

HOUSE No. 150

At the request of Mr. Marcella of Boston, so much of the petition of Malcolm E. Nichols, mayor of Boston, that provision be made for the construction of a vehicular tunnel between Boston proper and East Boston and the laying out and construction of certain streets and highways in the city of Boston, as relates to the laying out and construction of certain streets and highways in the city of Boston, was taken from the files of the preceding year. Municipal Finance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty.

An Act to provide for the Laying Out and Construction of Certain Streets and Highways in the City 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. The board of street commissioners
2 of the city of Boston, with the approval of the
3 mayor, may lay out, widen, relocate and order
4 constructed Portland street from Causeway street
5 to Chardon street, and Merrimac street from Char-
6 don street to Haymarket square, to such width as
7 shall be determined by said board, and with the
8 approval of the mayor may lay out and order con-
9 structed a new street over public or private ways
10 and public or private lands leading from the tunnel
11 plaza wherever situated to Atlantic avenue, either

12 on or on a line substantially parallel to Cross street.
13 The aforesaid work shall be carried out by plans to
14 be prepared by the board of street commissioners.

1 SECTION 2. Real estate or any interest therein
2 may be acquired for the purposes of this act by
3 eminent domain, but in no other manner. The
4 aforesaid work and the awarding of damages and
5 the assessment of betterments therefor shall be
6 in accordance with the provisions of chapter three
7 hundred and ninety-three of the acts of nineteen
8 hundred and six as amended by chapter five hundred
9 and thirty-six of the acts of nineteen hundred and
10 thirteen, and by chapters seventy-nine and eighty of
11 the General Laws, in so far as said provisions are
12 consistent with the provisions of this act. Said board
13 of street commissioners shall assess betterments as
14 aforesaid upon property over as wide an area as in
15 its judgment it is proper so to do.

1 SECTION 3. To meet the cost of the work author-
2 ized by this act, the treasurer of the city of Boston,
3 without any other authority than that contained
4 in this act, shall from time to time, on request of the
5 mayor, issue and sell at public or private sale bonds
6 of the city to an amount not exceeding, in the ag-
7 gregate, six million dollars, which shall be inside or
8 outside the statutory limit of indebtedness of said
9 city as the mayor shall determine. Each authorized
10 issue of bonds shall constitute a separate loan. The
11 bonds shall be designated on their face "East Bos-
12 ton Tunnel Street Widening Bonds, Act of 1929";
13 shall be in such form of coupon bonds, or registered
14 bonds without coupons, or coupon bonds exchange-

15 able for registered bonds, as the treasurer of the
16 city shall determine; shall be for such terms not
17 exceeding fifteen years from the dates of issue as
18 the mayor and treasurer of the city shall determine;
19 shall bear interest in accordance with the provi-
20 sions of chapter fifty-two of the Special Acts of
21 nineteen hundred and eighteen; and shall be pay-
22 able by such annual payments as will extinguish
23 the same at maturity and so that the first of the
24 said annual payments on account of any loan shall
25 be made not later than one year after the date of
26 the bonds issued therefor, and that the amount of
27 the said payments in any year on account of such
28 loan shall not be less than the amount of principal
29 of the loan payable in any subsequent year. To meet
30 said annual payment together with the interest on
31 the loan the amounts collected on account of bet-
32 terment assessments together with the proceeds
33 received from the sale of land no longer needed
34 shall first be used and the balance, if any, without
35 further action be assessed annually until the debt
36 is extinguished. The treasurer of the city of Boston
37 shall hold the proceeds of said bonds in the treasury
38 of the city, and pay therefrom the costs and ex-
39 penses incurred under the provisions of this act.
40 Any premiums received from the sale of said bonds,
41 less the cost of preparing, issuing and selling the
42 same, shall be applied to the payment of the prin-
43 cipal of the first bond or bonds to mature. The
44 city treasurer may, with the approval of the mayor,
45 make a temporary loan for a period of not more
46 than one year, in anticipation of the money to be
47 derived from the sale of any issue of the said bonds,
48 and may issue notes therefor, and such notes may

49 be refunded by the issue of new notes maturing
50 within the said year; but the period of the perma-
51 nent loan herein authorized shall not be extended
52 by reason of the temporary loan.

1 SECTION 4. This act shall take effect upon its
2 acceptance during the current year by the mayor
3 of the city of Boston.