

HOUSE No. 6031

The Commonwealth of Massachusetts

House of Representatives, July 28, 1970.

The committee on Bills in the Third Reading, to whom was referred the Bill relative to the taking of property by eminent domain for the preservation and maintenance of ancient landmarks and historical or antiquarian sites (House, No. 3417), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 6031).

For the committee,

RAYMOND M. LAFONTAINE.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT PROVIDING FOR THE TAKING OF PROPERTY BY EMINENT DOMAIN FOR THE PRESERVATION AND MAINTENANCE OF ANCIENT LANDMARKS AND HISTORICAL OR ANTIQUARIAN SITES.

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. Section 5A of chapter 79 of the General Laws,
2 as amended by section 5 of chapter 697 of the acts of 1963, is
3 hereby further amended by striking out, in line 1, the word "No"
4 and inserting in place thereof the words:— Except as provided in
5 section five C, no.

1 SECTION 2. Said chapter 79 is hereby further amended by
2 inserting after section 5B the following section:—
3 *Section 5C.* The commonwealth and the cities and towns
4 therein may take property or any interest therein by eminent
5 domain in accordance with the provisions of this chapter in order
6 to preserve and maintain ancient landmarks and other property
7 of historical or antiquarian interest on the condition that the
8 Massachusetts historical commission shall have issued a certifica-
9 tion that such property is an ancient landmark or is of sufficient
10 historical or antiquarian interest to warrant its taking.