



CITY OF CAMBRIDGE
CAMBRIDGE, MASSACHUSETTS 02139

TEL 349-4300
FAX 349-4307



EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

July 26, 1999

To the Honorable, the City Council:

I am transmitting several documents relating to our efforts to enforce the newly enacted truck curfew.

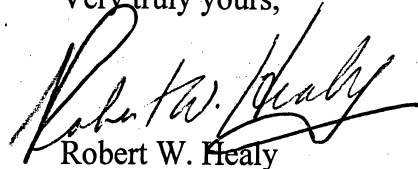
Promptly after the passage of the ordinance, I convened a meeting with appropriate staff and implemented the following actions:

1. I sent letters to over thirty (30) companies whose trucks had been identified by residents operating on residential streets, informing the companies of the new ordinance and advising them to adjust their routes and schedules accordingly. I am attaching a sample letter.
2. I also sent letters to the Mayors or Chief Executive Officers of surrounding communities advising them of the new ordinance and assuring them that the citizen petition that initiated the ordinance was not intended to shift trucks from Cambridge to their communities, but rather to stop trucks from passing through Cambridge and into neighboring communities. I conveyed our interest in gaining their support for a collective effort to deal with the problem. I am attaching a sample letter.
3. Police Commissioner Ronnie Watson on July 1, 1999 issued a directive to all personnel in the Police Department advising them of the passage of the ordinance and requiring officers to gather information regarding violations observed by police so that the information could be transmitted to the Commissioner of Inspectional Services who is charged with enforcement of zoning law violations. Police officers have distributed copies of the new ordinance provision to truck operators to further provide notice of the curfew. To date there have been over 250 such reports forwarded by police to the Inspectional Services Department. I am attaching a copy of the Police Commissioner's directive.
4. Commissioner Robert Bersani is in the process of reviewing the reports from police and is identifying operators or companies whose trucks have been identified as violating the curfew repeatedly. He is preparing to send

a letter to those companies or operators advising them that any additional reports of violations of the curfew will lead to criminal complaints in the District Court.

We have received a number of calls from truck operators or companies seeking information about the ordinance or objecting to its provisions. Some of the callers indicated that they intend to fight any enforcement efforts in court. We will, of course, defend the City's interests in any such court actions. I will provide further reports to the City Council as matters develop.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert W. Healy", written over a horizontal line.

Robert W. Healy
City Manager



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EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

June 24, 1999

Dear Sir or Madam:

I am writing to advise you that the Cambridge City Council on June 21, 1999 amended the Cambridge Zoning Ordinance by adding a new Section 6.96 which provides as follows:

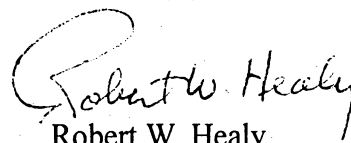
6.96. Night-time Curfew on use of City Streets by through Trucks. All trucks 2.5 tons or more in gross weight traveling through Cambridge from origins and to destinations outside the City are prohibited from using any City streets from the hours of 11:00 p.m. to 7:00 a.m. This curfew shall not apply to trucks with points of origin or delivery in the City of Cambridge. Nothing herein shall affect in any way restrictions on trucks currently in effect.

This ordinance amendment is the result of lengthy deliberations by the City Council with the input of members of the public. The noise, vibrations, and disruption caused especially by large, heavily loaded trucks traveling down largely residential streets during the identified night-time hours unreasonably destroys the tranquility and peace and quiet in these residential neighborhoods. The new zoning amendment permits use of the City's streets for through truck traffic during all but eight hours of the night-time when residents reasonably desire peace and quiet.

Residents have identified your company's trucks making use of City streets during the now prohibited hours. I am writing to advise you of the new zoning provision and to advise you that in the future trucks that are using Cambridge streets during the curfew hours without an origin or destination in Cambridge will be in violation of the new ordinance. The ordinance provides for a one hundred dollar (\$100) fine per offense.

Thank you for your anticipated attention to this matter.

Very truly yours,


Robert W. Healy
City Manager



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EXECUTIVE DEPARTMENT
ROBERT W. HEALY
City Manager

RICHARD C. ROSSI
Deputy City Manager

June 24, 1999

Mayor Dorothy Kelly-Gay
Mayor's Office
93 Highland Avenue
Somerville, MA. 02144

Dear Mayor Kelly-Gay:

As you may already know, the Cambridge City Counsel on June 21, 1999 amended the Cambridge Zoning Ordinance by adding a new Section 6.96 which provides as follows:

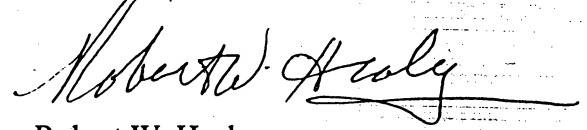
6.96. Night-time Curfew on use of City Streets by through Trucks. All trucks 2.5 tons or more in gross weight traveling through Cambridge from origins and to destinations outside the City are prohibited from using any City streets from the hours of 11:00 p.m. to 7:00 a.m. This curfew shall not apply to trucks with points of origin or delivery in the City of Cambridge. Nothing herein shall affect in any way restrictions on trucks currently in effect.

The zoning amendment petition was submitted by citizens who have grown frustrated with the increasing amount of heavy truck traffic especially during late night-time hours. This ordinance amendment is the result of lengthy deliberations by the City Council with the input of members of the public. The noise, vibrations, and disruption caused especially by large, heavily loaded trucks traveling down largely residential streets during the identified night-time hours unreasonably destroys the tranquility and peace and quiet in these residential neighborhoods. The new zoning amendment permits use of the City's streets for through truck traffic during all but eight hours of the night-time when residents reasonably desire peace and quiet.

The proponents of this ordinance have repeatedly indicated that they do not intend that this ordinance should just divert the trucks into your community. They believe, rather, that by cutting off one leg of these alternative truck routes through Cambridge, truckers will more likely choose to remain on the highways rather than seek shortcuts through our communities. In fact, the proponents hope that your community will enact a similar provision and join Cambridge in resisting this inappropriate use of residential streets for heavy commercial traffic.

I hope that we can work cooperatively to address the impacts that may be caused by the passage of this citizen's petition. I would be happy to discuss the matter with you. Please feel free to contact me at your convenience.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Robert W. Healy", with a stylized flourish at the end.

Robert W. Healy
City Manager

Night-Time Curfew on use of City Streets by through Trucks Mailing List:

Somerville	Mayor Dorothy Kelly-Gay Somerville City Hall Somerville, MA. 02143
Waltham	Mayor William F. Stanley Waltham City Hall 610 Main Street Waltham, MA. 02452
Boston	Mayor Thomas M. Manino Boston City Hall 5 th Floor Boston, MA. 02201
Arlington	Donald Marquis Town Manager Arlington Town Hall 730 Massachusetts Avenue Arlington, MA. 02476
Belmont	Melvin Kleckner, Town Administrator P.O. Box 56 Belmont, MA. 02478



12, 700

CITY OF CAMBRIDGE
POLICE DEPARTMENT
INTEROFFICE CORRESPONDENCE

TO: All Personnel

DATE: July 1, 1999

FROM: Ronnie Watson
Commissioner

A handwritten signature in dark ink, appearing to be "RW", written over the printed name and title of the Commissioner.

REFERENCE: Zoning Ordinance

SUBJECT: Enforcement of Night -Time Curfew of Through Trucks

The City Council has passed the Night-Time Curfew on use of City Streets by through Trucks. See (attached) City of Cambridge Municipal Code, "Zoning Ordinance" Title 17, section 6.96. The hours of prohibiting trucks over two and one-half (2 ½) tons, from the use of any City street are from 11:00 P.M. to 07:00 A.M. **THIS CURFEW SHALL NOT APPLY TO TRUCKS WITH POINTS OF ORIGIN OR DELIVERY IN THE CITY OF CAMBRIDGE.** Nothing in the new ordinance shall affect in any way restrictions on trucks currently in effect.

The ultimate responsibility for the enforcement is identified as that of Inspectional Services of the City of Cambridge. The Police Department's sworn law enforcement officers are responsible to collect the necessary information of the violations they witness. Sworn members of the Police Department are being charged with the responsibility of the collection of information to be forwarded to the Inspectional Services staff for processing, because we are the only agency capable of performing these actions during the hours of the curfew. Ordinance Violations upon conviction are criminal in nature.

Additionally, for a period of time, a printed document explaining the curfew will be given to operators / owners of vehicles at time of each stop (see attached). Temporarily, the collection of the necessary information on both the driver and the company will be accomplished through the utilization of the attached department form. If needed, a "new" violation notice book will be developed and used for continued enforcement of this ordinance.

Collection of the necessary information is to be as complete as possible, by recording both the operators information plus the vehicle owner information to include the business phone number of the firm or business (see form attached). The form will be submitted at the end of each tour of duty along with the patrol officers activity sheet.

Page 2, Instruction - Through Truck Curfew Enforcement

the forms will be collected from each patrol unit and total number of the violations will be counted. the watch / shift commander of day patrol section, each day will then record the number of violations on the police journal.

All forms must be kept in a separate file in the Selective Traffic Enforcement Unit.

Copies of all driver / owner information will be forwarded by the Selective Traffic Enforcement Unit to the Inspectional Services Department daily, Monday through Friday.

This City Ordinance is in full force and effect now, however effective July 5, 1999 at 11:00 P.M. and continuing until further notice, this Department will begin enforcement of this Ordinance.

Officers will enforce the Through Truck ban on all streets. (Some companies were previously issued exemption letters by the Traffic and Parking Department. These exemptions are no longer valid.)

Several streets have been identified as having a considerable volume of Truck Traffic during early morning hours and these streets will be initially targeted. (Cordon count information supplied by the Traffic and Parking Department has identified these locations to us as locations where heavy truck traffic occurs.)

When officers who are assigned to enforce "Restricted Routes" and encounter a "banned through truck" they will obtain the necessary information, distribute the "Notice", in addition to writing the appropriate citation for being on the restricted route.

The Through Truck Curfew is operative on every street in Cambridge. Assignments will begin on July 5, 1999 at 11:00 P.M. with of Truck Enforcement being conducted at the following locations:

Concord Avenue - East of Fresh Pond Parkway

Cambridge Street - East of First Street

Main Street - West of Memorial Drive

Massachusetts Avenue - North of Memorial Drive

Massachusetts Avenue - South of Magoun Street

River Street - North of Memorial Drive

Western Avenue - South of Massachusetts Avenue

Brattle Street - West of J.F.K.

Kirkland Street - East of Quincy Street

Truck traffic is reportedly heavy between 05:00 A.M and 06:00 A.M.

Supervisory personnel will be held accountable for insuring that subordinate personnel perform these assigned tasks throughout the City during the hours of the curfew.

The Deputy Superintendent of the Last half shift will be responsible for constantly reviewing information that may be provided to this department to ensure that enforcement activity is targeting the entire City. The Deputy Superintendent will also review enforcement activities of all personnel assigned to perform these tasks and insure that this activity is included in the monthly report starting in August.

Notice Concerning Truck Ban Provisions of Cambridge

Zoning Ordinance(sec. 6.96)

This is to advise you that trucks of over 2.5 tons gvw travelling through Cambridge from origins and to destinations outside the City are prohibited from using any city streets between the hours of 11:00 p.m. and 7:00 a.m. by the provisions of sec.6.96 of the Cambridge Zoning Ordinance. Any person , firm , or corporation who violates this provision of the Zoning Ordinance may, upon conviction be fined up to \$100 per offense.

Violations of this Ordinance will be referred to the Commissioner of Inspectional Services or his designee for action as may be appropriate. Questions concerning this Ordinance provision can be directed to the Inspectional Services Department(ISD) at 617-349-6100. ISD is located at 831 Massachusetts Av. in Cambridge.

Cambridge Municipal Code (Section 6.96): Night-time curfew of use of City streets by through trucks (2.5 tons or more in gross weight)

Date of Offense / /	Time M	Location	
Name of Operator (Last, First)		Driver's License Number	Registration Number/State
Address	City	State	Zip Code
Truck Owner/Firm Name			Telephone Number
Address	City	State	Zip Code

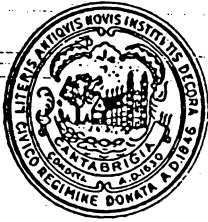
Date of Offense / /	Time M	Location	
Name of Operator (Last, First)		Driver's License Number	Registration Number/State
Address	City	State	Zip Code
Truck Owner/Firm Name			Telephone Number
Address	City	State	Zip Code

Date of Offense / /	Time M	Location	
Name of Operator (Last, First)		Driver's License Number	Registration Number/State
Address	City	State	Zip Code
Truck Owner/Firm Name			Telephone Number
Address	City	State	Zip Code

Officer's Signature/Badge Number

Officer's Signature/Badge Number

NOTE: To be submitted at the end of the tour of duty along with the patrol unit's activity report.



City of Cambridge

In the Year One Thousand, Nine Hundred Ninety-Nine

AN ORDINANCE

In Amendment to the "Zoning Ordinances of the City of Cambridge"

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

1. Amend the heading of this article to read as follows:

"Off Street Parking and Loading Requirements and Nighttime Curfew on Large Commercial Through Trucks."

2. Amend the first sentence of Section 6.11 to read as follows

It is the Intent of this Article 6.000 to reduce traffic congestion, noises, vibrations, fumes and safety hazards caused by large commercial trucks, thereby promoting the safety, health and welfare of the public, by establishing requirements for off street parking and loading and restrictions on the use of City streets during the night-time by large commercial trucks with points of origin and destinations outside the City of Cambridge in order to implement the purposes of The Zoning Act, Section 2A of Chapter 808, and Article 1.000, Section 1.30 of the Cambridge Zoning Ordinance, including:

- to lessen congestion in the streets
- to conserve health
- to conserve the value of land and buildings
- to prevent pollution of the environment
- to protect residential neighborhoods from incompatible activities, and
- to preserve and increase the amenities of the City."

3. Add a new Section 6.96 as follows:

6.96. Night-time Curfew on use of City Streets by Through Trucks. All trucks 2.5 tons or more in gross weight traveling through Cambridge from origins and to destinations outside the City are prohibited from using any City streets from the hours of 11:00 p.m. to 7:00 a.m. This curfew shall not apply to trucks with points of origin or delivery in the City of Cambridge. Nothing herein shall affect in any way restrictions on trucks currently in effect."

In City Council June 21, 1999.

Passed to be ordained by a ye and nay vote:-
Yeas 9; Nays 0; Absent 0.

ATTEST:-

D. Margaret Drury
City Clerk

Consent Agenda #35 974

Relative to enforcement
of the newly enacted truck
curfew.

In City Council July 26, 1999

PLACED ON FILE

MOVED TO EXECUTIVE
SESSION