



The Commonwealth of Massachusetts

Executive Office of Transportation and Construction

Department of Public Works

100 Nashua Street, Boston 02114

March 9, 1973

Mayor and City Council
City Hall

Gentlemen:

As Associate Commissioner in charge of the Waterways Division of the Department of Public Works, I feel I have an obligation to emphasize to the cities and towns of the Commonwealth, the importance of our Annual Rivers and Harbors Hearing, which will be held this year on April 12th at 10:30 A.M., 100 Nashua Street, Boston.

All projects previously petitioned for shall be resubmitted for consideration; otherwise, it will be assumed that the municipality no longer has an interest in the project. This is deemed necessary due to the probability that the proposed State reorganization will affect the Division of Waterways' functions under Chapter 91 of the General Laws.

Please make every effort to attend this hearing if you have any questions relative to the project requests.

Very truly yours,

Malcolm E. Graf

MALCOLM E. GRAF
Associate Commissioner

FCS:hlb



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100 Nashua Street, Boston 02114

March 9, 1973

Notice is hereby given that the Department of Public Works, acting under the provisions of Chapter 91 of the General Laws, as most recently amended by Chapter 5 of the Acts of 1955, will hold a public hearing on Thursday, April 12, 1973 at 10:30 A.M. in the Auditorium on the Fourth Floor of the Public Works Building, 100 Nashua Street, Boston, to all parties interested in petitions for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores and shores along a public beach.

The Department requires the vote of the municipality to assume liability, under the provisions of Section 29 of Chapter 91, for damages that may be incurred by the work. Petitions should be filed with the Department not later than Friday, April 6, 1973 and should state the general nature and location of the work.

All projects previously petitioned for shall be resubmitted for consideration; otherwise, it will be assumed that the municipality no longer has an interest in the project. This is deemed necessary due to the probability that the proposed State reorganization will affect the Division of Waterways' functions under Chapter 91 of the General Laws.

For the Department,

BRUCE CAMPBELL
Commissioner of Public Works

THE COMMONWEALTH OF MASSACHUSETTS

To the Department of Public Works:—

Respectfully represent your petitioners that public necessity and convenience require that the Commonwealth undertake work of the nature hereinafter set forth, for the improvement, development, maintenance or protection of the river, harbor, tidewaters or foreshores, situated in in the county of and Commonwealth aforesaid, and known as

The work hereby petitioned for is as follows:

The petitioners expect to secure the following contributions toward the cost of the work:

Municipality:

Individuals or organizations:

Dated this day of

SIGNATURE

RESIDENCE

OFFICIAL POSITION

AGREEMENT TO INDEMNIFY THE COMMONWEALTH OF MASSACHUSETTS AGAINST DAMAGES THAT MAY BE INCURRED BY WORK TO BE PERFORMED BY THE DEPARTMENT OF PUBLIC WORKS UNDER AUTHORITY OF CHAPTER 91 OF THE GENERAL LAWS AS MOST RECENTLY AMENDED BY CHAPTER 5 OF THE ACTS OF 1955, PROVIDING FOR THE IMPROVEMENT, DEVELOPMENT, MAINTENANCE AND PROTECTION OF TIDAL AND NON-TIDAL RIVERS AND STREAMS, HARBORS, TIDEWATERS, FORESHORES AND SHORES ALONG A PUBLIC BEACH, INCLUDING THE MERRIMACK AND CONNECTICUT RIVERS.

WHEREAS, The Commonwealth of Massachusetts, by the Department of Public Works, proposes to carry out under the provisions of Section 11 of Chapter 91 of the General Laws the following work:

WHEREAS, the carrying out of said work may cause damage to property by the taking of land or of any right, interest or easement therein;

NOW, IN CONSIDERATION OF THE ABOVE PREMISES, I, the undersigned, Mayor of said City, duly chosen, qualified and acting under the provisions of Section 29 of Chapter 91 of the General Laws and with the consent of the City Council at a meeting held on _____, an attested copy of which is attached, hereby stipulate and agree in behalf of said City to indemnify and save harmless said Commonwealth, its representatives and agents against all claims and demands for damages that may be sustained by any person whose land or any rights or interest therein is taken for or is injured by said work, and to maintain the completed project with municipal forces and funds.

IN WITNESS WHEREOF, I have set my hand and seal this _____ day of _____ in the year _____.

Mayor, City of

8. 122
Communication from Assoc. Comm. - State
Dept. of Public Works - relative to
hearing on rivers and harbors.

In City Council,
March 19, 1973.

COPY SENT TO CONSERVATION
COMMISSION 3/28/73

COPY SENT TO ENVIRONMENTAL
COMMISSION c/o C. VELLOCCI
3/28/73

3/26/73

Copy to the Cons.
Commission

and

Comm. on Environment