

CHAP. 314. AN ACT ENLARGING THE POWERS AND DUTIES OF THE BEACON HILL ARCHITECTURAL COMMISSION IN THE CITY OF BOSTON.

*Be it enacted, etc., as follows:*

SECTION 1. Chapter 616 of the acts of 1955 is hereby amended by striking out section 5 and inserting in place thereof the following section: — *Section 5. Limitation on Issuance of Building Permit.* — No permit shall be issued by the building commissioner for the construction of any structure in the historic Beacon Hill district or the reconstruction, alteration or demolition of any structure now or hereafter in said district, except in cases excluded by section nine of this act, unless the application for such permit shall bear a certificate under section six of this act that no exterior architectural feature is involved or shall be accompanied by a certificate of appropriateness issued under section seven of this act.

SECTION 2. Section 7 of said chapter 616 is hereby amended by striking out, in line 3, the words “or alter” and inserting in place thereof the words: — , alter, change the exterior color of or demolish, — and by striking out, in lines 30, 49 and 62, the words “or alteration” and inserting in place thereof, in each instance, the words: — , alteration, change in exterior color or demolition.

SECTION 3. Said chapter 616 is hereby further amended by striking out section 8.

SECTION 4. Said chapter 616 is hereby further amended by striking out section 9 and inserting in place thereof the following section: — *Section 9. Exclusions.* — Nothing in this act shall be construed to prevent any ordinary maintenance or repair of an exterior architectural feature now or hereafter in the historic Beacon Hill district which involves no change in design, material, color or outward appearance thereof; nor shall anything in this act be construed to prevent the construction, reconstruction, alteration or demolition of any such feature which the building commissioner shall certify is required by the public safety because of an unsafe or dangerous condition.

SECTION 5. Said chapter 616 is hereby further amended by striking out section 11 and inserting in place thereof the following section: — *Section 11. Enforcement.* — Whoever constructs, reconstructs, alters, changes the exterior color of or demolishes any exterior architectural feature now or hereafter in the historic Beacon Hill district in violation of this act shall be punished by a fine of not less than fifty dollars nor more than one thousand dollars.

The superior court sitting as aforesaid may, upon application of the commission, restrain the construction, reconstruction, alteration, change in exterior color or demolition of any exterior architectural feature now or hereafter in the historic Beacon Hill district in violation of this act and order the removal of any such exterior architectural feature constructed or reconstructed in violation thereof and the substantial restoration of any such exterior architectural feature altered or demolished in violation thereof or the exterior color of which is changed in violation thereof.

*Approved May 7, 1958.*