

City of Cambridge

in the year one thousand eight hundred and forty  
six.

An Ordinance

to prevent unlawful and injurious practices in  
the Streets and other public places in the City

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

1. No person shall break or dig up the ground or  
stones in any street lane or alley or on any  
sidewalk or common in the city - or erect any  
staging for building or place or deposit any  
stone bricks timber or other building materials  
thereon - without first obtaining a written  
licence from the Mayor and aldermen or  
some person authorised by them to grant such  
licence and complying in all respects with  
the conditions <sup>of such</sup> of the licence
2. The mayor and aldermen may grant a  
licence in writing to any person - for the pur-  
pose of building or other lawful purposes - to dig  
up - obstruct or incumber so much and such  
parts of any street lane alley sidewalk or other  
public place in the city <sup>and to occupy the same</sup> ~~on such terms and~~  
conditions as they shall deem to be safe and proper -
3. Whenever any street lane alley sidewalk or other  
public place in the city shall under any licence

granted as provided in the preceding section  
be dug up, obstructed incumbered or otherwise  
rendered thereby unsafe or inconvenient for  
travellers. The person, so licensed, shall put and  
at all times keep up a suitable railing or fence  
round the section or parts of any street lane  
alley or other public place so dug up, obstructed  
or incumbered so long as the same shall be or  
remain unsafe or inconvenient as aforesaid  
and shall also keep one or more lighted lanterns  
fixed to such fence or in some other proper  
manner every night from twilight in the even-  
ing and through the whole night - so long  
as such railing or fence shall be kept standing -  
He shall also within such reasonable time  
as the Mayor and aldermen shall direct  
amend and repair such street, lane, alley,  
sidewalk or public place to the acceptance of  
said board or the Superintendent of Streets -

4. From and after the passing of this ordinance  
no person shall make erect or maintain any  
doorstep - portico porch ~~other or passageway~~ <sup>entrance or passageway</sup>  
any cellar or basement. or any other structure  
in or upon any street lane alley or sidewalk  
in the city without permission in writing from  
the Mayor and aldermen -

No person shall suffer the platform or grate of  
the entrance or passageway ~~to~~ <sup>or which may hereafter be constructed</sup> to his cellar or  
basement. heretofore constructed, in any street lane  
alley or sidewalk - to rise above the even surface  
of such street lane alley or sidewalk. and  
every such entrance or passageway shall be  
at all times kept covered by a suitable and

substantial platform or grate - or in case it shall be kept open - it shall be guarded and protected by a sufficient railing on both sides thereof - at least two feet and an half high and well lighted at night - No person shall permit or suffer his well cistern or drain in any street lane ~~or~~ alley or sidewalk in the city to be or remain open or uncovered unless the same shall be inclosed by a strong and safe curb guard or fence -

5. If any person shall dig or sink or cause to be dug or sunk any well cellar cistern drain or other cavity in the ground, near to or adjoining any street lane or alley in the city - he shall put up and at all times keep up so long as it shall be necessary for the purpose, a railing or fence on or near the line of such street lane or alley - sufficient to guard and protect travellers and passengers from falling into or being injured thereby -

~~No person shall put or place or cause to be put or placed in any street lane alley or other public place in the city any house-dirt ashes ~~ashes~~ garbage shreds shavings - filth, such offals oystershells or other kind of rubbish except in such place and in such manner as the mayor and aldermen shall prescribe -~~

7. No person shall suffer his firewood coal or other fuel in any quantity to remain unnecessarily on any sidewalk or in any street lane or alley

in the city over night or after twilight in the evening. If the same must, of necessity remain after twilight or through the night - the owner thereof shall place <sup>and keep</sup> a sufficient light over or near the same through the night in order to give notice thereof to travellers and passengers and thereby prevent injury to them -

§ <sup>Insert Substantive</sup> No mules, horses, cows, or other neat cattle shall be permitted <sup>to</sup> go at large in any of the streets or highways

§ 9<sup>th</sup> No person shall ride any horse or drive any horses or horses attached to ~~any~~ a carriage of any description either of burden or pleasure or cause the same to ~~be~~ <sup>be</sup> ~~rode~~ or driven in any street lane or alley or over any bridge in the city at an immoderate gait so as to endanger or expose to injury any person standing walking or riding in or on the same. (~~nor shall any person~~ ~~be~~ ~~permitted~~ ~~to~~ ~~ride~~ ~~or~~ ~~drive~~ ~~any~~ ~~such~~ ~~horse~~ ~~or~~ ~~horses~~ ~~at~~ ~~any~~ ~~rate~~ ~~or~~ ~~pace~~ ~~or~~ ~~in~~ ~~any~~ ~~street~~ ~~lane~~ ~~or~~ ~~alley~~ ~~when~~ ~~riding~~ ~~or~~ ~~driving~~ ~~faster~~ ~~than~~ ~~a~~ ~~walk~~.) And every person, having any truck cart wagon or other team of burden under his care shall when driving or passing in or upon any street lane alley or bridge in the city, hold the reins of his <sup>horse</sup> horses in his hand or be in such position and so near the team he is driving as to be able, at all times to guide restrain and govern the same -

10 ~~§~~ No person shall unnecessarily drive wheel or draw any coach cart or other carriage of burden or pleasure or drive or permit any horse under his care to go upon any sidewalk in the city or otherwise occupy obstruct or incumber any such sidewalk so as to interfere with the convenient use of the same by all passengers - No person shall stop his team or carriage or unnecessarily place any other obstruction or any flagging stones laid in or across any street lane or alley in the city -

11 ~~§~~ No person shall move or assist in moving any house shop or other building through any street lane or alley or over any bridge in the city without first obtaining a written license therefor as provided in the second section -

12 Any person who shall throw or put or cause to be thrown or put any snow or ice into any street lane or ~~alley~~ in the city shall cause the same to be broken up and spread evenly over the surface of such street lane or alley -

~~13~~ The tenant <sup>there</sup> ~~and~~ in case ~~there~~ be no tenant - the owner of any building or lot of land, bordering on any street lane or alley in the city - where there is a sidewalk, shall cause the snow at any time thereon to be removed from the sidewalk, and paving his premises - and spread evenly on the surface of the street - within ~~two~~ hours after the ~~falling~~ snow shall have ceased falling if in the day time or before two of the clock in the afternoon - if the snow ceased falling

(during the freight breeze)

13. No person shall swim or bathe in any of the waters within or surrounding the city so as to be exposed to the view of passengers or other persons in any street lane alley or house within the city -

~~14~~ No person shall expose in or upon any street lane alley - public place or common in the city any table or device of any kind by or upon which any game of hazard or chance can be played - nor shall any person play any such game at such table or device in or upon any street lane alley public place or common in the city -

No person shall place or keep any table stall booth or other erection in any street lane alley or public place or on the common or any sidewalk in the city for the sale of fruit or other thing - without permission from the Mayor and aldermen -

15. No person shall - except in the performance of some duty required by law - discharge any gun pistol or other firearm loaded with balls or shot or with powder only within the principal inhabited parts of the city or within fifty rods of any dwelling house therein -

~~16~~ No person shall injure deface or destroy any guide post or guide board. any lamp post

or lamp or lantern <sup>thereon</sup> heretofore erected or which shall be erected <sup>in the city</sup> or any <sup>free</sup> building fence post or other <sup>thing set</sup> erected or made for the use or ornament of the city =

17. No person shall behave himself in a rude or disorderly manner. or use any indecent profane. or insulting language in any street lane alley or other public place in the city - or near any dwelling house <sup>or</sup> other building <sup>sidewalk or upon any</sup> <sup>doorstep</sup> or be or remain upon any portico or other projection from any such house or other building - to the annoyance or disturbance of any person; nor shall any person by any voice, gestures or other ~~means~~ means. wantonly and designedly frighten or drive any horse in any street or other public place in the city Add final amendment

18 Any person who shall offend against any of the provisions of this ~~and~~ Ordinance shall forfeit and pay for each offence a sum not exceeding twenty dollars.

19. The city council shall have power to give names to all streets and squares which shall hereafter be laid out. and to change the name of any street or square when they see fit -

20 All sidewalks which may have <sup>been</sup> heretofore accepted by the town of Cambridge or which shall be accepted by the City. shall be kept in repair by the city. provided however that all

such repairs of the same as shall be rendered necessary by any act of the owner or occupant of the adjoining land or by any defect in the buildings thereon or by any other cause under the contract of such owner or occupant, shall be made by such owner or occupant. and if they shall neglect to make such <sup>repairs</sup> - the same shall be made by the city at ~~the~~ the expense of such owner or occupant

21. The city clerk shall enter in a book, to be kept for the purpose the names of all the streets in the city alphabetically arranged - which have been or hereafter shall be laid out - and also a list of all sidewalks that now are or hereafter may be accepted - the date of the acceptance and the names of the owners of the adjacent estates

Add new Section

Ordinance #100 relating to unlawful & injurious practices in the streets -

Board of Aldermen June 1. 1846

Read twice, and passed to be enrolled, with the amendments annexed. L. R. Paige, Clerk.

In Common Council June 1. 1846  
 passed concerning, with all the amendments made by the Mayor & Alderman excepting the 17th section which was nonconcurring  
 L. S. Newell Clerk

In Board of Aldermen  
 June 1. 1846.

Voted to ~~insist on~~ insist on the amendment of Section 17. L. R. Paige, Clerk.

In Common Council

June 9. 1846 voted to insist in nonconcurring  
 L. S. Newell Clerk

In Common Council  
 May 25/46 passed & be enrolled  
 L. S. Newell Clerk  
 In Common Council  
 May 18/1846. Read & ordered to a second reading 18th June 1846  
 L. S. Newell Clerk

L. S. Newell Clerk

yellow and Amendments and do of  
In 2<sup>d</sup> section the line with the words "as may be necessary therefor" and insert  
the word "and" at the end of the line

After the <sup>the</sup> ~~insert the following~~ amendment  
insert

From the 1<sup>st</sup> of the persons shall carry or balls of any kind on  
his person or in any vehicle or on any horse or in any  
wagon or on any other conveyance or in any building or  
in any enclosure or in any place or in any way or  
by any means or in any manner or by any person or  
in any way or by any means or in any manner or by any person

\* Add to the following section which is <sup>section 10</sup>  
the following section

Place this  
at the end of  
the section

~~The following section~~

Section 10 shall be amended to read as follows  
after the ~~following~~ ~~section~~  
which shall be ~~added~~ ~~to~~ ~~the~~ ~~end~~ ~~of~~ ~~the~~ ~~section~~  
which shall be ~~added~~ ~~to~~ ~~the~~ ~~end~~ ~~of~~ ~~the~~ ~~section~~  
which shall be ~~added~~ ~~to~~ ~~the~~ ~~end~~ ~~of~~ ~~the~~ ~~section~~

Structure and the better section of insert the  
following instead thereof -

No person shall permit any horse  
swine, goat, cow or other neat cattle  
belonging to him or under his control



In Board of Aldermen of June 1846. Aldermen Hastings  
and Fisk were appointed a committee of confer-  
ence - with such as the Common Council may join,  
sent down for concurrence.

L. R. Paige, Clerk

In Common Council of June 1846

Concurred & Miss Lodge Sherman  
Whitney joined

L. S. Newell

The Committee of Conference

Clerk

agree that the amendment to the 17th section  
shall read as follows - No person shall play at  
foot ball or Hurley, or fly or play Kites or Balloons  
or throw any stones, or any street lane or  
alley of the City

By order of the Committee J. Hastings  
J. Hastings

In Board of Aldermen  
June 9, 1846

Report accepted & the amendment  
adopted. Sent down for concurrence.

L. R. Paige, Clerk

In Common Council

June 9, 1846 Concurred

L. S. Newell Clerk

