
association or federal savings bank which has its main office located in the commonwealth, or a bank holding company as defined in the Bank Holding Company Act of 1956 (12 USC 1841 et seq.) or a saving and loan holding company as defined in Section 408 of the National Housing Act (12 USC 1730a) whose principal place of business is in the commonwealth or deemed to be such a bank holding company under section forty-four may, by resolution adopted by a two-thirds vote of its directors or trustees, exempt itself from the provisions of sections eleven to sixteen, inclusive, of this act until July first, nineteen hundred and ninety-two, by filing a certified copy of such resolution and vote with the commissioner of banks; provided, however, that any such exemption shall not apply to acquisitions, purchases or mergers between such entitites and banking institutions as defined in section one of chapter one hundred and sixty-seven A of the General Laws which have their principal place of business in the commonwealth or in the state of Connecticut, Maine, New Hampshire, Rhode Island or Vermont and which are not directly or indirectly owned or controlled by a banking institution or holding company which has its principal place of business in a state other than the commonwealth or the states named herein, or between such entitites and bank holding companies or saving and loan holding companies, as defined above, which have their principal place of business in said states and which are not directly or indirectly owned or controlled by a banking institution or holding company which has its principal place of business in a state other than the commonwealth or the states named herein; and provided, further, that any of said entities which has so exempted itself, as provided herein, may, by resolution adopted by a two-thirds vote of its board of directors or trustees prior to said date of July first, nineteen hundred and ninety-two, rescind such exemption by filing a certified copy of such resolution and vote with the commissioner of banks, whereupon such rescission from said exemption shall take effect and shall be irrevocable.

SECTION 7. The provisions of section six shall take effect as of July sixth, nineteen hundred and ninety.

Emergency Letter: August 21, 1990 @ 4:04 P.M. Approved August 21, 1990.

Chapter 208. AN ACT RELATIVE TO THE OPERATION OF SEMI-TRAILERS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 90 of the General Laws is hereby amended by striking out the definitions of "Automobile transporter" and "Automobile", as appearing in the 1988 Official Edition, and inserting in place thereof the following three definitions:-

“Automobile”, any motor vehicle except a motor cycle.

“Automobile transporter”, any vehicle combination, including a stinger-steered automobile transporter and a low-boy automobile transporter, designed and used specifically for the transport of assembled, capable of being driven, highway vehicles. The highway vehicles being transported may be carried on the power unit on an over-cab rack and behind the cab and on the semi-trailer or low-boy.

“B-train assembly”, a rigid frame extension attached to the rear frame of a first semi-trailer which allows for a fifth wheel connection point for a second semi-trailer in a tractor semi-trailer-semi-trailer unit.

SECTION 2. Said section 1 of said chapter 90 is hereby further amended by inserting after the definition of “Specific business locations”, as so appearing, the following two definitions:-

“Specific manufacturing facility”, a facility designed and used for the purpose of manufacturing complete finished projects, incomplete components or subassemblies from raw materials, or previously assembled components or subassemblies, which facility consists of at least one building structure and its associated yards, parking and loading areas, and internal roadways, and which facility is equipped to receive and ship cargo or freight by heavy commercial vehicle in a loading bay, dock or platform that allow such vehicle to load and unload off a public way.

“Stinger-steered automobile transporter”, an automobile transporter configured as a semi-trailer combination wherein the fifth wheel is located on a drop frame located behind and below the rear-most axle of the power unit.

SECTION 3. Said section 1 of said chapter 90 is hereby further amended by inserting after the definition of “Intersecting way”, as so appearing, the following definition:-

“Low-boy automobile transporter”, a semi-trailer unit in which the trailer is designed and used specifically for the transport of assembled, capable of being driven, highway vehicles. The top surface of the deck platform of such semi-trailer shall not be more than thirty-six inches above the surface on which the wheels of the vehicle rest.

SECTION 4. Section 19 of said chapter 90, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph:-

Except as otherwise provided in sections nineteen F; nineteen G and nineteen H, or when a vehicle has been authorized by permit to transport an irreducible load, the following provisions shall apply:

No motor vehicle or trailer, the outside width of which is more than one hundred and two inches or the extreme overall length of which is more than thirty-three feet, or in the case of a truck or motor bus, forty feet, or in the case of a stinger-steered automobile transporter, sixty-five feet not including load overhang which

shall not exceed three feet beyond the foremost part of the front transporting vehicle or more than four feet beyond the rear bed of the body, or in the case of a semi-trailer unit or a trailer in a tractor-trailer unit, forty-eight feet, providing that in such semi-trailer unit or tractor-trailer unit the distance from the center of the foremost axle of the tractor to the center of the rearmost axle of the trailer or semi-trailer shall not exceed fifty-four feet, shall be operated on any way without a special permit so to operate from the board or officer having charge of such way or, in the case of the state highway or a way determined by the department of public works to be a through route, from said department. The overall length of a semi-trailer unit or a tractor-trailer combination, wherever used, may exceed thirty-three feet but shall not exceed sixty feet, except as otherwise specifically authorized by this section or authorized by a special permit granted as aforesaid. The one hundred and two inch width provided in this section shall be exclusive of load-induced tire bulge, rearview mirrors, turn signal lamps, hand-holds for cab entry and egress and splash and spray suppressant devices; provided, however, that such mirrors and other devices are so mounted as not to constitute a hazard to pedestrians on or adjacent to any public way. Other safety devices which the department determines are necessary for the safe and efficient operation of motor vehicles shall not be included in the calculation of the one hundred and two inch width specified in this section; provided, however, that such other safety devices may be so mounted and so extend beyond the permitted width only in such manner and to such extent as determined by the department, but in no event shall such safety devices extend more than three inches beyond the maximum vehicle width on each side. Notwithstanding the other provisions of this section, the combined overall length of a pole dolly or pole dickey and the load being carried thereon may, while being used for the transportation of poles or single units of lumber or metal, exceed forty-eight feet, but the overall length when considered in combination with the motor vehicle accompanying it shall not exceed sixty-five feet or, in the case of an electric company as defined in chapter one hundred and sixty-four, seventy feet, without a special permit as provided for in this paragraph.

SECTION 5. Section 19F of said chapter 90 is hereby amended by striking out the first two paragraphs, as so appearing, and inserting in place thereof the following two paragraphs:-

Notwithstanding the provisions of section nineteen C or any other provision of law to the contrary, semi-trailers of forty-eight feet in length when operating in semi-trailer units, or twenty-eight foot tandem units, and tractor semi-trailer-semi-trailer combinations connected by a B-train assembly that do not exceed the length limitation as set forth in the second paragraph of this section may operate on the National Network as hereinafter defined. The National Network shall consist of the Interstate System in Massachusetts and of the following portions of the Federal-Aid Primary System: Route 2 from I-190 in Leominster to I-495 in Littleton; U.S. Route

3 from I-95 in Burlington to the New Hampshire State Line; Route 24 from I-195 in Fall River to I-93 in Randolph; Route 140 from I-195 in New Bedford to Route 24 in Taunton. Temporary restrictions may be applied to portions of the National Network during actual construction in accordance with the provisions of 23 Code of Federal Regulations 658.11(d)(4).

No semi-trailer or trailer operating in a tandem unit or in a tractor semi-trailer-semi-trailer combination connected by a B-train assembly as authorized by this section shall exceed twenty-eight feet in length, or twenty-eight and one-half feet if otherwise permitted by law, including load and load-holding devices, when operating on the National Network and routes of reasonable access designated by the department as provided in section nineteen G. No overall length limitations shall apply to motor vehicles comprised of semi-trailers or trailers of lengths specified above operating in a semi-trailer unit, a tandem unit or a tractor semi-trailer-semi-trailer combination on the National Network and routes of reasonable access designated by the department. Any trailer or semi-trailer of such dimensions as those that were in actual and lawful use in the commonwealth on December first, nineteen hundred and eighty-two, may be operated on the National Network and on routes of reasonable access designated by the department.

SECTION 6. Said chapter 90 is hereby further amended by inserting after section 19G the following section:-

Section 19H. Notwithstanding the provisions of section nineteen or any other general or special law to the contrary, semi-trailers of forty-eight feet in length when operating in semi-trailer units of greater than sixty foot overall length and tandem units, whose semi-trailers or trailers shall not exceed twenty-eight feet in length, or twenty-eight and one-half feet in length if otherwise permitted by law, may operate on public ways in the commonwealth, in addition to the ways included in the National Network, as defined in section nineteen F, when traveling between specific manufacturing facilities and the National Network pursuant to a special permit as hereinafter provided. The owner or operator of a specific manufacturing facility may apply to the department for a special permit designating an approved route of travel to such specific manufacturing facility for use by said semi-trailers of forty-eight feet in length and said tandem units. Such permits may be issued by the department, subject to such conditions as the department determines necessary for promoting the public safety and convenience. The department may revoke such permit. In determining whether or not a proposed route to a specific manufacturing facility should be so approved, the department shall consider the proximity of the facility to major limited access highways, the physical dimensions and safety characteristics of the forty-eight foot semi-trailer units and tandem units as they related to the ways included in the proposed route, the current and projected traffic volumes and capacities of such ways, and such other criteria as the department may determine necessary for promoting the public safety and

convenience. The department may, in accordance with the provisions of chapter thirty A, promulgate rules and regulations necessary to carry out the provisions of this section.

Approved August 21, 1990.

Chapter 209. AN ACT AUTHORIZING THE DIVISION OF CAPITAL PLANNING AND OPERATIONS TO CONVEY A CERTAIN PARCEL OF LAND ON THE GROUNDS OF THE TEWKSBURY STATE HOSPITAL TO THE TEWKSBURY HOUSING AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Subject to the provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, the deputy commissioner of the division of capital planning and operations, acting for and on behalf of the commonwealth, is hereby authorized to convey to the Tewksbury Housing Authority, by deed, approved as to form by the attorney general, all of the right, title and interest of the commonwealth in and to a certain parcel of land located on the grounds of the Tewksbury state hospital in the town of Tewksbury under the control of the department of public health, for the future development of public housing, said parcel of land being bounded and described as follows:

Beginning at a point on the easterly side of Livingston Street, said point is 0.6 miles, more or less, north of the centerline of Main Street, thence; N87 15'00"E, along land of the Commonwealth of Massachusetts, a distance of 438.23' to a point, thence; N9 02'00"W, along other land of said Commonwealth, a distance of 400.00'W, along other land of said Commonwealth, a distance of 438.23' to a point on the easterly line of said Livingston Street, thence; 29 02'00"E, along the easterly line of said Livingston Street, a distance of 400.00' to the point of beginning.

Said parcel of land contains 4.00 acres and is shown on Subdivision Plan of Livingston Street Tewksbury Massachusetts prepared for Tewksbury Housing Authority, dated December 12, 1984 and revised March 6, 1985 and prepared by Cuoco & Cormier, Inc. Civil Engineers and Land Surveyors.

SECTION 2. The conveyance described in section one shall be subject to such conditions and restrictions as the commissioner of the department of mental health may deem advisable including the reservation of any easement or easements deemed appropriate by said commissioner for sewer and rain purposes.

SECTION 3. In the event that the parcel of land conveyed by section one is not used for the purpose described therein, or the conditions and restrictions herein are not complied with within five years of the effective date of this act, said parcel