

#3

City of Cambridge

MASSACHUSETTS

In City Council February 1, 198²

AGENDA ITEM NUMBER THREE
RE: PROPOSED HOME RULE LEGISLATION WHICH WOULD ENABLE
THE CITY OF CAMBRIDGE TO REGULATE CERTAIN COMMON CARRIERS.

	YEA	NAY	ABSENT	PRESENT
Mr. Daniel J. Clinton	✓			1
Mr. Thomas W. Danehy	✓			
Mr. Francis H. Duehay	✓			
Ms. Sandra Graham	✓			
Mr. Leonard J. Russell	✓			
Mr. David E. Sullivan	✓			
Mr. Walter J. Sullivan	✓			
Mr. Alfred Vellucci			✓	
Mr. David Wylie	✓			
	8	0	1	



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9020

LAW DEPARTMENT

RUSSELL B. HIGLEY
CITY SOLICITOR

MICHAEL C. COSTELLO
ASSISTANT CITY SOLICITOR

EDWARD A. CUNNINGHAM
SEVERLIN B. SINGLETON
DAVID B. O'CONNOR
BIRGE ALBRIGHT
LEGAL COUNSEL

January 20, 1982

Mr. Robert W. Healy
City Manager
City Hall
Cambridge, MA

Re: Department of Public Utilities - buses,
vans and limousines

Dear Mr. Healy:

I am in receipt of an Order of the City Council, dated January 11, 1982, ordering

That the City Manager...is requested to instruct the City Solicitor to prepare suitable Home Rule Legislation for review by this City Council relative to the operation of buses and vans throughout the City, pursuant to the opinion of the City Solicitor dated (December 31, 1981).

This Order must be read together with the Order of December 7, 1981, which requests the City Manager to direct me to

review the rules and regulations of the Department of Public Utilities, with a view in mind of submitting Home Rule Legislation which would allow the Cambridge City Council stronger control over buses, vans, etc., which operate through our streets, relative to the issuance of licenses...

Mr. Robert W. Healy

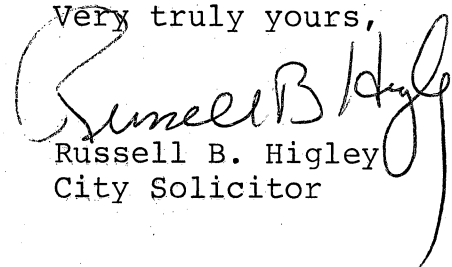
-2-

January 20, 1982

In my opinion of December 31, 1981, I attempted to summarize General Laws, c. 159A, St. 1973, c. 527 and St. 1975, c. 306, which govern the issuance of licenses for the operation of buses, vans, and limousines. The gist of this legislation is that the D.P.U. has major control over the issuance of these licenses. For example, under G.L. c. 159A, §1, if the City fails to grant a license, the D.P.U. may grant it. And under §4, the City may not revoke a license without the consent of the licensee or the approval of the D.P.U.

I am attaching Home Rule Legislation which, if enacted, will give the City more power in the issuance and revocation of these licenses.

Very truly yours,



Russell B. Higley
City Solicitor

RBH:jl
Enc.



City of Cambridge

Agenda Item No. 3

IN CITY COUNCIL

February 1, 1982

COUNCILLOR WALTER SULLIVAN

ORDERED:

That this City Council go on record approving the filing of the attached legislation entitled "AN ACT ENABLING THE CITY OF CAMBRIDGE TO REGULATE CERTAIN COMMON CARRIERS".

In City Council February 1, 1982.

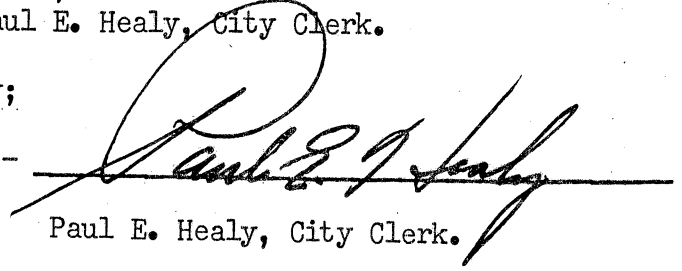
Adopted by a yea and nay vote:-

Yeas 8; Nays 0; Absent 1.

Attest:- Paul E. Healy, City Clerk.

A true copy;

ATTEST:-


Paul E. Healy, City Clerk.



The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND EIGHTY- TWO.

AN ACT ENABLING THE CITY OF CAMBRIDGE TO REGULATE CERTAIN COMMON CARRIERS

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding any provision of chapter one hundred fifty-nine A of the General Laws, chapter five hundred twenty-seven of the Acts of 1973, chapter three hundred six of the Acts of 1975, or any other general or special law to the contrary, no license for the operation of motor vehicles carrying passengers for hire through the streets of Cambridge shall be issued without the prior written approval of the Cambridge City Council; and any such license granted by said City Council may be revoked by said City Council, for good and sufficient reasons to be stated in the order of revocation, without the consent of the licensee or the approval of the Department of Public Utilities.

NOTE. — Use ONE side of paper ONLY. DOUBLE SPACE. Insert additional leaves, if necessary.

To the Honorable Senate and House of Representatives of The Commonwealth of Massachusetts
in General Court assembled.

The undersigned, citizens of Cambridge, respectfully
petition for the passage of the accompanying bill or resolve, and/or for legislation enabling the City
of Cambridge to regulate certain common carriers.

Petitioners are requested to sign names and addresses legibly.

Donald A. White

103 Fresh Pond Parkway

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in General Court assembled.

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Alfred Velloni

Samuel D. Clinton

David E. Sullivan

Wm. H. Hurling

Carl A. Wolfe

Thomas W. Dancy

Myrtle Graham

Patricia J. Sullivan

Mayor of Cambridge

31 Rockingham St

5 Haverhill Pl. Cambridge

83 Inman St, Cambridge

26 Lowell St, Cambridge

103 Fresh Pond Park

19 Richmond Ave. Cambridge

189 Western Ave. Cambridge

28 Putnam Ave. Cambridge



City of Cambridge

Agenda Item No. 3

IN CITY COUNCIL

February 1, 1982

COUNCILLOR WALTER SULLIVAN

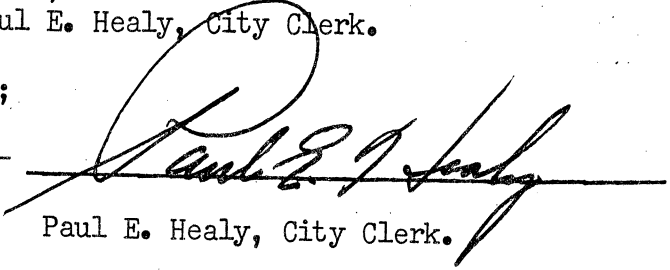
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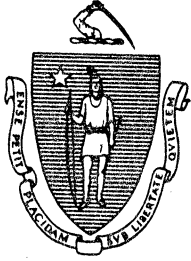
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Adopted by a yea and nay vote:-
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Quinn A. Lippie

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David E. Sullivan

Wm. H. Husby

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Mayor of Cambridge

31 Rockingham St

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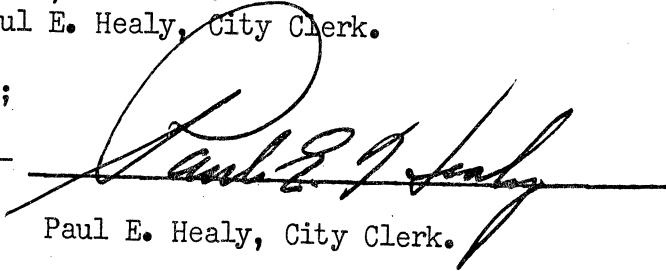
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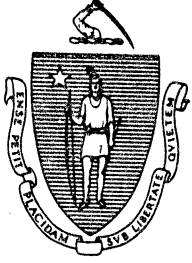
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Daniel J. Clinton
Paul A. Lyrie

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Daniel Clinton
David E. Sullivan
Wm. H. Hurling
Wm. A. Wolfe
Thomas W. Danel
Sandra Graham
Kathleen J. Sullivan

Mayor of Cambridge
31 Rockingham St
5 Huron Pl. Cambridge
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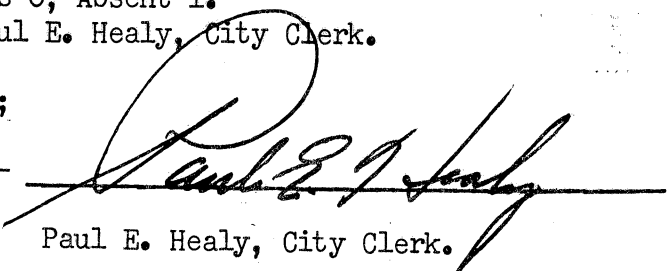
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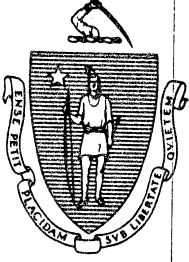
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Ondra Luffie

31 Rockingham St
103 Fresh Pond Parkway

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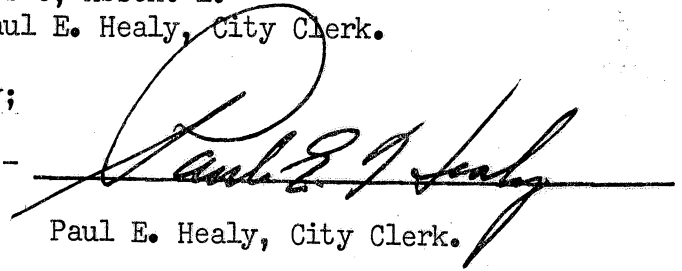
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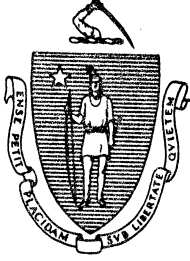
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Daniel J. Clinton
Orlando White

31 Rockingham St
103 Fresh Pond Parkway

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28 Portman Ave. Cambridge



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

February 1, 1982

To the Honorable, the City Council:

With respect to City Council Order No. 10 of January 11, 1982, enclosed please find copy of a communication from Russell B. Higley, City Solicitor, and a copy of proposed Home Rule Legislation which would enable the City of Cambridge to regulate certain common carriers.

Very truly yours,

Robert W. Healy
City Manager

RWH/mbf
Encs. 2

*Order
How Encl*

Agenda Item Number Three

8-50

Re: Proposed Home Rule Legislation which would enable the City to regulate certain common carriers.

In City Council,

February 1, 1982

2/1/1982

QWTF Adopted
A 8-0-1