



CITY OF BOSTON • MASSACHUSETTS

OFFICE OF THE MAYOR  
THOMAS M. MENINO

September 27, 2010

**TO THE CITY COUNCIL**

Dear Councilors:

I transmit herewith for your approval an addition to Ordinance § 9-9 “Inspectional Services Department” that provides for the adoption of procedures for the collection of unpaid municipal fines under Chapter 40U of the Massachusetts General Laws, adopted by the City Council on May 14, 2010.

Chapter 40U allows cities and towns to adopt procedures for the payment of municipal fines such as housing and sanitary code violations similar to the manner used for non-criminal disposition of penalties for traffic and parking tickets. Chapter 40U outlines the appeal process and allows the City to commit unpaid fines to the property’s property tax bill, securitizing the fine as a lien on the violator’s property.

I urge your honorable Body to pass the Ordinance to adopt the procedures under Chapter 40U for the payment of certain municipal fines.

Sincerely,

Thomas M. Menino  
Mayor of Boston

**CITY OF BOSTON**  
**IN CITY COUNCIL**

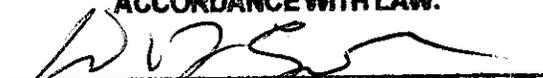
**AN ORDINANCE FOR THE ADOPTION OF PROCEDURES UNDER CHAPTER 40U FOR THE PAYMENT OF CERTAIN MUNICIPAL FINES**

City of Boston Code, Ordinances, Chapter IX, is hereby amended by adding the following text in its entirety to be inserted as 9-9 14 and entitled "Unpaid Municipal Fines."

In accordance with Chapter 40U of the Massachusetts General Laws, adopted by the City Council on May 14, 2010,

- a. The procedures for the collection of unpaid municipal fines, as set out by Chapter 40U, are hereby adopted.
- b. This ordinance covers the enforcement of ordinances designated for enforcement under the provisions of Section 21D of Chapter 40 of the Massachusetts General Laws by the Commissioner of the Inspectional Services Department.
- c. The City of Boston shall assess an additional ten (\$10.00) dollar processing fee on any fine which remains unpaid and unappealed at the expiration of twenty-one (21) days following the issuance of the citation.
- d. Any fine which remains unpaid for thirty (30) days after the second notice as required by Chapter 40U shall be subject to an additional penalty of ten (\$10.00) dollars.
- e. Thereafter, any fine and additional penalties may become an additional assessment on the property owner's tax bill and a lien on the property to which the violation relates.
- f. This section shall take effect upon passage.

**I HEREBY CERTIFY THAT  
THE FOREGOING, IF PASSED IN  
THE ABOVE FORM, WILL BE IN  
ACCORDANCE WITH LAW.**

  
\_\_\_\_\_  
**WILLIAM F. SINNOTT**  
**CORPORATION COUNSEL** *cc*