



# City of Cambridge

24.

Amended Order

IN CITY COUNCIL

January 13, 1997

COUNCILLOR TRIANTAFILLOU  
 VICE MAYOR BORN  
 COUNCILLOR DAVIS  
 COUNCILLOR DUEHAY  
 COUNCILLOR GALLUCCIO  
 MAYOR RUSSELL  
 COUNCILLOR SULLIVAN  
 COUNCILLOR TOOMEY

WHEREAS: Many local communities are passing by-laws which would limit the location, height or structure of cellular towers in their communities; and

WHEREAS: This is a result of the decision made by the Department of Public Utilities last year to no longer consider telecommunications companies to be public service corporations under the state law which removed the companies' exemption from the local zoning laws; and

WHEREAS: The Department of Public Utilities is reconsidering its decision in the siting of cellular phone towers; now therefore be it

ORDERED: That the City Manager be and hereby is requested to arrange for a representative of the City of Cambridge to appear at the Department of Public Utilities public hearing to be held on Friday, January 24, 1997 at 10:00 a.m. in Boston on the siting of cellular phone towers; and report back to the City Council on what transpired; and be it further

ORDERED: That the City Manager be and hereby is requested to report to the City Council as to what regulations currently exist which would pertain to the regulations of cellular towers. ✓

In City Council January 13, 1997

Adopted as amended by the affirmative vote of nine members.

Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

D. Margaret Drury  
 City Clerk



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Original Order

**IN CITY COUNCIL**

January 13, 1997

## COUNCILLOR TRIANTAFILLOU

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24.

Councillor TRIANTAFILLOU

Whereas:

MANY LOCAL COMMUNITIES ARE PASSING BY LAWS WHICH WOULD LIMIT THE LOCATION, HEIGHT OR STRUCTURE OF CELLULAR TOWERS IN THEIR COMMUNITIES; AND

Whereas:

THIS IS A RESULT OF THE DECISION MADE BY THE DEPARTMENT OF PUBLIC UTILITIES LAST YEAR TO NO LONGER CONSIDER TELECOMMUNICATIONS COMPANIES TO BE PUBLIC SERVICE CORPORATIONS UNDER THE STATE LAW WHICH REMOVED THE COMPANIES' EXEMPTION FROM THE LOCAL ZONING LAWS; AND

Whereas:

THE DEPARTMENT OF PUBLIC UTILITIES IS RECONSIDERING ITS DECISION IN THE SITING OF CELLULAR PHONE TOWERS; NOW THEREFORE BE IT ORDERED:

THAT THE CITY MANAGER BE AND HEREBY IS REQUESTED TO ARRANGE FOR A REPRESENTATIVE OF THE CITY OF CAMBRIDGE TO APPEAR AT THE DEPARTMENT OF PUBLIC UTILITIES PUBLIC HEARING TO BE HELD ON FRIDAY, JANUARY 24, 1997 AT

10:00 AM in Boston on the siting of cellular  
phone towers.

# MASS INNOVATIONS

## Community policing goes to school

The town of Eastham has turned community policing into an educational experience.

In an effort to create a bridge between police and the youth in its community, Eastham has stationed a full-time police officer at Nauset Regional High School (enrollment 911).

"We were trying to be proactive in dealing with our students and the police," said Nauset Regional Principal Thomas Conrad. "We sat down with (Eastham Police Chief Donald Watson) and came up with a plan that would allow an officer to work with the kids on a daily basis. We felt it was important to do this because many of the issues that affect our community also impact our schools."

After two years of preparation, Officer Eric Stewart was assigned to the Nauset Regional beat in October.

"Eric is also the Drug Abuse Resistance Education officer at the high school and has worked with the health and drivers education classes at the school," Conrad said. "At first we had him visiting the school one day a week, and then last year we had him up there for an entire week before going ahead with our full-time plan in October.

"Eric defuses potential problems. Being able to stop things before they unfold has been invaluable. Take weekend parties. As the gossip mills turn out rumors, Eric is able to talk to the kids about the ramifications of wild parties. And the kids do think twice."

While at the school, Stewart targets three problem areas: violence, smoking, and drugs and alcohol. He pays close attention to smoking since the Eastham Board of Health recently adopted a regulation prohibiting the possession of

tobacco products by anyone under the age of 18. The new rule calls for a \$50 fine for each infraction.

"This is probably one of the most satisfying things I've ever done, but also one of the most challenging," said Stewart, himself a graduate of the school. "I find I'm part counselor, educator and police officer."

Stewart works 7 a.m. to 3:30 p.m., Monday through Friday. He also attends school dances and sporting events.

"The program is going very well," said Watson. "Eric's presence is making inroads with our communication with the youth of the community. He's on the police department's payroll, though some D.A.R.E. money helps compensate for the after-school events."

The key to the program, according to Conrad, is the officer's ability to work with the students.

"The person has to like

kids and be able to relate to kids," said Conrad. "Without that, the program could be in jeopardy. We're lucky, Eric is that type of officer. He's looked up to, and the students feel they can talk to him."

For more information on the program, contact Conrad at (508) 255-1505.

- Ken Carty

*This monthly column highlights some of the innovative approaches and strategies Massachusetts municipalities are using to deliver services and solve problems. The objective is to give our readers some ideas to consider, and to provide a resource, listed at the end of each item, so readers can obtain more information.*

*If you know of a Mass Innovation that could be featured in this column, contact Publications Editor John Ouellette at (800) 882-1498, or fax information to (617) 695-1314. \**

## DPU schedules cellular tower hearing

The Department of Public Utilities will hold a hearing Friday, Jan. 24, in a case that could determine the role of municipalities in the siting of cellular phone towers.

The DPU is reconsidering its decision of last Feb. 9 to no longer consider telecommunications companies to be "public service corporations" under state law, a decision that removed the companies' exemption from local zoning laws.

Prior to last February's decision, DPU Order 95-59, the

DPU retained final say in the siting of cellular towers.

Nextel and other telecommunications companies have appealed Order 95-59, resulting in the DPU's ongoing reconsideration.

The hearing will be held at 10 a.m. at the DPU office in Boston. The deadline for submitting testimony is Friday, Jan. 17, at 5 p.m.

Many communities are facing pressure to place these towers in their communities and are finding that their bylaws do not ad-

dress the problems associated with this issue. Communities are passing bylaws to limit the location, height or structure of the cellular towers and are negotiating agreements for services such as public safety communications equipment in order to accept the towers in their communities. In Ipswich, a cellular tower was placed in a church steeple to hide it from view, and steeple renovations were paid for by the telecommunications company.

Current participants in the DPU proceeding are Nextel Communications, AT&T Wireless Services & Wireless PCS, Bell Atlantic NYNEX Mobile, Sprint Spectrum, Cellular One, the city of Marlborough and the town of Hanover Planning Board.

The MMA is a limited participant, as is the Massachusetts Federation of Planning and Appeals Boards.

Contact: Thatcher W. Kezer III

# More than half respond to MMA Census

By Deborah Eagan

Fifty-four percent of cities and towns (188) and 59 percent of regional school districts (47) had responded to the MMA Fiscal 1997 Employee Census of the Cities and Towns as of Dec. 18.

The census is the MMA's first comprehensive municipal employment level research project.

The intent of the project is to track and conduct trend analysis of employment levels in municipal program areas of: general government, human services/cultural, inspection and planning, public safety, public works and school systems. Other project goals are to follow trends in privatization and regionalization of municipal services.

Census data is being used to create a database of information on employment levels

in local government, local school systems and regional school districts. The MMA Research Unit will issue a project report in February and results will also be posted in the MMA Census conference on Massachusetts Local Net™, the MMA's on-line computer bulletin board service for local officials.

The MMA census will be conducted in September of each even-numbered year.

The census deadline for regional school districts was Dec. 13. The deadline for municipalities was Dec. 20. Several cities and towns have requested census deadline extensions.

For more information or assistance in completing the MMA census, contact MMA Research Associate Deborah Eagan at (800) 882-1498, or by e-mail at: [deborah\\_m.\\_eagan@mma.org](mailto:deborah_m._eagan@mma.org). \*

## MIIA distributes risk management guide

The Massachusetts Interlocal Insurance Association is providing a "Public Officials Risk Management Manual" to cities and towns in its Property and Casualty Group.

The manual, authored by Donald G. Henslee, David P. Ryan, and David M. Richards, is a common-sense guide to a wide range of issues facing all municipalities, such as an employment decision, a disciplinary action or even the purchase of a personal computer system. The reference guide is designed to help elected and appointed officials deal effectively with potentially difficult issues, such as employment discrimination, competitive bidding, police protection, and student rights and discipline.

The goal of the manual is to help municipalities identify and avoid expensive and time-consuming situations that could result in claims or lawsuits.

The manual's theme is that every public official should be knowledgeable regarding the powers and limitations of his or her position, and that acting on impulse can enhance the possibility of lawsuits.

The manual complements the numerous risk management and loss control guides and programs that MIIA currently provides to its members.

- Larry Joseph

The following cities and towns have returned the MMA census as of Dec. 18:

<b>Barnstable County</b>	Boxford	Belchertown	Wellesley
Barnstable	Danvers	Easthampton	Wrentham
Bourne	Essex	Granby	Plymouth County
Falmouth	Gloucester	South Hadley	Bridgewater
Orleans	Ipswich	Westhampton	Hanson
Truro	Lynn	Williamsburg	Hingham
Wellfleet	Lynnfield	Worthington	Lakeville
<b>Berkshire County</b>	Manchester-by-the-Sea	<b>Middlesex County</b>	Marion
Adams	Merrimac	Acton	Norwell
Becket	Methuen	Arlington	Pembroke
Egremont	Middleton	Ashland	Plymouth
Great Barrington	North Andover	Bedford	Plympton
Hancock	Peabody	Burlington	Rockland
Hinsdale	Rockport	Chelmsford	Scituate
Lenox	Rowley	Dracut	Wareham
Monterey	Salem	Dunstable	Whitman
Mount Washington	Salisbury	Everett	<b>Suffolk County</b>
New Marlborough	West Newbury	Framingham	Boston
North Adams	Franklin County	Groton	Revere
Otis	Ashfield	Holliston	Winthrop
Sandisfield	Bernardston	Hopkinton	<b>Worcester County</b>
Sheffield	Buckland	Hudson	Ashburnham
Stockbridge	Charlemont	Lexington	Barre
Tyringham	Colrain	Littleton	Berlin
West Stockbridge	Deerfield	Lowell	Bolton
Williamstown	Greenfield	Marlborough	Boylston
Windsor	Hawley	Melrose	Charlton
<b>Bristol County</b>	Heath	North Reading	East Brookfield
Attleboro	Monroe	Reading	Fitchburg
Dartmouth	Montague	Somerville	Gardner
Easton	New Salem	Stow	Harvard
Fairhaven	Rowe	Sudbury	Holden
Mansfield	Shelburne	Tewksbury	Hubbareston
New Bedford	Warwick	Townsend	Leominster
North Attleborough	Wendell	Wakefield	Lunenburg
Norton	Whately	Watertown	Mendon
Raynham	<b>Hampden County</b>	<b>Norfolk County</b>	Milford
Rochester	Agawam	Bellingham	North Brookfield
Seekonk	Brimfield	Eraintree	Northborough
Somerset	Chicopee	Brookline	Northbridge
Taunton	Granville	Dover	Oakham
Westport	Holyoke	Foxborough	Oxford
<b>Dukes and Nantucket County</b>	Ludlow	Medfield	Paxton
Edgartown	Monson	Medway	Phillipston
Nantucket	Palmer	Millis	Sturbridge
Tisbury	Southwick	Needham	Warren
West Tisbury	Wales	Plainville	West Boylston
<b>Essex County</b>	Westfield	Randolph	Westborough
Amesbury	Wilbraham	Sharon	Westminster
	<b>Hampshire County</b>	Stoughton	Winchendon
		Walpole	Worcester

The following regional school districts have returned census forms:

Acton-Boxborough	Dover Sherborn	Mohawk Trail	South Middlesex
Amherst Pelham	Frontier	Nashoba	Voc Tech
Ashburnham	Gill Montague	Nashoba Valley	South Shore
Westminster	Greater Fall River	Voc Tech	Voc Tech
Assabet Regional	Diman Voc Tech	New Salem	Southeastern
Valley Voc Tech	Greater Lawrence	Wendell	Voc Tech
Blackstone Millville	Voc Tech	North Middlesex	Southern Berkshire
Blue Hills Voc-Tech	Greater Lowell	Northborough and Southborough	Southern Worcester County Voc Tech
Bristol County	Voc Tech	North Shore	Tech
Agricultural	Hampshire	Voc Tech	Southwick Tolland
Bristol Plymouth	King Philip	Old Colony	Spencer East
Voc Tech	Lincoln Sudbury	Voc Tech	Brookfield
Cape Cod Voc Tech	Masconomet	Pioneer Valley	Triton
	Mendon Upton	Quabog	Upper Cape Cod
Central Berkshire	Montachussets	Ralph C. Mahar	Voc Tech
Concord Carlisle	Voc Tech	Silver Lake	Whitman Hanson
Dennis Yarmouth	Mount Greylock		



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Born, Davis, Awhay, Callucao, Russell  
Consent ORDER #24 *Sullivan + Tormey*  
Councillor Triantafillou re: By-Laws  
which would limit the location, height  
or structure of cellular towers. *CM-30*

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In City Council January 13, 1997

**ORDER ADOPTED**

*As Amended*