

By Mr. Orlandi of Boston, petition of O. Roland Orlandi relative to the granting of certain tideland licenses along the Atlantic Avenue and Commercial Street waterfront in the city of Boston. Natural Resources and Agriculture.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Eight.

AN ACT RELATIVE TO CERTAIN TIDELANDS ALONG THE ATLANTIC AVENUE AND COMMERCIAL STREET WATERFRONT IN THE CITY OF BOSTON.

1 *Whereas*, The deferred operation of this act would tend to defeat  
2 its purpose, which is to preserve the present beauty of the Boston  
3 waterfront, therefore it is hereby declared to be an emergency law,  
4 necessary for the immediate preservation of the public con-  
5 venience.

*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. Section 1 of Chapter 310 of the Acts of 1972 is  
2 hereby amended by deleting in the first sentence of both the first  
3 and second paragraphs of said section the words "seventy-seven"  
4 and inserting in place thereof the words "eighty-two."

1 SECTION 2. Section 3 of Chapter 310 of the Acts of 1972 is  
2 hereby amended by striking out clause (c) and inserting in place  
3 thereof the following clause: —

4 (c) After December thirty-first, nineteen hundred and seventy-  
5 six, the elevation of buildings or other structures constructed,  
6 remodeled, refurbished or altered in any other manner on Lewis  
7 Wharf or Commercial Wharf, or on any piers or other appendages  
8 of whatever nature to those wharves, shall be limited to the  
9 elevation of that building or structure, irrespective of incidental or  
10 modest additions above the prevailing height line of such building  
11 or structure, which existed at that exact location on such wharf,  
12 pier or other appendage as of January first, nineteen hundred and  
13 seventy-two; provided, that if no building or other structure

14 existed on such wharf, pier or other appendage as of January first,  
15 nineteen hundred and seventy-two, no construction shall be  
16 allowed. This clause shall not be construed to confer any  
17 additional rights to construct, remodel, refurbish or alter any such  
18 building or structure.

1 SECTION 3. Notwithstanding any other provisions of law to  
2 the contrary, any license granted by the department of public  
3 works or the department of environmental quality engineering  
4 relative to Lewis Wharf or Commercial Wharf along the Boston  
5 waterfront shall be subject to the following provisions.

6 After December thirty-first, nineteen hundred and seventy-six,  
7 the elevation of buildings or other structures constructed,  
8 remodeled, refurbished or altered in any other manner on Lewis  
9 Wharf or Commercial Wharf, or on any piers or other appendages  
10 of whatever nature to those wharves, shall be limited to the  
11 elevation of that building or structure, irrespective of incidental or  
12 modest additions above the prevailing height line of such building  
13 or structure, which existed at that exact location on such wharf,  
14 pier or other appendage as of January first, nineteen hundred and  
15 seventy-two; provided, that if no building or other structure  
16 existed on such wharf, pier or other appendage as of January first,  
17 nineteen hundred and seventy-two, no construction shall be  
18 allowed. This clause shall not be construed to confer any  
19 additional rights to construct, remodel, refurbish or alter any such  
20 building or structure.