



AMENDED PUBLICATION

Ordinance No. 853.
Final Publication No. 1853.
First Publication in the
Cambridge Chronicle-Sun
September 18, 1975.
CITY OF CAMBRIDGE
In the Year
One Thousand,
Nine Hundred seventy-five
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 13, entitled: "Offenses" is hereby amended by adding at the end thereof a new Article VIII, entitled: "Arrest Without Warrant" Section 13-19 entitled: "Penalty for Vandalism, Destruction of Property and Other Related Offenses." which reads as follows:

ARTICLE VIII
ARREST WITHOUT WARRANT
Section 13-19. Penalty for Vandalism, Destruction of Property and Other Related Offenses.

No person shall wilfully, and maliciously, intentionally and without right:

A. Break down, injure, remove or destroy a monument erected for, or tree marked for, the purpose of designating the boundaries of a town or of a tract or lot of land, or a milestone, mileboard or guideboard erected upon a public way or railroad, or deface or alter the inscription on any such stone or board.

B. Mar or deface a building or signboard, or extinguish a light, or break, destroy or remove a lamp, lamp post, railing or post erected on a bridge, sidewalk, public way, court or passage.

C. Deface or otherwise injure, remove, interfere with or destroy any traffic regulating sign, light, signal, marking or device lawfully erected or placed under public authority on any public way.

D. Or Wantonly and without cause, destroy, deface mar or injure a schoolhouse, church or other building erected or used for purposes of education or religious instruction, or for the general diffusion of knowledge, or an outbuilding, fence, well or appurtenance of such schoolhouse, church or other building, or furniture, apparatus or other property belonging thereto or connected therewith.

E. Or wantonly and without cause, destroy, deface mar or injure any playground apparatus or equipment located in a public park or playground.

F. Destroy, injure, deface or mar a dwelling house or other building, whether upon the inside or outside.

G. Mar or injure the walls, wainscoting or any other part of a courthouse, or any other building or room used for county business or any building belonging to the Commonwealth or any building belonging to the City of Cambridge or the appurtenances thereof, by cutting, writing or otherwise.

H. Maliciously remove, displace, destroy, deface, mar or injure any monument, tablet or other device erected to mark an historic place or to commemorate an historic event.

Whoever violates any provision of this ordinance in the presence of a police officer authorized to serve criminal process and the identity of such person is unknown to the officer, such person may be arrested by such officer and detained in a safe place without a warrant until his identity is ascertained.

Reasonable diligence shall be exercised by the arresting officer in ascertaining the identity of the offender and when identified he shall be released from arrest unless a warrant was issued against him. If the offender is known to the police officer, he shall seek a complaint in court against such offender.

If upon conviction under the above City Ordinance, it is shown that the act committed was a first offense, and if the person makes restitution to the party injured, the Justice of the District Court may continue the case without finding.

In City Council September 29, 1975

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

James L. Sullivan, City Manager.

ATTEST:

Paul E. Healy,
City Clerk

(c) Oct 9

