

By Mr. McGlynn of Medford, petition of John J. McGlynn that the Metropolitan District Commission be directed to lease air rights to the city of Medford. Urban Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT AUTHORIZING AND DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO LEASE AIR RIGHTS TO THE CITY OF MEDFORD.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The metropolitan district commission is hereby authorized
2 and directed to lease air rights over highways under its control
3 and supervision including rights for support, access, utilities,
4 and light and air, for a term not exceeding ninety-nine years.
5 The leasehold estate created by such lease may be subleased in
6 whole or in part, assigned, pledged or mortgaged, and any
7 pledge or mortgage may be foreclosed by appropriate action.
8 The construction or occupancy of any building or other thing
9 erected or affixed under any lease under this act shall be subject
10 to the building, fire, garage, health and zoning ordinances,
11 by-laws, rules and regulations of the city of Medford. Any
12 building or other thing erected or affixed under any such lease
13 shall be taxed to the lessee thereof or his assigns in the same
14 manner and to the same extent as if such lessee or his assigns
15 were the owners of the land in fee; provided that no part of the
16 value of the land shall be included in any such assessment.
17 Any such leasehold estate may be sold or taken by the collector
18 of taxes of said city for the nonpayment of any taxes assessed as
19 aforesaid in the manner provided by law for the sale or taking of
20 real estate for nonpayment of local taxes. Said collector shall
21 have for the collection of taxes assessed under this act all remedies
22 provided by the General Laws for the collection of taxes by
23 collectors of cities and towns. No billboards shall be erected
24 under the provisions of this act. The premises authorized to be

25 leased under the provisions of this act shall be leased by said
 26 Authority to said city for a nominal rental. The provisions of
 27 paragraph (c) of section five of chapter one hundred and sixty-
 28 one A of the General Laws shall not apply to any lease made
 29 under the provisions of this act.