



City of Cambridge.

IN BOARD OF ALDERMEN,

April 24th, 1900.

Moved by Alderman Carstein,

That the order having in view the establishment of a Board of Survey, be referred to the Committee on Revision of the City Charter, with request to consider the advisability to so amend the Charter that the authority now vested in the City Council in regard to public highways, streets and town ways be extended to include also private streets and ways; and that hereafter no person or Corporation shall lay out, construct or build any street or way on private land, except by authority of the City Council and in conformity with such ordinances as may be established upon the acceptance of this amendment.

The Section to be amended being Section 16.

Last
Karp

motion
by Ald. Carstén
Apr. 24 1900.

The Section to be amended being Section 16.

Established upon the acceptance of this amendment.

Council and in conformity with such ordinances as may be or-

dered or may be hereafter made, except by authority of the City

Council or Corporation shall lay out, construct or build any

or include also private streets and ways; and that hereafter

in regard to public highways, streets and town ways be extended

the same shall be subject to the same as in the City Council

Charter, with reference to consider the advisability to so amend

of Survey, be referred to the Committee of Legislation of the City

That the order having in view the establishment of a Board

Moved by Alderman Carstén.

April 24th. 1900.

IN BOARD OF ALDERMEN

CITY OF CAMBRIDGE.

AN ACT
TO ESTABLISH A
BOARD OF SURVEY
FOR THE
CITY OF CAMBRIDGE

AN ACT

TO ESTABLISH A BOARD OF SURVEY FOR THE CITY OF CAMBRIDGE.

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

1 Section 1. The Mayor of said City shall appoint, in January, in
2 the year nineteen hundred and one, subject to confirmation by the
3 Board of Aldermen of said City, three persons, citizens of said City,
4 to constitute a Board of Survey for said City, to serve, one for the
5 term of one year, one for the term of two years and one for the term
6 of three years from the first day of January in said year and until
7 their respective successors are appointed and confirmed; and there-
8 after the Mayor of said City shall appoint annually, in the month of
9 January, subject to confirmation by the Board of Aldermen of said
10 City, one citizen of said City, to serve as a member of said Board for
11 the term of three years from the first day of January in that year or
12 until his successor is appointed and confirmed. Any vacancy occur-
13 ring in said Board shall be filled by an appointment as aforesaid, for
14 the remainder of the unexpired term. The salaries of the members
15 of said Board shall be fixed by ordinance.

1 Section 2. Any person or corporation contemplating laying out or
2 locating and constructing any street or way in said City after the
3 passage of this Act shall, before beginning such construction, submit
4 to said Board of Survey suitable plans, to be prepared in accordance
5 with such rules and regulations as said Board may prescribe. Upon
6 the receipt of such plans, together with a petition for their approval,
7 said Board shall give a public hearing thereon, after advertising such
8 a hearing once a week for two successive weeks in a newspaper pub-
9 lished in said City, the last advertisement to be at least two days
10 before such hearing; and after such hearing said Board may alter
11 such plans and determine where such street or way shall be located,
12 and the widths and grades thereof, and shall so designate on said
13 plans. Said plans shall then be approved and signed by said Board
14 and filed in the office of the City Engineer of said City, who shall
15 attest thereon the date of filing.

1 Section 3. The Board of Survey shall from time to time cause to
2 be made under its direction plans of such territory or sections of land
3 in said City as said Board may deem necessary, showing thereon the

4 location of such streets or ways, whether already laid out or not, as
 5 said Board shall be of opinion the present or future interests of the
 6 public will require in such territory, showing clearly the directions,
 7 widths, and grades of each street or way, and may employ such
 8 assistants and incur such expenses as it may deem necessary therefor,
 9 not exceeding the amount of money appropriated by the City for said
 10 purpose. Said Board, before making any such plan, shall give a pub-
 11 lic hearing as to the locations, directions, widths, and grades of streets
 12 or ways in the territory to be shown on the plan, after advertising
 13 such hearing once a week for two successive weeks in a newspaper
 14 published in said City, the last advertisement to be at least two days
 15 before such hearing, and shall, after making any such plan, give a
 16 like notice of hearing thereon, and keep the plan open to public in-
 17 spection for one month after the first advertisement of such hearing.
 18 Such plan thereafter, and after the alterations deemed necessary by
 19 said Board have been made thereon, shall be marked as made under
 20 the provisions of this Act, shall be signed by said Board and, after
 21 being so signed, shall be filed in the office of the City Engineer of said
 22 City, who shall attest thereon the date of such filing.

1 Section 4. The powers of the Board of Aldermen of said City in
 2 regard to highways shall not be abridged by this Act in any manner,
 3 except as provided in this Section, and the powers given them in
 4 this Act shall be in addition to the powers now exercised by them.
 5 After the passage of this Act no street or way in the City of
 6 Cambridge, shown on any plan filed as aforesaid, shall be laid out,
 7 located anew, altered or widened, and no such street or way, whether
 8 already or hereinafter laid out, shall be constructed by any public
 9 authority, except in accordance with the provisions of this Act. If
 10 any person or corporation shall hereafter open for public travel any
 11 private way, the location, direction, widths and grades of which have
 12 not previously been approved in writing by said Board of Survey
 13 in the manner provided in this Act, then neither the City nor any
 14 other public authority shall place any public sewer, drain, water
 15 pipe or lamp in, or do any public work of any kind on, such private
 16 way so opened to public travel contrary to the provisions of this
 17 Act; provided, however, that this provision shall not prevent the
 18 laying of a trunk sewer, water or gas main, as engineering demands
 19 may require.

1 Section 5. If any building shall hereafter be placed or erected in
 2 said City upon land within the boundaries of any street or way shown

3 on any of the plans filed as aforesaid, or on land adjacent to any such
4 street or way, the grade of which at the time of placing or erecting
5 such building is other than the grade shown on said plans, or on land
6 adjacent to any street or way, the plan and profile of which has not
7 been approved by said Board of Survey, no damages caused to any
8 building so placed or erected by the construction of such street or
9 way, as shown on said plans, or caused to any building so placed
10 or erected, or to the land upon which said building is placed or
11 erected, by the subsequent change of grade of any street or way,
12 the plan of which has not been approved by said Board of Survey,
13 shall be recovered by or paid to the owner of the whole or any part
14 of the estate of which the land upon which said building so placed
15 or erected formed a part, from or by said City.

1 Section 6. The said City may from time to time appropriate
2 sums of money to be expended by said Board of Survey for carrying
3 out the provisions of this act. No expenditures shall be made in
4 excess of such appropriations.

1 Section 7. This Act shall take effect upon its passage.



City of Cambridge.

IN COMMON COUNCIL,

Jan 16, 1900

Ordered,

that His Honor the Mayor be hereby requested to petition the General Court at its ^{present} ~~next~~ session to provide for the appointment by the Mayor of a board of three commissioners, which shall locate and lay out streets in the city of Cambridge to provide for the future growth of the city, in general to conform to the provisions of chapter 323 of the Acts of 1891 as later amended.

Albert H. Hall

ADOPTED,

Sent to the
Board of Aldermen for concurrence.

Attest

Edward H. Conner

Clerk.

IN BOARD OF ALDERMAN

Jan. 16

1900

Laid on the table.

*Jan. 23, 1900. Taken from the table and
referred to the Committee on Roads & Bridges*

Sent to the
Common Council for Concurrence.

Attest

Edward H. Conner

City Clerk.

IN COMMON COUNCIL.

Read and passed for action
and CONCORDED Jan. 23 1900

ATTEST: *Edward V. [Signature]* CLERK.

Order
relative to petitioning the
Legislature for appointment
of commissioners to locate
and lay out streets in
the City of Cambridge.
Jan. 16 '00.

Recd. Feb. 8

W. H. [Signature]
Considered Hall



City of Cambridge.

IN COMMON COUNCIL,

January 16th, 1900. 189

Ordered,

That His Honor the Mayor be hereby requested to petition the General Court at its present session, to provide for the appointment by the Mayor of a Board of Three Commissioners which shall locate and lay out streets in the City of Cambridge to provide for the future growth of the City, in general to conform to the Provisions of Chapter 323 of the Acts of 1891, as later amended.

ADOPTED

Sent to the

Board of Aldermen for concurrence.

Attest

Edward A. Rumbhan

Clerk.

In Board of Aldermen Jan. 16 1900

Laid on the table.

Jan. 23, 1900. Taken from the table and ref'd to the Committee on Roads & Bridges. - Sent to the Common Council for concurrence.

IN COMMON COUNCIL:

Attest *Edward A. Rumbhan*
City Clerk

CONCURRED

Jan. 23, 1900
Receded from former action, and

ATTEST

Edward A. Rumbhan
CLERK.

In Common Council
April 3, 1900

ADOPTED,

Sent to the

Board of Aldermen for concurrence.

Attest

Edward A. Rumbhan

Clerk.

City of Cambridge,

APR 23 1900

Presented to the Mayor
for approval

City Clerk

ORDER

authorizing the Mayor
to petition for authority to
appoint Commissioners of
Survey.

Jan. 16 1900

over

MAYORS RECORDS, VOL. PAGE ...

EXECUTIVE DEPARTMENT,
APPROVED, May 3, 1900.
Mayor

IN BOARD OF ALDERMEN

April 3 1900

Laid on the table.

April 10, 1900 " " for two weeks, ordered
printed & transmitted to members, with copy
of proposed bill
April 24, 1900. Taken from the table and
passed.

Attest Edward J. Brandon
City Clerk

City of Cambridge

IN COMMON COUNCIL,

April 3rd, 1900.

The Joint Standing Committee on Roads and Bridges, to which was referred an order that the Mayor be requested to petition the General Court at its present session to provide for the appointment of a Board of Commissioners to locate and lay out streets etc.,

Reports

That the order ought to pass. Accompanying this report is a proposed "Bill to establish a Board of Survey in the City of Cambridge," such as is contemplated under the present order.

For the Committee,

Wm. J. Rounds

*Report received and
recommendation*

ADOPTED,

Sent to the
Board of Aldermen for concurrence.

Attest

Good A. Quinlan

Clerk.

See Order

REPORT. 77

Committee on Roads & Bridges
upon an order relative to
petitioning to the General Court
for authority to appoint Commissioners
of Survey.

Apr. 3. 1901

Committee Reports