

HOUSE No. 82.

[Bill accompanying the petition of the Roxbury Central Wharf, taken from the files of last year. Harbors and Public Lands.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-eight.

AN ACT

To change the Harbor Lines and Provide for the Improvement of South Bay in the City of Boston.

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 harbor lines in South bay in the city
2 of Boston are hereby changed and established as follows :
3 beginning at a point on the southerly side of Dover street
4 bridge, which point is distant one hundred and eighty-
5 three feet southeasterly from the southeasterly side line
6 of Albany street ; thence running southwesterly, parallel
7 to said side line, nine hundred feet ; thence running south-
8 westerly, a little more westerly, about five hundred and
9 fifty-five feet, to a point which is distant three hundred
10 and seventy feet southeasterly from the northwesterly side
11 line of Albany street, measuring at right angles to said
12 side line from a point therein six hundred and twenty-
13 seven feet northeasterly from the northeasterly side line

14 of Wareham street; thence running southwesterly, still
15 more westerly, about sixteen hundred and fifteen feet, to
16 a point which is distant three hundred and fifty-three
17 feet southeasterly from said northwesterly side line of
18 Albany street, measuring at right angles to said side line
19 from the point of its intersection with the southwesterly
20 side line of East Brookline street; thence running south-
21 westerly, still more westerly, five hundred feet, to a
22 point which is distant three hundred and forty feet south-
23 easterly from said northwesterly side line of Albany
24 street, measuring at right angles thereto; thence run-
25 ning southeasterly one hundred feet at right angles to
26 the harbor line last described; thence running north-
27 easterly, about four hundred and thirty-five feet, to a
28 point which is distant four hundred and fifty-five feet
29 southeasterly from said northwesterly side line of Albany
30 street, measuring at right angles to said side line from a
31 point therein sixty-five feet southwesterly from the south-
32 westerly side line of East Brookline street; thence run-
33 ning southeasterly, parallel to the northerly side line
34 of Swett street, about twelve hundred and sixty-nine
35 feet to a point which is distant five hundred and eighty
36 feet northwesterly from the northwesterly side line of
37 the location of the New England railroad, measuring at
38 right angles to said side line; thence running north-
39 easterly twenty-one hundred and thirty-two feet, in a
40 straight line which, for the first six hundred and
41 thirty-six feet, more or less, is parallel to and five
42 hundred and eighty feet northwesterly from said
43 side line of said railroad location; thence running
44 northerly about one hundred and thirty-three feet
45 to a point which is distant eight hundred and
46 thirty-three feet southeasterly from the southeasterly
47 side line of Albany street, measuring at right

48 angles thereto, and is also distant six hundred
49 and eighty feet southerly from the southerly side
50 of Dover street bridge, measuring from a point
51 thereon six hundred and five feet southeasterly from said
52 southeasterly side line of Albany street; thence running
53 northerly six hundred and eighty feet to said point on
54 the southerly side of said bridge; thence running north-
55 westerly by the southerly side of said bridge to the point
56 of beginning.

1 SECT. 2. No wharf, pier, wall, filling or other structure
2 or work, shall ever hereafter be built or extended in said
3 South bay beyond the harbor lines aforesaid; nor shall
4 any structure be built or filling done inside said harbor
5 lines and below the present high water mark in said bay,
6 without authority or license therefor first duly obtained
7 under and subject to the provisions of chapter nineteen
8 of the Public Statutes.

1 SECT. 3. In filling any flats in said bay which are in-
2 side and adjacent to the harbor lines aforesaid not less
3 than six hundred and thirty thousand cubic yards of
4 material for such filling shall, whenever practicable, be
5 obtained by dredging the same in said bay from the re-
6 served basin which is bounded by the harbor lines afore-
7 said, under the direction and supervision of the board of
8 harbor and land commissioners, and in such places and
9 to such depths as said board, having in special view the
10 improvement of the navigation and sanitary conditions
11 of said bay, shall prescribe; and in all cases where
12 tide water below high water mark has been displaced
13 prior to the passage of this act by any person or
14 corporation, by filling land or flats with material other
15 than that dredged from the reserved basin provided by
16 chapter three hundred and nine of the acts of the year

17 eighteen hundred and ninety-one, and compensation is
18 due the Commonwealth therefor. The amount of such
19 displacement shall be ascertained by the board of harbor
20 and land commissioners and compensation for such
21 displacement may be made at the option of such person
22 or corporation either in money or by the dredging of
23 material as before provided from the reserved basin
24 provided by this act: *provided, however*, that the said
25 board of harbor and land commissioners shall grant no
26 license to any person or corporation to fill said flats
27 without the payment of compensation unless such license
28 reserves a sufficient area below grade fifteen to take the
29 amount of dredged material which shall be the estimated
30 proportion of such person or corporation of the said
31 amount of six hundred and thirty thousand cubic yards,
32 which number of cubic yards is to be the measure of
33 compensation required for the filling of flats in said
34 South bay.

1 SECT. 4. No structure shall be built or filling or
2 other work done in any portion of said South bay below
3 the present high-water mark thereof, whereby the exist-
4 ing flow or drainage of surface or other waters in or into
5 and through said bay towards the sea is cut off or
6 obstructed, without first making such other provision for
7 such flow or drainage as shall be approved by said board
8 of harbor and land commissioners and the city engineer
9 of said city of Boston.

1 SECT. 5. Chapter three hundred and nine of the acts
2 of the year eighteen hundred and ninety-one is hereby
3 repealed, and all harbor lines heretofore established in
4 said South bay, so far as they differ from those estab-
5 lished by this act, are hereby annulled.

1 SECT. 6. This act shall take effect upon its passage.