



City of Cambridge

20.

IN CITY COUNCIL

October 5, 1998

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

ORDERED: That the City Manager be and hereby is requested to confer with the Director of Traffic, Parking and Transportation regarding the possibility of checking the timing sequence of the traffic lights at the corners of Walden and Garden and Walden and Sherman and Walden and Concord Avenue to determine whether they are operating properly during rush hours, especially between 4:00 and 6:00 PM when traffic appears to back up just between these particular intersections.

In City Council October 5, 1998.

Adopted by the affirmative vote of nine members.

Attest:- D. Margaret Drury, City Clerk.

A true copy;

ATTEST:-

A handwritten signature in cursive script that reads "D. Margaret Drury".

D. Margaret Drury
City Clerk

#1) Councilman Russell:

(20)

Ordered: That the City Manager be and hereby is requested to confer with the Director of Traffic and Parking regarding the possibility of checking the timing sequence of the traffic lights ~~and~~ at the corners of ^{Walden & Garden and Walden and Sherman} and ^{Walden & Concord ave,} to determine whether they are operating properly during rush hours, especially between 4 & 6 PM when traffic appears to back up just between these particular intersections.

(21)

#2)

Ordered: That the City Manager be and hereby is requested to direct the Commissioner of Public Works to ~~set up~~ ^{reschedule} a meeting with the Residents of Paylor Rd and the supervisor of the sewer separator & road work being done on F.P. Parkway, and vicinity ASAP.

provisions of section thirty-four of chapter ninety or sections twenty-five and twenty-six of chapter eighty-one."

However, as discussed above, the City would not be subject to any withholding of funds unless it "installs and maintains" any "traffic control devices". The authors of Report B do not propose implementing truck restrictions through the use of "traffic control devices."

Conclusion

The authors of Report B appreciate the efforts of the Law Department to obtain an outside legal opinion on the authority of the City Council to adopt a night-time curfew on through trucks, particularly in view of the Plaistow case. However, we do not believe that the memorandum of Professor Fallon is very instructive or that it raises legitimate impediments to enacting the night-time curfew as proposed in Report B. We look forward to working with the City Council, the Traffic and Transportation Committee and the Law Department in developing regulations to implement the proposal.

* It is not clear that signs are even "traffic control devices" as that term is used in M.G.L. c. 85, §2. In several prior portions of Section 2 references are made to "signs, traffic control signals, traffic devices, school zones, parking meters or markings" which implies that the drafters of the statute contemplated that signs are separate and distinct from traffic control devices.



City of Cambridge

20.

IN CITY COUNCIL

October 5, 1998

COUNCILLOR RUSSELL

ORDERED: That the City Manager be and hereby is requested to confer with the Director of Traffic, Parking and Transportation regarding the possibility of checking the timing sequence of the traffic lights at the corners of Waiden and Garden and Walden and Sherman and Walden and Concord Avenue to determine whether they are operating properly during rush hours, especially between 4:00 and 6:00 PM when traffic appears to back up just between these particular intersections.

Consent Order #20

510CM

Councillor Russell re: check the timing sequence of the traffic lights at the corners of Walden and Garden and Walden and Sherman and Walden and Concord Avenue to determine whether they are operating properly during rush hour.

In City Council October 5, 1998

ORDER ADOPTED