



CITY OF BOSTON • MASSACHUSETTS

OFFICE OF THE MAYOR
MARTIN J. WALSH

April 22, 2019

TO THE CITY COUNCIL

I transmit herewith for your approval amendments to the City of Boston Code, Ordinances, Chapters 6, 7, 16, and 18.

The purpose of these amendments is to facilitate the transfer of the Animal Care and Control Unit from the Inspectional Services Department to the Parks and Recreation Department. In addition, these amendments ensure conformity of the City of Boston Code with the text of M.G.L. c. 140, §§ 136A-174F.

I urge your Honorable Body to act favorably on these proposed amendments without delay.

Sincerely,

Martin J. Walsh
Mayor of Boston

CITY OF BOSTON

IN CITY COUNCIL

AN ORDINANCE CONCERNING THE REGISTRATION AND LICENSING OF DOGS

Be it ordained by the City Council of Boston, as follows:

SECTION 1: Chapter 6 of the City of Boston Ordinances, Section 6-9.5(h) is hereby amended by striking the term “Inspectional Services Department” throughout and inserting in place thereof the following: Parks and Recreation Department

SECTION 2: Chapter 7 of the City of Boston Ordinances, Section 7-9.1 is hereby amended by striking the term “Dog Officer” throughout and inserting in place thereof the following: Animal Control Officer

SECTION 3: Chapter 16 of the City of Boston Ordinances, Section 16-1.9B.2 is hereby amended by striking the term “Inspectional Services Department” throughout and inserting in place thereof the following: Parks and Recreation Department

SECTION 4: Chapter 16 of the City of Boston Ordinances is hereby amended by striking out Section 16-1.9C and inserting in place thereof the following:

16-1.9C Dog Registration and Licensing.

All the powers and duties associated with dog registration and licensing in the City of Boston pursuant to M.G.L. c. 140 heretofore exercised by the Inspectional Services Department are hereby transferred to the Animal Care and Control Unit of the Parks and Recreation Department. The following positions in the Inspectional Services Department shall be transferred to and within the Parks and Recreation Department: the incumbent Executive Assistant (Director of Animal Care and Control) in the Inspectional Services Department shall be transferred to the position of Executive Assistant (Director of Animal Care and Control) of the Parks and Recreation Department; the incumbent Animal Control Officers in the Inspectional Services Department shall each be transferred to the position of Animal Control Officer of the Parks and Recreation Department; the incumbent Administrative Assistant (Animal Care and Control) in the Inspectional Services Department shall be transferred to the position of Administrative Assistant (Animal Care and Control) of the Parks and Recreation Department. Each of the aforementioned positions and each subject employee who immediately prior to such transfer or reclassification held an office or position subject to Civil Service Laws and Rules shall be appointed without examination or registration and shall upon such appointment retain all rights to retirement with pension that shall or would have accrued, and each such employee’s service shall be deemed to be continuous to the same extent as if this transfer or reclassification had not taken place.

Pursuant to M.G.L. c. 140, §137, all dogs six (6) months of age and older in the City of Boston must be registered and licensed annually with the Animal Care and Control Unit as established by CBC 7-9.

SECTION 5: Chapter 16 of the City of Boston Ordinances, Section 16-1.9D is hereby amended by striking the term "Inspectional Services" throughout and inserting in place thereof the following: Parks and Recreation

SECTION 6: Chapter 16 of the City of Boston Ordinances, Section 16-1.9D is hereby further amended by striking the phrase "To the extent permitted by G.L. c. 140 §172, fines collected to" and inserting in place thereof the following: Fines collected pursuant to

SECTION 7: Chapter 16 of the City of Boston Ordinances, Section 16-1.9F.1 is hereby amended by striking the phrase "section 147A" and inserting in place thereof: section 173

SECTION 8: Chapter 16 of the City of Boston Ordinances, Section 16-1.9F.1 is hereby further amended by striking the term "Animal Control Unit" and inserting in place thereof: Animal Care and Control Unit

SECTION 9: Chapter 16 of the City of Boston Ordinances is hereby amended by striking out Section 16-1.9F.3 and inserting in place thereof the following:

Pursuant to M.G.L. c. 140, section 137 and 173, and CBC 16-1.9C, no licensed dog shall be leased or rented in the City of Boston.

SECTION 10: Chapter 16 of the City of Boston Ordinances, Section 16-1.9F.4 is hereby amended by striking the term "Inspectional Services Department" and inserting in place thereof: Parks and Recreation Department

SECTION 11: Chapter 16 of the City of Boston Ordinances, Section 16-1.9G.2 is hereby amended by striking the term "Inspectional Services Department" and inserting in place thereof: Parks and Recreation Department

SECTION 12: Chapter 16 of the City of Boston Ordinances, Section 16-1.9G.4 is hereby amended by striking the term "Inspectional Services Department" and inserting in place thereof: Parks and Recreation Department

SECTION 13: Chapter 16 of the City of Boston Ordinances, Section 16-32.3 is hereby amended by striking the words "Inspectional Services Department" and inserting in place thereof: Parks and Recreation Department

SECTION 14: Chapter 18 of the City of Boston Ordinances, Sections 18-1.4 (6-10) are hereby amended by striking the several references to the "Inspectional Services Department" and inserting in place thereof: Parks and Recreation Department

I HEREBY CERTIFY THAT
THE FOREGOING, IF PASSED IN
THE ABOVE FORM, WILL BE IN
ACCORDANCE WITH LAW.
BY Eugene L. O'Flaherty NLO
EUGENE L. O'FLAHERTY
CORPORATION COUNSEL