



CITY OF CAMBRIDGE

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September 10, 1996

Robert W. Healy
City Manager
795 Massachusetts Avenue
Cambridge, MA 02139

Re: Council Order #050 (7/29/96); Ordinance requiring nursing
homes in Cambridge to be air conditioned

Dear Mr. Healy:

In response to the above Council Order, I enclose an Ordinance requiring that all Cambridge nursing homes be air conditioned. In my opinion, the City can enact this Ordinance under its Home Rule power.

Very truly yours,

Russell B. Higley
Russell B. Higley

RBH/jb
Enclosure



City of Cambridge

In the Year One Thousand, Nine Hundred Ninety Six

AN ORDINANCE

In amendment to an ordinance entitled the "Cambridge Municipal Code."

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

Title 8 of the Cambridge Municipal Code (Health and Safety) is hereby amended by adding thereto a new Chapter 8.64 (Nursing Homes) as follows:

Chapter 8.64

NURSING HOMES

Sections:

- 8.64.010 Definitions
- 8.64.020 Air Conditioning required
- 8.64.030 Enforcement

8.64.010 Definitions

"Nursing home," any institution or facility providing nursing care which is licensed under G.L. c. 111, §71.

8.64.020 Air Conditioning required

Every nursing home in Cambridge shall be provided with cooling facilities capable of maintaining a room temperature of 85 degrees F. (29 degrees C.) in all bed-rooms and common rooms therein.

8.64.030

Enforcement-Penalty

A. Criminal Penalty. Any person who violates any provision of this Chapter shall be liable to a fine not exceeding \$300 for each offense. Each day's violation shall constitute a separate offense.

B. Noncriminal disposition. As an alternative penalty, any person who violates any provision of this Chapter may be penalized by a noncriminal disposition as provided in G.L. c. 40, §21D. For the purpose of this section, the following officials shall be enforcing persons: Police Officers and Inspectional Services Inspectors. The penalty for each violation shall be \$50. Each day's violation shall constitute a separate offense.

ORD#3A\NSGHOMES



CITY OF CAMBRIDGE
CAMBRIDGE, MASSACHUSETTS 02139

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4.

EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

October 7, 1996

To The Honorable, The City Council:

In response to Council Order No. 50, of July 29, 1996 regarding preparing an ordinance requiring all nursing homes in Cambridge to be air conditioned, please find attached a report from City Solicitor Russell B. Higley.

Very truly yours,

Robert W. Healy
City Manager

RWH/mec
attachment

Consent Agenda #4

5-487

Relative to Council Order No. 50,
of July 29, 1996 regarding preparing
an ordinance requiring all nursing
homes in Cambridge to be air
conditioned.

In City Council October 7, 1996

Referred to
Ordinance Committee

Copy sent to Councillor
D. Kelley
10-9-96
MC