

By Mr. Flaherty of Boston, petition of Michael F. Flaherty relative to the appointment of a harbor master and assistant harbor masters for the Port of Boston. Housing and Urban Development.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Two.

AN ACT RELATIVE TO THE APPOINTMENT OF HARBOR MASTER AND ASSISTANT HARBOR MASTERS FOR THE PORT OF BOSTON.

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 other general or special
2 laws to the contrary the Massachusetts General Law is hereby
3 amended by inserting after chapter 102 the following new chap-
4 ter: —

5 CHAPTER 102A

6 *Section 1.* The governor shall appoint a harbor master who
7 shall serve at the pleasure of the governor and who shall have and
8 exercise within the Port of Boston, all the powers and authority to
9 enforce the laws relative to the office of harbor master as defined in
10 chapter 102 of the General Laws. Prior to appointment of the
11 harbor master, the advisory committee on the Port of Boston,
12 established by section 2 of this chapter, shall prepare and submit to
13 the governor a list of three persons who are deemed qualified for
14 the position of harbor master. Should the governor not appoint
15 one of the aforementioned, he shall request and the advisory
16 committee shall so submit a new list of candidates. Provided,
17 however, that the advisory committee shall not recommend nor the
18 governor appoint as harbor master any employee of the police
19 force of the metropolitan district commission or any employee
20 within the secretariat for public safety.

21 The harbor master shall be experienced in commercial and
22 recreational maritime activities and shall have administrative and
23 management experience, provided, that neither the governor nor
24 the advisory committee shall be limited solely to these criteria in
25 appointing or selecting candidates for the position of harbor mas-
26 ter.

27 The salary of the harbor master shall, subject to appropriation,
28 be established by the governor.

29 Clerical assistance and office space shall, subject to appropria-
30 tion, be established by the governor.

31 *Section 2.* There shall be an advisory committee on the Port of
32 Boston consisting of one representative from each of the following
33 organizations: Boston Pilots Association, the United States Coast
34 Guard, the Boston Shipping Association, the Metropolitan Dis-
35 trict Commission, the Mass. Bay Yacht Clubs Association, the Bay
36 State Boat Owners Association of Massachusetts, the Harbormas-
37 ter Association, the Executive Office of Environmental Affairs, the
38 United States Customs Office, the Mass. Port Authority, the Mari-
39 time Association of Greater Boston, the Boston Harbor Asso-
40 ciates, the Department of Public Safety and the Boston Police
41 Department.

42 The advisory committee shall recommend candidates for the
43 position of harbor master in accordance with section 1 of this
44 chapter. The advisory committee shall also advise the governor
45 and secretary of environmental affairs in the duties and responsi-
46 bilities of the harbor master and the proper performance thereof.
47 At least annually, the committee shall report to the governor on the
48 status of the office of harbor master of the Port of Boston, and may
49 make such recommendations as may, in the opinion of the commit-
50 tee, serve to improve the office of harbor master and the Port of
51 Boston. Said advisory committee shall serve without compensa-
52 tion.

53 *Section 3.* The police officers of the Metropolitan Police force
54 assigned to the harbor patrol unit shall hold the position of assist-
55 ant harbor master, and shall have and exercise within the Port of
56 Boston all the authorities, powers and duties of the harbor master
57 as defined in chapter 102. The harbor master of the Port of Boston,
58 as defined in section 1 of this chapter shall appoint other assistant

59 harbor masters for the Port of Boston whose primary function
60 shall be law enforcement and public safety provided they possess
61 the specialized training, experience, and equipment to perform
62 said functions. Any assistant harbor masters so appointed shall be
63 paid a sum equivalent to the grade or rank previously held as a law
64 enforcement officer.

65 Such assistants shall be subject to the direction and control of
66 the harbor master of the Port of Boston, and shall have all the
67 powers given to, and be subject to all the duties required of, harbor
68 master by law.

69 *Section 4.* For the purposes of this act, the Port of Boston is
70 defined to be all of the tidewater lying westerly of the following
71 described line: Point Allerton to the northeasterly side of Green
72 Island, thence to the southerly point of Deer Island, thence to the
73 northeasterly corner of President Roads anchorage basin, thence
74 along the northerly side of said anchorage basin, thence along the
75 westerly end of said anchorage basin and a line in extension thereof
76 to the northerly line of the thirty-five-foot main ship channel,
77 thence along the northerly line of the main ship channel to the Bird
78 Island anchorage basin, thence along the easterly end and northerly
79 ly side of said Bird Island anchorage basin to an intersection of the
80 southeasterly side line of Jeffries street extended southwesterly,
81 thence northeasterly along said line extended and the southeasterly
82 side line of Jeffries street to Maverick street, excepting therefrom
83 all of the tidewater now or formerly in the cities of Somerville,
84 Cambridge and Boston bounded on the seaward side by a line
85 beginning at a point in the Charlestown section of the city of
86 Boston having co-ordinates $X = 718,435.88$ and $Y = 499,894.43$ on
87 the Massachusetts Co-ordinate System (Mainland Zone) as estab-
88 lished by chapter forty-seven of the acts of nineteen hundred and
89 forty-one, and extending thence, crossing the Charles river by a
90 line bearing south $27^{\circ} 05' 07''$ east, parallel to an approximately
91 sixty feet easterly from the center line of the Charlestown bridge to
92 the northerly street line of Commercial street; thence following
93 said street line northeasterly, easterly and southeasterly to the
94 easterly street line of Atlantic avenue; thence following said line of
95 Atlantic avenue and an extension thereof southerly to a point on
96 the extension of a line parallel to the center line of the Northern

97 avenue bridge and approximately fifty feet distant southwesterly
98 therefrom; thence following said line parallel to the center line of
99 Northern avenue bridge south $61^{\circ} 23' 02''$ east to the intersection
100 of said line and the harbor line of the westerly side of Fort Point
101 channel as established by section two of chapter one hundred and
102 seventy of the acts of eighteen hundred and eighty; thence south-
103 westerly by said harbor line to point I of the harbor line established
104 by section two of said chapter one hundred and seventy; thence
105 southwesterly by the harbor line by the arc of a circle having a
106 radius of three hundred and thirty-eight feet about one hundred
107 and fifty-seven to point H' as established by section one of chapter
108 two hundred and seventy-eight of the acts of nineteen hundred and
109 twenty-nine; thence by the harbor line to the left by the arc of a
110 circle having a radius of seven hundred and fifty feet to a point G',
111 and G' being the intersection of said arc and the harbor line as
112 established by section one of chapter two hundred and thirty-two
113 of the acts of eighteen hundred and seventy-three.

1 SECTION 2. This act shall take effect upon its passage.