



# CITY OF CAMBRIDGE

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

## LAW DEPARTMENT

RUSSELL B. HIGLEY  
CITY SOLICITOR

MICHAEL C. COSTELLO  
ASSISTANT CITY SOLICITOR

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

May 5, 1982

Mr. Paul E. Healy  
City Clerk  
City Hall  
Cambridge, MA

Re: Proposed amendment to the General Ordinances to  
increase the fine for violation of ordinances

Dear Mr. Healy:

I have received your memorandum of April 30, with attachments, on the above subject.

As you know, G.L. c. 40, §21, as amended by St. 1981, c. 109, provides that the maximum penalty for breach of an ordinance is \$300. There are, however, a few ordinances for breach of which a higher penalty is authorized by Special Act. For example, Section 1(f) of the rent control ordinance (no. 966) specifies a penalty of \$500. The draft submitted by Councillor David Sullivan would provide for these exceptional ordinances.

Very truly yours,

Russell B. Higley  
City Solicitor

RBH:jl

1st Suggest Devis.

Add at the end

AFTER the word "dollars"

insert the specific

penalty is A FINE

- OF GREATER AMOUNT -

Proposed

Amendment

By

O. A. Sullivan

Sec. 1-10. Territorial applicability.

This Code shall refer only to the omission or commission of acts within the territorial limits of the City and to that territory outside this City over which the City has jurisdiction or control by virtue of any Constitutional or Charter provisions, or any law.

Sec. 1-11. General penalty; continuing violation.

Whenever in this Code or in any ordinance of the City any act is prohibited or is made to be unlawful, or whenever in such Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision of this Code or any ordinance shall be punished by a fine not exceeding Fifty (\$50.00) Dollars.

Each day any violation of any provision of this Code or of any ordinance shall continue shall constitute a separate offense.

(G.O. 1943, Ch. 1, §11.)

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CITY OF CAMBRIDGE  
INTEROFFICE CORRESPONDENCE

To Russell B. Higley, City Solicitor

Date April 30, 1982

From Paul E. Healy, City Clerk

Reference

Subject Proposed amendment to the General Ordinances to  
increase the fine for violation of ordinances

Dear Mr. Higley:

The City Council at its meeting of April 26, 1982 considered the enclosed proposed amendment to the General Ordinances of the City of Cambridge, increasing the fine from \$50 to \$300 for the violation of any provisions of the General Ordinances. Enclosed also you will find a proposed amendment offered by Councillor David Sullivan, but not acted upon.

After consideration, the City Council referred on motion of Councillor Duehay, both the proposed amendment and the amendment offered by Councillor David Sullivan to the Committee on Ordinances.

Will you review both of these items and submit drafts on the alternatives, prior to action by the City Council and the Committee on Ordinances.

PEH/mh

Enclosures



# City of Cambridge

In the Year One Thousand, Nine Hundred and Eighty-two

## AN ORDINANCE

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

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 the General Ordinances of the City of Cambridge also referred to as "Cambridge City Code" is hereby amended by striking the following: "the violation of any such provision of this Code or any ordinance shall be punished by a fine not exceeding Fifty (\$50.00) Dollars" as appearing in Section 1.11 in lines 5-7 thereof and inserting in place thereof the following: "and notwithstanding that there is a specific penalty provided therefor, the violation of any such provision of this Code or any ordinance shall be punished by a fine not exceeding Three Hundred (\$300.00) Dollars."



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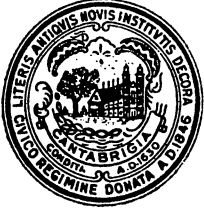
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Dated 5/10 9/26/82

# City of Cambridge

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In the Year One Thousand, Nine Hundred and Eighty-two

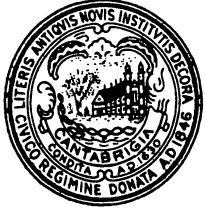
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CAMBRIDGE, MASSACHUSETTS 02139  
Tel. 498-9011

EXECUTIVE DEPARTMENT  
ROBERT W. HEALY  
City Manager

April 26, 1982

To the Honorable, the City Council:

I transmit herewith proposed 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", providing for increasing from \$50.00 to \$300.00 the fine for violating any provisions of this Code or any ordinance.

Very truly yours,

Robert W. Healy  
City Manager

RWH/b

0-39

Re: proposed amendment to the General Ordinances of the City of Cambridge providing for increasing the fine for violating any provisions of the City Code or any ordinance from \$50 to \$300.

12/30/82 No Action  
Taken

In City Council,

April 26, 1982

4/26/82

MOTION OF C.

Russell To Convey

on Ordinance

Adopted

Copy sent to the Chairman of  
the Ordinance Committee 4/27/82  
mb