

By Mr. Sullivan, petition of George A. Sullivan for legislation to further authorize the Metropolitan District Commission to improve the Neponset River and tributaries thereof, so as to permit reclamation of certain lands in the Neponset River valley and flood control therein. Metropolitan Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-One.

AN ACT FURTHER AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO IMPROVE THE NEPONSET RIVER AND TRIBUTARIES THEREOF, SO AS TO PERMIT RECLAMATION OF CERTAIN LANDS IN THE NEPONSET RIVER VALLEY AND FLOOD CONTROL THEREIN.

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. For the purpose of carrying out the flood con-
2 trol work, the dredging and otherwise improving the Neponset
3 river channel and the tributaries of said Neponset river, in-
4 cluding Mother brook, so called, to relieve flood conditions and
5 permit the reclamation of the lands adjacent thereto in the
6 city of Boston and in the towns of Dedham, Canton, West-
7 wood, Norwood, Milton and Sharon, as authorized by chapter
8 seven hundred and forty-three of the acts of nineteen hundred
9 and fifty-five, the metropolitan district commission may ex-
10 pend in addition to amounts authorized by the above-men-
11 tioned chapter a sum not exceeding two million dollars.

1 SECTION 2. The commission, for the purposes of this act,
2 may, on behalf of the commonwealth, take by eminent domain
3 under chapter seventy-nine of the General Laws, or acquire by
4 purchase or otherwise, any lands, waters, water rights, water-
5 courses, dams or rights in parts of dams, rights of way, ease-
6 ments, or other property or interest in property, and shall
7 have all the rights, powers and duties and be subject to the

8 limitations of section thirty-two of chapter ninety-two of the
9 General Laws; provided, however, that cities and towns in the
10 area or areas within which construction may occur shall
11 grant to the commission the right to enter upon any public
12 land and to construct such facilities as may be necessary with-
13 out recourse to damages therefor. The commission, however,
14 shall, as provided in said section thirty-two, heed all reason-
15 able requests of officials of said cities and towns to restore, so
16 far as practicable, such public property to as good condition
17 as the same was in when such construction was commenced.

1 SECTION 3. To meet the expenditure necessary in carrying
2 out the provisions of this act, the state treasurer shall, upon
3 request of the governor and council, issue and sell at public or
4 private sale bonds of the commonwealth, registered or with
5 interest coupons attached, as he may deem best, to an amount
6 to be specified by the governor and council from time to time,
7 but not exceeding in the aggregate, the sum of two million
8 dollars. All bonds issued by the commonwealth, as aforesaid,
9 shall be designated on the face, Neponset River Drainage and
10 Flood Control, Act of 1961, and shall be on the serial payment
11 plan for such maximum term of years, not exceeding twenty
12 years, as the governor may recommend to the general court
13 pursuant to section 3 of Article LXII of the Amendments to
14 the Constitution of the commonwealth, the maturities thereof
15 to be so arranged that the amounts payable in the several
16 years of the period of amortization other than the final year
17 shall be as nearly equal as in the opinion of the state treas-
18 urer it is practicable to make them. Said bonds shall bear
19 interest semi-annually at such rate as the state treasurer, with
20 the approval of the governor, shall fix. The initial maturities
21 of such bonds shall be payable not later than one year from
22 the date of issue thereof and the entire issue not later than
23 June thirtieth, nineteen hundred and eighty-five. All interest
24 payments and payments on account of principal on such obli-
25 gations shall be paid from the metropolitan district commis-
26 sion park funds, to be assessed by methods fixed by law.

1 SECTION 4. This act shall take effect upon its passage.