

**ORDINANCES OF THE CITY OF
BOSTON, PASSED SINCE AUGUST 1,
1874, AND ACTS OF THE LEGISLATURE
OF MASSACHUSETTS OF MUNICIPAL
SUBJECTS, PASSED IN 1874, PP 3-60**

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VARIOUS

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OF THE

LEGISLATURE OF MASSACHUSETTS,

ON

MUNICIPAL SUBJECTS,

PASSED IN 1874.

PUBLISHED BY ORDER OF THE CITY COUNCIL.

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1875.

CITY OF BOSTON.

By a vote of the City Council, approved December 31, 1869, all Ordinances passed in each year are to be properly compiled and published, at the close of the year, in a suitable manner for reference. This volume comprises, therefore, all the Ordinances which were passed by the City Council since August 1, 1874, the date of the publication of the Supplement to the City Ordinances, as well as all Legislative enactments of 1874, which affect in any way the government of this city. The General Election Law of 1874, which is a statute of great length, is not included in this publication. It is chap. 376 of the acts of 1874.

S. F. McCLEARY, *City Clerk.*

JANUARY 20, 1875.

AMUSEMENTS.

STATUTE.

1. Children under fifteen years not to appear as acrobats, etc.

STATUTE.

1. No license shall be granted by the mayor and aldermen or selectmen of any city or town for any exhibition mentioned in section seventy-four of chapter eighty-eight of the General Statutes at which children under the age of fifteen years are employed as acrobats, contortionists or in any feats of gymnastics or equestrianism.

License not to be granted for shows where children under fifteen are employed for gymnastics, etc. 1874, c. 273.

BATHING.

STATUTES.

1. Public bath-houses may be established, etc.

2. Officers may be appointed therefor.
3. Act to be accepted.

STATUTE.

1. Any city or town may raise money by taxation and appropriate the same in order to purchase or lease suitable lands and erect any building suitable for public baths and wash-houses, either with or without open drying grounds, and may make open bathing places, and convert any buildings into public baths and wash-houses, and may from time to time alter, enlarge, repair and improve the same, and fit up and furnish the same with all requisite furniture, fittings and conveniences, and may raise and appropriate money therefor.

Public baths may be established and maintained by cities and towns. 1874, c. 214, § 1.

2. Any city or town may establish such rates for the use of said baths and wash-houses, and appoint such officers as are deemed proper to carry the provisions of this act into effect, and may make such by-laws or ordinances for their government, as they from time to time deem necessary, and may authorize them to make such rules and regulations for the management of the baths and wash-houses as may seem to them expedient: *provided*, that such

Officers may be appointed and regulations made for management of baths. *Ibid.* § 2.

1874, c. 214, § 2. by-laws or ordinances, rules or regulations, shall be subject to alteration or repeal at any time.

Subject to acceptance by cities and towns.
Ibid. § 2.

3. This act shall not take effect in any city or town, until it has been accepted by the council of such city, by a two-thirds vote, or by two-thirds of the legal voters of such town, present and voting at any annual meeting.¹

BOUNDARIES.

STATUTES.

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| <ol style="list-style-type: none"> 1. Part of Brookline annexed to Boston. Duties of Selectmen. 2. Inhabitants to pay arrears of taxes. 3. Jurisdiction of Courts. 4. To be added to judicial district of Brighton. | <ol style="list-style-type: none"> 5. To be added to Ward 19. 6. Obligation of contracts. 7. Rights of drainage to be preserved. 8. Part of Newton annexed to Boston. 9. Highway matters to be heard by Street Commissioners. |
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STATUTES.

Portion of Brookline annexed to Boston.
1874, c. 220, § 1.

Proviso.

1. All the territory now comprised within the limits of the town of Brookline in the county of Norfolk, with the inhabitants and estates therein situated, northerly of the southerly line of Brighton avenue, is hereby annexed to, and made a part of, the city of Boston in the county of Suffolk, and shall hereafter constitute a part of the county of Suffolk, subject to the same municipal regulations, obligations and liabilities, and entitled to the same immunities in all respects as the said city of Boston; *provided, however*, that until constitutionally and legally changed, said territory, including any part of the city of Boston which has been set off from Brookline since the last census, shall continue to be, for the purpose of electing members of the house of representatives, part of the county of Norfolk, constituting part of the fifteenth representative district thereof; for the purpose of electing a senator, part of the first Norfolk senatorial district; for the purpose of electing a councillor, part of the third council district; and for the purpose of electing a representative in congress, said territory shall continue

¹ Accepted by two-thirds vote of each branch of the City Council of Boston, and approved by the Mayor January 2, 1875.

to be a part of congressional district number eight, as the same are 1874, c. 220, § 1. now constituted.

All the duties now required by law to be performed by the selectmen and town clerk of the town of Brookline, or either of them, pertaining to the votes cast by the voters residing upon said territory for representatives in congress, state councillors, senators and members of the house of representatives, shall in like manner devolve upon and be performed by the board of aldermen and city clerk of the city of Boston; and the said city clerk shall make returns and meet with the town clerk of the town of Brookline for the purpose of ascertaining the result of the election of representative for said fifteenth representative district and making certificates of the same, at noon on the day following said election, at the town clerk's office in said Brookline. Duties required of selectmen and clerk of Brookline to devolve upon aldermen and clerk of Boston.

2. The inhabitants of the said territory shall be holden to pay all arrears of taxes which have been legally assessed upon them by the town of Brookline, and all taxes heretofore assessed and not collected shall be collected and paid to the treasurer of the town of Brookline in the same manner as if this act had not been passed. Inhabitants to pay arrears of taxes. Ibid. § 2.

3. The several courts within the county of Suffolk, except the municipal court for the southern district of the city of Boston, the municipal court for the Dorchester district of the city of Boston, and the municipal court for the Charlestown district of the city of Boston, after this act takes effect, shall have the same jurisdiction over all causes of action and proceedings in civil causes, and over all matters in probate and insolvency which shall have accrued within said territory hereby annexed, that said courts now have over like actions, proceedings and matters within the county of Suffolk; *provided, however,* that the several courts within the county of Norfolk shall have and retain jurisdiction of all actions, proceedings and matters that may be rightfully commenced in said courts prior to the time when this act takes effect; and the supreme judicial court, and the superior court within the county of Suffolk, after this act takes effect, shall have the same jurisdiction of all crimes, offences and misdemeanors that shall have been committed within the said territory that the supreme judicial court and superior court within the county of Norfolk now have; but if, before this act takes effect, proceedings are commenced in any of the courts Jurisdiction of courts. Ibid. § 3. Proviso.