

# HOUSE . . . . . No. 3994

By Mr. Angelo of Saugus, petition of Steven Angelo and Robert A. Durand for legislation to further protect and enhance the wetlands of the Commonwealth. Natural Resources and Agriculture.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Four.

### AN ACT FURTHER PROTECTING AND ENHANCING THE WETLANDS OF THE COMMONWEALTH.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 General Laws, chapter 40, Section 8c, as it appears in the 1992  
2 Official Edition, is hereby amended by inserting in line 68,  
3 immediately following the word "taking", the following: —  
4 Notwithstanding the provisions of any law to the contrary, each  
5 city or town shall establish a wetlands protection fund, of which  
6 the treasurer shall be the custodian. The treasurer shall deposit  
7 in said fund all fees paid to the city or town under section forty  
8 of chapter one hundred thirty-one. In addition, fees paid to the  
9 city or town under any local wetlands protection bylaw or  
10 ordinance shall be deposited in said fund if the local bylaw or  
11 ordinance so allows. The principal and interest of said fund shall  
12 be expended by the conservation commission without further  
13 appropriation for the purpose of defraying the costs of  
14 administering and enforcing section forty of chapter one hundred  
15 thirty-one, and any local wetlands protection bylaw or ordinance,  
16 including for consultant services or salaries of employees, but only  
17 with the wirtten approval of the mayor in cities, or city manager  
18 in Plan E cities, or the selectmen in towns, or the town manager  
19 in towns which have adopted the town manager form of  
20 government. The city auditor or town accountant shall submit

21 annually a report of said fund to the mayor, city council, city  
22 manager, board of selectmen, or town manager for their review  
23 and a copy of said report shall be submitted to the director of  
24 the bureau of accounts.