

Accompanying the second recommendation of the Division of Metropolitan Planning (House, No. 158). Highways and Motor Vehicles. Dec. 8, 1927.

The Commonwealth of Massachusetts

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

An Act providing for the Laying Out, Construction and Improvement of Certain Traffic Ways in the Cities of Revere and Malden and Towns of Braintree, Weymouth and Hingham.

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 department of public works, here-
2 inafter called the "department," is hereby authorized
3 to lay out, improve and/or construct convenient and
4 adequate ways for motor vehicles and other traffic
5 as follows:—

6 (a) A way which shall begin at a point on Broad-
7 way in the city of Revere opposite Squires road, thence
8 over public and private ways and private lands to
9 Hutchinson street, thence along Hutchinson street
10 to Revere street with a proper entrance to the same;

11 (b) The resurfacing and otherwise improving of
12 Broadway, Malden (which is a continuation of the
13 Newburyport Turnpike), from the Malden-Everett
14 boundary line to the southerly end of the state high-
15 way in said city of Malden with such widenings and
16 relocations as the department shall deem desirable;

17 (c) A way which shall begin at the intersection of
18 Hancock and Plain streets in the town of Braintree,
19 thence along Plain and Grove streets in said town of
20 Braintree thence over Columbian street, private
21 lands, Park avenue and Park street in the town of
22 Weymouth, thence over Derby street in the town of
23 Hingham to the state highway running to Plymouth
24 known as Whiting street. In the construction of said
25 way, the department may make such alterations in
26 the width, alignment and grade of existing ways as it
27 may deem desirable.

1 SECTION 2. The cost of laying out, improving and
2 constructing said ways, including all damages awarded
3 or paid on account of any taking of land or property
4 therefor or for injury to any property and all sums
5 paid for lands or rights purchased and including the
6 interest on all sums borrowed by the state treasurer
7 on the credit of the commonwealth as provided in
8 section four of this act, and all other expenses incurred
9 in carrying out the provisions of section one, shall be
10 deemed to be the cost of the work; provided, that
11 such cost shall not exceed in the aggregate six hun-
12 dred and fifty thousand dollars.

1 SECTION 3. Ultimately one quarter of that portion
2 of the cost of the work incurred on account of work
3 done hereunder in any city or town shall be paid by
4 such city or town; one quarter by the county in
5 which such city or town is located; one quarter by
6 the cities and towns of the metropolitan parks dis-
7 trict in proportion to the respective taxable valuations
8 of the property of said cities or towns; and one
9 quarter from the item of the budget making an ap-

10 appropriation from the highway fund for the construc-
11 tion and repair of town and county ways, two thirds
12 of said one quarter being charged to said item in the
13 budget for nineteen hundred and twenty-eight and
14 one third to said item in the budget for nineteen hun-
15 dred and twenty-nine.

1 SECTION 4. The one quarter of the cost of the
2 work hereunder to be paid by cities and towns in
3 which work hereunder is done, the quarter to be paid
4 by counties in which such work is done, and the
5 quarter to be paid by the cities and towns of the
6 metropolitan parks district shall in the first instance
7 be paid by the commonwealth. When the work on
8 any of said highway improvements is completed and
9 the full cost thereof, including interest on temporary
10 loans, has been determined and the amounts due as
11 aforesaid from each county, city and town as afore-
12 said, ascertained by the department and certified by
13 the department to the state treasurer, such amounts
14 due from any city and town shall be assessed and
15 collected by the state treasurer in the apportionment
16 and assessment of the annual state tax; provided,
17 however, that where the amount to be paid by any
18 city or town in which any of such highways are located
19 exceeds twenty thousand dollars, its assessment may,
20 upon written request of such city or town, be assessed
21 in three equal annual payments with interest at the
22 rate of four per cent per annum on unpaid balances.
23 The one quarter of the cost of the work to be paid by
24 a county as aforesaid shall be paid by said county to
25 the commonwealth with interest at four per cent in
26 such instalments and at such times as the department,
27 with the approval of the comptroller, having regard

28 to the financial condition of the county, shall de-
29 termine.

30 The state treasurer shall, upon the request of the
31 department and subject to the approval of the gov-
32 ernor and council, issue and sell at public or private
33 sale temporary notes of the commonwealth to an
34 amount to be specified from time to time by the
35 department sufficient to provide means for the pay-
36 ment of the three quarters of the cost of the work
37 which is in the first instance to be paid by the com-
38 monwealth. All such temporary notes shall be is-
39 sued and may be renewed for such maximum term of
40 years as the governor may recommend to the general
41 court in accordance with section three of article
42 LXII of the amendments to the constitution of the
43 commonwealth, and shall bear interest payable semi-
44 annually at such rate as shall be fixed by the state
45 treasurer with the approval of the governor and the
46 council. The total amount of any notes issued here-
47 under shall not exceed the sum of four hundred and
48 fifty thousand dollars.

1 SECTION 5. The department may on behalf of the
2 commonwealth take under chapter seventy-nine of the
3 General Laws or acquire by purchase or otherwise
4 such lands or rights therein as it may deem necessary
5 for carrying out the provisions of this act and shall
6 assess betterments therefor under the provisions of
7 chapter eighty of the General Laws. Of the better-
8 ments received on account of improvements made
9 hereunder in any city or town one quarter shall be
10 paid to such city or town, one quarter to the county
11 in which the city or town is located and one half shall
12 be retained by the commonwealth. Of the portion

13 retained by the commonwealth one half shall be
14 credited to the highway fund and one half to the cities
15 and towns of the metropolitan parks district in pro-
16 portion 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.

1 SECTION 6. When any section of the work au-
2 thorized under section one shall have been completed
3 the new ways shall become public streets or ways of
4 the respective cities or towns within which they may
5 lie and shall be kept in good condition and repair by
6 them. The department shall notify the mayor of
7 such city or the selectmen of such town whenever in
8 its opinion any part of said proposed ways, which is
9 to be maintained by such city or town, is not being
10 maintained in proper condition and shall specify in
11 said notice what repairs or improvements are necessary
12 and the officers of the city or town in charge of streets
13 or ways shall forthwith make the specified repairs and
14 improvements. If such officers do not make such
15 repairs or improvements within sixty days of said
16 notice or within such further time as the department
17 may allow, the department may make the repairs or
18 improvements which shall be paid for out of the gen-
19 eral revenue of the commonwealth. The department
20 shall certify the amount of such expenditures to the
21 state treasurer and the same shall be assessed upon
22 such city or town and collected and paid over to the
23 state treasurer in the same manner and at the same
24 time as state taxes.

The first part of the report is devoted to a general
 description of the country and its resources. It
 is followed by a detailed account of the
 various industries and occupations of the
 people. The report then proceeds to a
 description of the climate and the
 diseases which are prevalent in the
 country. The last part of the report
 contains a list of the names of the
 various tribes and nations which
 inhabit the country.

