



ORDINANCE NO. 998.
Final Publication No. 2209.
First publication in the Chronicle on May 26, 1983.
CITY OF CAMBRIDGE
In the Year One Thousand, Nine Hundred Eighty-Three
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 Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof the following new Chapter Four, which reads as follows:

Chapter 4. Animals
Article I. In General

- §4-1. Definitions.
- §4-2. Dogs.
- §4-3. Running at large; permits for exhibitions.
- §4-4. Fast driving.
- §4-5. Frightening horses.
- §4-6. Penalty.
- §4-7. Licensing of dogs.
- §4-8. Control of dogs - Fresh Pond Reservation.
- §4-9. Leashing of dogs.
- §4-10. Removal of canine wastes.
- §4-11. Enforcement.
- §4-12. Appointment of Dog Officer.

Article II. Inspector of Animals

- §4-13. Nominees for Inspector.
- §4-14. Duties of Inspector.
- §4-15. Report to City Manager.

Article III. Cambridge Animal Commission

- §4-16. Establishment.
- §4-17. Function and purpose.
- §4-18. Membership, Appointment, Term.
- §4-19. Appointment of a Director.

Article I. In General

Sec. 4-1. Definitions.

As used herein:

- (a) **Animals** shall mean all mammals, fowl and reptiles, except man.
- (b) **At large** shall mean off the premises of the owner or custodian and not under the control of the owner or custodian either by leash, cord, chain or otherwise.
- (c) **Keep** shall mean possessing, controlling, exercising or allowing to run at large.
- (d) **Owner** shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

No person having the care or use of a horse or other beast of burden, carriage, or draught, shall ride, drive or permit such horse or other beast to go at a rate of speed greater than is reasonable and proper, having regard to traffic and the use of the way and the safety of the public.

(G.O. 1943, Ch. 3, §3.)

Sec. 4-5. Frightening horses.

No person shall, by any noise, gestures, words or other means, wantonly and designedly frighten or drive any horse in any street.

(G.O. 1943, Ch. 3, §4.)

Sec. 4-6. Penalty.

Any person who violates any of the provisions of Sections 4-2, 4-3, 4-4 or 4-5 shall be subject to a fine not exceeding fifty dollars (\$50.00) for each offense.

(Ord. No. 765, §6, par. 6, 4-22-68 and part of G.O. 1943, Ch. 3, §1.)

Sec. 4-7. Licensing of dogs.

Every dog three months old or over shall be licensed pursuant to G.L. c. 140, §137. The fee for such license shall, except as otherwise provided, be two dollars (\$2.00) for a spayed or neutered dog and ten dollars (\$10.00) for an unspayed or unneutered dog. As proof that the dog has been spayed or neutered, the owner or keeper shall present to the Director of the Animal Commission or his designee a certificate of the registered veterinarian who performed the operation. If the Director is satisfied that the certificate of the veterinarian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowledge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) **Disposition of complaints.** All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

Article II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

Article III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.
- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.
- (f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

(a) The Commission shall consist of seven members. The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

(b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
- (2) Animal shelter operations.
- (3) Spaying and neutering programs.
- (4) Affiliations with national and local animal protection societies.
- (5) Knowledge of animal health care and diseases.

Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

The Director shall serve a term of employment to be determined by the

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CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9017

OFFICE OF
THE CITY CLERK

June 16, 1983

Russell B. Higley, Esq.
City Solicitor
City Hall
Cambridge, MA

Dear Mr. Higley:

Enclosed you will find copies of three ordinances of the City of Cambridge as follows:

1. Proposed amendment to the General Ordinances of the City of Cambridge in Chapter Two entitled "Administration", Article XXII entitled "Officers Generally", section 2-191 entitled "List of Salaries in General" by adding the salary for the Police and Fire Chief - which was passed to be ordained at the City Council meeting held on June 13, 1983.
2. Proposed amendment to the General Ordinances of the City of Cambridge by striking out the present Chapter Four entitled "Animals" and substituting in place thereof a new Chapter Four - which was passed to be ordained at the City Council meeting held on June 13, 1983.
3. Proposed amendment to the Zoning Ordinances of the City of Cambridge on the petition of Patrick G. Corcoran which was amended and passed to be ordained as amended at the City Council meeting held on June 13, 1983.

Would you kindly indicate your approval or disapproval on the bottom of the enclosed ordinances and return them to this office.

Your kind attention in this matter will be greatly appreciated.

Very truly yours,

Paul E. Healy, City Clerk

PEH/dl

Encs. Ordinance No. 997.
Ordinance No. 998.
Ordinance No. 999.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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 Two, entitled "Administration", Article XXII entitled "Officers Generally", Section 2-191 entitled "List of Salaries in General", as amended by Ordinance Number 994, passed to be ordained on April 4, 1983, is further amended by adding at the end thereof the following new salary schedules which read as follows:

Section 2-191. List of Salaries in General.

The offices of the City of Cambridge hereinafter named shall receive the following salaries and will be paid monthly or weekly, unless otherwise stated. The effective date of this amendment shall be July 1, 1982.

	Minimum Annual <u>Salary</u>	Maximum Annual <u>Salary</u>
Fire Chief	\$42,872.	\$42,872.
Police Chief	\$42,872.	\$42,872.

Ordinance Number 833, passed to be ordained on February 25, 1974, and Ordinance Number 903, Passed to be ordained on December 11, 1978, are hereby amended to reflect the new salary schedules for the Chief of the Fire Department and the Chief of the Police Department as outlined above.

In City Council June 13, 1983.

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

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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Chapter 4. ANIMALS

ARTICLE I. In General

- §4-1. Definitions.
- §4-2. Dogs.
- §4-3. Running at large; permits for exhibitions.
- §4-4. Fast driving.
- §4-5. Frightening horses.
- §4-6. Penalty.
- §4-7. Licensing of dogs.
- §4-8. Control of dogs - Fresh Pond Reservation.
- §4-9. Leashing of dogs.
- §4-10. Removal of canine wastes.
- §4-11. Enforcement.
- §4-12. Appointment of Dog Officer.

ARTICLE II. Inspector of Animals

- §4-13. Nominees for Inspector.
- §4-14. Duties of Inspector.
- §4-15. Report to City Manager.

ARTICLE III. Cambridge Animal Commission

- §4-16. Establishment.
- §4-17. Function and purpose.
- §4-18. Membership, Appointment, Term.
- §4-19. Appointment of a Director.

ARTICLE I. In General

Sec. 4-1. Definitions.

As used herein:

(a) Animals shall mean all mammals, fowl and reptiles, except man.

(b) At large shall mean off the premises of the owner or custodian and not under the control of the owner or custodian either by leash, cord, chain or otherwise.

(c) Keep shall mean possessing, controlling, exercising or allowing to run at large.

(d) Owner shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

No person having the care or use of a horse or other beast of burden, carriage, or draught, shall ride, drive or permit such horse or other beast to go at a rate of speed greater than is reasonable and proper, having regard to traffic and the use of the way and the safety of the public.

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ian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowl-

edge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

(c) Any dog found to be at large in violation of this Article shall be caught and confined by the Dog Officer, who shall notify forthwith the owner or keeper of said dog by telephone or by leaving a written message at his or her place of residence. If the Dog Officer is unable to communicate with the owner or keeper by these means, he shall, within two days of such failure, notify said owner or keeper, by certified mail, return receipt requested. The owner or keeper shall have ten days from the date the dog is caught within which to recover the dog.

(d) Return of the dog to the licensed owner or keeper shall be dependent on admission of ownership or the keeping of the dog and the assumption of responsibility by the licensed owner or keeper. The Dog Officer shall enter and prosecute a complaint against the owner or keeper of any dog taken into his custody under this section, provided, however, if within the twelve (12) months next preceding this offense the owner or keeper has not been convicted for violation of this Article or a dog owned or kept by him has not been taken into custody for violation of this Article, the Dog Officer may waive prosecution.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) Disposition of complaints. All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of

the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

ARTICLE II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address

and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

ARTICLE III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.

- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.

(f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

- (a) The Commission shall consist of seven members.

The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

(b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
- (2) Animal shelter operations.
- (3) Spaying and neutering programs.
- (4) Affiliations with national and local animal protection societies.
- (5) Knowledge of animal health care and diseases.

Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.

In City Council June 13, 1983.

Passed to be ordained by a yeas and nays vote:- Yeas 6; Nays 1; Absent 2.

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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, 1977 entitled "The Zoning Ordinances of the City of Cambridge" is hereby amended as follows:

Amend the text of the Zoning Ordinance, Section 5.33 as follows:

- (1) In Table 5-3, Table of Dimensional Requirements--Business Districts, on line Business B-1, insert superscript (e) under column (5), "Minimum Yard in Feet," at entries for "Side" and "Rear".
- (2) Replace footnote (e) with the following:
 - (e) Where any lot abuts a residential district, buildings above and below ground shall be set back a minimum of 20 feet from the zoning district boundary line, notwithstanding anything to the contrary provided in Article 6 of this Ordinance. Said setback shall consist exclusively of landscaped green area as defined in Article 2.000. Where the zoning district boundary line splits a lot the minimum 20 foot setback shall be measured from the lot line(s) located in the residential district. At a minimum green area setbacks shall consist of permanently maintained, densely planted trees and shrubs that may be expected to form within three years after time of planting a continuous, unbroken, year-round visual screen. Every effort shall be made to retain the best existing trees in said setbacks to meet the requirements of this section in whole or in part. Plans for landscaping and maintenance shall be approved by the Committee on Public Planting as appointed by the City Manager. No Certificate of Occupancy may be granted until landscaping under the terms of this section is completed.

In City Council June 13, 1983.

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

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.

City of Cambridge

In City Council May 23, 1983

The Ordinance Committee
comprised of the entire membership of the City Council

to which was referred a proposed amendment to the General Ordinances in Chapter Four entitled "Animals", by striking out the present Chapter Four and substituting in place thereof a new Chapter Four, which provides a section regarding "Removal of Canine Wastes", met on Tuesday, May 17, 1983 at 8:30 p. m. in the City Council Chamber.

Councillor Walter J. Sullivan, Chairman, presided and called for the proponents to appear.

Ginger Gay of the Animal Commission appeared at the call of the Chair and stated that the present ordinance regarding "curbing" of dogs does not go far enough, that her office received numerous complaints regarding feces on the sidewalks of the City and urged the Committee to act favorably on the proposed amendment.

The Committee heard from Paul L. Schlaver of 188 Green Street, who read a prepared statement which is appended to the record and designated "A". Mr. Schlaver stated that the proposed amendment was necessary and should be enforced together with the other provisions of the leash law due to the fact that so many people lack respect for the environment, that his garden is constantly desecrated by dogs and his nostrils were filled with odors from excrement. He stated that the proposal will restore lost pride and beauty to the brick and cement walkways.

The Committee heard from Edward Partridge of 318 Harvard Street, who stressed the necessity of protecting blind people from this health menace. He urged favorable enactment and enforcement of the ordinance.

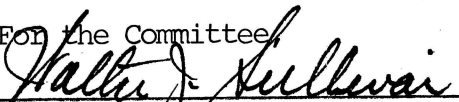
The Committee heard from John Manuel of 6 Hampshire Place, who recorded himself in faovr as did Mr. and Mrs. William F. Dines of 7 Arlington Street, Apartment 26.

Councillor David Sullivan stated the he requested the Animal Commission to draft this ordinance amendment since he had received numerous complaints regarding this nuisance and urged that the proposal be acted upon favorably.

The Chair declared the hearing closed at eight o'clock and forty minutes p. m. when no other proponents or opposition appeared at the call of the Chair.

Councillor Walter Sullivan stated that the proposed amendment would be referred, without recommendation, to the City Council for their consideration on May 23, 1983 and it was so referred.

For the Committee



Councillor Walter J. Sullivan,
Chairman.

REPORT

Committee on Ordinances

In amendment to Chapter Four entitled "Animals" by striking out the present Chapter Four and substituting in place thereof a new Chapter Four providing for the "Removal of Canine Wastes."

In City Council,

May 23, 1983

#10 Unfinished Business

City of Cambridge

MASSACHUSETTS

In City Council

June

198

Open Scope ban -

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

6 1 2

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SM
RFE
A*

Passed to be Ordinance



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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 Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof the following new Chapter Four, which reads as follows:

Chapter 4. ANIMALS

ARTICLE I. In General

- §4-1. Definitions.
- §4-2. Dogs.
- §4-3. Running at large; permits for exhibitions.
- §4-4. Fast driving.
- §4-5. Frightening horses.
- §4-6. Penalty.
- §4-7. Licensing of dogs.
- §4-8. Control of dogs - Fresh Pond Reservation.
- §4-9. Leashing of dogs.
- §4-10. Removal of canine wastes.
- §4-11. Enforcement.
- §4-12. Appointment of Dog Officer.

ARTICLE II. Inspector of Animals

- §4-13. Nominees for Inspector.
- §4-14. Duties of Inspector.
- §4-15. Report to City Manager.

ARTICLE III. Cambridge Animal Commission

- §4-16. Establishment.
- §4-17. Function and purpose.
- §4-18. Membership, Appointment, Term.
- §4-19. Appointment of a Director.

ARTICLE I. In General

Sec. 4-1. Definitions.

As used herein:

(a) Animals shall mean all mammals, fowl and reptiles, except man.

(b) At large shall mean off the premises of the owner or custodian and not under the control of the owner or custodian either by leash, cord, chain or otherwise.

(c) Keep shall mean possessing, controlling, exercising or allowing to run at large.

(d) Owner shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

No person having the care or use of a horse or other beast of burden, carriage, or draught, shall ride, drive or permit such horse or other beast to go at a rate of speed greater than is reasonable and proper, having regard to traffic and the use of the way and the safety of the public.

(G.O. 1943, Ch. 3, §3.)

Sec. 4-5. Frightening horses.

No person shall, by any noise, gestures, words or other means, wantonly and designedly frighten or drive any horse in any street.

(G.O. 1943, Ch. 3, §4.)

Sec. 4-6. Penalty.

Any person who violates any of the provisions of Sections 4-2, 4-3, 4-4 or 4-5 shall be subject to a fine not exceeding fifty dollars (\$50.00) for each offense.

(Ord. No. 765, §6, par. 6, 4-22-68 and part of G.O. 1943, Ch. 3, §1.)

Sec. 4-7. Licensing of dogs.

Every dog three months old or over shall be licensed pursuant to G.L. c. 140, §137. The fee for such license shall, except as otherwise provided, be two dollars (\$2.00) for a spayed or neutered dog and ten dollars (\$10.00) for an unspayed or unneutered dog. As proof that the dog has been spayed or neutered, the owner or keeper shall present to the Director of the Animal Commission or his designee a certificate of the registered veterinarian who performed the operation. If the Director is satisfied that the certificate of the veterinar-

ian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowl-

edge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

(c) Any dog found to be at large in violation of this Article shall be caught and confined by the Dog Officer, who shall notify forthwith the owner or keeper of said dog by telephone or by leaving a written message at his or her place of residence. If the Dog Officer is unable to communicate with the owner or keeper by these means, he shall, within two days of such failure, notify said owner or keeper, by certified mail, return receipt requested. The owner or keeper shall have ten days from the date the dog is caught within which to recover the dog.

(d) Return of the dog to the licensed owner or keeper shall be dependent on admission of ownership or the keeping of the dog and the assumption of responsibility by the licensed owner or keeper. The Dog Officer shall enter and prosecute a complaint against the owner or keeper of any dog taken into his custody under this section, provided, however, if within the twelve (12) months next preceding this offense the owner or keeper has not been convicted for violation of this Article or a dog owned or kept by him has not been taken into custody for violation of this Article, the Dog Officer may waive prosecution.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) Disposition of complaints. All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of

the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

ARTICLE II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address

and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

ARTICLE III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.

- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.

(f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

- (a) The Commission shall consist of seven members.

The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

(b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
- (2) Animal shelter operations.
- (3) Spaying and neutering programs.
- (4) Affiliations with national and local animal protection societies.
- (5) Knowledge of animal health care and diseases.

Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

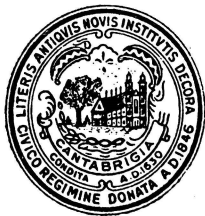
The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.

In City Council June 13, 1983.

Passed to be ordained by a yea and nay vote:- Yeas 6; Nays 1; Absent 2.

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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(c) Keep shall mean possessing, controlling, exercising or allowing to run at large.

(d) Owner shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

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(G.O. 1943, Ch. 3, §3.)

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ian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowl-

edge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

(c) Any dog found to be at large in violation of this Article shall be caught and confined by the Dog Officer, who shall notify forthwith the owner or keeper of said dog by telephone or by leaving a written message at his or her place of residence. If the Dog Officer is unable to communicate with the owner or keeper by these means, he shall, within two days of such failure, notify said owner or keeper, by certified mail, return receipt requested. The owner or keeper shall have ten days from the date the dog is caught within which to recover the dog.

(d) Return of the dog to the licensed owner or keeper shall be dependent on admission of ownership or the keeping of the dog and the assumption of responsibility by the licensed owner or keeper. The Dog Officer shall enter and prosecute a complaint against the owner or keeper of any dog taken into his custody under this section, provided, however, if within the twelve (12) months next preceding this offense the owner or keeper has not been convicted for violation of this Article or a dog owned or kept by him has not been taken into custody for violation of this Article, the Dog Officer may waive prosecution.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) Disposition of complaints. All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of

the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

ARTICLE II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address

and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

ARTICLE III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.

- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.

(f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

(a) The Commission shall consist of seven members. The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

(b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
- (2) Animal shelter operations.
- (3) Spaying and neutering programs.
- (4) Affiliations with national and local animal protection societies.
- (5) Knowledge of animal health care and diseases.

Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.

In City Council June 13, 1983.

Passed to be ordained by a yeas and nays vote:- Yeas 6; Nays 1; Absent 2.

Robert W. Healy, City Manager.

ATTEST:- Paul E. Healy, City Clerk.



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • (617) 498-9017

OFFICE OF
THE CITY CLERK

May 24, 1983

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

Dear Sir:

Enclosed you will find the following proposed amendments:

1. Proposed amendment to the General Ordinances providing for an Inspection Services Department, which was passed to be ordained at the City Council meeting of May 23, 1983.
2. Proposed amendment to the Zoning Ordinances of the City of Cambridge to rezone land in the Manassas Avenue area which was passed to be ordained at the City Council meeting held on May 23, 1983.
3. Proposed amendment to the Zoning Ordinances of the City of Cambridge relative to "Minimum yards in feet" which was passed to a second reading at the City Council meeting held on May 23, 1983.
4. Proposed amendment to the General Ordinances entitled "Connection of Private Fire Alarm Systems to Cambridge Fire Alarm System" which was passed to a second reading at the City Council meeting held on May 23, 1983.
5. Proposed amendment to the General Ordinances of the City of Cambridge in Chapter Four entitled "Animals" which was passed to a second reading at the City Council meeting held on May 23, 1983.
6. Proposed amendment to the General Ordinances of the City of Cambridge relative to the membership of the Commission on Nuclear Disarmament and Peace Education which was passed to a second reading at the City Council meeting held on May 23, 1983.

- 2 -

Would you kindly indicate your approval or disapproval on
the bottom of the above mentioned ordinances and return to this office.

Your kind attention in this matter will be greatly appreciated.

Very truly yours,

Paul E. Healy, City Clerk

PEH/d1

Encs. (6)



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

AN ORDINANCE

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

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

That Chapter Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof a new Chapter Four which provides for the removal of canine wastes.

Passed to a second reading at the City Council meeting held on May 23, 1983 and on or after June 6, 1983 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.

NOTE: Pursuant to the provisions of General Laws, Chapter 43, Section 23, Tercentenary Edition, being a part of the City Charter, the Ordinance as aforesaid, which exceed in length eight octavo pages of ordinary book print may be examined at the Office of the City Clerk in the form of a printed pamphlet during office hours on or after May 24, 1983.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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In the Year One Thousand, Nine Hundred Eighty-Three

AN ORDINANCE

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

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

That Chapter Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof a new Chapter Four which provides for the removal of canine wastes.

Passed to a second reading at the City Council meeting held on May 23, 1983 and on or after June 6, 1983 the question comes on passing to be ordained.

ATTEST:- Paul E. Healy, City Clerk.

NOTE: Pursuant to the provisions of General Laws, Chapter 43, Section 23, Tercentenary Edition, being a part of the City Charter, the Ordinance as aforesaid, which exceed in length eight octavo pages of ordinary book print may be examined at the Office of the City Clerk in the form of a printed pamphlet during office hours on or after May 24, 1983.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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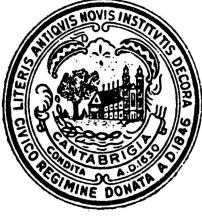
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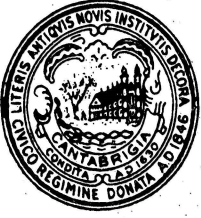
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CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

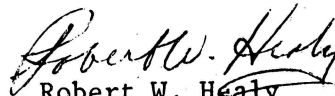
EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

January 24, 1983

To the Honorable, the City Council:

As per City Council Order No. 6 of September 20, 1982, I enclose herewith an Amendment to Chapter 4 of the Code of the City of Cambridge. This amendment clarifies and corrects earlier provisions of the City Ordinance on Animals and provides for a section mandating the "removal of canine wastes".

Very truly yours,


Robert W. Healy
City Manager

RWH/mbf
Enc.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

AN ORDINANCE

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

Chapter Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof the following new Chapter Four, which reads as follows:

Chapter 4. ANIMALS

ARTICLE I. In General

- §4-1. Definitions.
- §4-2. Dogs.
- §4-3. Running at large; permits for exhibitions.
- §4-4. Fast driving.
- §4-5. Frightening horses.
- §4-6. Penalty.
- §4-7. Licensing of dogs.
- §4-8. Control of dogs - Fresh Pond Reservation.
- §4-9. Leashing of dogs.
- §4-10. Removal of canine wastes.
- §4-11. Enforcement.
- §4-12. Appointment of Dog Officer.

ARTICLE II. Inspector of Animals

- §4-13. Nominees for Inspector.
- §4-14. Duties of Inspector.
- §4-15. Report to City Manager.

ARTICLE III. Cambridge Animal Commission

- §4-16. Establishment.
- §4-17. Function and purpose.
- §4-18. Membership, Appointment, Term.
- §4-19. Appointment of a Director.

ARTICLE I. In General

Sec. 4-1. Definitions.

As used herein:

(a) Animals shall mean all mammals, fowl and reptiles, except man.

(b) At large shall mean off the premises of the owner or custodian and not under the control of the owner or custodian either by leash, cord, chain or otherwise.

(c) Keep shall mean possessing, controlling, exercising or allowing to run at large.

(d) Owner shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

No person having the care or use of a horse or other beast of burden, carriage, or draught, shall ride, drive or permit such horse or other beast to go at a rate of speed greater than is reasonable and proper, having regard to traffic and the use of the way and the safety of the public.

(G.O. 1943, Ch. 3, §3.)

Sec. 4-5. Frightening horses.

No person shall, by any noise, gestures, words or other means, wantonly and designedly frighten or drive any horse in any street.

(G.O. 1943, Ch. 3, §4.)

Sec. 4-6. Penalty.

Any person who violates any of the provisions of Sections 4-2, 4-3, 4-4 or 4-5 shall be subject to a fine not exceeding fifty dollars (\$50.00) for each offense.

(Ord. No. 765, §6, par. 6, 4-22-68 and part of G.O. 1943, Ch. 3, §1.)

Sec. 4-7. Licensing of dogs.

Every dog three months old or over shall be licensed pursuant to G.L. c. 140, §137. The fee for such license shall, except as otherwise provided, be two dollars (\$2.00) for a spayed or neutered dog and ten dollars (\$10.00) for an unspayed or unneutered dog. As proof that the dog has been spayed or neutered, the owner or keeper shall present to the Director of the Animal Commission or his designee a certificate of the registered veterinarian who performed the operation. If the Director is satisfied that the certificate of the veterinar-

ian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowl-

edge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

(c) Any dog found to be at large in violation of this Article shall be caught and confined by the Dog Officer, who shall notify forthwith the owner or keeper of said dog by telephone or by leaving a written message at his or her place of residence. If the Dog Officer is unable to communicate with the owner or keeper by these means, he shall, within two days of such failure, notify said owner or keeper, by certified mail, return receipt requested. The owner or keeper shall have ten days from the date the dog is caught within which to recover the dog.

(d) Return of the dog to the licensed owner or keeper shall be dependent on admission of ownership or the keeping of the dog and the assumption of responsibility by the licensed owner or keeper. The Dog Officer shall enter and prosecute a complaint against the owner or keeper of any dog taken into his custody under this section, provided, however, if within the twelve (12) months next preceding this offense the owner or keeper has not been convicted for violation of this Article or a dog owned or kept by him has not been taken into custody for violation of this Article, the Dog Officer may waive prosecution.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) Disposition of complaints. All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of

the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

ARTICLE II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address

and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

ARTICLE III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.

- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.

(f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

- (a) The Commission shall consist of seven members.

The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

- (b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
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Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.



CITY OF CAMBRIDGE

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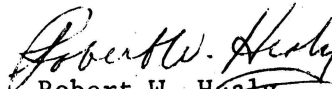
EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

January 24, 1983

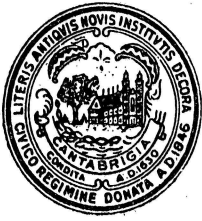
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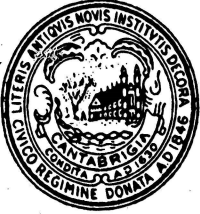
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The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.



18
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CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

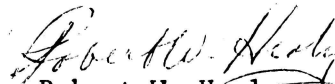
EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

January 24, 1983

To the Honorable, the City Council:

As per City Council Order No. 6 of September 20, 1982, I enclose herewith an Amendment to Chapter 4 of the Code of the City of Cambridge. This amendment clarifies and corrects earlier provisions of the City Ordinance on Animals and provides for a section mandating the "removal of canine wastes".

Very truly yours,


Robert W. Healy
City Manager

RWH/mbf
Enc.



City of Cambridge

In the Year One Thousand, Nine Hundred Eighty-Three

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 Four, entitled "Animals," is hereby amended by striking out the present Chapter Four and substituting in place thereof the following new Chapter Four, which reads as follows:

Chapter 4. ANIMALS

ARTICLE I. In General

- §4-1. Definitions.
- §4-2. Dogs.
- §4-3. Running at large; permits for exhibitions.
- §4-4. Fast driving.
- §4-5. Frightening horses.
- §4-6. Penalty.
- §4-7. Licensing of dogs.
- §4-8. Control of dogs - Fresh Pond Reservation.
- §4-9. Leashing of dogs.
- §4-10. Removal of canine wastes.
- §4-11. Enforcement.
- §4-12. Appointment of Dog Officer.

ARTICLE II. Inspector of Animals

- §4-13. Nominees for Inspector.
- §4-14. Duties of Inspector.
- §4-15. Report to City Manager.

ARTICLE III. Cambridge Animal Commission

- §4-16. Establishment.
- §4-17. Function and purpose.
- §4-18. Membership, Appointment, Term.
- §4-19. Appointment of a Director.

ARTICLE I. In General

Sec. 4-1. Definitions.

As used herein:

(a) Animals shall mean all mammals, fowl and reptiles, except man.

(b) At large shall mean off the premises of the owner or custodian and not under the control of the owner or custodian either by leash, cord, chain or otherwise.

(c) Keep shall mean possessing, controlling, exercising or allowing to run at large.

(d) Owner shall mean any person possessing, keeping, harboring or having custody of an animal.

Sec. 4-2. Dogs.

No person shall own or keep in the City any dog which by barking, biting, howling or in any other manner, disturbs the quiet of any person.

(G.O. 1943, Ch. 3, §1.)

Sec. 4-3. Running at large; permits for exhibitions.

No owner or person having the care of any domestic fowls, or any goats, sheep, swine, horses, oxen, cows, or other grazing animals, shall permit or suffer the same to go at large, or to graze on any street; and no person shall publicly exhibit any animal in the streets or public places of the City except in accordance with a permit from the Superintendent of Streets.

(G.O. 1943, Ch. 3, §2.)

Sec. 4-4. Fast driving.

No person having the care or use of a horse or other beast of burden, carriage, or draught, shall ride, drive or permit such horse or other beast to go at a rate of speed greater than is reasonable and proper, having regard to traffic and the use of the way and the safety of the public. (G.O. 1943, Ch. 3, §3.)

Sec. 4-5. Frightening horses.

No person shall, by any noise, gestures, words or other means, wantonly and designedly frighten or drive any horse in any street. (G.O. 1943, Ch. 3, §4.)

Sec. 4-6. Penalty.

Any person who violates any of the provisions of Sections 4-2, 4-3, 4-4 or 4-5 shall be subject to a fine not exceeding fifty dollars (\$50.00) for each offense. (Ord. No. 765, §6, par. 6, 4-22-68 and part of G.O. 1943, Ch. 3, §1.)

Sec. 4-7. Licensing of dogs.

Every dog three months old or over shall be licensed pursuant to G.L. c. 140, §137. The fee for such license shall, except as otherwise provided, be two dollars (\$2.00) for a spayed or neutered dog and ten dollars (\$10.00) for an unspayed or unneutered dog. As proof that the dog has been spayed or neutered, the owner or keeper shall present to the Director of the Animal Commission or his designee a certificate of the registered veterinarian who performed the operation. If the Director is satisfied that the certificate of the veterinar-

ian who performed the operation cannot be obtained, he may accept in lieu thereof a sworn statement of a veterinarian registered and practicing in the Commonwealth, describing the dog, and stating that he has examined the dog and that, in his opinion, it has been spayed or neutered. No fee shall be charged for a license for a dog specially trained to lead or serve a blind person, if the Division of the Blind certifies that such dog is so trained and actually in the service of a blind person. No part of the fee shall be refunded because of the subsequent death, loss, spaying, castration, removal from the Commonwealth or other disposal of the dog. Nor shall any part of the fee paid by mistake be refunded.

Sec. 4-8. Control of dogs - Fresh Pond Reservation.

Dogs may go unleashed on the Fresh Pond Reservation provided they have been trained by their masters to follow oral commands and provided further that they are not allowed to romp in mowed, grassy areas and provided further that their owners are Cambridge residents who have received Resident Sticker Parking Permits approved by the Water Board and issued by the Traffic Department.

Provided further, that the Water Board post appropriate signs in conspicuous locations throughout the Reservation relative to the control of dogs.

Sec. 4-9. Leashing of dogs.

(a) No person owning or keeping a dog shall permit it to be at large other than on his own premises; if it be on the premises of another person, it shall be with the knowl-

edge and permission of such other person. The owner, keeper or person having custody of a dog which is not on the premises of the owner or upon the premises of another person with the knowledge and permission of such person shall keep the dog under control by means of a chain, rope or cord not exceeding six (6') feet in length of sufficient strength to control the actions of said dog.

(b) In any prosecution hereunder, the presence of such dog at large upon premises other than the premises of the owner or keeper of such dog shall be prima facie evidence that such knowledge and permission was not had.

(c) Any dog found to be at large in violation of this Article shall be caught and confined by the Dog Officer, who shall notify forthwith the owner or keeper of said dog by telephone or by leaving a written message at his or her place of residence. If the Dog Officer is unable to communicate with the owner or keeper by these means, he shall, within two days of such failure, notify said owner or keeper, by certified mail, return receipt requested. The owner or keeper shall have ten days from the date the dog is caught within which to recover the dog.

(d) Return of the dog to the licensed owner or keeper shall be dependent on admission of ownership or the keeping of the dog and the assumption of responsibility by the licensed owner or keeper. The Dog Officer shall enter and prosecute a complaint against the owner or keeper of any dog taken into his custody under this section, provided, however, if within the twelve (12) months next preceding this offense the owner or keeper has not been convicted for violation of this Article or a dog owned or kept by him has not been taken into custody for violation of this Article, the Dog Officer may waive prosecution.

Sec. 4-10. Removal of canine wastes.

It shall be the duty of each person who owns, possesses, or controls a dog to remove and dispose of any feces left by his dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person. No such person shall appear with a dog on any sidewalk, gutter, street or other public area, or on any private property neither owned nor occupied by said person without the means of removal of any feces left by such dog.

Sec. 4-11. Enforcement.

(a) For the purpose of enforcing the provisions of Section 4-9 and Section 4-10, NOTICES OF VIOLATION (appearance tickets) may be issued by Sanitation Inspectors and Code Enforcement Inspectors detailed within the Department of Health and Hospital, by persons appointed as Parking Control Officers detailed within the Department of Traffic and Parking, by any police officer, and by the dog officer, and employees of the Water Department recommended by the Water Board and approved by the Chief of Police in those areas under the jurisdiction of the Water Board.

Any owner or keeper of a dog, who has been observed by a police officer to have violated any provisions of Sections 4-7, 4-8, 4-9 or 4-10 of this Chapter, and who refuses to give proper personal identification of his or her person to said police officer upon request, shall be subject to arrest.

(b) Disposition of complaints. All NOTICES OF VIOLATION (appearance tickets) shall be returnable to the Clerk of

the Cambridge Division, District Court Department of the Trial Court, Middlesex County. Unless the person named on said NOTICE OF VIOLATION appears before said Clerk within twenty-one days of said violation either personally or through an agent duly authorized in writing, or by mailing to such Clerk, with the NOTICE, the fine provided therein, a complaint will be sought against the person named in said NOTICE. If the violation is the first offense under Sections 4-9 or 4-10 of this Chapter committed by such person within a calendar year, the payment to the Clerk of a fine of ten dollars (\$10.00) shall operate as a final disposition of the case. If it is the second offense in a calendar year, payment to the Clerk of a fine of twenty-five dollars (\$25.00) shall operate as a final disposition of the case. If it is the third or subsequent offense in a calendar year, payment of a fine of fifty dollars (\$50.00) shall operate as a final disposition of the case. A violation of Section 4-7 of this Chapter shall be punishable by a fine of not more than fifteen dollars (\$15.00) for each offense.

Sec. 4-12. Appointment of Dog Officer.

A full time Dog Officer and an Assistant shall be appointed by the City Manager and shall have the responsibility of enforcing this Article.

ARTICLE II. Inspector of Animals

Sec. 4-13. Nominees for Inspector.

The City Manager shall annually, in March, nominate one (1) or more Inspectors of Animals, and before April 1 send to the Director of Livestock Disease Control the name, address

and occupation of each nominee. Such nominee shall not be appointed until approved by the Director.

(G.O. 1943, Ch. 2, §168.)

Sec. 4-14. Duties of Inspector.

In addition to the duties required of him by the statutes, and acts in amendment thereof, Inspector of Animals shall professionally visit, attend and treat, whenever necessary or requested by the City Manager, any and all of the horses owned by the City and shall physically examine and report upon all horses offered for sale to the City.

(G.O. 1943, Ch. 2, §169.)

Sec. 4-15. Report to City Manager.

He shall annually, in January, and whenever requested by the City Manager, make a full and detailed report of all matters pertaining to his department, with such suggestions as he may deem proper.

(G.O. 1943, Ch. 2, §170.)

ARTICLE III. Cambridge Animal Commission

Sec. 4-16. Establishment.

There shall be and hereby is established a Cambridge Animal Commission.

Sec. 4-17. Function and purpose.

It shall be the function of the Commission to facilitate and promote programs affecting animal control within the City of Cambridge. Such programs shall include:

- (a) A low cost spaying and neutering program.

- (b) A euthanasia program.
- (c) A dog pound and adoption program.
- (d) An animal census program.
- (e) A citizen education program.

(f) Such other activities which, by and with the approval of the City Manager, are considered necessary and appropriate to insure effective animal control within the City of Cambridge.

Sec. 4-18. Membership, Appointment, Term.

- (a) The Commission shall consist of seven members.

The Chief of the Cambridge Police Department and the Commissioner of Health and Hospital shall be permanent members of the Commission. The remaining five members shall be appointed initially by the City Manager to serve for the following terms:

- (1) One member shall serve for a one year term.
- (2) Two members shall serve for a two year term.
- (3) Two members shall serve for a three year term.

After the initial terms all Commissioners shall be appointed for a term of three years.

- (b) Members of the Commission shall have demonstrated ability in the animal welfare field with related experience in any of the following:

- (1) Public information programs.
- (2) Animal shelter operations.
- (3) Spaying and neutering programs.
- (4) Affiliations with national and local animal protection societies.
- (5) Knowledge of animal health care and diseases.

Sec. 4-19. Appointment of a Director.

The City Manager shall appoint a Director from a list of names recommended by the Commission. The Director shall have general charge of all animal control activities in the City.

It shall be the function of the Director to coordinate activities of all departments and divisions of City government which affect the control of animals within the City of Cambridge, and to provide such other related services as are deemed necessary and proper by the Commission, subject to the approval of the City Manager.

The Director shall serve a term of employment to be determined by the Commission by and with the approval of the City Manager.

RECEIVED BY
OFFICE OF CITY CLERK

MAY 16 12-83
2 29 PM '83

CAMBRIDGE, MASS.

Dear City Council;

Since I'll be unable to attend the meeting scheduled for May 17, I would like to comment by letter. I am strongly in favor of the pooper-scooper law. Our city, over the years has gotten more and more congested, and unfortunately more dirty. A friend recently visited me from California and the relevant comment was, "Cambridge looks like a big litter box". I remember when this wasn't so. Over the years we have become more conscientious about picking up and not littering. Unfortunately it appears that we are just making more room for dog waste. I would like to point out that curbing a dog, which is our present unenforced law, does not work. We all walk on the street, whether we are hard core pedestrians or just going from the car to the house. I hope that this new law will bring with it some enforcement of the leash law as well.

I would like to take this opportunity to comment about the Lincoln School as well. As it is, the mentally handicapped have to use the facilities of Somerville, and I think it is now time for Cambridge to provide this care since space appears to be available. I also have misgivings of changing a school into residential housing. Zero population growth worked for a couple of years, but by observing most of my friends and acquaintances, I think that they are making up for lost time now. I remember reading that the neighbors complained that houses had been taken by eminent domain to build the school, and if it is converted, and we then find ourselves in need of a school in that area, who's homes are to be taken by eminent domain then? Please consider the consequences.

Thank you,

Mary McKinnon
Leonard Ave., Cambridge

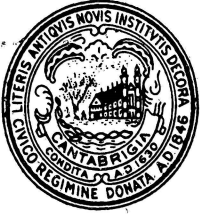
Comm. from Mary McKinnon Re: a proposed amendment to the General Ordinances with regard to the removal of canine wastes.

In City Council,

May 16, 1983

5/16/83

*Referred to the
Committee 5/17/83*



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 498-9011

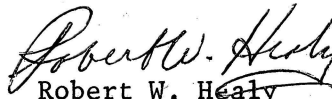
EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

January 24, 1983

To the Honorable, the City Council:

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Very truly yours,


Robert W. Healy
City Manager

RWH/mbf
Enc.

Re: proposed amendment to the General Ordinances in Chapter Four entitled "Animals" by striking out the present Chapter Four and substituting a new Chapter Four in place thereof.

6/13/83 - Passed to be Ordained

6/16/83 - published - Chronicle

In City Council,
January 24, 1983

1/24/1983

To Ordinance

Committee

Copy sent to Councilor Walter Sullivan,
Chairman, Comm. on Ordinances 1/25/83
ml