

# HOUSE . . . . . No. 2922

By Mr. Vaitses of Melrose, petition of James J. Long, Theodore J. Vaitses and other members of the House that provision be made for the construction by the Metropolitan District Commission of drainage and flood control facilities in Stoneham, Wakefield, Melrose, Malden, Everett and Revere. Metropolitan Affairs.

## The Commonwealth of Massachusetts

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

AN ACT FURTHER PROVIDING FOR THE CONSTRUCTION OF DRAINAGE AND FLOOD CONTROL FACILITIES IN STONEHAM, WAKEFIELD, MELROSE, MALDEN, EVERETT AND REVERE.

*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 drainage and  
2 flood control works authorized by chapter five hundred and  
3 seventy-four of the acts of nineteen hundred and fifty-five, as  
4 amended by chapter three hundred and thirty-two of the acts of  
5 nineteen hundred and fifty-six, chapter six hundred and fifty-  
6 three of the acts of nineteen hundred and fifty-seven, and chapter  
7 five hundred and nineteen of the acts of nineteen hundred and  
8 sixty-one, and for the purpose of constructing a flood control  
9 detention basin at a suitable location on the tidal marsh in the  
10 town of Saugus and city of Revere to improve drainage and re-  
11 lieve flood conditions on the Town Line and Linden brooks and  
12 the Pines River, the metropolitan district commission may  
13 expend in addition to the amounts authorized by said chapter  
14 five hundred and seventy-four, as amended, and by said chapter  
15 519 a sum not exceeding ten million dollars.

1 SECTION 2. Said commission, for the purpose of this act, may  
2 on behalf of the commonwealth, take by eminent domain under

3 chapter seventy-nine of the General Laws, or acquire by purchase  
4 or otherwise, any lands, water courses, rights of way or ease-  
5 ments, and shall have all the rights, powers and duties and be  
6 subject to the limitations of section thirty-two of chapter ninety-  
7 two of the General Laws; provided, however, that cities and  
8 towns in the area or areas within which construction may occur  
9 shall grant to the commission the right to enter upon any public  
10 land and to construct such facilities as may be necessary without  
11 recourse to damages therefor. The commission, however, shall,  
12 as provided in said section thirty-two, heed all reasonable re-  
13 quests of officials of said cities and towns to restore such public  
14 property to its present condition in so far as is practical.

1 SECTION 3. To meet the expenditures 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 ten million dollars.  
8 All bonds issued by the commonwealth, as aforesaid, shall be  
9 designated on their face, Drainage and Flood Control, Act of  
10 1963, and shall be on the serial payment plan for such maximum  
11 term of years, not exceeding twenty years, as the governor may  
12 recommend to the general court pursuant to section 3 of Article  
13 LXII of the Amendments to the Constitution of the common-  
14 wealth, the maturities thereof to be so arranged that the amounts  
15 payable in the several years of the period of amortization other  
16 than the final year, shall be as nearly equal as in the opinion of  
17 the state treasurer it is practical to make them. Said bonds shall  
18 bear interest semi-annually at such rate as the state treasurer,  
19 with the approval of the governor, shall fix. The initial ma-  
20 turities of such bonds shall be payable not later than one year  
21 from the date of issue thereof and the entire issue not later than  
22 June thirtieth, nineteen hundred and eighty-five.

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