

By Mr. Cataldo of Revere, petition of Angelo R. Cataldo that the Metropolitan District Commission be directed to make certain improvements to the water quality of the Malden River in the city of Malden. Housing and Urban Development.

**The Commonwealth of Massachusetts**

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

AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO MAKE CERTAIN IMPROVEMENTS TO THE WATER QUALITY OF THE MALDEN RIVER IN THE CITY OF MALDEN.

*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 Metropolitan District Commission, herein-  
2 after called the Commission is hereby authorized and directed to  
3 construct the extension of the Malden/Medford Line Brook  
4 Culvert to the west bank of the Malden River, improve the channel  
5 configuration, including the shores and banks of the Malden River  
6 and other projects and works as may be required to improve the  
7 quality of the water therein, and improve, protect and restore the  
8 natural environment of the River. The Commission may make  
9 application for federal assistance in the construction of any project  
10 authorized by this act and any federal funds to be received shall  
11 be credited to the Metropolitan District Commission funds and  
12 be used to pay debt service costs incurred as authorized by this  
13 act.

1 SECTION 2. The Commission, for the purposes of this act,  
2 may, on behalf of the Commonwealth, take by eminent domain  
3 under Chapter seventy-nine of the General Laws, or acquire by  
4 purchase or otherwise any lands, waters, water rights,  
5 watercourses, rights of way, easements, or other property or  
6 interest in property, and shall have all the rights, powers and duties  
7 and be subject to the limitations of Section thirty-two of Chapter  
8 ninety-two of the General Laws; provided, however, that cities and

9 towns in the area or areas within which construction may occur  
10 shall grant to the Commission the right to enter upon any public  
11 land and to construct such facilities as may be necessary without  
12 recourse to damages therefor. The Commission, however, shall,  
13 as provided in said Section thirty-two, heed all reasonable requests  
14 of officials of said cities and towns to restore such public property  
15 to its present condition as far as is practicable.

1 SECTION 3. To meet the expenditures necessary in carrying  
2 out the provisions of this act, the state treasurer shall, upon  
3 request of the Governor, issue and sell at public or private sale  
4 bonds of the Commonwealth, registered or with interest coupons  
5 attached, as he may deem best, to an amount to be specified by  
6 the Governor from time to time but not exceeding, in the  
7 aggregate, the sum of \$3,000,000.00. Such bonds shall be  
8 designated on the face, Malden River Water Quality Loan Act  
9 of 1985, and shall be on the serial payment plan for such maximum  
10 term of years, not exceeding twenty years, the Governor may  
11 recommend to the general court pursuant to section three of  
12 Article LXII of the Amendments to the Constitution of the  
13 Commonwealth, the maturities thereof to be so arranged that the  
14 amounts payable in the several years of the period of amortization  
15 other than the final year shall be as nearly equal as in the opinion  
16 of the State Treasurer, it is practicable to make them. Said bonds  
17 shall bear interest semi-annually at such rate the State Treasurer,  
18 with the approval of the Governor, shall fix. The initial maturities  
19 of such bonds shall be payable not later than one year from the  
20 date of issue thereof and the entire issue not later than June  
21 thirtieth, two thousand and six.

1 SECTION 4. This act shall take effect upon its passage.