



CITY OF CAMBRIDGE

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LAW DEPARTMENT

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CITY SOLICITOR

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JOHN A. SERINO
LEGISLATIVE AGENT

January 30, 1970

Mr. Paul E. Healy
Temporary City Clerk
City Hall
Cambridge, Massachusetts

Dear Mr. Healy:

You have asked my opinion whether the enactment of state legislation relating to pollution control would affect the power of the City Council to establish a pollution control commission.

Under the Home Rule Amendment to the Massachusetts Constitution, the City Council may enact ordinances pertaining to local affairs on the same basis with the state legislature so long as the council's action is not inconsistent with state legislation. I do not see anything basically inconsistent between the state legislation and the city's establishment of a pollution control commission and accordingly it is my opinion that the City Council may proceed to legislate in the field of pollution control.

Very truly yours,

Philip M. Cronin
City Solicitor

Communication from the City Solicitor rendering an opinion as to whether the enactment of state legislation relating to pollution control would affect the power of the City Council to establish a pollution control commission

Copies to C.C.

February 9, 1970.

*2/9/1970 - Referred to the
Common Ordinances
which constituted -
Copies to the City
Council -*