4/17/91

APPROVED
Russell B. Higley
CITY SOL[illegible]

OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 349-4260

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

April 3, 1991

Russell B. Higley
City Solicitor
City Hall
Cambridge, MA

Dear Sir:

Enclosed you will find copies of three proposed amendments to the Municipal Code of the City of Cambridge which were passed to be ordained at the City Council meeting held on April 1, 1991 as follows:

1. Proposed amendment to the Municipal Code regarding the Interim Parking Control Committee.

2. Proposed amendment regarding Licenses and Permits of Delinquent Taxpayers.

3. Proposed amendment regarding the establishment of a Coordinating Council for Children, Youth and Families, also known as "Kids Council."

Would you kindly review these amendments and indicate your approval or disapproval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

Joseph E. Connarton

Joseph E. Connarton
City Clerk

JEC/dl

Encs. (3) Ordinance numbers 1118, 1119 & 1120.

c.c. Joseph Cellucci, Commissioner, Inspectional Services
Councillor Duehay, Chairman, Ordinance Committee
Birge Albright, Law Dept.

4/17/91 APPROVED Russell B Higley CITY SOLICITOR

OFFICE OF THE CITY CLERK

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(617) 349-4260

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

March 25, 1991

Mr. Russell B. Higley
City Solicitor
City Hall
Cambridge, MA

Dear Mr. Higley:

Enclosed you will find copies of proposed amendments to the Municipal Code of the City of Cambridge which were passed to a second reading at the City Council meeting held on March 18, 1991 as follows:

1. Council for Children, Youth and Families, also known as "Kids Council".

2. Licenses and Permits of Delinquent Taxpayers.

Enclosed also you will find a proposed amendment to the Municipal Code for the City of Cambridge regarding Mandatory Recycling which was passed to be ordained at the City Council meeting held on March 18, 1991.

Finally you will find a copy of a proposed amendment to the Zoning Ordinances of the City of Cambridge which failed to be ordained at the City Council meeting held on March 18, 1991.

Would you kindly review these amendments and indicate your approval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 349-4260

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

April 3, 1991

Russell B. Higley
City Solicitor
City Hall
Cambridge, MA

Dear Sir:

Enclosed you will find copies of three proposed amendments to the Municipal Code of the City of Cambridge which were passed to be ordained at the City Council meeting held on April 1, 1991 as follows:

1. Proposed amendment to the Municipal Code regarding the Interim Parking Control Committee.

2. Proposed amendment regarding Licenses and Permits of Delinquent Taxpayers.

3. Proposed amendment regarding the establishment of a Coordinating Council for Children, Youth and Families, also known as "Kids Council."

Would you kindly review these amendments and indicate your approval or disapproval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

Joseph E. Connarton

Joseph E. Connarton
City Clerk

JEC/dl

Encs. (3) Ordinance numbers 1118, 1119 & 1120.

c.c. Joseph Cellucci, Commissioner, Inspectional Services
Councillor Duehay, Chairman, Ordinance Committee
Birge Albright, Law Dept.

ORDINANCE NO. 1118.

Final publication number 2530. First publication in the Chronicle on March 7, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-One

AN ORDINANCE

In amendment to the"Municipal Code of the City of Cambridge".

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

That Chapter 10.16 is hereby amended in Section 10.16.050 entitled "Interim Parking Control Committee" by striking out the first sentence in said section and substituting in place thereof the following new first sentence which reads as follows:

All applications for controlled parking facility permits and determinations of exclusion shall be reviewed by an Interim Parking Control Committee (IPCC or Committee) comprised of of five Cambridge residents with appropriate experience, appointed by the City Manager.

In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote:- Yeas 6; Nays 2; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk

ORDINANCE NO. 1119.

Final publication no. 2531. First publication in the Chronicle on March 21, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

5.48.010 Tax Collector to furnish list of delinquent taxpayers

The Assistant City Manager for Fiscal Affairs, as the Cambridge official responsible for records of all municipal taxes, assessments, betterments and other municipal charges (hereinafter

referred to as the "Tax Collector"), shall annually furnish to each city department, board, commission or division which issues licenses or permits, including renewals and transfers, (hereinafter referred to as the "licensing authority") a list of all persons, corporations, partnerships or other business enterprises which have neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve-month period and which have not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board. (Such persons, corporations, partnerships or other business enterprises shall hereinafter be referred to as "parties").

5.48.020 Revocation of license of delinquent taxpayer; Notice and hearing

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be

respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the City as of the date of issuance of said certificate.

5.48.030 Payment agreement

Any party shall be given an opportunity to enter into a delinquent tax payment agreement with the Tax Collector, thereby allowing the licensing authority to issue a license. The validity of said license shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by law.

5.48.040 Waiver of denial, suspension or revocation

The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

5.48.050 Exclusion of certain licenses and permits

This Chapter shall not apply to the following licenses and permits: open burning, G.L. c. 48, §13; bicycle permits, G.L. c. 85, §11A; sales of articles for charitable purposes, G.L. c. 101, §33; children work permits, G.L. c. 149, §69; clubs, associations dispensing food or beverage licenses, G.L. c. 140, §21E; fishing, hunting, trapping license, G.L. c. 131, §12; marriage licenses, G.L. c. 207, §28; and theatrical events, public exhibition permits, G.L. c. 140, §181 and §183A.

In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk.

ORDINANCE NO. 1120.

Final publication number 2532. First publication in the Chronicle on March 21, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-One

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:

The Cambridge Municipal Code is hereby amended by striking out the existing Chapter 2.84 and substituting in place thereof the following new Chapter 2.84:

Chapter 2.84

Coordinating Council for Children, Youth and Families, also known as "Kids Council."

Sections:

2.84.010 Established

2.84.020 Function and Purpose

2.84.030 Membership - Appointment - Term

2.84.040 Membership - Qualifications

2.84.050 Officers - Quorum - Rules and Regulations - Committees

2.84.060 Executive Director

2.84.070 Powers and Duties

2.84.010 Established

There shall be established in Cambridge a Coordinating Council for Children, Youth and Families (the Council).

2.84.020 Function and Purpose

The Council will direct a comprehensive local response to the needs of children, their families and other caregivers, in accordance with the guiding principles set forth in the Children, Youth and Family Policy Plan. These principles are:

To promote services and other activities that are preventive rather than reactive.

To promote services and other activities that are coordinated rather than fragmented, and that result in improved accessibility.

To encourage innovative responses to needs.

To generate activities that create opportunities for all children, their families, and other caregivers.

To support families, their choices, and their strengths, recognizing diversity and the many different choices that families make about how to bring up happy and healthy children.

To promote services and other activities that are comprehensive, oriented to the needs of children and families seen as whole people.

2.84.030 Membership - Appointment - Term

A. Council Members shall be comprised of the following offices, disciplines and interests:

The Mayor

A member of the City Council

A member of the School Committee

The City Manager

The Superintendent of Schools

The Assistant City Manager for Human Services

The Commissioner of Health & Hospitals

A member of the philanthropic community

A representative from a State agency serving children, youth and families

A representative of the corporate/business community

A representative of the university community

A representative from the early childhood community

Five members shall represent the community-at-large and/or represent active parents groups or other groups involved with children and their families. These members shall be residents of the City.

Three members shall be identified to serve one year terms. These members shall represent specific areas to be addressed by the Council's agenda or other identified interests relating to children (for example, a person involved with children's issues nationally).

B. The Council shall have an Executive Committee comprised of a subset of the Council and including the Chair to enact the business of the full Council between Council meetings.

C. The Council at all times shall be representative of the socio-economic, racial and ethnic composition of the City as well as of different neighborhoods and shall have members who are resource people as well as individuals with children who are consumers of services.

D. City Council and School Committee members shall be appointed by the City Manager with advice and recommendations from the Mayor. All other members shall be appointed by the City Manager with advice and recommendations from the City Council. The City Manager shall consult with groups involved with children and

shall advertise widely to obtain names of qualified candidates.

E. Elected and appointed officials shall hold terms coterminous with their election or appointment.

F. The other members shall be appointed initially for terms of one, two, and three years. After the initial term, all Council Members shall be appointed for a term of three years, except for the three, one-year term members.

G. If any appointed Council Member misses half of the scheduled meetings of the Council during a calendar year, the absences of the Council Member shall be reviewed by the Chair and the Chair shall recommend appropriate action to the City Manager.

H. Vacancies on the Council shall be filled no later than sixty days after the vacancy occurs; and if a vacancy occurs prior to the expiration of the member's term, an appointment shall be made for the remainder of the term.

2.84.040 Membership - Qualifications

A. All prospective Council Members shall have belief in and support the special interests of children and must have a willingness to work on behalf of all the City's children to ensure they have the opportunity to maximize their individual potential and healthy development.

B. Every effort will be made to appoint Council Members residing in the City of Cambridge.

2.84.050 Officers - Quorum - Rules and Regulations - Committees

A. The Council shall meet as often as necessary to conduct

its business but no less than four times annually.

B. The Council shall be chaired by the Mayor. If the Mayor chooses not to chair, he or she will approve another Chair from among Council Members.

C. Eleven members shall constitute a quorum for the purpose of conducting the business of the Council, and all decisions shall be by majority vote of the Council members present and voting.

D. The Council may adopt rules and regulations consistent with this chapter and the laws of the Commonwealth to carry out the policy and provisions of this chapter and the powers and duties of the Council in connection therewith.

E. All records of the Council shall be public except as provided by State law.

F. Council Members shall serve without compensation but reasonable per diem and necessary expense reimbursement shall be paid out of the budget of the Council.

G. Council Members shall be classified as special municipal employees for the purposes of Chapter 268A of the Massachusetts General Laws.

H. The Council shall develop a committee structure. To broaden participation from the community, members of these committees will be a mix of Council Members and the community-at-large. Parents shall be represented on all committees. The chair or co-chair of each committee shall be a Council Member. The Council shall advertise widely to obtain names of qualified candidates. The committees will include:

A Public Policy Committee to monitor and make recommendations regarding local, state, and federal policies impacting children, youth and families.

A Program Committee to continually assess social service needs and trends and to highlight areas that need attention.

A Development Committee to assist the Council's grant writing and fundraising operations.

A Research and Evaluation Committee to develop evaluation tools for the Council's identified plans and to measure, to the extent possible, outcomes of the Council's work. It shall produce every three years a report on the status of children in Cambridge.

The Council shall have authority to create other such committees or redesign existing committees to ensure the Council's effectiveness. In some cases, advisory committees with particular expertise that coincides with Council priorities will be formed to guide the Council.

2.84.060 Executive Director

A. There shall be an Executive Director of the Council, who shall be appointed by the City Manager with the advice and recommendations of the Council.

B. The Executive Director shall have demonstrated administrative expertise, a background of direct participation in the provision of children's services, and the ability to work cooperatively with the diverse segments of the City.

C. The Executive Director will be sited within a city department from which he or she will receive administrative support.

2.84.070 Powers and Duties

The powers and duties of the Council shall include the following:

A. Recommend children, youth and family policy to the City Manager, the City Council, the School Committee and other appropriate committees.

B. Review and make recommendations regarding the City's allocation of resources affecting children, youth and families to the City Manager and other appropriate officials.

C. Act as a catalyst in mobilizing and coordinating other efforts within the City aimed at responding to the needs of children, youth and families.

D. Act as a clearinghouse for efforts within the City aimed at responding to the needs of children, youth and families.

E. Act as an advocate with regard to State and Federal policies which impact on the City's children, youth and families.

F. Mobilize and coordinate resources available to Council Members and organizations they may represent to develop joint projects to respond to the needs of children, youth and families.

G. Enlist the cooperation of various racial, religious and ethnic groups, civic and community organizations, labor organizations, fraternal and benevolent organizations, and other

groups and organizations to further the intent and purposes of this chapter.

H. Raise and direct funds to support the projects and priorities of the Council and accept money, gifts and services for these purposes.

I. Encourage youth input through the creation of specific opportunities for youth to provide their perspectives on their lives, community and issues facing them.

In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote: Yeas 7; Nays 0; Absent 2.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk.

C. C. 106

City of Cambridge

MASSACHUSETTS

In City Council April 1 199/

Delinquent taxpayers, licenses & Permits #4

	YEA	NAY	ABSENT	PRESENT	
Mr. Ed Cyr	✓				
Mr. Francis H. Duehay	✓				
Mr. Jonathan S. Myers	✓				
Mr. Kenneth E. Reeves	✓				
Mrs. Sheila T. Russell	✓				
Mr. Walter J. Sullivan			✓		
Mr. Timothy J. Toomey, Jr.	✓(2)		+(1)		
Mr. William H. Walsh	✓				
Mayor Alice K. Wolf	✓				
	~~9~~ 8	0	~~2~~ 1		

ORDINANCE NO. 1119.

Final publication no. 2531. First publication in the Chronicle on March 21, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

5.48.010 Tax Collector to furnish list of delinquent taxpayers

The Assistant City Manager for Fiscal Affairs, as the Cambridge official responsible for records of all municipal taxes, assessments, betterments and other municipal charges (hereinafter

referred to as the "Tax Collector"), shall annually furnish to each city department, board, commission or division which issues licenses or permits, including renewals and transfers, (hereinafter referred to as the "licensing authority") a list of all persons, corporations, partnerships or other business enterprises which have neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve-month period and which have not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board. (Such persons, corporations, partnerships or other business enterprises shall hereinafter be referred to as "parties").

5.48.020 Revocation of license of delinquent taxpayer; Notice and hearing

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be

respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the City as of the date of issuance of said certificate.

5.48.030 Payment agreement

Any party shall be given an opportunity to enter into a delinquent tax payment agreement with the Tax Collector, thereby allowing the licensing authority to issue a license. The validity of said license shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by law.

5.48.040 Waiver of denial, suspension or revocation

The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

5.48.050 Exclusion of certain licenses and permits

This Chapter shall not apply to the following licenses and permits: open burning, G.L. c. 48, §13; bicycle permits, G.L. c. 85, §11A; sales of articles for charitable purposes, G.L. c. 101, §33; children work permits, G.L. c. 149, §69; clubs, associations dispensing food or beverage licenses, G.L. c. 140, §21E; fishing, hunting, trapping license, G.L. c. 131, §12; marriage licenses, G.L. c. 207, §28; and theatrical events, public exhibition permits, G.L. c. 140, §181 and §183A.

In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk.

ORDINANCE NO. 1119.

Final publication no. 2531. First publication in the Chronicle on March 21, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

AN ORDINANCE

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The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

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In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk.

ORDINANCE NO. 1119.

Final publication no. 2531. First publication in the Chronicle on March 21, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

AN ORDINANCE

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

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In City Council April 1, 1991.

Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.

Robert W. Healy, City Manager.

ATTEST:- Joseph E. Connarton, City Clerk.

OFFICE OF THE CITY CLERK

CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139

(617) 349-4260

JOSEPH E. CONNARTON
CITY CLERK

JOHN E. FLYNN
DEPUTY CITY CLERK

March 25, 1991

Mr. Russell B. Higley
City Solicitor
City Hall
Cambridge, MA

Dear Mr. Higley:

Enclosed you will find copies of proposed amendments to the Municipal Code of the City of Cambridge which were passed to a second reading at the City Council meeting held on March 18, 1991 as follows:

1. Council for Children, Youth and Families, also known as "Kids Council".

2. Licenses and Permits of Delinquent Taxpayers.

Enclosed also you will find a proposed amendment to the Municipal Code for the City of Cambridge regarding Mandatory Recycling which was passed to be ordained at the City Council meeting held on March 18, 1991.

Finally you will find a copy of a proposed amendment to the Zoning Ordinances of the City of Cambridge which failed to be ordained at the City Council meeting held on March 18, 1991.

Would you kindly review these amendments and indicate your approval on the bottom and return to this office.

Your kind attention in this matter will be greatly appreciated.

Sincerely yours,

Joseph E. Connarton
City Clerk

JEC/dl

Encs. First publication number 2529, 2528, Ordinance number 1117 and Unfinished Business Item number three.

c.c. Councillor Duehay, Chairman, Committee on Ordinances
Joseph Cellucci, Inspectional Services Commissioner
Birge Albright, Law Dept.

FIRST PUBLICATION NO. 2529.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-One

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:

The Cambridge Municipal Code is hereby amended by striking out the existing Chapter 2.84 and substituting in place thereof the following new Chapter 2.84:

Chapter 2.84

Coordinating Council for Children, Youth and Families, also known as "Kids Council."

Sections:

2.84.010 Established

2.84.020 Function and Purpose

2.84.030 Membership - Appointment - Term

2.84.040 Membership - Qualifications

2.84.050 Officers - Quorum - Rules and Regulations - Committees

2.84.060 Executive Director

2.84.070 Powers and Duties

2.84.010 Established

There shall be established in Cambridge a Coordinating Council for Children, Youth and Families (the Council).

2.84.020 Function and Purpose

The Council will direct a comprehensive local response to the needs of children, their families and other caregivers, in accordance with the guiding principles set forth in the Children, Youth and Family Policy Plan. These principles are:

To promote services and other activities that are preventive rather than reactive.

To promote services and other activities that are coordinated rather than fragmented, and that result in improved accessibility.

To encourage innovative responses to needs.

To generate activities that create opportunities for all children, their families, and other caregivers.

To support families, their choices, and their strengths, recognizing diversity and the many different choices that families make about how to bring up happy and healthy children.

To promote services and other activities that are comprehensive, oriented to the needs of children and families seen as whole people.

2.84.030 Membership - Appointment - Term

A. Council Members shall be comprised of the following offices, disciplines and interests:

The Mayor

A member of the City Council

A member of the School Committee

The City Manager

The Superintendent of Schools

The Assistant City Manager for Human Services

The Commissioner of Health & Hospitals

A member of the philanthropic community

A representative from a State agency serving children, youth and families

A representative of the corporate/business community

A representative of the university community

A representative from the early childhood community

Five members shall represent the community-at-large and/or represent active parents groups or other groups involved with children and their families. These members shall be residents of the City.

Three members shall be identified to serve one year terms. These members shall represent specific areas to be addressed by the Council's agenda or other identified interests relating to children (for example, a person involved with children's issues nationally).

B. The Council shall have an Executive Committee comprised of a subset of the Council and including the Chair to enact the business of the full Council between Council meetings.

C. The Council at all times shall be representative of the socio-economic, racial and ethnic composition of the City as well as of different neighborhoods and shall have members who are resource people as well as individuals with children who are consumers of services.

D. City Council and School Committee members shall be appointed by the City Manager with advice and recommendations from the Mayor. All other members shall be appointed by the City Manager with advice and recommendations from the City Council. The City Manager shall consult with groups involved with children and

shall advertise widely to obtain names of qualified candidates.

E. Elected and appointed officials shall hold terms coterminous with their election or appointment.

F. The other members shall be appointed initially for terms of one, two, and three years. After the initial term, all Council Members shall be appointed for a term of three years, except for the three, one-year term members.

G. If any appointed Council Member misses half of the scheduled meetings of the Council during a calendar year, the absences of the Council Member shall be reviewed by the Chair and the Chair shall recommend appropriate action to the City Manager.

H. Vacancies on the Council shall be filled no later than sixty days after the vacancy occurs; and if a vacancy occurs prior to the expiration of the member's term, an appointment shall be made for the remainder of the term.

2.84.040 Membership - Qualifications

A. All prospective Council Members shall have belief in and support the special interests of children and must have a willingness to work on behalf of all the City's children to ensure they have the opportunity to maximize their individual potential and healthy development.

B. Every effort will be made to appoint Council Members residing in the City of Cambridge.

2.84.050 Officers - Quorum - Rules and Regulations - Committees

A. The Council shall meet as often as necessary to conduct

its business but no less than four times annually.

B. The Council shall be chaired by the Mayor. If the Mayor chooses not to chair, he or she will approve another Chair from among Council Members.

C. Eleven members shall constitute a quorum for the purpose of conducting the business of the Council, and all decisions shall be by majority vote of the Council members present and voting.

D. The Council may adopt rules and regulations consistent with this chapter and the laws of the Commonwealth to carry out the policy and provisions of this chapter and the powers and duties of the Council in connection therewith.

E. All records of the Council shall be public except as provided by State law.

F. Council Members shall serve without compensation but reasonable per diem and necessary expense reimbursement shall be paid out of the budget of the Council.

G. Council Members shall be classified as special municipal employees for the purposes of Chapter 268A of the Massachusetts General Laws.

H. The Council shall develop a committee structure. To broaden participation from the community, members of these committees will be a mix of Council Members and the community-at-large. Parents shall be represented on all committees. The chair or co-chair of each committee shall be a Council Member. The Council shall advertise widely to obtain names of qualified candidates. The committees will include:

A Public Policy Committee to monitor and make recommendations regarding local, state, and federal policies impacting children, youth and families.

A Program Committee to continually assess social service needs and trends and to highlight areas that need attention.

A Development Committee to assist the Council's grant writing and fundraising operations.

A Research and Evaluation Committee to develop evaluation tools for the Council's identified plans and to measure, to the extent possible, outcomes of the Council's work. It shall produce every three years a report on the status of children in Cambridge.

The Council shall have authority to create other such committees or redesign existing committees to ensure the Council's effectiveness. In some cases, advisory committees with particular expertise that coincides with Council priorities will be formed to guide the Council.

2.84.060 Executive Director

A. There shall be an Executive Director of the Council, who shall be appointed by the City Manager with the advice and recommendations of the Council.

B. The Executive Director shall have demonstrated administrative expertise, a background of direct participation in the provision of children's services, and the ability to work cooperatively with the diverse segments of the City.

C. The Executive Director will be sited within a city department from which he or she will receive administrative support.

2.84.070 Powers and Duties

The powers and duties of the Council shall include the following:

A. Recommend children, youth and family policy to the City Manager, the City Council, the School Committee and other appropriate committees.

B. Review and make recommendations regarding the City's allocation of resources affecting children, youth and families to the City Manager and other appropriate officials.

C. Act as a catalyst in mobilizing and coordinating other efforts within the City aimed at responding to the needs of children, youth and families.

D. Act as a clearinghouse for efforts within the City aimed at responding to the needs of children, youth and families.

E. Act as an advocate with regard to State and Federal policies which impact on the City's children, youth and families.

F. Mobilize and coordinate resources available to Council Members and organizations they may represent to develop joint projects to respond to the needs of children, youth and families.

G. Enlist the cooperation of various racial, religious and ethnic groups, civic and community organizations, labor organizations, fraternal and benevolent organizations, and other

groups and organizations to further the intent and purposes of this chapter.

H. Raise and direct funds to support the projects and priorities of the Council and accept money, gifts and services for these purposes.

I. Encourage youth input through the creation of specific opportunities for youth to provide their perspectives on their lives, community and issues facing them.

Passed to a second reading as amended at the City Council meeting held on March 18, 1991 and on or after April 1, 1991 the question comes on passing to be ordained.

ATTEST:- Joseph E. Connarton, City Clerk.

FIRST PUBLICATION NO. 2528.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

5.48.010 Tax Collector to furnish list of delinquent taxpayers

The Assistant City Manager for Fiscal Affairs, as the Cambridge official responsible for records of all municipal taxes, assessments, betterments and other municipal charges (hereinafter

referred to as the "Tax Collector"), shall annually furnish to each city department, board, commission or division which issues licenses or permits, including renewals and transfers, (hereinafter referred to as the "licensing authority") a list of all persons, corporations, partnerships or other business enterprises which have neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve-month period and which have not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board. (Such persons, corporations, partnerships or other business enterprises shall hereinafter be referred to as "parties").

5.48.020 Revocation of license of delinquent taxpayer; Notice and hearing

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be

respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the City as of the date of issuance of said certificate.

5.48.030 Payment agreement

Any party shall be given an opportunity to enter into a delinquent tax payment agreement with the Tax Collector, thereby allowing the licensing authority to issue a license. The validity of said license shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by law.

5.48.040 Waiver of denial, suspension or revocation

The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

5.48.050 Exclusion of certain licenses and permits

This Chapter shall not apply to the following licenses and permits: open burning, G.L. c. 48, §13; bicycle permits, G.L. c. 85, §11A; sales of articles for charitable purposes, G.L. c. 101, §33; children work permits, G.L. c. 149, §69; clubs, associations dispensing food or beverage licenses, G.L. c. 140, §21E; fishing, hunting, trapping license, G.L. c. 131, §12; marriage licenses, G.L. c. 207, §28; and theatrical events, public exhibition permits, G.L. c. 140, §181 and §183A.

Passed to a second reading at the City Council meeting held on March 18, 1991 and on or after April 1, 1991 the question comes on passing to be ordained.

ATTEST:- Joseph E. Connarton, City Clerk.

ORDINANCE NO. 1117.

Final publication No. 2527. First publication in the Chronicle on March 7, 1991.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-One

AN ORDINANCE

In amendment to an ordinance designated as the "Cambridge Municipal Code."

WHEREAS The City of Cambridge now disposes of its solid waste by landfilling at sites that have a short remaining useful life;

WHEREAS The Commonwealth of Massachusetts has scheduled landfill disposal bans of various materials, i.e., leaf waste by the end of 1991; yard waste, recyclable aluminum, metals and glass by the end of 1992; and all grades of recyclable paper and single polymer plastics by the end of 1994;

WHEREAS The potential solution to the impending solid waste disposal problem is through reduction of the amount of solid waste by reducing the amount of solid waste generated and by recycling recyclable materials to the fullest extent possible;

WHEREAS Public support for recycling has been demonstrated through the City's volunteer driven monthly drop-off program, collecting newspaper, aluminum, glass and plastic, which diverted from the municipally collected waste stream approximately 210 tons in 1989 and approximately 925 tons in 1990.

THEREFORE be it declared by the City Council of Cambridge that the following policies are hereby adopted by the City of Cambridge with respect to management of the solid waste disposal problem, for the promotion of the health and welfare of its citizens and for the protection of the environment:

1. The City of Cambridge hereby declares its goal of encouraging all residents, municipal offices, commercial businesses, and nonprofit institutions to reduce the amount of solid waste they produce by reducing the amount of solid waste generated and by recycling recyclable materials to the fullest extent possible.

2. The City of Cambridge further declares its goal of reducing the municipally collected solid waste stream by diversion of a substantial portion from landfilling by source reduction and by productive use through recycling recyclable materials to the fullest extent possible.

3. The City of Cambridge declares that its recycling diversion target is 15% of the total municipally collected solid waste stream within two years from the initiation of a curbside collection program, and 25% of the municipally collected solid waste stream within five years.

4. The City of Cambridge further declares that implementation of these policies shall proceed, within the bounds of sound fiscal management and in contemplation of advances in solid waste management technology, in an orderly fashion and with all due speed.

THEREFORE, IN CONSIDERATION OF THE FOREGOING, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAMBRIDGE AS FOLLOWS:

Chapter 8.24 of the Code (Rubbish, Garbage and Litter) is hereby amended by striking out section 8.24.070 and substituting therefor the following new section 8.24.070 (Mandatory recycling):

8.24.070 Mandatory Recycling

A. Purpose and Declaration of Policy

B. Establishment of program

C. Definitions

D. Mandatory separation of recyclable materials

E. Collection of recyclable materials

F. Recycling plans

G. Recyclable materials

H. Recycling advisory committee

I. Rules and regulations

J. Enforcement and penalties

K. Repeal of inconsistent laws

L. Severability

M. Effective date of this section

A. Purpose and declaration of policy

This section has been created because of the great interest of the people of Cambridge in preserving the environment by reducing the amount of refuse sent to landfills and incinerators. It shall be the policy of the City of Cambridge to reduce the amount of solid waste generated and to require the recycling of recyclable materials to the fullest extent possible.

B. Establishment of program

There is hereby established a program for the mandatory separation of certain recyclable materials from refuse which shall apply to all buildings in Cambridge, and shall be carried out under the supervision of the Commissioner of the Cambridge Department of Public Works (DPW).

C. Definitions

The following definitions shall apply in this section:

1. Aluminum - Aluminum cans, aluminum foil, and aluminum containers or trays used in packaging, preparation or cooking of food.

2. Cans - All containers composed in whole of iron or steel (so-called tin cans) used as containers for the packaging or storage of various food and non-food items, except containers that contain paint or petroleum based solvents, and any pressurized aerosol cans.

3. Commercial establishment - Any non-residential building, including, but not limited to, those used for retail, wholesale, industrial, manufacturing, dining, offices, professional services,

automobile service, hotels and motels, restaurants, or shipping and receiving areas.

4. Corrugated cardboard - Paper in which a portion has been made to have a wavy surface (alternating ridges and grooves) and is placed between two flat surfaces for the sake of strenghth, and which is commonly used to form cartons.

5. Glass - Bottles and jars, made of silica, sand, soda ash, and limestone, being transparent or translucent, and used for packaging or bottling of various materials. This does not include plastics or glass products such as window glass, blue glass, flat glass, mirrors, plate glass, light bulbs, dishes or ceramics.

6. Leaves - Deciduous and coniferous seasonal deposition.

7. Multi-family dwelling - Any place of residence with ten or more dwelling units, including apartments, cooperatives, condominiums, group houses, rooming houses or boarding houses.

8. Newspapers - Newsprint-grade paper, the common, inexpensive machine-finished paper made chiefly from wood pulp, which is printed and distributed, and includes all newspaper advertisements, comics and enclosures. This does not include newspapers soiled by food, paint, petroleum products, oil or oil solvents, or other solid wastes that are not recyclable.

9. Nonprofit organization - An established organization or foundation dedicated to public service or culture, including, but not limited to, religious, educational, and health care functions.

10. Occupier of land - Any owner, lessee or tenant of any residential dwelling, commercial establishment or nonprofit

organization in Cambridge.

11. Paper Leaf Bag - A paper leaf bag shall be a Sanitary Kraft Paper Sack or equal of thirty (30) gallon capacity, two (2) ply fifty (50) pound wet strength with decomposing glue and reinforced self-supporting square bottom closure.

12. Plastics - Clear and colored bottles and jugs made from high density polyethylene (HDPE) and polyethylene terephythalate (PET) plastics, excluding caps and lids.

14. Recyclable materials - Any type of refuse designated by the Cambridge Commissioner of Public Works through rules and regulations issued under this section to be separated for recycling.

15. Refuse - All solid waste generated by occupiers of land in Cambridge.

16. Residential dwelling - Any residential building, including single-family homes, apartment buildings, buildings containing cooperatives and condominiums, group houses, rooming houses or boarding houses.

17. Sorted office paper - Printed or unprinted sheets, shavings and cuttings of colored or white sulphite or sulphate ledger, bond, writing and other papers which have a similar fiber and filler content, and which are free of treated, coated, padded and heavily printed paper, carbon paper and non-paper materials.

18. Yard waste - Grass clippings, weeds, hedge clippings, garden waste, and twigs and brush not longer than two feet in length and one half inch in diameter.

19. White goods - Major kitchen and laundry appliances including, but not limited to stoves, washers, refrigerators and dryers. Nothing in this definition shall waive compliance with the rules and regulations for the generation, transportation, storage and disposal of hazardous waste.

D. Mandatory separation of recyclable materials

It shall be mandatory for each occupier of land in Cambridge to separate all designated recyclable materials from other refuse in accordance with the provisions of this section.

The timetable for compliance shall be as follows:

1. Buildings which receive City solid waste collection services

On and after the effective date of this section, it shall be mandatory for each owner, lessee or tenant of a building which receives City solid waste collection services to separate from other refuse all recyclable materials designated by the Commissioner in rules and regulations issued under this section, provided, however, that this requirement shall be delayed with regard to owners, lessees or tenants of multi-family dwellings. Owners of multi-family dwellings shall submit a recycling plan to the Commissioner or his or her designee in accordance with subsection F. This requirement shall also apply to all City-owned buildings, including schools.

2. Buildings which do not receive City solid waste collection services

It shall be mandatory for each owner, lessee or tenant of a building which does not receive City solid waste collection to

separate all designated recyclable materials from other refuse in accordance with a recycling plan to be submitted to the Commissioner or his or her designee, in accordance with subsection F.

E. Collection of recyclable materials

1. Buildings which receive City solid waste collection services

a) In buildings which receive City solid waste collection services, the materials designated for recycling in rules and regulations promulgated by the Commissioner shall be placed in recycling receptacles provided by the City.

During the leaf and yard waste collection season, residents shall place their leaves and yard waste in Paper Leaf Bags (as defined in subsection C), open barrels or boxes to be provided by the resident.

b) The City shall retain ownership of all its recycling receptacles and the owner, lessee or tenant of the building shall take proper care to protect such receptacle from loss or damage. If the receptacle is lost, it shall be the responsibility of the owner or owners of the building to obtain a suitable replacement within 75 days.

c) The preparation and placement of recyclables shall be accomplished in accordance with rules and regulations to be issued by the Commissioner under this section.

d) All recycling containers and receptacles shall be placed for collection on the outer edge of the sidewalk, so as not to obstruct the free passage of pedestrians, or in such other place

and on days specified by the Commissioner in rules and regulations to be issued under this section.

e) Recyclables shall not be placed in plastic garbage bags for collection, removal or disposal. Recyclables shall not be placed in the same refuse containers as other solid waste or mixed with other forms of solid waste for collection, removal or disposal. If separation of recyclable materials from other refuse does not take place, the City may decide not to collect said other refuse.

f) Upon placement of recyclables for the City or its contractor at the curbside, pursuant to this subsection, such recyclables shall become the property of the City. It shall be a violation of this section if any person, other than authorized agents of the City acting in the course of their employment or contract, collects or causes to be collected any recyclables so placed. Each and every such collection in violation hereof from one or more locations shall constitute a separate and distinct offense. In addition to the penalty provided in subsection J, any violator of this subsection E shall make restitution to the City for the value of recyclables illegally removed.

2. Buildings which do not receive City solid waste collection services

In buildings which do not receive City solid waste collection services, the materials designated for recycling in rules and regulations promulgated by the Commissioner shall be placed in recycling receptacles provided by the owner or owners of such building. The Owner or owners of such buildings shall be

responsible for the costs of recyclables separation and collection. Any savings in solid waste disposal realized due to recycling shall accrue to the owner or owners of such buildings.

The owner or owners of such buildings shall submit recycling plans to the Commissioner in accordance with subsection F. The Commissioner shall have the authority to require documentation from the City's recyclables collection contractors and from any owner, lessee or tenant of a building which does not receive City solid waste collection services, that recyclables are being delivered to a broker or end market that causes the material to be recycled or composted rather than landfilled or incinerated.

F. Recycling plans

1. All property owners required to submit recycling plans to the Commissioner shall do so within six months of the effective date of this section. The owner or owners may request in writing from the Commissioner an extension of up to six months, which shall be granted. No further extensions shall be granted. Seperation and collection of recyclables in such building shall begin within 120 days of plan approval by the Commissioner.

2. Contents of plan

Each recycling plan will cover the following items:

a) Which recyclables will be put out for collection

b) Frequency of collection

c) Methods to be used for collection, including types of containers

d) Any other items which may be specified in rules and regulations promulgated by the Commissioner under this section.

Plans shall be submitted in a format to be specified in rules and regulations promulgated by the Commissioner under this section.

G. Recyclable materials

The recyclable materials to be separated shall be designated by the Commissioner in rules and regulations to be issued under this section.

H. Recycling advisory committee

There is hereby established a Recycling Advisory Committee. The Committee, as requested, shall provide advice, assistance and recommendations to the Commissioner regarding the recycling program.

The Committee shall be appointed by the City Manager, and shall consist of at least 9 persons with a demonstrated interest in recycling, at least six of whom are residents of Cambridge. At least one member shall be chosen from volunteers in the City's monthly recycling drop-off program, one member shall represent the private real estate industry (apartment management), and one member shall be a designee of the Cambridge Housing Authority. One member shall represent the business community, and one member shall represent non-profit institutions. The term shall be three years.

The Commissioner, or his or her designee, shall be an ex-officio member of the Committee.

I. Rules and regulations

The Commissioner, with the approval of the City Manager, may promulgate rules and regulations for the implementation of this

section.

J. Enforcement and penalties

Whoever violates any provision of this section, including any rule or regulation promulgated under subsection G., may be penalized by a noncriminal disposition as provided in G.L. c. 40, S. 21D. For purposes of this section, the following officials shall be enforcing persons: designated staff of the Cambridge Department of Public Works. The penalty for each violation shall be $25.00.

A penalty will be assessed under this section only after the violator receives a written warning regarding the violation indicating the method of correction.

K. Repeal of inconsistent laws

All ordinances, resolutions, regulations or other documents inconsistent with the provisions of this section are hereby repealed to the extent of such inconsistency.

L. Severability

This section and the various parts, sentences and clauses thereof are hereby declared to be severable. If any part, sentence or clause is adjudged to be invalid, the remainder of this section shall not be affected thereby.

M. Effective date of this section

This §8.24.070 shall take effect when notice of the effective date is published by the Commissioner in a newspaper of general circulation in Cambridge.

In City Council March 18, 1991.
Passed to be ordained by a yea and nay vote:- Yeas 8; Nays 0; Absent 1.
ATTEST:- Joseph E. Connarton, City Clerk.

Robert W. Healy, City Manager.

UNFINISHED BUSINESS ITEM #3

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-One

AN ORDINANCE

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

That the Zoning Ordinances of the city of Cambridge be amended as follows:

By amending the text of Article 7.000 - Signs and Illuminations by replacing the current regulations relative to signs with a new sign ordinances.

The purpose of the amendment is to limit the size of individual signs and tighten the circumstances under which damaged nonconforming signs can be replaced. The following is a list of the proposed modifications: reduce the total signage allowed on a lot, further reduce the size of freestanding and projecting signs, cap the size of wall signs, limit the circumstances under which internally illuminated signs can be employed, prohibit such illumination for freestanding and projecting signs, make the regulations uniform for all nonresidential districts, require the removal of some of the more visually offensive nonconforming signs, modify the currrent mechanism for review of the design of proposed signs and limit the height of all signs.

In City Council March 18, 1991.

Failed of ordination by a yea and nay vote: Yeas 4; Nays 2; Absent 1 Present 2.

ATTEST:- Joseph E. Connarton, City Clerk

NOTE: Pursuant to the provisions of General Laws, Chapter 43, Section 23, Tercentenary Edition, being a part of the City Charter, the Ordinances as aforesaid, which exceed in length eight octavo pages of ordinary book print may be examined at the Office of the City Clerk in the form of a printed pamphlet curing office hours on or after March 4, 1991.

ATTEST:- Joseph E. Connarton, City Clerk.

FIRST PUBLICATION NO. 2528.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

5.48.010 Tax Collector to furnish list of delinquent taxpayers

The Assistant City Manager for Fiscal Affairs, as the Cambridge official responsible for records of all municipal taxes, assessments, betterments and other municipal charges (hereinafter

referred to as the "Tax Collector"), shall annually furnish to each city department, board, commission or division which issues licenses or permits, including renewals and transfers, (hereinafter referred to as the "licensing authority") a list of all persons, corporations, partnerships or other business enterprises which have neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve-month period and which have not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board. (Such persons, corporations, partnerships or other business enterprises shall hereinafter be referred to as "parties").

5.48.020 Revocation of license of delinquent taxpayer; Notice and hearing

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be

respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the City as of the date of issuance of said certificate.

5.48.030 Payment agreement

Any party shall be given an opportunity to enter into a delinquent tax payment agreement with the Tax Collector, thereby allowing the licensing authority to issue a license. The validity of said license shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by law.

5.48.040 Waiver of denial, suspension or revocation

The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

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This Chapter shall not apply to the following licenses and permits: open burning, G.L. c. 48, §13; bicycle permits, G.L. c. 85, §11A; sales of articles for charitable purposes, G.L. c. 101, §33; children work permits, G.L. c. 149, §69; clubs, associations dispensing food or beverage licenses, G.L. c. 140, §21E; fishing, hunting, trapping license, G.L. c. 131, §12; marriage licenses, G.L. c. 207, §28; and theatrical events, public exhibition permits, G.L. c. 140, §181 and §183A.

Passed to a second reading at the City Council meeting held on March 18, 1991 and on or after April 1, 1991 the question comes on passing to be ordained.

ATTEST:- Joseph E. Connarton, City Clerk.

FIRST PUBLICATION NO. 2528.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

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In the Year One Thousand, Nine Hundred Ninety - One

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ATTEST:- Joseph E. Connarton, City Clerk.

FIRST PUBLICATION NO. 2528.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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Passed to a second reading at the City Council meeting held on March 18, 1991 and on or after April 1, 1991 the question comes on passing to be ordained.

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City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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Passed to a second reading at the City Council meeting held on March 18, 1991 and on or after April 1, 1991 the question comes on passing to be ordained.

ATTEST:- Joseph E. Connarton, City Clerk.

FIRST PUBLICATION NO. 2528.

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

AN ORDINANCE

See Corrected Copy

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

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Passed to a second reading at the City Council meeting held on March 18, 1991 and on or after ~~March 31, 1991~~ April 1, 1991 the question comes on passing to be ordained.

ATTEST:- Joseph E. Connarton, City Clerk.

The Committee on Ordinances conducted a public hearing on Wednesday, February 27, 1991 in the Sullivan Chamber, City Hall beginning at 7:40 P.M. The purpose of this hearing was to receive public testimony relative to a proposed amendment to the Municipal Code regarding "Licenses and Permits of Delinquent Taxpayers".

Members present were: Councillor Francis Duehay, Councillor William Walsh, Mayor Alice Wolf, Councillor Walter Sullivan, Councillor Ed Cyr and City Clerk Joseph Connarton.

Councillor Duehay opened the hearing by outlining the procedure by which testimony will be received, with proponents speaking first and opponents speaking second.

Mayor Wolf stated that approximately one year ago the issue of businesses throughout the City of Cambridge were in fact renewing various licenses and permits issued by the Licenses Commission which owed money to the City and the Commission had no legal authority not to renew or issue these licenses and permits. Furthermore, the Mayor stated, she believed strongly that this was wrong and urged the committee to support the amendment.

The committee then heard from James T. McDavitt, Chairman of the License Commission, who stated he was appearing before the committee on behalf of the Commission and James Maloney, Assistant City Assistant City Manager for Fiscal Affairs, both of whom support this amendment. He stated that he and the Commission have had this issue before them for the past year and a half without any authority to inspect the current tax situation of a licensee. Furthermore, he stated that similar review and monitoring of taxes owed to the City is already done by the Commission relative to taxi licenses. The Commission, he said, will not issue or renew a hackney license until or unless all back taxes are paid. Mr. McDavitt further stated that Massachusetts law allows the Commission to withhold a license of a liquor licensee.

Responding to an inquiry of Councillor Walsh, Mr. McDavitt stated that the proposed amendment provides for a payment agreement for any business which is delinquent so that no business would be forced to close while resolving its tax problem.

Councillor Duehay stated that although he believed that no business should owe taxes while doing business he was concerned with the scope of the problem. Mr. McDavitt responded by stating that generally speaking liquor licensees are current on their taxes but that garage licensees are not.

Councillor Walsh stated he was against such a proposal given the current economic conditions of this region. Furthermore, he questioned what kind of process would be established to handle the implementation of this ordinance.

Mr. McDavitt responded by stating that the ordinance calls for the City Treasurer to provide the Commission with a list of delinquent taxpayers who are licensees and then an attempt will be made to obtain an agreement on entering into a payment schedule. If said agreement is reached he continued, the Commission will then issue or renew the license.

Speaking in support of the proposed amendment was Hugo Salemme, 89 Third Street, Cambridge and Jodi Garber, 2 Frost Terrace, Cambridge.

Councillor Duehay requested those individuals wishing to speak in opposition to come forward. No one appeared in opposition.

Mayor Wolf moved that the proposed amendment be referred to the full City Council without recommendation.

The motion carried.

The hearing was adjourned at 7:59 P.M.

For the Committee

Councillor Francis H. Duehay
Chair

COMMITTEE REPORT

Committee on Ordinances for a hearing held on Wednesday, February 27, 1991 relative to a proposed amendment to the Municipal Code regarding "Licenses and Permits of Delinquent Taxpayers."

In City Council,

March 18, 1991.

3/18/91
Report accepted
Passed to a
second reading

C. C. 106

City of Cambridge

PUBLIC NOTICE

The Committee on Ordinances, comprised of the entire membership of the City Council, will conduct a public hearing on Wednesday, January 16, 1991 at 7:00 p. m. in the Sullivan Chamber, City Hall, Cambridge, Massachusetts.

The purpose of this hearing will be to discuss a proposed amendment to the Municipal Code by adding a new Chapter 5.48 "Licenses and Permits of Delinquent Taxpayers;" the same being the authorization for the suspension, revocation or denial of licenses and permits as issued by various boards and commissions of the city whose businesses may be delinquent in their taxes.

For the Committee,

Councillor Francis H. Duehay
Chairman

C. C. 106

City of Cambridge

PUBLIC NOTICE

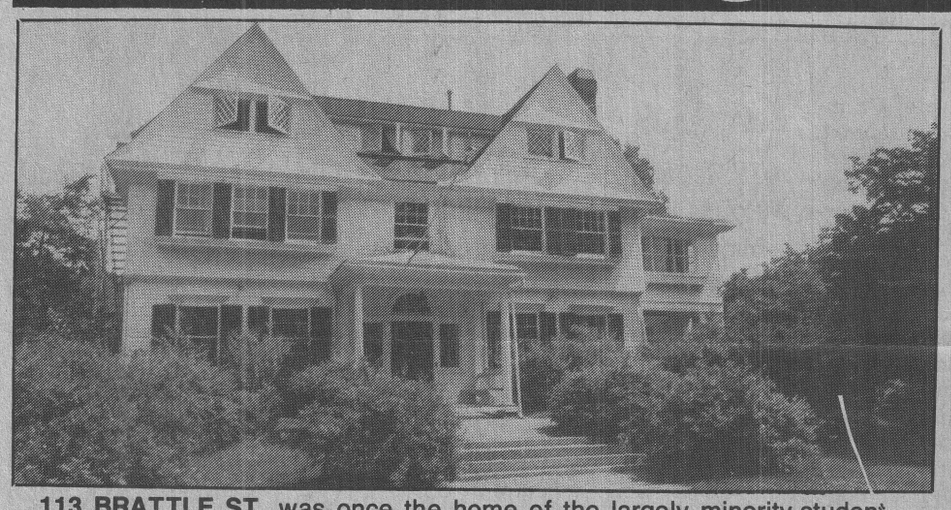
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For the Committee,

Councillor Francis H. Duehay
Chairman

Cambridge in 1990: People & Events



113 BRATTLE ST. was once the home of the largely minority-student Commonwealth Day School, which was driven out by neighborhood opposition last year.

Future of day school suit uncertain

Heins said recently she is unsure how vigorously Harshbarger will pursue the case. "I have not been retained by Harshbarger," she explained. "I hope, but I am not totally confident, the case will be pursued in the same manner."

The parties involved in the case are now responding to court motions and collecting testimony, Heins said. Her office has not yet identified the unnamed Cambridge official listed in the lawsuit, she said.

Joan Wallace-Benjamin, a Commonwealth Day School parent and a plaintiff in the suit, is more optimistic.

"I'm going to give Harshbarger the benefit of the doubt and say he is going to do the right thing and pursue it the way it should be pursued."

— ANDY GROSS

Boomer makes a move to Cambridgeport

The location may be different, but the friendly, relaxed atmosphere is the same at Chicago Auto, which moved in April 1990 from 254 Prospect St. to 130 Brookline St. in Cambridgeport.

Owner Boomer Kennedy and her staff continue to dedicate their energies to honest maintenance of foreign automobiles and the education of faithful customers.

Kennedy opted for the Brookline Street location over a planned moved to Webster Street because of the more pleasant Cambridgeport neighborhood and the site's bigger, brighter garage.

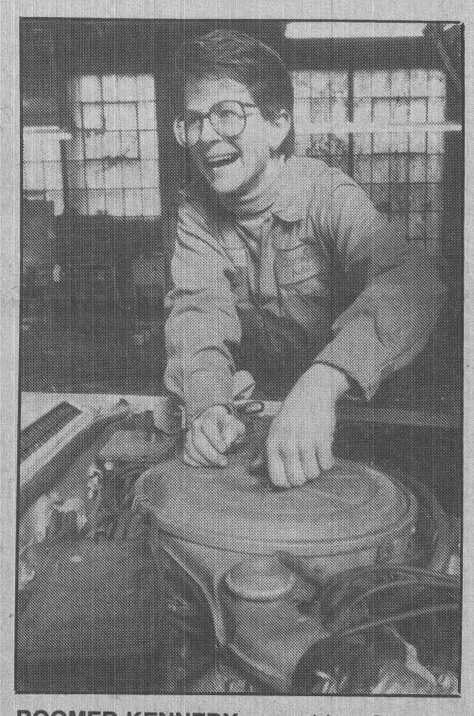
The shop's patrons followed loyally, in a trend Kennedy attributed to current economic stress. "With the recession, customers keep cars they would have sold or traded in, and this sustains our business. While other auto repair places have gone out of business, ours prospers, because people remember honesty and reliability," she said.

Recognizing the tough economic times and continuing its dedication to customer service, Chicago Auto has initiated a couple of programs designed to keep cars on the road and out of the garage. (It's "creativity inspired by a bad economy," Kennedy explains.)

Kennedy and mechanic Allison Davidoff have developed a preventive maintenance program for long-term customers called the Chicago Auto Club. And they're offering a five-week, hands-on auto maintenance and do-it-yourself repairs course that meets weekly and gets customers in tune with their cars. The next course begins in January. Call 547-8383 for details.

Through attentive, helpful customer relations and dependable service, Chicago Auto's list of satisfied customers continues to grow. By all appearances, business is "booming."

— CHERYL A. MILLER



BOOMER KENNEDY moved her Chicago Auto to Cambridgeport in April. (Staff photo by Cheryl Miller)

Cantabrigians who died in 1990

As 1990 draws to a close, we remember those Cantabrigians who passed away this year, but left their indelible marks locally and beyond.

January

Victor Cahaly, who founded the Oxford Shop in Harvard Square; **Harold Edgerton**, renowned photographer and professor emeritus at MIT, whose studies of strobe and flash photography captured instances of time on film; **Michael Connolly**, whose international experience in book publishing began in Cambridge when he was the editor-in-chief of MIT Press and president of Ballinger Publishing Co.

February

Francis Keppel, who served as the U.S. commissioner of education under presidents Kennedy and Johnson from 1962 to 1966 and later as the dean of Harvard Graduate School of Education; **Dorothy Rulon**, who was active in many Cambridge organizations, including the Mount Auburn Hospital Auxiliary, which she founded and served as president. Rulon was also one of the first women to fly a plane shortly after World War II.

James W. "Stretch" Travers, one of the founders of the ASA Softball Umpires Association and a local umpire for 30 years. Travers officiated every championship game for the Barnyard Softball and Fast Pitch Sofball League, both in Cambridge. **James Kenway**, who died following a skiing accident in Vermont, was a painter who had exhibitions throughout New England and in New York, Chicago, and Philadelphia.

March

Heather Ratcliff, a director of educational services for the American Red Cross in Cambridge; **George Buckley**, whose face was familiar to his devoted customers, ran his family produce business for 60 years and managed "The Country Store" in Cambridge for 20 years; **Dorothy Dole**, a former treasurer for the Cambridge Chronicle and Somerville Journal; **Dr. Jerome Weinberger**, a prominant Boston-area psychoanalyst and professor at local colleges.

Versa Assefa, a dress designer whose local shop was named after her; **Arthur "Tito" Gautreau**, who was active in the community organizations and played Santa Claus for many years for the orphanages and nursing homes; **Claire Thorn**, trustee of The Cambridge Hospital and active in local clubs and charitable organizations.

April

Alfred L. Morse, founder and chairman of the Morse Shoe Co.; **Gilbert Mottla**, director of several international educational programs in agriculture in New England; **John Lyons**, who was elected mayor in both 1938 and 1940 and launched a major city building program during the Depression; **Frederick Snyder**, who was assistant dean for international and comparative legal studies at Harvard University and lecturer on law; **Marjorie J. Thompson**, development and alumni affairs director at Buckingham Browne and Nichols School for 10 years.

May

Rebecca Bradford, widow of Robert F. Bradford, the governor of Massachusetts from 1947-1948, who taught for many years at the Buckingham, Browne and Nickels school in Cambridge; **Irene Rosenberger**, the former president of the Miller's River Tenants Association; **Daniel Murphy**, who served four terms as a Cambridge City Councilor in the 1930s and 1940s; **Dr. Charles Bonner**, a medical pioneer in the treatment of strokes and arthritis and early researcher of chemotherapy for cancer treatment; **Anita Smith**, former president of the board of Mount Auburn Hospital and locally active in children and seniors' causes.

June

Wilbur Pinckney, who once led the Wilbur Pinckney and His Society Orchestra; **David Dennen**, vice president of operations for Biogen Inc. of Cambridge; **Tony Sarausky**, former Cambridge resident who played football with the New York Giants from 1935-39.

July

Brenda Lansdown, inventor of the internationally recognized "hands-on" approach to teaching science; **John Frederick Eliassen**, artist, craftsman and art educator who recently taught at Shady Hill School in Cambridge; **the Rev. Luke Arakelian**, former Chancellor of the Armenian Catholic Exarchate of the United States and Canada and renovator of a Harvard Square building into an Armenian Church; **Jewel Hairston Bell**, director of Tufts University's African-American Center and wife of Harvard Law professor Derrick Bell.

August

Howard McMahon, research chemist and former president of Arthur D. Little;



SKINNER

Maurice Cullen, local reporter for newspapers including the Cambridge Chronicle, who also taught journalism at colleges, including Rutgers, Boston University and Michigan; B.F. Skinner, world-renowned behavioral psychologist and professor emeritus at MIT, best known for his controversial theories in the books "Walden Two" and "Beyond Freedom and Dignity"; **Paul Hirshson**, Boston Globe feature writer who once covered Cambridge; **Stefan Peters**, actuary and teacher at colleges and universities including Berkeley, Northeastern and Boston University; **E. Nelson Hayes**, a writer, editor and scholar.

September

Detective Sgt. **Alvie C. Gosby**, a member of the Cambridge Police Department since 1960; **Edwin O. Reischauer**, professor emeritus and scholar on Eastern languages at Harvard University and also the U.S. Ambassador to Japan; **Charles DeFrancesco**, owner of CFD Construction.

October

Anthony Zappala, director of the Blessed Sacrament Color Guard, who was featured in October's Boston Magazine for his commitment to the Color Guard; **the Rev.**

Leonard Mahoney, writer on the Armenian genocide and professor of modern European history and international relations at Boston College for nearly 40 years; **Jurina Vellucci**, wife of former mayor and now school committee member Alfred E. Vellucci; **Leo Casagrande**, professor of civil engineering and soil mechanics and pioneer of what is now known as geotechnical engineering; **John Casell Smith**, founder of the Cambridge and Somerville Program for Alcoholism Rehabilitation.

November

Mark Fortune, former city planner and director of community services for Cambridge; **Mark Budd**, violinist with the Newton Symphony Orchestra.

December

Dr. Lydia Dawes, child psychiatrist at Children's and Beth Isreal hospitals and psychiatry professor at Smith, Simmons and Harvard; **Michael H. Jackson**, blues bassist for local bands including the Dead Cowboys and the Madeline Hall Group; **Duncan Dottin**, educator and social worker and former president of NAACP in Bedford; **Rowena Morse Langer**, active member of Cambridge-based clubs; **Richard Kelley**, assistant principal at Robert F. Kennedy School and a longtime local sports coach; **Thomas E. Lawrence**, early pioneer of the computer industry; **Lucy M. Thoma**, social anthropologist and researcher of public mental health.

— KATE SCHULTZ

MORTGAGEE'S SALE OF REAL ESTATE
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TERMS: $10,000. in cash, certified or bank check at time and place of sale, balance within 25 days thereafter. Other terms to be announced at sale.
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617-527-7300

MORTGAGEE'S SALE OF REAL ESTATE
AT PUBLIC AUCTION
TO BE SOLD ON THE PREMISES AT
94 BEACON ST., SOMERVILLE, MASS.
UNIT 12, BEACON PLACE CONDOMINIUM
WEDNESDAY, JANUARY 9, 1991 AT 11 A.M.
Consisting of a 2 Bedroom, 1 Bath, Livingroom, Kitchen Condominium Unit on the 2nd floor of a brick elevatored building, 782 sq. ft. living area, 1 car parking space.
TERMS: $5,000. in cash, certified or bank check at time and place of sale. Balance within 25 days thereafter. Other terms to be announced at sale.
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City of Cambridge
PUBLIC NOTICE
The Committee on Ordinances, comprised of the entire membership of the City Council, will conduct a public hearing on **Wednesday, January 16, 1991** at **7:00 p.m.** in the Sullivan Chamber, City Hall, Cambridge, Massachusetts.
The purpose of this hearing will be to discuss a proposed amendment to the Municipal Code by adding a new Chapter 5.48 "Licenses and Permits of Delinquent Taxpayers;" the same being the authorization for the suspension, revocation or denial of licenses and permits as issued by various boards and commissions of the city whose businesses may be delinquent in their taxes.
For the Committee,
Councillor Francis H. Duehay
Chairman

MORTGAGEE'S SALE OF REAL ESTATE
AT PUBLIC AUCTION
CAMBRIDGE CONDOMINIUM
1775 MASS. AVENUE, UNIT #4
TO BE SOLD ON THE PREMISES
WALK TO HARVARD SQ., ONE BLOCK FROM PORTER EXCHANGE BLDG.
MONDAY, JANUARY 14, 1991 AT 10:00 A.M.
Unit #1775-4 - Excellent location in "Newport Condominium", containing approx. 1028 S.F. of living area, 2 bedrooms, 1 tiled bathroom, living room, dining area, kitchen w/refrig., D.W., disposal, range. Hardwood floors, F.H.W. heat by oil. Laundry facilities in bldg. Public transportation. all amenities within walking distance. Book 17881, Page 278 Middlesex South Registry of Deeds.
TERMS OF SALE: A deposit of $5,000 in cash, certified or cashier's check will be required at time and place of sale and balance within 20 days. For qualified/credit worthy buyers 90% financing available at 9.5% fixed rate for 3 yrs., 25 year amortization, 0 points. All other terms announced at sale.
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Non-profit housing agency fights for life

Continued from page 1

units ultimately would like to buy their apartments, perhaps through a New York coop-style arrangement, she said.

Beckmann responds that tenants are limited by the law to at most a limited equity co-op there. He admits he wants RCCC out, but notes the rent withholding is based on code violations.

Although tenants recently arranged with an outside organization to ensure they will have heat even if the housing agency can't afford oil, tenants were without heat in October, and the buildings have many other code violations, including asbestos, plumbing problems, lead paint and general disrepair, tenants said.

The city, which has filed numerous complaints on these properties, was in Cambridge District Court last week concerning building code violations the 33 Magazine St./28 William St. building. The case was was continued until Friday, Jan. 4, with hopes that the rent money would come through.

"If the escrow money is turned over (to the landlord), that'll alleviate pressure for us," said Joe Amoroso of Cambridge, a lawyer hired by the city's inspectional services department.

Rent board hearing

The rent control board, meanwhile, has scheduled a hearing today, Jan. 3, to determine whether the tenants are justified in withholding their rents. The average apartment rents for $350 to $400.

It could be months, though, before a decision is handed down, according to Peter Heron, another angry tenant who joined Beckmann for the interview last week.

Amoroso noted that the housing agency's new property manager, Lorenzo Pitts, has made a good faith effort to make repairs since he took over in October.

Tenants are asking the city council, the city law department and the community development department to intervene on their behalf. The issue is tentatively scheduled to come up at the Jan. 14 city council meeting, Beckmann said.

Although Councilor Frank Duehay said his involvement with the property has been limited mainly to talks with upset tenants, he seems to believe a resolution hinges on Riverside Cambridgeport Community Housing Inc.'s giving up control.

"Unless magical new revenue is found by RCCC, it doesn't seem they have the money to bail them out," Duehay said. "For whatever reasons, they have been unable to provide the operations and management capacity a non-profit ought to be able to provide.

Beckmann and Heron said they want the properties taken over over by Homeowers Rehab Inc., or HRI, a non-profit housing agency. While the buildings fit the profile of properties HRI usually buys, the agency has made no offers or commitments regarding these units, said Peter Daly, HRI's executive director.

"Our involvement up until this morning was nil," Daly said last week after a meeting with several tenants. "There's a potential involvement, but we would need to know more. There are a lot of steps between interest and acquisition."

The owners, hoping to improve their finances, asked for rent increases several times to help pay to repair basic code violations. In 1988, tenants agreed to a voluntary increase.

In the agreement with the Cambridgeport housing agency's board, tenants approved the rent increase to help with capital improvements and promised not to complain about code violations if they were more involved in property management, according to Beckmann and Heron. Since then, they have become increasingly upset with their lack of influence, but the last straw was a notice of a rent increase this fall, said Heron, who has lived in the building about 10 years.

"When we agreed to the rent increase, implied in that was we would keep our mouths shut about violations," Heron said. "But when Jeff Murray sent a letter about the second rent increase, I called every tenant and said call inspectional services."

Now, the housing agency is underfunded partly because board members took so long to implement the 23 percent rent increases tenants agreed to, Beckmann said. Furthermore, without cash to make repairs, four apartments that otherwise could bring revenue sit empty and not up to code, he said.

The future of RCCC?

Pozar said Riverside Cambridgeport Community Corp. refused to accept a tenant-heavy management team that was in essence trying to kill the organization. The agency has, however, tried repeatedly and unsuccessfully to get two or three tenants on the current board.

"It didn't make sense to turn things over to tenants trying to bankrupt the organization," Pozar said.

After it was formed in the early 1970s, Riverside Cambridgeport Community Corp. became known for its creative approach to limited partnerships and as a model for non-profit housing development.

It took out a mortgage in 1981 of nearly $1 million to buy and repair the 59 units included in the five buildings. It now has a debt of about half that on the units.

Despite its finances, Pozar sees a future for RCCC, which is now looking into a "fantastic opportunity" for rehabilitation.

"RCCC has done good work in the past and hopefully will continue to do so," she said. "It's the kind of thing that basically could, if tenants give it half a chance, be an opportunity to . . . keep the apartments affordable and on a rental basis. It would be a shame if a minority were allowed to determine the agenda."

DEATHS

Ruth E. Parker, 79; former Army officer, nurse

Ruth E. Parker, once a lieutenant colonel in the Army, die Dec. 29 at Mount Auburn Hospital following a lengthy illness. She was 78.

She was a registered nurse at Mount Auburn Hospital for many years until she became a public health nurse for the City of Cambridge. During World War II, she joined the Army Nurse Corps and the Army Reserves.

In 1954, when she went to Japan on assignment for the Army, she became a lieutenant colonel.

She lived in Cambridge for many years.

She was the daughter of the late Edgar O. and Elizabeth A. (Hurley); the sister of Dorothy I. and Winnefred A. Parker, both of Cambridge and Edgar O. Parker of Billerica and the late Allen R., Basil W., Charles A., Rev. Kenneth I. Parker and Louise E. Barrell. She is also survived by many nieces and nephews.

A funeral Mass was held in St. Peter's Church and interment was in Forest Hills Cemetery in Fitchburg. Arrangements were made by William T. Hickey Funeral Home.

William H. Morrison

William H. Morrison died on Dec. 19 at Cambridge Hospital following a lengthy illness. He was 72.

Born in Boston, he was employed as a cook for Hyes-Bickford. An army veteran of World War II, he received a bronze star for his action in the war.

He was the son of the late James R. and Reva R. (Fitzgerald).

A funeral Mass was held in St. Peter's Church and interment was in National Bourne Cemetery in Bourne. Arrangements were made by William T. Hickey and Son Funeral Home.

Anna Corliss

Anna L. Corliss died on Dec. 22 at her Cambridge home following a lengthy illness. She was 90.

She was the wife of the late William J.; the mother of Claire E. Doyle; the grandmother of Paula, John and Kevin Doyle, Linda Cassidy and seven great-grandchildren.

A funeral Mass was held in Sacred Heart Church and interment was in Cambridge Cemetery. Arrangements were made by Rogers Funeral Home.

Daniel Staffieri Jr.

Daniel J. Staffieri Jr. died Dec. 19 in Miami. He was a former Cambridge resident.

He was the husband of Carol (Maynard) Staffieri; the son of Mary Staffieri and the late Daniel J. Staffieri, Sr.; the father of Cathy D'Allessandro, David, Judy Cooper, Daniel and Michael Staffieri; the brother of Carol Arena Connearney. He is also survived by five grandchildren.

A month's mind Mass will be held in St. Francis of Assissi Church in Cambridge on Saturday, Jan. 19, at 10 am. Relatives and friends are invited.

Frank Zappala

Frank A. Zappala died Dec. 22 at Mount Auburn Hospital. He was 78.

A lifelong resident of Cambridge, he was a retired laborer and an army veteran of World War II.

He was the brother of Joseph Zappala of Waltham, Marion Addonizio of Plymouth, Palm Doherty of Plymouth, Violanda Stevenson of Cambridge and the late Anthony Zappala and Josephine Chimenti. He is also survived by several nieces and nephews.

A funeral Mass was held in the Church of the Blessed Sacrament and interment was in Cambridge Cemetery. Arrangements were made by John J. Donahue and Son Funeral Home.

Anna V. Bourget

Anna V. (Fay) Bourget died Dec. 24 at Mount Auburn Hospital following a lengthy illness. She was 67.

A clerk for the YMCA in Cambridge, she was a lifelong resident of Cambridge.

She was the mother of Paula J. of Phoenix, Michele S. Blake USN of Lexington Park, Md., and Christopher G. Bourget of Cambridge; the sister of Mary E. Fay of Cambridge, Robert A. Fay of Arlington and George T. Fay of Somerville; the grandmother of Brenna and Casey Blake. She is also survived by two nieces and two nephews.

A funeral Mass was held in the upper church at St. Peter's Church and interment was in Cambridge Cemetery. Arrangements were made by William T. Hickey and Son Funeral Home.

Donations may be sent to St. Peter's Restoration Fund, 31 Buckingham St., Cambridge, 02138 in her memory.

Susan Campbell

Susan Campbell died on Dec. 28 at Harvard Manor Nursing Home following a lengthy illness. She was 92.

She worked as a candy dipper and lived in Cambridge for many years.

A funeral Mass was held in St. Mary's Church and interment was in Holyhood Cemetery. Arrangements were made by Watson Funeral Home.

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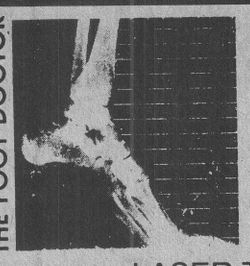
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TERMS OF SALE: A deposit of $7000 in cash, certified check or bank cashier's check will be required at time & place of sale. Balance due within 30 days. All other terms to be announced at sale. Thomas V. Bennett, Esq., Barron & Stadfeld, P.C., 2 Center Plaza, Boston, MA., Attorney for the Mortgagee. (11/16/90)

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CITY OF CAMBRIDGE

Office of the City Solicitor
City Hall
795 Massachusetts Avenue
Cambridge, Massachusetts 02139

(617) 498-9020

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RECEIVED
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OFFICE OF THE CITY MANAGER

December 3, 1990

Mr. Robert W. Healy
City Manager
City Hall
Cambridge, MA 02139

Re: Ordinance - Licenses and permits of delinquent taxpayers

Dear Mr. Healy:

I enclose an ordinance dealing with the above subject for submission to the City Council. This ordinance has been prepared in accordance with General Laws, c. 40, §57, which was accepted by the Council on September 11, 1989.

Very truly yours,

Russell B. Higley

RBH/jml
Enclosure

cc: James Maloney
James T. McDavitt

ORD#3

City of Cambridge

In the Year One Thousand, Nine Hundred Ninety - One

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:

In accordance with G.L. c. 40, §57, as added by St. 1985, c. 640, which was accepted by the City Council on September 11, 1989, Title 5 of the Code (Business Licenses and Regulations) is hereby amended by adding the following new Chapter 5.48 (Licenses and Permits of Delinquent Taxpayers):

Chapter 5.48

Licenses and Permits of Delinquent Taxpayers

Sections

5.48.010 Tax Collector to furnish list of delinquent taxpayers

5.48.020 Revocation of license of delinquent taxpayer; Notice and Hearing

5.48.030 Payment agreement

5.48.040 Waiver of denial, suspension or revocation

5.48.050 Exclusion of certain licenses and permits

5.48.010 Tax Collector to furnish list of delinquent taxpayers

The Assistant City Manager for Fiscal Affairs, as the Cambridge official responsible for records of all municipal taxes, assessments, betterments and other municipal charges (hereinafter

referred to as the "Tax Collector"), shall annually furnish to each city department, board, commission or division which issues licenses or permits, including renewals and transfers, (hereinafter referred to as the "licensing authority") a list of all persons, corporations, partnerships or other business enterprises which have neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve-month period and which have not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board. (Such persons, corporations, partnerships or other business enterprises shall hereinafter be referred to as "parties").

5.48.020 Revocation of license of delinquent taxpayer; Notice and hearing

The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers, of any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be

respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the City as of the date of issuance of said certificate.

5.48.030 Payment agreement

Any party shall be given an opportunity to enter into a delinquent tax payment agreement with the Tax Collector, thereby allowing the licensing authority to issue a license. The validity of said license shall be conditioned upon satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by law.

5.48.040 Waiver of denial, suspension or revocation

The City Council may waive such denial, suspension or revocation if it finds that the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in G.L. c. 268A, §1(e), has no direct or indirect business

interest in the business or activity conducted in or on said property.

5.48.050 Exclusion of certain licenses and permits

This Chapter shall not apply to the following licenses and permits: open burning, G.L. c. 48, §13; bicycle permits, G.L. c. 85, §11A; sales of articles for charitable purposes, G.L. c. 101, §33; children work permits, G.L. c. 149, §69; clubs, associations dispensing food or beverage licenses, G.L. c. 140, §21E; fishing, hunting, trapping license, G.L. c. 131, §12; marriage licenses, G.L. c. 207, §28; and theatrical events, public exhibition permits, G.L. c. 140, §181 and §183A.

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CITY OF CAMBRIDGE
CAMBRIDGE, MASSACHUSETTS 02139
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EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

December 10, 1990

To The Honorable, The City Council:

Attached, please find an Ordinance submitted by Russell B. Higley, City Solicitor, with regard to Licenses and permits of delinquent taxpayers, for referral to the Ordinance Committee.

Very truly yours,

Robert W. Healy
City Manager

RWH/mev
attachment

Agenda # 10 O-21

Ordinance regarding Licenses and Permits of Delinquent Taxpayers.

4/1/91 Passed to be ordained 8-0-1.

In City Council,

December 10, 1990

Referred to the Ordinance Committee
Copy sent to Ord Comm.
12/14/90 dd