

HOUSE No. 3875

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 28, 1962.

The committee on Military Affairs, to whom was referred the special report of the Commissioner of Administration (under authority of section 7 of chapter 7 of the General Laws, as amended by chapter 610 of the Acts of 1948) recommending legislation to authorize the Armory Commission to convey to the Massachusetts Turnpike Authority the state armory on Irvington Street in the city of Boston (House, No. 3839), report the accompanying bill (House, No. 3875).

For the committee,

GERALD P. LOMBARD.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR THE DISPOSITION OF CERTAIN FUNDS PAID BY THE MASSACHUSETTS TURNPIKE AUTHORITY UPON THE TAKING BY EMINENT DOMAIN OF CERTAIN STATE LAND IN 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. Notwithstanding any provision of general or
2 special law, the funds paid by the Massachusetts Turnpike Au-
3 thority for the taking by eminent domain of the state armory,
4 located at Irvington street in the city of Boston, together with all
5 land and appurtenances thereto, shall be held by the state treas-
6 urer as a special fund to be known as the Armory Replacement
7 Fund, and shall be disbursed as hereinafter provided.

1 SECTION 2. The armory commission is authorized and di-
2 rected to proceed to purchase sites, in locations to be selected
3 by the armory commission, and erect and equip armory facili-
4 ties to replace the armory referred to in section one. Said
5 armory facilities shall be constructed with federal financial as-
6 sistance when available under the provisions of Public Law 783
7 of the 81st Congress, as amended by Public Law 302 of the 84th
8 Congress, and any other applicable provisions of federal law
9 hereafter enacted. The construction of said armory facilities,
10 and the subsequent use and operation of same under the pro-
11 visions of chapter thirty-three of the General Laws, is hereby
12 authorized, any restriction on such use by zoning ordinances
13 or otherwise, to the contrary notwithstanding.

1 SECTION 3. Upon certification by the armory commission,
2 the state treasurer shall disburse from the fund created under
3 section two the cost of acquiring sites, construction and equip-
4 ping of the armory facilities to be erected under the provisions
5 of section three, including, but not limited to, costs for surveys
6 and borings, architectural and engineering fees, supervision of
7 construction and related items. Upon certification by the

8 armory commission that said construction of replacement
9 armory facilities is completed, and that all obligations connected
10 with said construction have been satisfied, the state treasurer
11 shall transfer the balance of the Replacement Armory Fund to
12 the General Fund.

