

By Mr. Burke, a petition (accompanied by bill, Senate, No. 1581) of John P. Burke for legislation to improve the delivery of services on the Massachusetts Turnpike. Transportation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-one.

AN ACT TO IMPROVE THE DELIVERY OF SERVICES ON THE MASSACHUSETTS TURNPIKE.

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 1-5 of Chapter 81 App. of the General
2 Laws is hereby amended by striking out clause f. and inserting
3 the following: —

4 To acquire sites abutting on the Turnpike and to construct
5 or contract for the construction of buildings and appurtenances
6 for gasoline stations, restaurants, and other services and to
7 lease the same for the above services to the Division of Tour-
8 ism in the Department of Commerce and Development effec-
9 tive January 1, 1983.

1 SECTION 2. Section 1-10 of Chapter 81 App. of the General
2 Laws is hereby amended by striking out the first sentence and
3 substituting the following: —

4 The Authority is hereby authorized to fix, revise, charge,
5 and collect tolls for the use of the turnpike and the different
6 parts or sections thereof, and to contract with any person,
7 partnership, association, or corporation desiring the use of
8 any part thereof, including the right of way adjoining the
9 paved section for placing thereon telephone, telegraph, elec-
10 tric light or power lines, gas stations, garages and restaurants,
11 or for any other purpose, and to fix the terms, conditions,
12 rents, and rates of charges for such use, except as limited by
13 clause f. of Section 1-5 of this Chapter.

1 SECTION 3. Effective January 1, 1983 the Division of Tour-
2 ism of the Department of Commerce and Development is

3 hereby authorized and directed to assume any and all exist-
4 ing leases in force on that date between the Massachusetts
5 Turnpike Authority and providers of gas station, garage, and
6 food services on the Turnpike. Said Division of Tourism is
7 authorized and directed to lease the existing gas station, ga-
8 rage, and food service facilities upon the termination of the
9 existing leases. There shall be separate leases for each gas
10 station location, garage, and food service location, and each
11 shall be bid separately. No such lease shall be for a period
12 exceeding ten years. The Division of Tourism may take into
13 account past performances in the operation of gas stations and
14 restaurants when awarding such bids. The leases shall be
15 awarded on the basis of sealed bids submitted to the Division
16 of Tourism. Public hearings, notice of which shall be adver-
17 tised in newspapers of general circulation throughout the
18 Commonwealth, shall be held subsequent to the bid openings,
19 but prior to the award of any bid.

20 Revenues generated by leases of gas stations, garages, and
21 restaurants shall first be applied to the obligations of the Divi-
22 sion of Tourism to the Authority, with any balance reverting
23 to the General Fund of the Commonwealth.