

HOUSE No. 1021

By Mr. Higgins of Boston, petition of James M. Curley, mayor, that the city of Boston be authorized to borrow money for construction of a new street from Merrimac and Portland Streets to Hanover Street and for reconstruction of a part of Causeway Street. Municipal Finance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Two.

An Act providing for the Laying Out, Widening, Relocation, Reconstruction, Extension, and Construction of Certain Streets and Certain Proposed Streets in the City of Boston.

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 board of street commissioners of
2 the city of Boston may, with the approval of the
3 mayor of said city, lay out, widen, relocate, recon-
4 struct, extend and construct to such width as may be
5 determined by the board of street commissioners,
6 with the approval of the mayor, a street beginning
7 on Merrimac street at its intersection with Portland
8 street and extending over public ways and private
9 property along or adjacent to Merrimac street to and
10 including Haymarket square; thence along or ad-
11 jacent to Cross street to Hanover street, including
12 the construction of a traffic circle and pedestrian
13 underpasses in Haymarket square.

1 SECTION 2. The board of street commissioners of
2 the city of Boston may, with the approval of the
3 mayor of said city, lay out, widen, relocate, recon-
4 struct, and construct to such width as may be de-
5 termined by the said board of street commissioners,
6 with the approval of the mayor, Causeway street
7 from Nashua street to Lowell street, including the
8 alteration, construction, reconstruction and reloca-
9 tion of the Boston Elevated Railway company struc-
10 ture in the vicinity of Causeway and Lowell streets.

1 SECTION 3. In carrying out the provisions of
2 sections one and two, the board of street commissioners
3 may take by eminent domain, or acquire by purchase
4 or otherwise, any building lot, only part of which may
5 be necessary for the construction authorized by said
6 sections one and two, and the said board may sell the
7 buildings or other structures upon any land so taken
8 by it, or may remove the same and shall sell, if a sale
9 is practicable, or if not, shall lease, if a lease is practi-
10 cable, any lands or rights or interests in lands or other
11 property taken or purchased for the purposes of this
12 act, whenever the same shall, in the opinion of the
13 board, cease to be needed for said purpose. The
14 proceeds of any such sale or lease shall be used for
15 the payment of cost of construction, and after con-
16 struction is completed, shall be applied to the pay-
17 ment of indebtedness incurred under authority of this
18 act.

1 SECTION 4. The work authorized by sections one
2 and two shall be performed and the awarding of
3 damages and assessment of betterments therefor, shall
4 be made in accordance with chapter three hundred

5 and ninety-three of the acts of nineteen hundred and
6 six, as amended by chapter five hundred and thirty-six
7 of the acts of nineteen hundred and thirteen and by
8 chapters seventy-nine, eighty and eighty A of the
9 General Laws.

1 SECTION 5. For the purpose of meeting the ex-
2 pense of the work authorized under the provisions of
3 this act the city of Boston may borrow outside the
4 statutory limit of indebtedness from time to time
5 such sums as may be necessary not exceeding in the
6 aggregate four million five hundred thousand dollars
7 and the treasurer of the city shall from time to time,
8 on request of the mayor and without any other au-
9 thority than that contained in this act, issue and sell
10 at public or private sale the bonds of the city, regis-
11 tered or with interest coupons attached, as he may
12 deem best, to an amount not exceeding four million
13 five hundred thousand dollars. Such bonds shall be
14 designated on their face "Boston Thoroughfare Bonds
15 Act of 1931" and shall be for such term not exceeding
16 fifty years as the mayor and treasurer of the city may
17 determine; shall bear interest in accordance with the
18 provisions of chapter fifty-two of the Special Acts of
19 nineteen hundred and eighteen. The debt incurred
20 from time to time under the provisions of this act
21 shall not be included in determining the limit of the
22 indebtedness of the city as established by law. The
23 board of sinking fund commissioners of the city shall
24 establish a sinking fund for the payment of the
25 bonds issued under the authority hereof. There
26 shall annually be paid into such fund, the first pay-
27 ment being made not later than one year after the
28 date of the bonds issued therefor, such sum as is

29 necessary to provide for the payment of the principal
30 of all such bonds at the expiration of fifty years from
31 their respective dates or such other date as may be
32 determined as herein provided for maturity. Any
33 premiums received from the sale of said bonds, less
34 the cost of preparing, issuing and selling the same,
35 shall be applied to the payment of indebtedness issued
36 under authority of this act. The city treasurer may,
37 with the approval of the mayor, make a temporary
38 loan for a period of not more than one year in antici-
39 pation of the money to be derived from the sale of
40 any issue of said bonds, and may issue notes therefor
41 and such notes may be refunded by the issue of new
42 notes maturing within the said year but the period of
43 the permanent loan herein authorized shall not be
44 extended by reason of the temporary loan.

1 SECTION 6. This act shall take effect upon its
2 acceptance during the current year by the city council
3 in accordance with the provisions of its charter, not
4 otherwise.