



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 • TEL. 876-6800

LAW DEPARTMENT

EDWARD D. MCCARTHY
ACTING CITY SOLICITOR

ROWENA E. TAYLOR
ASSISTANT CITY SOLICITOR

CHARLES WATSON
LEGISLATIVE AGENT

April 26, 1974

Mr. James L. Sullivan
City Manager
City Hall
Cambridge, Massachusetts

Re: Calendar Item #7
City Council, April 22, 1974

Dear Mr. Sullivan:

It is my opinion that the proposed order referred to above is invalid under municipal law in that the City cannot assume liability or responsibility for the matters in said order.

I have brought the problem to the attention of Chief Reagan and Chief Cremins and they have assured me that both their departments will co-operate in order to assure the security of buildings after this type of fire.

The obligations of the property owner are set forth in the provisions of our Building Code and in the General Laws. In essence, they provide that the Building Inspector may serve notice that a building is to be rendered safe and secure and the owner has until twelve o'clock noon of the day following service of the notice in which to take such action. If the owner fails to take this action, the City may then obtain a survey of the premises and if the building is found to be unsafe or not secure then the City shall cause it to be made safe or taken down or made secure and impose the cost of said action upon the owner.

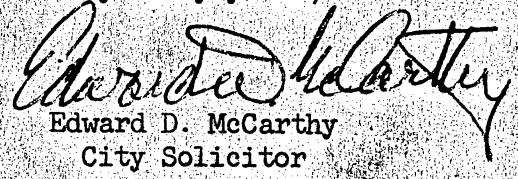
Mr. James L. Sullivan

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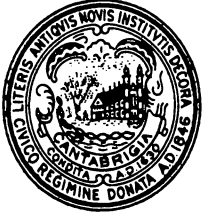
April 26, 1974

After such a notice to the owner, he is liable to a fine of not less than \$10.00 not more than \$50.00 for each day he continues not to abide by the notice of the Building Inspector.

Very truly yours,


Edward D. McCarthy
City Solicitor

EDMcC:cas



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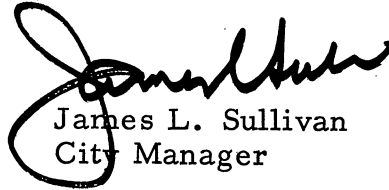
EXECUTIVE DEPARTMENT
JAMES L. SULLIVAN
City Manager

May 6, 1974

To the Honorable, the City Council:

I transmit herewith a self-explanatory communication from Edward D. McCarthy, City Solicitor, relative to Calendar Item #7, City Council, April 22, 1974.

Very truly yours,



James L. Sullivan
City Manager

JLS/f

Agenda # 8

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Comm. from the City Solicitor relative to
Calendar No. 7.

In City Council,

May 6, 1974

Placed on file