period, exclusive of Sundays and holidays, shall destroy said dog. For each subsequent violation the owner or keeper of said dog shall pay a fine of three hundred dollars (\$300.00).

(3) If any vicious or potentially vicious dog shall, when unprovoked, attack, assault, wound, bite or otherwise injure or kill a human being, the owner or keeper shall pay a three hundred dollar (\$300.00) fine and the Animal Commission is empowered to confiscate and, after the expiration of a ten (10) day waiting period, exclusive of Sundays and holidays, shall destroy said dog. For each and any subsequent violation, said owner or keeper shall pay a fine of three hundred dollars (\$300.00).

(4) No person shall be charged under subsections (1), (2) or (3) above unless the dog, prior to the offense alleged, shall have been declared vicious or potentially vicious pursuant to the provisions of this section.

(5) The Animal Commission shall provide notice of the impoundment and/or pending destruction of a vicious or potentially vicious dog to the registered owner or keeper of said dog. Service of notice shall be made by hand delivery or certified mail within five (5) days next following the date of impoundment.

(6) If the owner or keeper of a dog impounded for an alleged violation of this section shall believe that there has not been a violation of this section, such owner or keeper may petition a court of competent jurisdiction praying that the dog not be destroyed. The impounded dog shall not be destroyed pending resolution of such owner's or keeper's petition. The dog shall remain impounded pending a hearing on the petition and any subsequent appeal.

In City Council June 26, 1989.

Passed to be ordained by a yea and nay vote:- Yeas 8;  
Nays 0; Absent 1.

Robert W. Healy, City Manager

ATTEST:- Joseph E. Connarton  
City Clerk.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Nine

## 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:*

Chapter Eleven entitled: "Health, Hospitals and Housing" is hereby amended by inserting the following article:

ARTICLE IV  
ORDINANCE FOR THE CARE AND USE OF LABORATORY  
ANIMALS IN THE CITY OF CAMBRIDGE

Section 11-30. DEFINITIONS

In the context of this Ordinance the following definitions are adopted:

- (a) An animal is any nonhuman vertebrate.
- (b) An experiment is any procedure conducted by a research institution upon a live animal.
- (c) A research institution is any facility operated in the City of Cambridge, any school or college of medicine, public health, dentistry, pharmacy, veterinary medicine, or agricultural, medical, biological, or diagnostic laboratory, biological corporation, hospital or other educational or scientific establishment within the City of Cambridge which, in connection with any of its activities, investigates or gives instruction concerning the structure and function of living organisms or the causes, prevention, control or cure of diseases or abnormal

conditions of human beings or animals, or participates in the development, marketing, or testing of any commercial product utilizing live animals.

Section 11-31. COMMISSIONER OF LABORATORY ANIMALS

The City Manager shall appoint a Commissioner of Laboratory Animals (CLA) for the purpose of overseeing the care and use of laboratory animals in the City of Cambridge. The Commissioner shall neither be aligned with an antivivisection nor a biomedical research organization or movement. The CLA's qualifications should include an understanding of animal welfare, health, physiology, psychology, and pathology, as well as the philosophy and goals of the animal welfare movement and scientific endeavor.

The CLA shall use the February 24, 1989 Joint Report of the Mayor's Blue Ribbon Committee on the Care and Use of Laboratory Animals in Cambridge as a guide to his or her oversight of the care and use of laboratory animals in Cambridge.

Section 11-32. REGISTRATION AND REGISTRATION FEE

Each research institution shall register with the CLA.

Section 11-33. GUIDELINES FOR THE CARE AND USE OF ANIMALS

All experiments on all animals within the City of Cambridge shall be undertaken in conformity with all federal, state, and local statutes, ordinances, and regulations concerning the welfare of animals including the Guide for the Care and Use of Animals of the National Institutes of Health, the Animal Welfare Act (7 U.S.C. sections 2131, et seq.), the Health

- 3 -

research Extension Act of 1985, the Public Health Service Policy on Humane Care and Use of Laboratory Animals, G.L. c. 140, s. 174D, and 105 CMR 910.000 et seq., all as amended or revised from time to time.

Section 11-34. ANIMAL CARE AND USE COMMITTEES

Each institution that performs research, experiments, or biotechnical procedures using animals shall maintain or establish an autonomous animal care and use committee with the power to disapprove or restrict research, experiments, or biotechnical procedures regarding the care and use of laboratory animals in accordance with the standards set forth in Section 11-33. Each animal care and use committee shall have a member who is not and has not been affiliated with the institution.

An individual not affiliated with the institution in any way and who is neither aligned with an antivivisection nor a biomedical research or other biotechnical organization or movement shall be appointed to the animal care and use committee. The non-affiliated person should be knowledgeable about animal welfare philosophy and about the purpose of scientific research. The appointment of the non-affiliated member shall be made by the chief executive of the institution for a term of one year subject to renewal at the expiration of the term. Appointment and renewal shall be binding only on approval of the Commissioner of Laboratory Animals.

Section 11-35. REPORTS AND INFORMATION

Each animal care and use committee of each research institution shall provide the following information for review by the CLA at the time of his annual visit:

- (a) The number and species of animals used in the previous year.
- (b) The results of all federal and state inspections concerning animal care and use in the previous year.
- (c) The name and occupation of the non-affiliated members of the animal care and use committee.
- (d) The dates of meetings of the animal care and use committee held in the previous year.
- (e) The number of experiments or protocols for procedures reviewed by the animal care and use committee in the previous year.

Section 11-36. REPORTS OF VIOLATIONS

The CLA shall report any violation of the standards prescribed in section 11-33 to the chief executive officer of the research institution.

Section 11-37. INSPECTIONS AND INVESTIGATIONS

The CLA shall make at least one annual visit to each research institution to inspect animal and research facilities and hold at least one annual meeting with the chairperson and with the non-affiliated member of the animal care and use committee to discuss its work. The CLA may inspect any animal care and use committee reports and documents on his annual visit. The CLA shall make unannounced visits to inspect animal and research facilities as needed. Meetings and inspections should be made to ensure that the standards set forth in section 11-33 are being followed. The CLA shall report to the City Manager from time to time and may make recommendations to him regarding the care and use of laboratory animals within the City of Cambridge.

Section 11-38. VIOLATIONS

Any research institution that violates this Ordinance shall, after hearing by the Commissioner, be punished by a fine of three hundred dollars (\$300.00) per violation per day. Each day of violation shall constitute a separate offense.

Section 11-39. SEVERABILITY OF SECTIONS

Nothing in this Ordinance shall prohibit anything otherwise required by federal or state law. If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

# City of Cambridge

In City Council June 26, 1989.

Passed to be ordained as amended by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton  
City Clerk



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-nine

## AN ORDINANCE

In amendment to the Zoning Ordinances of the City of Cambridge

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

Amend the text of the Zoning Ordinance of the City of Cambridge by deleting existing line 4.35 1. Veterinary establishment, kennel, pet shop or similar establishment and substitute therefor the following:

4.35. 1. Veterinary establishment, kennel, pet shop or similar establishment.<sup>29</sup> No No No No No Sp Sp Sp<sup>10</sup>Sp Sp Sp No Sp No

In City Council June 26, 1989.

Passed to be ordained by a yea and nay vote:-  
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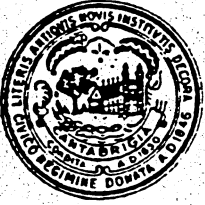
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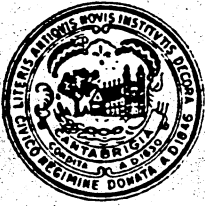
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City Clerk

# City of Cambridge

MASSACHUSETTS

In City Council June 26 198 9

*Unjustified Ben. #6. Veterans Establi. m/s*

	YEA	NAY	ABSENT	PRESENT
Mr. Thomas W. Danehy			✓	
Mr. Francis H. Duehay	✓			
Ms. Sandra Graham	✓			
Mrs. Sheila T. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. William H. Walsh	✓			
Ms. Alice K. Wolf	✓			
Mayor Alfred E. Vellucci	✓			

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*C. Walsh  
MS  
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Board of License Commissioners  
Meeting on Wednesday, May 10, 1989 at 10:00 AM in the Board Room, 100 North Street, Cambridge, MA 02142.

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In City Council April 3, 1989

The Committee on Ordinances, comprised of the entire membership of the City Council conducted a public hearing on Wednesday, March 29, 1989 beginning at 5:32 p.m. in the Sullivan Chamber, City Hall. The purpose of the hearing was to review a proposed amendment to the Zoning Ordinances relative to veterinary establishments, kennels, pet shops and similar establishments.

Councillor William Walsh, Chairman of the Committee, opened the hearing and requested the City Clerk to read any communications relative to this petition.

At this time, the City Clerk read a communication from Councillor Thomas W. Danehy, indicating his strong support for the petition and outlining his rationale for submitting the proposed amendment.

Councillor Walsh questioned whether or not anyone else wished to speak in favor or in opposition to the petition. No one appeared.

At this time, Councillor Francis Duehay moved the petition be forwarded to the full City Council with a favorable recommendation.

The motion prevailed.

The hearing was adjourned at 5:57 p.m.

For the Committee,

Councillor William H. Walsh  
Chairman.

Comm. from Joseph E. Connarton, City Clerk,  
transmitting the report of Councillor William  
H. Walsh, Chairman, Committee on Ordinances  
re: petition of the City Council to amend  
the Zoning Ordinances relative to veterinary  
establishments, kennels, pet shops & similar  
establishments.

APR 11 1989  
CITY CLERK  
CITY OF CHICAGO  
COMMUNICATIONS SECTION  
100 N. LAUREL ST.  
CHICAGO, ILL. 60602

In City Council,

April 3, 1989

APR 11 1989  
CITY CLERK  
CITY OF CHICAGO  
COMMUNICATIONS SECTION  
100 N. LAUREL ST.  
CHICAGO, ILL. 60602

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The motion prevailed.

The hearing was adjourned at 5:57 p.m.

For the Committee,

Councillor William H. Walsh  
Chairman.



# OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9017

JOSEPH E. CONNARTON  
CITY CLERK

JOHN E. FLYNN  
DEPUTY CITY CLERK

April 5, 1989

Mr. Russell B. Higley  
City Solicitor  
City Hall  
Cambridge, MA 02139

Dear Sir:

Enclosed you will find an amendment to the Zoning Ordinances of the City of Cambridge which was passed to be ordained at the City Council meeting of April 3, 1989 to establish an East Cambridge Interim Planning Overlay District.

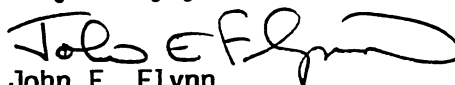
Enclosed you will also find two proposed amendments to the Zoning Ordinances which were passed to a second reading at the City Council meeting held on April 3, 1989 as follows:

1. Townhouse development
2. Veterinary establishments.

Would you kindly review these amendments and indicate your approval or disapproval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

Very truly yours,

  
John E. Flynn  
Deputy City Clerk

JEC/d1

Encs. (3) First publication numbers 2440, 2441 and Ordinance Number 1079.

c.c. Councillor William Walsh, Chairman, Committee on Ordinances.  
Joseph Cellucci, Commissioner of Inspectional Services.

ORDINANCE NO. 1079.

Final publication no. 2439. First publication in the Chronicle on March 23, 1989.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Nine

## AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zoning Map accompanying ordinance passed to be ordained September 26, 1979 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended by establishing an East Cambridge Interim Planning Overlay District in the area of East Cambridge herein described, having the following requirements:

1. All requirements of the existing base zoning districts shall apply except as modified and limited by the requirements of this Section subsections 2-4 below;
2. The floor area ratio applicable on any lot shall be limited to 1.0 or that applicable in the base district, whichever is less;
3. The maximum height of any building shall be 45' or that applicable in the base district, whichever is less;
4. Notwithstanding the limitations in subsections 2 and 3 above, any building existing at the time of adoption of this Section may be renovated or restored, changes made to the uses contained therein or additions may be made hereto providing the following conditions are met:
  - (a) Any additions shall not exceed 10% of the gross floor area of the existing building or 30,000 gross square feet, whichever is greater; and
  - (b) All regulations and limitations of the base district shall be met.

- I. Amend the Zoning Ordinance of the City of Cambridge as described below by creating a new Section 3.15 - The East Cambridge Interim Planning Overlay District in the area of East Cambridge as shown on the accompanying map, having the following requirements:

Section 3.15

1. All requirements of the existing base zoning districts shall apply except as modified and limited by the requirements of this Section subsections 2-4 below;
2. The floor area ratio applicable on any lot shall be limited to 1.0 or that applicable in the base district, whichever is less;
3. The maximum height of any building shall be 45' or that applicable in the base district, whichever is less;
4. Notwithstanding the limitations in subsections 2 and 3 above, any building existing at the time of adoption of this Section may be renovated or restored, changes made to the uses contained therein or additions may be made hereto providing the following conditions are met:
  - (a) Any additions shall not exceed 10% of the gross floor area of the existing building or 30,000 gross square feet, whichever is greater; and
  - (b) All regulations and limitations of the base district shall be met.
5. This Section 3.15 shall be in effect through December 1, 1989.

In City Council April 3, 1989.

Passed to be ordained by a yeas and nays vote:- Yeas 9;  
Nays 0; Absent 0.

Robert W. Healy, City Manager.

ATTEST:- John E. Flynn,  
Deputy City Clerk.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-nine

## AN ORDINANCE

In amendment to an ordinance entitled "The Zoning Ordinances of the City of Cambridge".

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

The Zone Map accompanying ordinance passed to be ordained September 26, 1979 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended by deleting the existing Section 11.10 in its entirety and substituting in place thereof the following:

11.10 TOWNHOUSE DEVELOPMENT

11.11 Statement of Purpose

This Section 11.10 has been adopted to encourage the development of one and two family townhouses. The townhouse development use created herein is intended to promote development designs that are compatible with traditional neighborhood development patterns and sensitive to existing streetscapes, to encourage a townhouse pattern of development where higher densities are permitted and to discourage the demolition of existing residential structures as well as the excessive infill of townhouses on lots already containing residential structures.

Provisions for the townhouse development use are intended to overcome obstacles to the development of one and two family townhouses, by providing special incentives where appropriate. This section provides guidelines for both as-of-right and townhouse developments which require special permit review. The distinction allows for expeditious review and approvals for smaller scale infill townhouse developments, while ensuring detailed examination of the site and building plans for larger developments and consideration of their neighborhood impacts.

11.12 Applicability of Regulations

The development standards specified in this Section 11.10 are applicable only to townhouse developments and do not change the development standards for other uses in the Residence, Office and Business, and Industry A-1 districts. Townhouse developments which meet the requirements specified in Sections 11.14, 11.15 and 11.16 shall be allowed in Residence B, C, C-1, C-2, C-2A, C-2B, C-3, C-3A, Office and Business and Industry A-1 districts as follows:

11.121 Construction of a townhouse development containing 6 or more dwelling units in a Residence B district and Residence C district shall require a special permit.

- 11.122 Construction of a townhouse development containing 12 or more dwelling units in a Residence C-1, Office 1, Office 2, Business A-1, or Industry A-1 district shall require a special permit.
- 11.123 Construction of a townhouse development in a Residence B, C, C-1, Office 1, Office 2, Business A-1, or Industry A-1 district which contains fewer units than specified in Section 11.121 or 11.122 shall require a special permit if both of the following conditions pertain to the development:
- (1) another permit for townhouse development has been granted within the 12 month period immediately preceding the date of permit application for the lot on which the development would be located or on an abutting lot;
  - (2) the townhouse development for which the permit is being sought would increase the total number of dwelling units on said lot(s) to the threshold specified in Section 11.121 or 11.122.
- 11.124 All other townhouse developments shall be permitted as-of-right according to Section 4.31d.
- 11.125 Where a townhouse development is constructed on two or more abutting lots, the requirements applicable to the development shall be determined as if the parcel were a single lot.
- 11.126 Where a townhouse development is constructed on a lot or lots with other buildings existing prior to such development, the dimensional requirements of this Section 11.10 shall apply to those structures or portions of structures on the lot(s) which constitute the townhouse development.
- 11.127 Where a townhouse development is proposed on a lot on which a preferably preserved significant building, as determined by the Cambridge Historical Commission under the provisions of the Demolition Ordinance #965, has been demolished within the five years immediately preceding the application for a building permit or a special permit or where such building is proposed to be demolished to permit the townhouse development under the provisions of this Section 11.10, the provisions of subsections 11.14, 11.15, and 11.151-11.154 shall not apply; the townhouse development shall in such circumstances be subject to the dimensional requirements normally applicable in the district

11.13 Special Permit Granting Authority

The Planning Board shall be the special permit granting authority for any townhouse development included in Section 11.121, 11.122, or 11.123. The Board of Zoning Appeal shall be the special permit granting authority for special permits required by Section 11.155, 11.162 and 11.164 for any townhouse development which does not require a special permit from the Planning Board.

11.14 Subdivided Lots

A developer, or any subsequent owner, who desires to subdivide a townhouse development must record a subdivision plan with the Registry of Deeds of Middlesex County. A copy of the recorded subdivision plan must also be filed with the Building Commissioner. Subdivided lots may be less than 5,000 square feet and must include an individual dwelling, together with front and rear yards or rights to yards in common areas.

11.15 Dimensional Standards for Townhouse Development

The following development controls apply to the parcel of land upon which a townhouse development is constructed and are not applicable to subdivided lots. The townhouse development parcel as a whole must conform to these controls. But once satisfied for the total parcel, the controls are waived for any subsequent subdivision of lots. The required minimum lot size for a townhouse development and the required minimum lot area for each dwelling unit in a townhouse development shall conform to the existing regulations for the district in which the townhouse development is constructed.

11.151 Minimum Lot Width: In a townhouse development there shall be no minimum lot width.

11.152 Maximum Floor Area Ratio: In a townhouse development, the maximum permitted floor area ratio in districts where townhouse developments are permitted shall be as normally applicable in the district except as provided below:

(1) Residence B: .55 for lots exceeding 15,000 sq. ft.

(2) Residence C-1: .825 for lots exceeding 15,000 sq. ft.

Where a townhouse development is constructed on a lot with one or more pre-existing structures, the allowed floor area bonus for the townhouse development shall be based on the portion of the lot not already allocated to the existing structures. Said already allocated portion shall be determined by dividing the gross floor area of existing structures by the floor area ratio of the district in which the lot is located.

- 11.153 Maximum Height: In a townhouse development the maximum permitted height shall be four habitable stories and the maximum height of the cornice line shall be 30 feet. Any part of a townhouse structure which projects above the cornice line shall be set below an imaginary inclined plane beginning at the 30 foot cornice line on any facade of the structure facing a street or facing any lot line abutting a residentially zoned lot, and thereafter rising at a 45 degree angle. However, portions of the building may rise above the imaginary inclined plane provided the area of those portions above the inclined plane projected onto the vertical plane does not exceed ten (10) percent of the area of the vertical plane lying between the 30 foot cornice line and the maximum height of the structure, calculated for and limited to each separate plane.

However, the maximum height of any portion of a townhouse development shall be 40 feet.

- 11.154 Yard Requirements: The yard requirements in the district shall be applicable for each townhouse development with the exception of the following:

- (1) Front Yard - The required front yard shall be the setback of the principal front wall plane of the principal building set back farthest from the street on the lots adjacent thereto on either side or the required front yard applicable in the district, whichever is less.

- 11.155 Minimum Usable Open Space: In a townhouse development the minimum ratio of usable open space as defined in Article 2,000 to lot area shall be 25%.

- (1) The minimum dimension of any area counted toward required usable open space shall be 15 feet. A ten-foot minimum open space dimension may be allowed on special permit by the Special Permit Granting Authority upon its determination that the peculiarities of the parcel warrant such a

reduction that the smaller dimension will result in a superior site design and that the total amount of usable open space will not be reduced.

- (2) Where it is proposed to subdivide a townhouse development in accordance with the requirements of Section 11.14 then the minimum ratio of usable open space to subdivided lot area shall be 25%.

Where the townhouse development is not to be subdivided into individual lots and therefore the usable open space in a townhouse development is not to be provided on subdivided lots but is to be provided on a common basis to be held in joint ownership by a group of townhouse owners such as a cooperative or an association than the minimum ratio of usable space to the total lot area in the townhouse development shall be 25%.

11.16 Parking Standards for Townhouse Development

11.161 One off-street parking space per dwelling unit in a townhouse development shall be provided unless a special permit is granted in accordance with Section 11.162(4) below:

11.162 Required parking spaces may be located as follows:

- (1) Within the townhouse structure or a separate structure on the parcel.
- (2) On a lot in accordance with the requirements of Sections 6.20 and 6.40.
- (3) On lots not more than two hundred feet away from the building to be served subject to the conditions set forth in Sections 6.20 and 6.40.
- (4) On-street in the vicinity of the townhouses if the Special Permit Granting Authority determines that the lack of off-street parking for the townhouse development will not unreasonably reduce the quantity of on-street parking in the area. Applicants for an exemption from off-street parking shall submit a report on parking usage and availability in the vicinity of the development with their permit application.

11.163 Curb cuts required for parking located on the lot in front of townhouses or in multiple garages with direct access from the street to each garage shall be permitted up to 50% of the lot frontage providing that:

- (1) No continuous curb cut may exceed 25.5 feet.
- (2) A continuous curb cut shall not result in the removal of any street tree. No curb cut shall be made within five feet of a street tree.

In reviewing such a parking arrangement, the special permit granting authority shall find that the proposed parking and access layout is not inconsistent with the design and use for similar purposes of other lots on the street in the immediate environs of the townhouse development.

11.164 Landscaping of On-grade. Open Parking

- (1) On-grade open parking areas should be arranged and landscaped to properly screen cars from adjacent properties as well as from streets and sidewalks and to diminish the negative environmental impacts of multiple automobiles parked on-site in residential neighborhoods.
- (2) 25% of the area devoted to on-grade open parking shall be landscaped. The area devoted to on-grade open parking shall be that portion of the lot containing parking spaces, driveways and landscaped area located between or adjacent to parking spaces and drives. No portion of the lot required as a setback between a parking space and a building or a lot line shall be counted in computing the 25% landscaping requirement.
- (3) Where more than one "area devoted to on-grade open parking" exists within a townhouse development 25% of each such area shall be landscaped.
- (4) For every two on-grade open parking spaces or fraction thereof there shall be a minimum of one 3 inch caliper tree located within the area devoted to on-grade open parking.
  - (a) The Special Permit Granting Authority may grant a special permit for a reduction of this planting requirement upon its determination that such a reduction will not prevent suitable screening of on-grade

parking and will result in a superior site plan. Any reduction shall require a special permit.

- (b) The trees required for the landscaping of on-site parking areas - whether such trees are coniferous or deciduous, flowering or non flowering - should be tolerant to urban environmental conditions able to screen parking areas by virtue of their size, form, density of foliage and spread and easy to maintain. A suggested list of trees which meet these criteria is:

Deciduous. Botanical name (common name)

Acer platanoides (Norway Maple); Acer rubrum (Red Maple); Acer saccharum (Sugar Maple); Carpinus betulus (European Hornbeam); Fraxinus americana (White Ash); Ginkgo biloba (Ginkgo); Gleditsia triacanthos inermis (Thornless Honey Locust); Liquidambar styraciflua (Sweet Gum); Liriodendron tulipifera (Tulip Tree); Platanus occidentalis (Sycamore); Quercus coccinea (Scarlet Oak); Quercus palustris (Pin Oak); Quercus rubra (Red Oak); Tilia cordata greenspire (Littleleaf Linden); Tilia europea (Common Linden).

- (5) On-grade open parking areas located in front of the townhouse structure(s) shall maintain the visual definition of the front lot line and separation of public from private space in keeping with the appearance and character of the existing streetscape. such definition shall be achieved by using a change of ground materials at the front lot line and by installing at least one of the following: fences, plantings, walls, or stone monuments which mark the transition from street or sidewalk to residential lot.

#### 11.17 Additional Requirements

- (1) Fences may not exceed four (4) feet in height in any front yard unless otherwise permitted by the special permit granting authority.

(2) Any townhouse unit directly abutting a street or streets shall have a principal entrance on a facade facing a street unless otherwise permitted by the special permit granting authority.

B. In Article 2,000 - Definitions, delete in its entirety the definition Dwelling, semi-detached (or Townhouse or Row House) and substitute therefor the following:

Dwelling, semi-detached (or Townhouse or Row House).  
One of a series of buildings with a party wall or walls, common to adjoining buildings, which is constructed so that two opposite building faces, or in the case of corner units two adjoining faces, (applicable to the building as a whole and for each unit contained therein) have full outside exposure and so that each has separate entrances from the outside, and each building of which is arranged, intended or designed as the home or residence of one or two families.

Passed to a second reading at the City Council meeting held on April 3, 1989 and on or after April 17, 1989 the question comes on passing to be ordained.

ATTEST:- John E. Flynn  
Deputy City Clerk.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-nine

## AN ORDINANCE

In amendment to the Zoning Ordinances of the City of Cambridge

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

Amend the text of the Zoning Ordinance of the City of Cambridge by deleting existing line 4.35 1. Veterinary establishment, kennel, pet shop or similar establishment and substitute therefor the following:

4.35. 1. Veterinary establishment, No No No No No Sp Sp Sp<sup>10</sup>Sp Sp Sp No Sp No  
kennel, pet shop or similar  
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Deputy City Clerk.



# CRIME

Continued from page 1

coaches that add more officers would not necessarily end the war on drugs in Area Four and other trouble spots in Cambridge.

"It probably suggests tonight you can solve the drug problem with 30 more men or 100 more men on the street," he said, "you're backing up a crazy tree."

Since January 1980, there have been about 26 drug arrests in the four-block area around Columbia Terrace, primarily because police have targeted the area. Police Chief Anthony Paolillo said. Nonetheless, residents and church officials say the war on drugs is being lost in their community, one of the poorest neighborhoods in the city.

Angry over the rising tide of drug trafficking, they called on city officials at Area Four's hearing to provide more police patrols, street lighting, drug education and community services for youth in Area Four.

"They're prisoners in their homes," said St. Paul ABE Rev. Alvin Riley of area residents, "especially those living in the nearby public housing projects of Newtown Court and Washington Elm."

"You have to get out of the church and use the drug deal going down," Rev. Riley said. "If we don't do something now, all of your kids in the neighborhoods across the city will be affected. We're on the verge of an explosion."

Although Cambridge has not es-

perienced the drug related gang warfare of such urban areas as Boston, Los Angeles and New York, the local drug trade has touched every neighborhood in the city, with cocaine and marijuana being the primary narcotics being sold.

"Drugs have penetrated every fiber of our society," Paolillo told the council at Monday's hearing. "While the city's overall rate for major crimes like robbery and rape dropped three percent in 1980 compared to 1981, drug trafficking has been on the rise since the mid-1970s. There were about 230 cocaine arrests in 1980. Of these, there were about 200 arrests in the four-block area around Columbia Terrace. In particular, there were 28 cocaine arrests and 22 marijuana arrests in 1980 in the neighborhood, according to police records, out of about 150 cocaine arrests and 170 marijuana arrests over the city."

"What they are not on the program, but the harassment," said City Councilor Francis Duhaney of Area Four residents, who have complained about busting drug activity. "They have this feeling that nothing is being done to stop the (drug trafficking)."

Several councilors pressed Healy and Paolillo about how many police officers should be added to help fight the influx of drugs into Area Four and other hot spots such as Cambridgeport, Harvard Square and the city's public housing projects.

Healy explained that the police department is currently budgeted for 1,000 officers, but added that 29 of the positions are vacant because of retirements and lack of recruits. He said the department plans to fill all of those positions in the spring and summer. Several of those officers will be assigned to the Area Four beat, concentrating on the 4 pm to 12 midnight hours, when most of the half of all crimes in the city are committed. He said that for now more officers could be assigned over time hours to assist the narcotics division in the

area. At present, there are between four and eight undercover cops and uniformed officers on the beat. They primarily rely on drug drop-pers and informants in building cases for search warrants and arrests.

Officers on the beat, however, say they are fighting a losing battle. "We do have a serious problem in this area," Det. Charles Lindman told the council. "We are greatly undermanned."

Lindman said that dealers from Cambridge and out of town consider the Area Four neighborhood a drug haven for cocaine, marijuana and heroin. He revealed that dealers from Hestory and Jamaica Plain rent apartments for the night from friends in Newtown Court and Washington Elm to make quick drug transactions.

Mayor Alfred Volpe pressed Healy about bringing additional foot patrol officers to combat Area Four and other parts of the city. In the last municipal election, Cambridge voters overwhelmingly supported a sizeable referendum budget in the city to hire 36 new foot patrol officers.

Healy said that because of the state's budget crisis and expected slight increase in local aid, the city does not have the money to the upcoming fiscal year budget to hire two foot patrol officers.

City Councilor Susanna Graham said that despite the restrictive fiscal climate, money alone would not solve the city's drug problem. "It's out of hand," she said.

Graham suggested that the local drug trade gets any way, local law enforcement officials should contact the state National Guard for assistance.

# Cambridgeport airs its concerns

The crime rate may be down across the city, but Cambridgeport residents are having a hard time believing it.

About a dozen residents Monday night lashed out at police and city officials for ignoring the "crime wave" in their racially diverse neighborhood and urged them to send more officers into the community.

"We're on the edge of a very dangerous situation," said Carolyn Hunter, a Rockwell street resident and member of the neighborhood crime-watch group. "We want to know what's going to be done tomorrow."

Hunter and other residents made their plea Monday night during a special hearing on the drug crisis in the nearby Area Four neighborhood. They claim that since November there have been 45 break-ins in the Cambridgeport community, following trends of relative quietness.

Police Chief Anthony Paolillo told them Monday night that more patrols have been sent into the area since the outbreak of crime.

# RUSSELL

Continued from page 1

around 7:30 that night when Russell was driving off Route 2 onto an access ramp in Arlington.

Witnesses testified that Russell hit Beasley when he was making a high speed turn onto the Arlington access.

Beasley's body was carried about 10 to 20 feet on Russell's car, according to testimony. Beasley was later pronounced dead from multiple injuries at Symmes Hospital in Arlington.

Russell turned himself in to State Police 14 hours after the accident and was later suspended from the police department without pay by City Manager Robert Hoyle.

Two key witnesses for the prosecution, David Mulroney and John Almeida, testified Russell passed them on the road that night driving about 10 to 16 miles per hour. Russell then suddenly oversteered to the right, continued driving at a right angle and hit a curb when the witnesses say they saw something "fly" in the air.

"Witnesses' heads" lights were never seen by the two witnesses during the accident. They testified, except very briefly after he struck the curb.

Russell's trial, which began Friday afternoon, closed Tuesday after testimony was heard from several

Police say they arrested a man in mid-January who may be one of the city's notorious "cruiser" robbers and responsible for some of the Cambridgeport burglaries along Elbow, Laurel and Cottage streets. There were 50 break-ins in the area between November and December, residents say.

Since that arrest, Hunter said, the break-ins have started anew, averaging four per week. Police say this new wave of burglaries is probably unrelated to the break-ins at the tail end of last year, suggesting that criminals tend to pick one area to break and then move on to another neighborhood.

Residents also want an official network and met with police officials in mid-January, but they say their efforts have not deterred criminals from breaking into their homes.

Orville Shipley, a Laurel street resident who has been robbed a few times, said, "I don't feel there's any visible police protection in the area."

Residents say a "psychological fear" has enveloped the

neighborhood, from the elderly to the young professionals. They say some criminals have made repeated burglaries into certain homes, and that some of the break-in attempts have occurred late at night when people are home.

According to a recent police report, the city's major crime rate dropped three percent over the past year. Based on arrests and reported crimes, the reports says rape was 37 percent lower, burglary 24 percent lower and robbery 1 percent lower.

Drug trafficking, however, has been on the rise since the mid-1980s, particularly in the Area Four neighborhood, parts of Cambridgeport and Harvard Square, and in the city's public housing projects.

Cambridgeport residents say there could be a connection between the wave of break-ins and drug trafficking in the neighborhood, but police counter that as unlikely.

—JAY WEAVER

Judge Sullivan found Russell guilty before a courtroom filled with Russell's relatives and friends and Beasley's family and friends.

A red-eyed Sheila Russell declined commenting on the ruling.

"No one knows what we have been through," Beasley said. "William Russell will eventually get to see his mother, family and friends. But my family and I will never get to see Kevin again."

"I don't want Mr. Russell to be crucified, but some punishment needs to be given. People need to see that he can't get away with a hit and run accident," Joseph Beasley said. "It is not easy to be a father and to lose a son from a needless accident."

Judge Sullivan plans to serve sentences given to other convicted of similar crimes before giving Russell's sentence later this month.

According to law, the sentence for motor vehicular homicide by negligence is imprisonment between 30 days and two and one-half years, or a fine between \$300 and \$5,000 or both. A driver's license is also revoked for 30 years under this charge.

The sentence for leaving the scene of an accident is imprisonment between two months and one year.

# HARDWARE HANDYMAN

Ed Ver Planck

Even the professional sometimes goes wrong, estimating the load-carrying ability of a given section of wall. The best thing to do when you have a very heavy piece, such as a kitchen cabinet that is going to be fixed with chisels, and you have some doubts about the strength of the wall — punch-drill down your wallboard, for instance, in not all that strong — to use leveling studs. These are thin strips of wood 2 or 3 inches wide applied horizontally across the width of the wall and fastened to the wall with walling or wood screw wires.

Send me information on your products to: Ed Ver Planck, 1000 Cambridge St., Boston, MA 02142. I am interested in your products because:  I am a contractor.  I am a homeowner.  I am a professional.  I am a student.  I am a teacher.  I am a researcher.  I am a hobbyist.  I am a collector.  I am a fan.  I am a collector.  I am a fan.  I am a collector.  I am a fan.

**CAMBRIDGE ELLIS SCHOOL OPEN HOUSE**

MARCH 16 4:00-5:30  
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**STUDIO HOUSE OF CHINA Presents**  
Chicken Finger or Chicken Wing Plates w/French Fries, Lettuce & Tomato

The Best and Freshest Food in Town!

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If problems with your children are starting to overwhelm you, don't wait. Call us. We've helped thousands of how-to parents through their toughest times. So we have access to the people and services you need to handle just about any issue.

We don't charge, and we don't judge. You don't even have to give your name. So don't feel that you have to handle your problems alone, or that you don't care about your kids just because you need help. That's why we're here.

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OVER TROUBLED WATERS  
(617) 423-9575  
The AdClub

PUBLIC NOTICE  
RELATIVE TO ZONING.

# City of Cambridge

MASSACHUSETTS

Office of the City Clerk.

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on Wednesday, March 29, 1989 at 5:30 p. m. in the Sullivan Chamber, City Hall, Cambridge, Massachusetts on a petition by the City Council to amend the Zoning Ordinances of the City of Cambridge by deleting the existing line 4.35.1 entitled "Veterinary establishment, kennel, pet shop or similar establishment" and substitute in place thereof a new line 4.35.1 as follows:

4.35.1 Veterinary establishment,    NO NO NO NO NO SP SP SP (10)  
      Kennel, pet shop, or            SP SP SP NO SP NO  
      similar establishment (29)

Copies of this petition are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts.

All persons interested in this matter may appear at this time and be heard.

For the Committee,

Councillor William H. Walsh,  
Chairman.



# CAMBRIDGE CITY COUNCIL

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 498-9094

Thomas W. Danehy  
City Councillor

Mayor  
1978-1979

March 29, 1989

To The Honorable, The City Council:

Due to a longstanding committment of a personal nature, I am not able to be present at this evening's Ordinance Committee meeting to discuss the deletion of Line 4.35.1 entitled "Veterinary establishment kennel pet shop or similar establishment," in the City of Cambridge.

The rationale behind this petition is quite straight forward. This petition will serve to safeguard the interests of those residential area residents that abut zoned business districts throughout the City of Cambridge. Potential impacts on those residential areas include but are not limited to increase traffic flows, rationing of short term on-street parking, noise increases both in the hours of normal business operations and after business hour operations, and the potential of risk to the general public with regards to sanitary issues.

I believe the time has come for this zoning amendment to be enacted either in the form that I have submitted or with recommendations for amendments by the Planning Board.

I would urge the Ordinance Committee to forward this matter to the full City Council with a favorable recommendation.

Thank you for your anticipated cooperation in this matter.

Sincerely yours,

A handwritten signature in cursive script that reads "Thomas W. Danehy".

Thomas W. Danehy  
City Councillor

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Kennel, pet shop, or SP SP SP NO SP NO  
similar establishment (29)

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All persons interested in this matter may appear at this time and be heard.

For the Committee,

Councillor William H. Walsh,  
Chairman.

PUBLIC NOTICE  
RELATIVE TO ZONING.

# City of Cambridge

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Chairman.



CITY OF CAMBRIDGE, MASSACHUSETTS  
**PLANNING BOARD**

HALL ANNEX, 57 INMAN STREET, CAMBRIDGE 02139

RECEIVED BY  
OFFICE OF CITY CLERK  
1989 FEB 10 AM 9:43  
CAMBRIDGE MA.

NOTICE OF PUBLIC HEARING

The Planning Board of the City of Cambridge will hold a public hearing on Tuesday, March 21, 1989, at 7:30 p.m. at the Community Development Conference Room, third floor, City Hall Annex, 57 Inman Street, Cambridge, Massachusetts on a petition by the Cambridge City Council to amend the Zoning Ordinance of the City of Cambridge by deleting the existing line 4.35.1 entitled "Veterinary establishment, kennel, pet shop or similar establishment" and substitute in place thereof a new line 4.35.1 as follows:

- |                                   |    |    |    |    |    |           |    |           |      |
|-----------------------------------|----|----|----|----|----|-----------|----|-----------|------|
| 4.35.1. Veterinary establishment, | NO | NO | NO | NO | NO | SP        | SP | <u>SP</u> | (10) |
| Kennel, pet shop, or              |    |    |    |    |    | <u>SP</u> | SP | <u>SP</u> | NO   |
| similar establishment (29)        |    |    |    |    |    |           |    |           |      |

Copies of this petition are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts. Questions concerning the petition may be addressed to Lester Barber or Liza Malenfant at 498-9034.



# City of Cambridge

21.

IN CITY COUNCIL

January 23, 1989

COUNCILLOR DANEHY

ORDERED: That the attached proposed amendment to the Zoning Ordinances of the City of Cambridge to delete the existing line 4.35.1 entitled "veterinary establishment, kennel, pet shop or similar establishment" and substitute in place thereof a new line 4.35.1 be referred to the Planning Board and Ordinance Committee for hearing and report.



# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Six

## AN ORDINANCE

In amendment to the Zoning Ordinances of the City of Cambridge

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

Amend the text of the Zoning Ordinance of the City of Cambridge by deleting existing line 4.35 1. Veterinary establishment, kennel, pet shop or similar establishment and substitute therefor the following:

4.35. 1. Veterinary establishment, No No No No No Sp Sp So<sup>10</sup>So Sp So No So No  
kennel, pet shop or similar  
establishment.<sup>29</sup>



# City of Cambridge

21.

IN CITY COUNCIL

January 23, 1989

COUNCILLOR DANEHY

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kennel, pet shop or similar  
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# City of Cambridge

21.

IN CITY COUNCIL

January 23, 1989

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In the Year One Thousand, Nine Hundred Eighty-Six

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# City of Cambridge

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IN CITY COUNCIL

January 23, 1989

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# City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Six

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# New York Stories' falls short

New York Stories (MCA Home Video, \$24.95) is a collection of 11 short films by various directors.

## Doctors Invent 'Lazy Way' to Lose Weight

The U.S. government has approved the doctors' claims for a new diet pill called 'Fat Blocker' which is said to block the absorption of fat in the intestines.

The new pill is apparently called the 'fat-mag' pill because it breaks up thousands of particles, each acting like a fat magnet, 'attracting' and trapping many times its size in unrefined fats and calories.

When 2 days you should notice a change in the weight of your clothes and the fat particles being eliminated.

According to the inventors, Dr. William Shaw, heart specialist and president of Shawe's Clinic, the new fat-blocking procedure is called 'fat-block' because it 'blocks' the fat from being absorbed.

The 'fat-block' pill also 'blocks' the fat from being absorbed in the intestines, and it is said to be safe and effective.

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Acquaint. Heather McDonald, Tala Shiva, Glaviana, Giam, Woody Allen, and Mike Farrow. By PAUL SHEPHERD. It was intended good on paper: an anthology film with three dramatic stories directed by Martin Scorsese, Francis Coppola, and Woody Allen.

## MSPCA plans donor drive for pets

On Sunday, April 2, from 9 am to 4 pm, the MSPCA's Angel Memorial Animal Hospital in Boston will stage the first public "Blood Donor Drive for Pets" and needs pet owners to volunteer their healthy dogs and cats to help victims of trauma and other life-threatening conditions.

Dr. Alicia Pappalardo, who directs the hospital's intensive care unit, said blood is needed for critically ill and injured animals suffering from a wide array of medical ailments, from anemia and leukemia to poisoning to road accidents and conditions requiring surgery.

More than 300 dogs and cats received life-saving blood transfusions at Angel last year, according to Pappalardo.

The increasing demand for blood transfusions prompted the veterinary staff at Angel — who treat more than 40 thousand animals a year — to institute a

drive in quality between Martin Scorsese's New York story and the work of Francis Coppola and Woody Allen. Scorsese's "Life Lessons" was written by novelist Richard Price, who also wrote his "The Color of Money" for the screen.

The need for blood is so large that the current system does not allow the hospital to bank blood dog or cat. It is used within a few days. "Fag pills" are used to help.

According to Pappalardo, the public donor drive is the first step in achieving a goal of establishing a modern blood banking system that's better than the current one.

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she needs him. He may not be the person around and the Lower East Side may not be the place she wants to be, he tells her, but the "Life Lessons" he learns from him will be invaluable to her art and her development as a person.

The most remarkable thing about "Life Lessons" is Nolle's character. This is perhaps the best he's ever been on screen, and he's a good one as he is "Who'll Stop the Rain" and "Weds".

The 24-hour Angel Memorial Animal Hospital is a private, non-profit veterinary hospital operated by the Massachusetts Society for the Prevention of Cruelty to Animals.

Newport and Philadelphia. John's debut album, "I Know," released in 1987, has received continuous air play on the Coflohouse but on other radio shows.

inspired by Rod McDonald, John Clarke and Jim Croce. Brass Deers is an acoustic musician with a powerful voice and musical insight which gives him strength to capture an idea and convey it to an audience.

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got inside this character's head, and "Life Lessons" often effectively uses old songs ("White Shade of Pale", "Like a Rolling Stone") to make his mood almost burst off the screen.

After that sleep beginning, the early cut scenes from Coppola and Allen make you feel like you're watching your check punched for the last 80 minutes of "New York Stories".

Coppola's "Life Without Zoes" was co-written by the director and his teenage daughter, Sofia. This comes as no surprise considering how dippy it is. It's about a 12-year-old spoiled Manhattan teen (Heather McComb) and the indie fantasy life she leads with her other parents (Brian Dennehy and Tala Shiva).

Woody Allen's "Wednesdays" is a comedy about a man who is a writer and a man who is a writer and a man who is a writer.

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## Acoustic music festival set for April 2

at the Serverville Theatre. Steven Curtis, recently signed to CBS Records, is now working on her debut album in the released this summer.

Shamrock rock plans benefit St. Pat's dance. The Shamrock Rock and Charitable Society will sponsor a gala St. Patrick's Day Dance on Friday, March 17, in the IFC Hall, 200 Massachusetts Ave., North Cambridge.

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**McKinnon's Choice Meat Market**

230 Elm. Davis @ Cornerville

**FRESH PERDUCE TURKEYS 79¢**

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**THIN SLICED IMPORTED HAM 99¢**

Finest Quality Meat at Lowest Prices

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**Marinated Chicken Breast - 5.29**

Marinated boneless breast of chicken served with rice pilaf.

**Roast Turkey** Served with mashed potatoes, gravy and vegetable.

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(SUN., MON., & TUES. ONLY)

**2, Fresh Pond Circle, 576-0999**

**REAL ESTATE NOTES**

Joe Brooks, M.A., C.R.E. (617) 552-1111

Mauro Rossi, M.A., C.R.E. (617) 552-1111

**DON'T GIVE UP**

Perhaps you were turned down by a bank when you applied for a mortgage and your funds are low for the size of the loan you desire. Don't give up, there's still hope.

Today, banks sell more than half of their mortgages on the secondary market. Most of these are sold to investors such as Greco Finance and Freddie Mac. They pool mortgages, change them to securities and sell the securities to investors. These secondary buyers keep strict guidelines which we can use to secure the best mortgage package you may not see at 25 to 30% of gross income. That's the bad news.

The good news is that banks NOT sold by Greco and Freddie Mac are required by them for their own investment. These banks have much more flexibility to establish their own income guidelines which may not be as strict.

Being turned down by one bank is not the end. Another bank may be more receptive to your request. If you call our office, we should be able to give you more specific advice and options.

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Dedicated to excellence in care and physician/patient communication, Dr. Moss performs all procedures personally and welcomes a consultation visit.

Dr. Moss is certified by the American Board of Plastic Surgery, is a member of the American Society of Plastic Surgeons and a fellow of the American College of Surgeons. He is affiliated with the Massachusetts Eye and Ear Infirmary.

DR. RICHARD A. MOSS, M.D., F.A.C.S.  
One Charles Circle, Suite 4A, Boston, MA 02114  
617-587-1822  
100 Long Pond Road, Plymouth, MA 01960 - 508-747-3322

PUBLIC NOTICE  
RELATIVE TO ZONING.

# City of Cambridge

MASSACHUSETTS

Office of the City Clerk.

Notice is hereby given that in accordance with the provisions of Chapter 40A, Section 5 of the General Laws, Tercentenary Edition and amendments thereto, that the Committee on Ordinances, comprised of the entire membership of the City Council, will hold a public hearing on Wednesday, March 29, 1989 at 5:30 p. m. in the Sullivan Chamber, City Hall, Cambridge, Massachusetts on a petition by the City Council to amend the Zoning Ordinances of the City of Cambridge by deleting the existing line 4.35.1 entitled "Veterinary establishment, kennel, pet shop or similar establishment" and substitute in place thereof a new line 4.35.1 as follows:

4.35.1 Veterinary establishment, NO NO NO NO NO SP SP SP (10)  
Kennel, pet shop, or SP SP SP NO SP NO  
similar establishment (29)

Copies of this petition are on file in the Office of the City Clerk, City Hall, Cambridge, Massachusetts.

All persons interested in this matter may appear at this time and be heard.

For the Committee,

Councillor William H. Walsh,  
Chairman.

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# City of Cambridge

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IN CITY COUNCIL

January 23, 1989

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1/23/89 - REFERRED TO THE PLANNING BOARD & ORDINANCE COMMITTEE

0-101

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6/26/89 - Passed to be  
ordained 8-0-1

6/29/89 - published - Chronicle

In City Council,

January 23, 1989

Copy to Lisa Barber, Planning Board

1/25/89.

Copy to Committee on Walsh, Ordinance  
Committee Chair 1/27/89, ulc