

SENATE No. 2229

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act authorizing certain development in the Fort Point Channel.

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 sections 14 and 34 of chapter 91 of the General Laws or
2 any other general or special law to the contrary, the department of environmental protection may
3 grant licenses to the Boston Redevelopment Authority and any co-applicant that otherwise
4 fulfills the requirements for a chapter 91 license to construct, maintain, and repair pile supported
5 and floating publicly accessible structures as contemplated in the Boston Inner Harbor
6 Passenger Water Transportation Plan as of January 2000 or the Fort Point Channel Watersheet
7 Activation Plan as of May 2002, as the same may be amended from time to time, including
8 related utilities, which project is located in whole or in part beyond the harborlines in the Fort
9 Point Channel, having been established in prior legislative acts, including chapter 232 of the acts
10 of 1873 and chapter 170 of the acts of 1880.

11 SECTION 2. A final plan showing the specific location of any project located in whole
12 or in part beyond the Fort Point Channel harborlines shall be incorporated into any waterways
13 license issued pursuant to this Act. Plans showing the location of the project shall be prepared

14 for the department of environmental protection and shall be on file at the department for public
15 inspection as required by chapter 91 of the General Laws and its regulations.

16 SECTION 3. Nothing in this Act shall be construed to exempt any project from any
17 substantive or procedural requirements of chapter 91 of the General Laws and its regulations,
18 other than the exemption permitted in this Act from the harborline requirements of sections 14
19 and 34 of said chapter 91.