

By Mr. Condon of Boston, petition of James W. Haley and James F. Condon for the acquisition by the Commonwealth of all rights in certain tidewaters in the city of Boston and for the maintenance of certain bridges over the same without a draw. Harbors and Public Lands.

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING FOR THE ACQUISITION BY THE COMMONWEALTH OF ALL RIGHTS IN CERTAIN TIDEWATERS IN THE CITY OF BOSTON AND FOR THE MAINTENANCE OF CERTAIN BRIDGES OVER THE SAME WITHOUT A DRAW.

*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 is hereby au-  
2 thorized to acquire in the name and behalf of the commonwealth,  
3 with such conditional limitations, if any, as said department  
4 shall deem proper, all rights in the tidewaters between the north-  
5 easterly side of the highway bridge over Fort Point channel at  
6 Congress street in the city of Boston and the easterly side of the  
7 highway bridge over said channel at Dorchester avenue in said  
8 city, and to do in the name and behalf of the commonwealth  
9 any and all things necessary to have said tidewaters declared to  
10 be non-navigable waters within the meaning of the constitution  
11 and laws of the United States. After said tidewaters have been  
12 so declared, the city of Boston may maintain without a draw  
13 its bridges over said tidewaters.

1 SECTION 2. Notwithstanding any contrary provision of gen-  
2 eral or special law, the city of Boston, by its mayor, is hereby  
3 authorized and empowered to convey to the commonwealth,  
4 without consideration, all rights of said city in the aforesaid tide-  
5 waters; provided, that said conveyance is authorized, after two

6 separate readings, by two separate votes of two thirds of all the  
7 members of the city council of said city, the second of said  
8 readings and votes to be had not less than fourteen days after  
9 the first.

1 SECTION 3. This act shall take effect upon its passage.