

Substituted by the House, as recommended by the committee on Bills in the Third Reading and as amended by Mr. Decas of Wareham, for the House Bill amending the coastal facilities improvement program (House, No. 6265). December 9.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Seven.

AN ACT FURTHER REGULATING THE COASTAL FACILITIES IMPROVEMENT PROGRAM.

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 2 of Chapter 21F of the General Laws
2 as appearing in the 1986 Official Edition is hereby amended by
3 inserting after the definition of Harbor facility the following
4 definition:

5 "Harbor Plan", a document which analyzes existing harbor and
6 waterfront land uses and delineates future uses. Future land uses
7 may be described through mechanisms such as zoning ordinances,
8 capital improvement plans, and building design guidelines.
9 Planning for the management of the competing uses of harbor
10 waters may include mooring plans, facilities maintenance plans,
11 shellfish management plans or dredging needs assessments.

1 SECTION 2. Section 4 of chapter 21F of the General Laws,
2 as appearing in the 1986 Official Edition, is hereby amended by
3 striking out the first paragraph and inserting in place thereof the
4 following paragraph: —

5 Any coastal city or town, acting by and through its mayor in
6 the case of a city, the town manager in a town having a town
7 council form of government and the board of selectmen in any
8 other town, may apply to the secretary of environmental affairs
9 for assistance to undertake a harbor or waterfront improvement
10 or a harbor plan. An application for assistance pursuant to this

11 chapter shall represent no more than fifty per cent of the estimated
12 total cost of the improvement and in no case shall exceed two
13 million dollars for improvements in designated port areas and one
14 million five hundred thousand dollars in all other areas. The
15 commonwealth shall reimburse no more than three million dollars
16 to communities with designated port areas and at least one project
17 within these areas or two million dollars total to a city or town
18 applying for funding for more than one harbor or waterfront
19 project. The secretary of environmental affairs is authorized to
20 utilize seventy per cent of the funding provided for in this chapter,
21 for public facilities used primarily for commercial purposes.

22 “The secretary of environmental affairs is authorized to utilize
23 ten per cent of the funding in this chapter for grants to prepare
24 harbor plans. An application for assistance in the preparation of
25 a harbor plan shall represent no more than fifty per cent of the
26 total cost of the plan. The secretary of environmental affairs is
27 authorized to approve applications for improvements and plans
28 for up to thirty-three per cent of the funding provided for this
29 chapter in any one year.”