

HOUSE . . . . . No. 5262

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**The Commonwealth of Massachusetts**

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HOUSE OF REPRESENTATIVES, May 28, 1969.

The committee on Bills in the Third Reading, to whom was referred the Bill clarifying the law establishing a parking commission in the city of Lawrence (House, No. 5217), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 5262).

For the committee,

C. VINCENT SHEA.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Nine.

AN ACT MAKING CERTAIN CORRECTIVE CHANGES IN THE LAW ESTABLISHING A PARKING COMMISSION IN THE CITY OF LAWRENCE, ESTABLISHING THE TERM OF OFFICE AND A SALARY FOR MEMBERS THEREOF, AND INCREASING THE LIMIT OF BORROWING FOR ITS PURPOSES.

*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 definition of "Cost of the parking facility"  
2 and "cost" in section 2 of chapter 51 8of the acts of 1968 is  
3 hereby amended by striking out, in lines 8 and 9, the words "  
4 interest on revenue bonds prior to and during construction  
5 and for a period of not exceeding one year after completion  
6 thereof".

1 SECTION 2. Said section 2 of said chapter 518 is hereby  
2 further amended by striking out the definition of "Current  
3 expenses" and inserting in place thereof the following defini-  
4 tion:—

5 "Current expenses", the amount of reasonable and neces-  
6 sary current expenses in maintaining, repairing, and operat-  
7 ing any parking facility or parking system and shall in any  
8 event include, without limiting the generality of the fore-  
9 going, ordinary and usual expenses of maintenance and  
10 repair, including expenses not annually recurring, engineering  
11 expenses relating to operation and maintenance, insurance  
12 premiums after completion of construction, administrative  
13 and legal expenses after such completion, the reasonable costs  
14 of policing the parking facility or system which may be  
15 expressed as a specified amount or percentage of parking fees  
16 from parking meters on public ways included in such system  
17 to be paid to the city treasurer and used to meet the cost of  
18 police supervision.

1 SECTION 3. Said section 2 of said chapter 518 is hereby  
2 further amended by striking out the definition of "General  
3 obligation bond" and the definition of "Revenue bond".

1 SECTION 4. Section 3 of said chapter 518 is hereby amended  
2 by striking out the first and second paragraphs and inserting  
3 in place thereof the following three paragraphs:—

4 There shall be in the city of Lawrence a parking commis-  
5 sion for the purpose of establishing and maintaining and  
6 operating a parking facility or facilities. The commission  
7 shall consist of five members to be appointed by the mayor  
8 for a term of five years subject to confirmation by the city  
9 council. Any member of the parking commission shall be  
10 eligible for reappointment. Each member of the parking  
11 commission before entering upon his duties shall take an oath  
12 before the city clerk to administer the duties of his office  
13 faithfully and impartially, and a record of such oaths shall be  
14 filed in the office of the city clerk.

15 The commission shall select a chairman from among its  
16 members, who shall hold office for such term as may be  
17 provided in the rules of the commission, adopted pursuant to  
18 section four of this act. Three members of the commission  
19 shall constitute a quorum and the affirmative vote of three  
20 members shall be necessary for any action taken by the  
21 commission. No vacancy in the membership of the commis-  
22 sion shall impair the right of a quorum to exercise all of the  
23 rights and perform all of the duties of the commission.

24 Members of the commission shall serve with such com-  
25 pensation as the city council shall determine, and shall be  
26 allowed their reasonable and necessary expenses incurred in  
27 the performance of their duties as such members.

1 SECTION 5. Clause (*e*) of section 4 of said chapter 518 is  
2 hereby amended by striking out, in line 6, the words "  
3 resolution or trust agreement".

1 SECTION 6. Said section 4 of said chapter 518 is hereby  
2 further amended by striking out clause (*i*) and inserting in  
3 place thereof the following clause:—

4 (*i*) in the name and on behalf of the city, to enter into  
5 contracts with any federal agency or with the commonwealth

6 or any agency or instrumentality thereof, or with any other  
7 city, town or district, private corporation, partnership, asso-  
8 ciation or individual providing for or relating to any parking  
9 facility or parking system under its jurisdiction, control or  
10 supervision ;.

1 SECTION 7. Section 6 of said chapter 518 is hereby amended  
2 by striking out, in lines 4 and 5, the words “, or by any  
3 resolution or trust agreement relating to revenue bonds”.

1 SECTION 8. Section seven of said chapter five hundred and  
2 eighteen is hereby repealed.

1 SECTION 9. Said chapter 518 is hereby further amended by  
2 striking out section 8 and inserting in place thereof the  
3 following section:—

4 *Section 8.* For the purposes of this act, the city may from  
5 time to time issue bonds or notes to an amount not exceeding,  
6 in the aggregate, four million dollars. Such bonds or notes  
7 shall bear on their face the words, City of Lawrence Parking  
8 Facilities Loan, Act of 1968. Each authorized issue shall  
9 constitute a separate loan, and such loans shall be paid in not  
10 more than twenty years from their dates. Debt incurred from  
11 time to time under this act shall be outside the statutory  
12 limit of indebtedness prescribed in section ten of chapter  
13 forty-four of the General Laws, but shall, except as herein  
14 provided, be subject to other provisions of said chapter forty-  
15 four, exclusive of the limitation contained in the first para-  
16 graph of section seven thereof.

1 SECTION 10. Said chapter 518 is hereby further amended by  
2 striking out section 9 and inserting in place thereof the  
3 following section:—

4 *Section 9.* The parking commission is hereby authorized  
5 and empowered to expend from the proceeds of bonds or  
6 notes issued under authority of section eight of this act for  
7 paying all or any part of the cost of a parking facility or  
8 parking facilities or any part or parts thereof provided that  
9 the city council shall (i) establish the parking system in  
10 which such facility or facilities will be a part, (ii) determine  
11 that the estimated cost of such facility or facilities is reason-  
12 able.

1 SECTION 11. Said chapter 518 is hereby further amended by  
2 striking out section 10 and inserting in place thereof the  
3 following section:—

4 *Section 10.* The city council is hereby authorized and the  
5 city council may authorize the parking commission to fix,  
6 revise, charge and collect just and equitable fees for the use of  
7 any parking system or part thereof including any parking  
8 facility finance hereunder. The fees fixed or revised need not  
9 be uniform throughout the system but shall take into account  
10 the primary purpose of relieving traffic congestion and en-  
11 couraging free circulation of traffic throughout the city.

1 SECTION 12. Section eleven of said chapter five hundred  
2 and eighteen is hereby repealed.

1 SECTION 13. Upon the effective date of this act the terms of  
2 the members of the parking commission of the city of  
3 Lawrence shall terminate.

1 SECTION 14. The terms of the members first appointed to  
2 the parking commission of the city of Lawrence under the  
3 provisions of section three of chapter five hundred and  
4 seventy-eight of the acts of nineteen hundred and sixty-eight,  
5 as amended by section four of this act, shall expire on  
6 February first, nineteen hundred and seventy, nineteen hun-  
7 dred and seventy-one, nineteen hundred and seventy-two,  
8 nineteen hundred and seventy-three and nineteen hundred  
9 and seventy-four respectively and their successors shall be  
10 appointed for a full term of five years.

1 SECTION 15. This act shall take effect upon its passage.



HOUSE

No. 12-00

THE COMMISSIONERS OF THE GENERAL LAND OFFICE

London

THE COMMISSIONERS OF THE GENERAL LAND OFFICE have the honor to acknowledge the receipt of your letter of the 12th inst. in relation to the above-mentioned land, and to inform you that the same has been referred to the proper authorities for their consideration. We will advise you of the result of the same as soon as it can be ascertained by the proper authorities of the General Land Office.

Yours faithfully,

1872

