

By Mr. Bulger, a petition of William M. Bulger for legislation to preserve and protect the integrity of the Public Garden of the city of Boston. State Administration.

The Commonwealth of Massachusetts

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

AN ACT TO PRESERVE AND PROTECT THE ENVIRONMENTAL INTEGRITY OF THE PUBLIC GARDEN IN THE CITY OF BOSTON.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is to revoke immediately the authori-
3 zation to construct a traffic tunnel under the Public Garden in
4 the City of Boston, therefore it is hereby declared to be an
5 emergency law, necessary for the immediate preservation of the
6 public convenience.

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. Notwithstanding the provisions of section
2 thirteen of chapter six hundred and twenty-nine of the acts of
3 nineteen hundred and eighty-two, clause (K) of section five of
4 chapter six hundred and six of the acts of nineteen hundred and
5 fifty-eight, sections seven and fourteen of said chapter six hundred
6 and six, or any other special or general law to the contrary, the
7 Massachusetts Convention Center Authority shall not construct
8 a two-lane traffic tunnel under the Public Garden, Charles Street
9 and Boston Common from Commonwealth avenue at or near
10 Arlington Street, all within the City of Boston, to the Boston
11 Common Garage within boundaries substantially as follows: —
12 Beginning at a point on Commonwealth avenue at about midway
13 between Arlington street and Berkeley street and running in an
14 easterly direction on and under Commonwealth avenue, and
15 under Arlington street, the Public Garden and Charles street at
16 a location on Charles street approximately midway between

17 Beacon and Boylston streets to the garage, so located as not to
18 disturb permanently the Washington Monument or the bridge
19 over the Public Garden pond, as authorized by the former clause
20 (H) of section two of said chapter six hundred and six; nor any
21 other tunnel or structure under said Public Garden.

1 SECTION 2. This act shall take effect upon its passage.