

# HOUSE . . . . . No. 68

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Accompanying the first recommendation of the Division of Metropolitan Planning (House, No. 67). Metropolitan Affairs. Dec. 2, 1926.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Twenty-Seven.

An Act authorizing the Laying Out and Construction of Certain Missing Parkway and Other Links between Existing Parkways and Traffic Routes to provide a Metropolitan Circumferential Highway and Important Feeders thereto.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. The metropolitan district commission  
2 hereinafter called the commission, is hereby authorized  
3 to lay out and construct in accordance with the pro-  
4 visions of chapter ninety-two of the General Laws rela-  
5 tive to the laying out and construction of parkways and  
6 boulevards, parkways or boulevards comprising the  
7 following sections of the so-called circumferential high-  
8 way and located in the cities of Lynn, Cambridge,  
9 Boston, Quincy, and Newton and the towns of Saugus,  
10 Milton and Brookline.

11 (a) Beginning at the westerly end of Great Woods  
12 road in the city of Lynn, thence over the Lynn Woods  
13 Woods reservation and the Lynn waterworks reservation  
14 in the city of Lynn and the town of Saugus, southerly  
15 of the Lynn waterworks reservoir, thence over public or  
16 private ways and private lands in said town of Saugus

17 to or near the intersection of Walnut street and the  
18 Newburyport turnpike, including a bridge or causeway  
19 over a portion of the Lynn waterworks reservoir;

20 (b) Beginning at the present terminus of Alewife  
21 Brook parkway at Massachusetts avenue in the city of  
22 Cambridge, thence over lands of the commonwealth of  
23 Massachusetts to Concord avenue in said city of Cam-  
24 bridge, including a bridge or bridges for carrying said  
25 parkway or boulevard over the tracks of the Boston and  
26 Maine Railroad. Beginning again at said Concord ave-  
27 nue, thence over public or private ways and public or  
28 private lands to the northerly terminus of Fresh Pond  
29 parkway at Huron avenue in said city of Cambridge;

30 (c) Beginning at the intersection of Milton street east  
31 and Hyde Park avenue in the Hyde Park district of the  
32 city of Boston at Wolcott square, thence over said Mil-  
33 ton street east to the Fowl Meadows reservation; thence  
34 over said Fowl Meadows reservation to Brush Hill road  
35 in the town of Milton, including a bridge over the Ne-  
36 ponset river. The parkway or boulevard described in  
37 this paragraph shall be open to general traffic;

38 (d) Beginning at Blue Hills parkway in the town of  
39 Milton at its intersection with Harland street in the  
40 Blue Hills reservation, thence along Harland street and  
41 over public or private ways and public or private lands  
42 to Randolph avenue, in said town of Milton or the city  
43 of Quincy;

44 (e) Beginning at the northerly end of Fellsway East  
45 at Border road in the city of Malden, thence over the  
46 Middlesex Fells reservation to Washington street in the  
47 city of Melrose.

1 SECTION 2. Before any work is done on the sections  
2 of said circumferential highway described under para-

3 graph (a) of section one, said city of Lynn shall, and is  
4 hereby empowered, to execute without compensation a  
5 deed or deeds to the commonwealth of the lands or  
6 rights in lands necessary for the construction of a park-  
7 way or boulevard over said Lynn Woods, and said Lynn  
8 waterworks reservation and reservoir.

1 SECTION 3. For the purposes of carrying out the work  
2 authorized by section one of this act and for construct-  
3 ing the two sections of the so-called circumferential  
4 highway authorized by chapter three hundred and ninety-  
5 four of the acts of the year nineteen hundred and twenty-  
6 six the commission may expend such sum not exceeding  
7 one million, six hundred and fifty thousand dollars as  
8 may hereafter be appropriated, said sum to be in addi-  
9 tion to the sum authorized by said chapter three hun-  
10 dred and ninety four, and already appropriated.

1 SECTION 4. One half of the expenditures made under  
2 authority of section three of this act shall be paid by  
3 the cities and towns of the metropolitan parks district  
4 as part of the cost of the maintenance of boulevards  
5 under section fifty-six of chapter ninety-two of the Gen-  
6 eral Laws, and the remaining one half shall be paid from  
7 the highway fund.

1 SECTION 5. The commission shall assess betterments  
2 under chapter eighty of the General Laws on account of  
3 the public improvement authorized by section one of  
4 this act. One half of the amount of betterments so  
5 assessed and collected shall be credited by the state  
6 treasurer to the cities and towns of the metropolitan  
7 parks district in the proportions in which they annually  
8 pay money into the state treasury to meet one half of

9 the cost of maintenance of boulevards under said sec-  
10 tion fifty-six, and the other half shall be credited by  
11 him to the highway fund.

1 SECTION 6. The division of highways of the depart-  
2 ment of public works, hereinafter called the division, is  
3 hereby authorized to lay out and construct convenient  
4 and adequate ways for motor vehicles and other traffic  
5 in the towns of Braintree, Weymouth and Hingham in  
6 substantially the following locations, and an extension  
7 of Squires road in the city of Revere;

8 (a) Beginning at the intersection of Hancock and  
9 Plain streets in the town of Braintree, thence along Plain  
10 street and Grove street in said town of Braintree, thence  
11 over Columbian street, private lands, Park avenue, and  
12 Park street in said town of Weymouth, thence over  
13 Derby street to the state highway known as Whiting  
14 street, at its intersection with Gardner street, in the  
15 town of Hingham. Said highway shall be of a width of  
16 not less than sixty feet or more than eighty feet except  
17 at intersecting ways, as the division shall determine and  
18 different sections may be of different widths.

19 For the purpose of laying out and constructing said  
20 way, the division may expend not over four hundred  
21 thousand dollars. Of the amount expended in each town,  
22 twenty-five per cent shall be assessed upon and paid by  
23 each town. Of the amount expended in the towns of  
24 Braintree and Weymouth, twenty-five per cent shall be  
25 assessed upon and paid by the county of Norfolk. Of  
26 the amount expended in the town of Hingham, twenty-  
27 five per cent shall be assessed upon and paid by the  
28 county of Plymouth. Of the total amount expended,  
29 twenty-five per cent shall be paid by the cities and  
30 towns of the metropolitan parks district in proportion

31 to the respective taxable valuations of the property of  
32 said cities and towns as defined by section fifty-nine of  
33 chapter ninety-two of the General Laws; and twenty-  
34 five per cent shall be paid from the highway fund as  
35 may hereafter be appropriated.

36 The portions of the cost of the work to be paid by the  
37 counties and by the towns shall, in the first instance, be  
38 paid by the commonwealth. When said work is com-  
39 pleted and the full cost thereof including interest on tem-  
40 porary loans and the amount due from each said county  
41 and town has been ascertained by the division and cer-  
42 tified by the division to the state treasurer, the amount  
43 required to be paid into the state treasury by each such  
44 county and town to meet their proportions of such cost  
45 shall be assessed and collected by the state treasurer in  
46 five equal annual payments in the apportionment and  
47 assessment of the annual state tax.

48 (b) Beginning at a point on Broadway in the city of  
49 Revere opposite Squires road as laid out and constructed  
50 under authority of chapter five hundred and one of the  
51 acts of the year nineteen hundred and twenty-two as  
52 amended by chapter four hundred and eighty-one of the  
53 acts of the year nineteen hundred and twenty-three,  
54 thence over public or private ways and private lands to  
55 the intersection of Hutchinson street and Revere street  
56 in said city of Revere. For the purpose of laying out  
57 and constructing said way the division may expend not  
58 exceeding one hundred thousand dollars. Of the amount  
59 so expended, one half shall be paid by the cities and  
60 towns of the metropolitan parks district in proportion  
61 to the respective taxable valuations of the property of  
62 said cities and towns as defined by section fifty-nine of  
63 chapter ninety-two of the General Laws; and one half  
64 shall be paid from the highway fund as may hereafter  
65 be appropriated.

1 SECTION 7. The division may, on behalf of the com-  
2 monwealth, take under chapter seventy-nine of the Gen-  
3 eral Laws or acquire by purchase or otherwise such  
4 lands or rights as it may deem necessary for carrying  
5 out the provisions of this act and shall assess better-  
6 ments therefor under the provisions of chapter eighty  
7 of the General Laws. Of the betterments received on  
8 account of the work done under paragraph (a) of sec-  
9 tion six in any city or town, one quarter shall be paid  
10 to such city or town; one quarter shall be paid to the  
11 county in which such city or town is located and one  
12 half shall be retained by the commonwealth. Of the  
13 portion retained by the commonwealth, one half shall  
14 be credited to the highway fund and one half to the  
15 cities and towns of the metropolitan parks district in  
16 proportion to the respective taxable valuations of the  
17 property of said cities and towns, as defined by section  
18 fifty-nine of chapter ninety-two of the General Laws.  
19 Of the betterments received on account of the work  
20 done under paragraph (b) of section six, one half shall  
21 be credited to the highway fund and one half shall be  
22 credited to the cities and towns of the metropolitan  
23 parks district in proportion to the respective taxable  
24 valuations of the property of said cities and towns, as  
25 defined by section fifty-nine of chapter ninety-two of  
26 the General Laws.

1 SECTION 8. When the work authorized under section  
2 six shall have been completed, all parts of said new ways  
3 shall become public streets or ways of the respective  
4 towns within which they lie and shall be kept in good  
5 condition and repair by them. The division shall notify  
6 the board of selectmen of such town whenever in its  
7 opinion any part of said proposed way which is to be

8 maintained by such town is not being maintained in  
9 proper condition and shall specify in said notice what  
10 repairs or improvements are necessary and the officers  
11 of the town in charge of streets or ways shall forthwith  
12 make the specified repairs and improvements. If such  
13 officers do not make such repairs and improvements  
14 within sixty days of said notice or within such further  
15 time as the division may allow, the division may make  
16 the repairs or improvements which shall be paid for out  
17 of the general revenue of the commonwealth. The  
18 division shall certify the amount of such expenditures to  
19 the state treasurer and the same shall be assessed, col-  
20 lected and paid over to the state treasurer in the same  
21 manner and at the same time as state taxes.

