

SENATE . . . . . No. 88.

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[To accompany the petition of William H. McMorrow for the Construction of a Bridge over the Charles River between Cambridge and Boston, connecting Pleasant Street in Boston and Magazine Street in Cambridge. Metropolitan Affairs.]

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Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-six.

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AN ACT

To authorize the Cities of Boston and Cambridge and the Town of Brookline to Construct and Maintain a Bridge over Charles River.

*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 mayor of the city of Boston  
2 for the time being, the mayor of the city of Cam-  
3 bridge for the time being, and the chairman of  
4 the board of selectmen of the town of Brookline  
5 for the time being, shall constitute a commission  
6 with full power to construct a bridge and ap-  
7 proaches, which shall be used in whole or in part

8 as a parkway and highway, commencing at or  
9 near the present end of Magazine street in Cam-  
10 bridge, thence to and across Charles river and  
11 the location of the Boston and Albany railroad,  
12 to the northerly line of Commonwealth avenue in  
13 Boston, substantially on the lines shown on the  
14 plan of the street commissioners of the city of  
15 Boston, filed in the office of the city engineer  
16 of said city, January , eighteen hun-  
17 dred and ninety-six, and where said lines are not  
18 shown, as said commission shall deem best.

1 SECT. 2. Said bridge shall be constructed  
2 upon stone piers and abutments, and the other  
3 parts of such materials as said commission may  
4 deem best; shall have a draw with a clear open-  
5 ing of at least thirty-six feet for the passage of  
6 vessels, and shall not be required to have a  
7 greater width so long as the bridges upon Charles  
8 river below said bridge are required to have no  
9 greater clear opening than thirty-six feet. The  
10 plans of said bridge shall be subject to the ap-  
11 proval of the board of harbor and land commis-  
12 sioners so far as the bridge affects Charles river  
13 or Boston harbor, and to the approval of the board  
14 of railroad commissioners so far as the bridge affects  
15 said railroad, and the provisions of chapter nine-  
16 teen of the Public Statutes and other laws now  
17 or hereafter in force relating to bridges in tide  
18 waters shall apply to said bridge, except that no  
19 compensation for displacement of tide water or  
20 for occupying any lands or flats of the Common-

21 wealth shall be required from said cities and  
22 town.

1   SECT. 3. Said commission shall establish a  
2 building line on each side of said approaches not  
3 less than twenty feet from such line, and between  
4 said building line and the line of said avenue no  
5 building shall be erected, except steps, piazzas,  
6 bay windows, porticos and other similar projec-  
7 tions from buildings, and said commission shall  
8 reserve for use as a parkway such portion of said  
9 approaches and bridge as it may deem desirable  
10 therefor.

1   SECT. 4. The treasurer and receiver-general  
2 shall, from time to time, on the request of said  
3 commission, issue negotiable bonds in the name  
4 and behalf of the Commonwealth and under its  
5 seal, to an amount not exceeding five hundred  
6 thousand dollars, designated on the face thereof,  
7 Pleasant bridge. Said bonds shall be deemed a  
8 pledge of the faith and credit of the Common-  
9 wealth, shall be countersigned by the governor,  
10 shall have the principal and interest made pay-  
11 able thereon in gold coin of the United States of  
12 America or its equivalent, shall bear interest pay-  
13 able semi-annually on the first days of January  
14 and July of each year, shall be registered or with  
15 interest coupons attached, shall be payable within  
16 such terms not less than thirty nor more than  
17 forty years and shall bear such rates of interest  
18 not exceeding four per cent. per annum and be

19 issued and disposed of in such amounts and in  
20 such modes and at such times and prices as the  
21 treasurer and receiver-general, with the approval  
22 of the governor, shall from time to time deter-  
23 mine. Said treasurer shall, on issuing any of  
24 said bonds, establish a sinking fund and deter-  
25 mine the amount to be paid thereto each year,  
26 sufficient with its accumulations to extinguish the  
27 debt at maturity; and said treasurer shall from  
28 the proceeds of said bonds, pay on the approval of  
29 said commission, all bills incurred for the con-  
30 struction of said bridge and approaches.

1     SECT. 5. The treasurer and receiver-general  
2 shall in each year estimate the amount, in addition  
3 to the premiums from sales of bonds, required  
4 during the year to pay the interest and sinking  
5 fund requirements for said bonds and any de-  
6 ficiency in the amount available for the expenses  
7 the preceding years, and shall apportion the same  
8 in equal sums to the cities of Boston and Cam-  
9 bridge and the town of Brookline, and the amount  
10 so apportioned shall be paid to the treasurer of  
11 the Commonwealth by the treasurer of each of  
12 said counties on or before the first day of October  
13 of each year.

1     SECT. 6. After the construction of said bridge  
2 and approaches the part thereof north of the  
3 northerly side of said draw shall be supported  
4 and kept in repair by the city of Cambridge, and  
5 shall be deemed and considered a highway of said

6 Cambridge, except so much thereof as may be  
7 reserved for a parkway, and the part of the bridge  
8 and the approach thereto southerly of the southerly  
9 line of said draw shall be maintained and kept in  
10 repair by the city of Boston, and shall be deemed  
11 and considered a highway of said Boston, except  
12 so much thereof as may be reserved for a park-  
13 way. The draw shall be maintained, operated  
14 and kept in repair by a draw tender appointed by  
15 the officer or board in each city having charge of  
16 the repairs of streets therein, and all the expenses  
17 attending the operation, maintenance and repair  
18 of said draw shall be paid equally by said cities  
19 on bills approved by said officers or boards.

1    SECT. 7. This act shall take effect upon its  
2 passage.





