

for which the member has paid, credit shall be allowed only for the most recent service rendered in said non-public schools equal to such service rendered in the public schools of the commonwealth and the amount paid for such additional service shall be refunded with accumulated interest, refund to be made only when the retirement allowance becomes due to the member or to the beneficiary under option (d) of subdivision (2) of section twelve, and if it is found that payment has been accepted for any service for which the member is entitled to a retirement allowance, annuity or pension from any other source, the amount paid for such service with accumulated interest shall also be refunded with no retirement credit allowed.

(This Bill, returned by the Governor, to the Senate, the branch in which it originated, with his objections thereto, was passed by the Senate, September 10, 1973, and, in concurrence, by the House of Representatives, September 11, 1973, the objections of the Governor notwithstanding, in the manner prescribed by the Constitution; and thereby has "the force of a law".)

Chap. 761. AN ACT AUTHORIZING THE REGISTRAR OF MOTOR VEHICLES TO CONSTRUCT NEW FACILITIES FOR THE BRANCH OFFICE OF THE REGISTRY OF MOTOR VEHICLES IN THE CITY OF HAVERHILL.

Be it enacted, etc., as follows:

The registrar of motor vehicles, subject to appropriation, is hereby authorized to acquire a site for and thereafter construct thereon and maintain facilities for the branch office of the registry of motor vehicles in the city of Haverhill which shall be relocated at said site. For the purpose of this act, said registrar may, with the consent of the governor, acquire a suitable site by eminent domain, or by purchase or otherwise.

Approved September 12, 1973.

Chap. 762. AN ACT PROVIDING THAT CERTAIN LICENSES FOR THE PURPOSE OF PLACING AND MAINTAINING FILL OVER CERTAIN TIDEWATERS IN BOSTON HARBOR BE IRREVOCABLE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide that certain licenses for the placing and maintaining fill over certain tidewaters in Boston harbor be irrevocable, therefore it is hereby declared to be an emergency law, necessary for the preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The licenses granted by the harbor and land com-

missioners numbered 1109, 1249, 1273, and 1313 dated October first, eighteen hundred and eighty-nine, May third, eighteen hundred and ninety, July twelfth, eighteen hundred and ninety, and January twenty-sixth, eighteen hundred and ninety-one, respectively, and the licenses granted by the directors of the port of Boston, being licenses numbered 42 and 49, both dated March eighteenth, nineteen hundred and thirteen, and the license granted by the department of public works, being licence numbered 1563 dated July twenty-fourth, nineteen hundred and thirty-four, and any and all other licenses or authorizations granted by the department of public works or by any predecessor to construct and maintain sea walls, bulkheads, in-take tunnels, and drains and to place and maintain fill, piles, and other structures in certain former tidewaters on the westerly side of Border Street in the East Boston district of the city of Boston, comprising portions of the land known as and numbered 408-424 on said Border Street, as shown on "Plan of Land in East Boston, Mass. Prepared for Shore Plaza Company Showing Licensed Areas of Fill and Structures" dated December 5, 1972 by Boston Survey Consultants, Inc., the subject premises being described in a deed from Paul D. Kaneb, Administrator, to Max R. Kargman and William M. Kargman, the General Partners of Shore Plaza Company dated October 14, 1970 and recorded with Suffolk County Registry of Deeds in Book 8395, Page 60, shall, notwithstanding any provisions of general or special law to the contrary, be irrevocable; provided, however, that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said licenses, the damages recoverable by reason of such taking shall not exceed the fair value of such land on the effective date of this act together with the cost of any buildings or improvements thereon, with interest at four per cent annually from such effective date or date such cost was incurred as the case may be.

SECTION 2. License numbered 6184, pending on the effective date of this act before the department of public works or any successor authority pursuant to chapter ninety-one of the General Laws to fill or maintain fill or erect or maintain pile or other structures within the areas presently filled or containing such pile or other structures as shown on said plan referred to in section one shall, notwithstanding any provision of general or special law to the contrary, be irrevocable, subject, however, to the conditions, which shall be expressed in any such license, that applicable provisions of said chapter ninety-one are complied with, and that if the commonwealth or any of its political subdivisions shall take, within ten years after such license is granted, any land which has the benefit of such license, the damages recoverable by reason of such taking shall not exceed the fair value of such land on the date of granting of such license together with the cost of any buildings or improvements thereon, with interest at four per cent annually from such date of granting or date any such cost was incurred as the case may be.

Approved September 14, 1973.