HOUSE . . . . . No. 4408

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, August 18, 2014.

The committee on Ways and Means, to whom was referred the Bill relative to the Middlesex Canal Commission (House, No. 767, changed), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 4408).

For the committee,

BRIAN S. DEMPSEY.

HOUSE . . . . . No. 4408

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act relative to the Middlesex Canal Commission.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 1 of chapter 403 of the acts of 1977, as amended by section 1 of chapter 51 of the acts of 1982, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence:-

There is hereby established the Middlesex Canal Commission, hereinafter called the commission, to consist of 1 member of the house of representatives to be appointed by the speaker of the house of representatives; 1 member of the senate to be appointed by the president of the senate; 1 person, with alternates, to be appointed by the chief administrative official of each of the municipalities of Lowell, Chelmsford, Billerica, Wilmington, Woburn, Winchester, Medford, Somerville and Boston; the commissioner of the department of conservation and recreation, ex officio, or a designee; the administrator of the division of highways within the Massachusetts Department of Transportation, ex officio, or a designee; the executive director of the Metropolitan Area Planning Council; and the executive director of the Northern Middlesex Council of Government.

SECTION 2. Section 2 of said chapter 403 is hereby amended by striking out the fourth paragraph, inserted by section 2 of chapter 51 of the acts of 1982, and inserting in place thereof the following paragraph:-

At least 14 days before the appropriate board of a member city or town permits or approves an activity or action within 100 feet of the route of the Middlesex Canal, notice shall be given in writing to the commission. The appropriate boards shall include, but not be limited to, the city council, board of selectmen, board of aldermen, planning board, zoning board of appeals, conservation commission, historical commission, building or public works department.

22 SECTION 3. Section 2 of said chapter 403, as amended by section 2 of chapter 51 of the
23 acts of 1982, is hereby amended by striking out the fifth paragraph and inserting in place thereof
24 the following paragraph:-

25 The commission shall consider the feasibility and make recommendation to the
26 commissioner of the department of conservation and recreation regarding the establishment,
27 ownership and operation of a Middlesex Canal State Heritage Park.