

By Mr. Flaherty of Boston, petition of Michael F. Flaherty that certain licenses for fill and structures in certain tidewaters on the northerly side of Boston Harbor be irrevocable. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT CERTAIN LICENSES FOR FILL AND STRUCTURE IN CERTAIN TIDEWATERS OF THE NORTHERLY SIDE OF BOSTON INNER HARBOR BE IRREVOCABLE.

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. Notwithstanding any provision of general or
2 special law to the contrary, License No. 5327 dated November
3 22, 1967 issued by The Commonwealth of Massachusetts,
4 Department of Public Works, Division of Waterways, and
5 License No. 291 issued by Harbor and Land Commission to
6 J.F. & S. Realty Corporation, recorded with Suffolk County
7 Registry of Deeds, Book 8169, page 600, for bulkheads and fill
8 in the South Boston District of Boston: Beginning at point
9 "A" in the northerly side line of East First Street and the
10 northwesterly property line of the licensee and running north-
11 easterly in said property line 510 feet, more or less, to point
12 "B"; thence running in the mean high water line on the slope
13 of existing fill in a general northwesterly direction 218 feet,
14 more or less, to point "C"; thence continuing in said mean
15 high water line in a northeasterly, easterly and southeasterly
16 direction 147 feet, more or less, to point "D"; thence
17 continuing in said mean high water line in a southeasterly and
18 southerly direction to point "E" in the northwesterly side line
19 of Dorchester Street; thence running, in said side line of
20 Dorchester Street in a southwesterly direction 440 feet, more
21 or less, to point "F" in the northerly side line of East First
22 Street; running about westerly in said side line of East First

23 Street 330 feet, more or less, to "A" the point of beginning; to
24 the extent that the same may be subject to revocation are
25 hereby made irrevocable.

1 SECTION 2. Notwithstanding any provision of general or
2 special law to the contrary, any license hereafter issued by said
3 department or any successor authority to fill or maintain fill or
4 to erect or maintain structures in the land described in said
5 deed recorded with Suffolk County Registry of Deeds, Book
6 8169, Page 600, shall be irrevocable upon compliance with the
7 following conditions: —

8 (1) Application therefor pursuant to the provisions of
9 section fourteen of chapter ninety-one of the General Laws;

10 (2) Recording thereof with accompanying plan within one year
11 after the date thereof in the Suffolk county registry of deeds
12 pursuant to the provisions of section eighteen of said chapter;

13 (3) Payment to the commonwealth of such compensation, if
14 any, as may properly be passed by said department for tide-
15 water displacement pursuant to the provisions of section
16 twenty-one of said chapter;

17 (4) Payment to the commonwealth of such compensation, if
18 any, as may be determined by the governor and council to be
19 properly due to the commonwealth for occupation of common-
20 wealth flats, so-called, pursuant to the provisions of section
21 twenty-two of said chapter;

22 (5) Performance of any work authorized by any such license
23 in accordance with plans submitted to and approved by said
24 department pursuant to the provisions of section twenty of
25 said chapter;

26 (6) Completion of said authorized work within five years
27 after the date of any such license, or of any extension or
28 extensions thereof, pursuant to the provisions of section fifteen
29 of said chapter; and

30 (7) The actual building or making in good faith of valuable
31 structures, fillings or enclosures under the authority of any
32 license and during the term thereof, or of any extension or
33 extensions thereof, pursuant to the provisions of section fifteen
34 of said chapter.