

By Mr. Kaufman of Lexington, petition of Jay R. Kaufman and others (with the approval of the mayor and city council) relative to establishing a traffic commission in the city of Woburn. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

PETITION OF:

Jay R. Kaufman
Robert A. Havern

Patrick M. Natale

In the Year Two Thousand and Five.

AN ACT ESTABLISHING A TRAFFIC COMMISSION IN THE CITY OF WOBURN.

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. There is hereby established in the city of
2 Woburn, a traffic commission to consist of nine commissioners,
3 one of whom shall be the chief of police or designee, one of
4 whom shall be the superintendent of public works for designee,
5 one of whom shall be the fire chief or designee, one of whom
6 shall be the city engineer or designee, one of whom shall be the
7 planning director or designee, two of whom shall be Aldermen
8 selected by the City Council President, one of whom shall be a
9 resident member to be appointed by the City Council, and one of
10 whom shall be a member of the business community to be
11 appointed by the City Council. That the City Clerk or designee
12 shall serve as administrative clerk of the traffic commission. The
13 member of the commission shall serve without compensation.

1 SECTION 2. All expenses incurred for the purposes of this act
2 shall be paid by the city. All statutes and ordinances applicable
3 generally to the departments of the city shall apply to the commis-
4 sion.

1 SECTION 3. When the traffic commission is first constituted,
2 the term of the resident member shall be for one year, the business
3 member for two years. Any subsequent appointments shall be for
4 a term of two years; except that an appointment to fill a vacancy
5 shall be for the unexpired term of the member who is being
6 replaced. The two Aldermen shall be selected by the City Council
7 President as soon after organization of the City Council as pos-
8 sible.

1 SECTION 4. The traffic commission shall have exclusive
2 authority, except as otherwise herein provided, to adopt, amend,
3 alter and repeal rules and regulations by a majority vote, not
4 inconsistent with General Laws as modified by this act, relative to
5 its own proceedings, vehicular street traffic, pedestrian traffic, and
6 parking in the city to the movement, stopping or standing of vehi-
7 cles on and their exclusion from, all or any street, ways, high-
8 ways, roads and parkways, under control of the city, including
9 rules and regulations designating any way or part thereof under
10 the control of said city as a throughway under and subject to the
11 provisions of sections 8 and 9 of chapter 89 of the General Laws
12 and may prescribe penalties, not exceeding the maximum estab-
13 lished by the General Laws, for the violation of any rule or regula-
14 tion adopted hereunder. No such rule or regulation, except such
15 special rules and regulations as are declared by vote of said com-
16 mission to be urgently required by considerations of public safety
17 or convenience or such as are of a temporary nature and are to be
18 effective for a period of not more than thirty days, shall take effect
19 until published for two successive weeks in one or more newspa-
20 pers published with a circulation in the city. Said commission
21 shall have power to erect, make and maintain or cause to be
22 erected, made or maintained, traffic and parking signs, signals,
23 markings and other devices for the control of such traffic, pedes-
24 trian movement, and parking in said city and for informing and
25 warning the public as to rules and regulations adopted hereunder,
26 subject, however to sections 2 of chapter 85 and to sections 8 and
27 9 of chapter 89 of the General Laws. Nothing in this act shall be
28 construed to authorize said commission to adopt any rule or regu-
29 lation excluding the Massachusetts Bay Transportation Authority
30 from any way or party thereof in which it has a route or to modify

31 or limit any power or authority of the metropolitan district com-
32 mission, or the state department of public works or the state
33 department of public utilities or any power now vested in the
34 mayor, city council or heads of departments with reference to the
35 issuance of licenses or permits for the opening, using or occu-
36 pying of streets and sidewalks.

1 SECTION 5. All existing ordinances and regulations, relating
2 to the control of vehicular traffic and parking shall remain in full
3 force and effect until superseded by rules and regulations adopted
4 by the traffic commission under this act and the adoption thereof
5 by said commission shall not affect any act done or right accrued
6 or penalty incurred or any suit, prosecution or proceeding
7 pending, at the time of said adoption.

1 SECTION 6. All rules and regulations governing the traffic
2 commission will be established by the traffic commission and
3 approved, changed, or amended by the City Council.

1 SECTION 7. That the traffic commission shall be established
2 in an advisory role to the City Council until an amendment to the
3 City Charter is approved.

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