

HOUSE No. 4398

The Commonwealth of Massachusetts

PRESENTED BY:

Manny Cruz and Joan B. Lovely

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act amending Chapter 250 of the Acts of 2016 to include the city of Salem designated port area as part of the Salem Harbor port area.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Manny Cruz</i>	<i>7th Essex</i>	<i>1/31/2024</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>1/31/2024</i>

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By Representative Cruz of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4398) of Manny Cruz and Joan B. Lovely (with the approval of the mayor and city council) for legislation to include the city of Salem designated port area as part of the Salem Harbor Port Area. Transportation. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act amending Chapter 250 of the Acts of 2016 to include the city of Salem designated port area as part of the Salem Harbor port area.

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 4 of Chapter 250 of the Acts of 2016 is hereby amended by inserting
2 the following clause at the end of that section: - “, and the Salem Harbor Designated Port Area
3 containing an area of 112.3 acres more or less and as shown generally on a plan entitled ‘Salem
4 Harbor Designated Port Area (DPA),’ Scale: 1” = 350’ +/-, Prepared by: Massachusetts Office of
5 Coastal Zone Management, 251 Causeway Street, Suite 800, Boston, MA 02114, Date: March
6 2011.”

7 Section 2. Section 5 of Chapter 250 of the Acts of 2016 is hereby amended by deleting
8 clause (iii) and (iv) and inserting the following clauses at the end of that section: - “(iii) may sue
9 and be sued in its own name and plead and be impleaded, but notwithstanding any special or
10 general law to the contrary, shall not be liable for punitive damages; (iv) may make and enter
11 into contracts and agreements necessary or incidental to the performance of its duties and the

12 execution of the powers granted by this act including, but not limited to, the granting of
13 leasehold interests, concessions, access and development rights and privileges and supplier,
14 vendor, contractor and consultant contracts; and (v) may impose a tariff, pilotage and/or
15 navigational requirements upon vessels calling on Salem Harbor or Harbor Port Area.”

16 Section 3. This act shall take effect as provided by law.