

#19

hereinbefore provided, shall be available for expenditure for central artery/third harbor tunnel construction in any subsequent fiscal year. If the above-described difference is used in a subsequent year for such central artery/third harbor tunnel construction, the total amount used for such central artery/third harbor tunnel construction during that subsequent fiscal year may exceed the ten percent of net fiscal year receipts permitted by this section, provided that the total amount used for such construction shall not exceed twenty percent of the net fiscal year receipts in that subsequent fiscal year.

SECTION 4.96. The secretary of the executive office of transportation and construction is hereby authorized, subject to appropriation, to establish a grant program to provide assistance to neighborhoods in the city of Boston impacted by the construction of central artery and the third harbor tunnel from any funds made available to the executive office of transportation and construction.

The impacted neighborhoods of the city of Boston shall include, but not be limited to, the North End, South End, Chinatown, East Boston, South Boston, Charlestown, West End, and Beacon Hill neighborhoods of the city of Boston as defined by the Boston redevelopment authority.

The funds for said grants and programs may be expended for the following purposes:--

(a) To establish a citizen's advisory committee to oversee the project as it impacts the said neighborhoods. The committee established herein shall consist of thirteen members, five of whom shall be residents of the impacted neighborhoods, two of whom shall be businessmen of the impacted neighborhoods, three of whom shall be appointed by the governor and three of whom shall be appointed by the mayor of the city of Boston. No less than two shall be experts in engineering, no less than two shall be experts in urban planning and no less than two shall be experts in transportation.

The committee shall sit throughout the entire project period. It shall meet monthly without compensation to prepare a report made available to the public on the progress of the project and any and all adverse impacts arising from the project during that period.

The committee shall be concerned with, but not limited to, the following:

- 1) continued easy access into and out of the impacted neighborhoods by both pedestrians and vehicles;
- 2) continued unimpaired ability for sale and/or rental of available property;
- 3) effective and efficient noise and air pollution control measures;
- 4) prevention of and restitution for any and all damages caused by the project to property in the impacted neighborhoods;
- 5) hours of operation work can be performed to complete the project;

6) appropriate routes for heavy equipment vehicles and/or other vehicles removing excavated land from the project site and/or any vehicle related to the project;

7) traffic and parking alternatives in reaction to problems stemming from project;

8) prevention of and restitution for any and all harm caused by the project to businesses of the impacted neighborhoods;

9) securing any and all land made available by the project and its use to stabilize and improve the residential areas of the impacted neighborhoods;

10) assured citizen participation in the siting of vent shafts necessary for the project.

In the event that these or any concerns are raised by the committee, the secretary shall be notified and, thereby, authorized to expend the necessary funds from monies authorized to assist impacted neighborhoods. The committee shall monitor the project in order to protect the rights, privileges and quality of life of the residents and/or businessmen of the neighborhoods;

(b) To establish a grant program to support community property owners whose property is damaged as a result of the project;

(c) To provide any additional funds needed to the city of Boston environmental department to monitor levels of both noise and air pollution resulting from the project;

(d) To establish a grant program to assist and subsidize property owners of seven unit dwellings or less who lose existing rental tenants, the ability to let to new rental tenants, or any property owner of a seven unit dwelling or less whose property is sold at a value that has been reduced by the impact of the project. Said property owner shall be compensated for the difference between the property's fair market value and the selling price devalued by the project;

(e) To provide monies to the city of Boston to study, analyze and implement traffic plans and improvements for the impacted neighborhoods, provided that all such projects, except those which involve only state roads, shall be planned in consultation with and subject to the approval of the city of Boston's transportation department which projects shall include but not be limited to: 1) the planning, design, construction, renovation, repair or other work necessary to service traffic flow in the neighborhoods; and, 2) the controlling of traffic to, from and through the neighborhoods to reduce at the maximum extent possible the number of vehicles traveling through the neighborhoods' residential areas, especially any and all vehicles related to the project, provided, however, that any projects related to the traffic planning and improvements which involve state roads shall be planned in consultation with and subject to the approval of the state department of public works, provided, further that the costs of any such projects which are approved by the state department of public works shall be funded by said department from new or existing state transportation funding sources;

(f) To provide monies to the city of Boston for any additional public safety personnel needed to protect the communities, or to

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expedite any plan of the city of Boston to mitigate adverse effects the project may have on the impacted neighborhoods;

(g) To establish a neighborhood business assistance plan for all small businesses in the impacted neighborhoods because of economic loss or opportunity, including, but not limited to, grants, loans, legal assistance, technical assistance or relocation grants or preferences;

(h) To provide for the acquisition of parking spaces to replace any parking spaces than are lost to the impacted neighborhoods because of the project. In addition to the acquisition of replacement parking spaces, the Secretary of Transportation shall establish a subsidized resident parking program for all residents of the impacted neighborhoods.

The secretary of transportation shall do all things necessary to mitigate or protect impacted neighborhoods from any and all adverse effects of the project. Further, it shall, in conjunction with the secretary and the city of Boston, do whatever possible to retain and expand employment opportunities for the residents of the city of Boston, improve private and public transportation access to the impacted neighborhoods; upgrade public services in the impacted neighborhoods, facilitate additional affordable housing opportunities for low and moderate income families; and promote the sound economic growth within the impacted neighborhoods and the city of Boston, in a manner which recognizes and protects the integrity of residential neighborhoods.

The grant recommendations of the secretary of the executive office of transportation and construction shall be subject to the approval of the house and senate committees on ways and means.

SECTION 97. The executive office of transportation and construction shall submit a plan to the house and senate committees on ways and means and the joint committee on transportation which shall include the identification of all bridges, highways, and roads which are determined by said executive office to pose a risk to public safety and a schedule for the construction, reconstruction, alteration, remodelling or repair of such bridges, highways, and roads. Those structures that are identified as creating the most immediate risk to public safety shall be scheduled for construction, reconstruction, alteration, remodelling or repair at the earliest possible date. Said schedule shall include the date said projects shall be advertised for bid, the date for the commencement of said projects and the projected date of completion of such projects. Said plan shall be submitted no later than June fifteenth, nineteen hundred and ninety.

SECTION 98. Notwithstanding the provisions of any general or special law to the contrary, the commonwealth, through the department of public works and any independent authority, agency, city or town, shall not undertake any efforts, either temporarily or permanently, to take any property, property interest, business interest or a portion thereof by eminent domain, for the movement,



City of Cambridge

19.

IN CITY COUNCIL

July 30, 1990

COUNCILLOR RUSSELL
COUNCILLOR SULLIVAN
COUNCILLOR TOOMEY
COUNCILLOR WALSH

- WHEREAS: On Wednesday, July 18, 1990, Governor Michael S. Dukakis signed into law House Bill #5858 which is now referred to as Chapter 121 of the Acts of 1990; and
- WHEREAS: Section 96 of this legislation authorizes the Secretary of the Executive Office of Transportation and Construction, "subject to appropriation, to establish a grant program to provide assistance to neighborhoods in the city of Boston impacted by the construction of the central artery and the third harbor tunnel from any funds made available to the executive office of transportation and construction"; and
- WHEREAS: This legislation further identifies and defines the impacted neighborhoods of Boston and the purposes of said grants and programs; and
- WHEREAS: The City of Cambridge will also be impacted by this massive construction project but no provisions have been made to mitigate these impacts on our neighborhoods; now therefore be it
- ORDERED: That this City Council go on record urging our State delegations in both the House and Senate to introduce legislation to amend Section 96 to include the City of Cambridge, as a beneficiary, in the awarding of grants and programs if and when they become available; and be it further
- ORDERED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the entire membership of the Cambridge delegation.

In City Council July 30, 1990.

Adopted by the affirmative vote of nine members.

Attest:- Joseph E. Connarton, City Clerk.

A true copy;

ATTEST:-

Joseph E. Connarton, City Clerk.

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July 30, 1990

Councillor Russell

Councillor Sullivan

Councillor Toomey

Councillor Walsh

Whereas : On Wednesday, July 18, 1990 Governor Michael S. Dukakis signed into Law House Bill #5458 which is now referred to as Chapter 121 of the Acts of 1990; and

Whereas : Section 96 of this Legislation authorized the Secretary of the executive office of transportation and construction, "subject to appropriation, to establish a grant program to provide assistance to neighborhoods in the city of Boston impacted by the construction of central artery and the third harbor tunnel from any funds made available to the executive office of transportation and construction"; and

whereas : This legislation further identify, and defines the impacted neighborhoods ^{of Boston} and the purposes of said grants and programs; and

whereas : The City of Cambridge will also be impacted by this massive construction project but no provisions have been made to mitigate these impacts on our neighborhoods; now therefore be it

ORDERED : That this City Council go on record urging our State Delegations in both the House and Senate to introduce legislation to amend Section 96 to include the City of Cambridge as a beneficiary in the awarding of grants and programs if and when they become available; and be it further

ORDERED : That the City Clerk be & hereby is requested to forward a copy of this resolution to the entire membership of the Cambridge Delegation



City of Cambridge

19.

IN CITY COUNCIL

July 30, 1990

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COUNCILLOR SULLIVAN
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- ORDERED: That the City Clerk be and hereby is requested to forward a copy of this resolution to the entire membership of the Cambridge delegation.

City Council JUL 30 1990

Adopted by the affirmative vote

of 9 members

Joseph E. Conorton City Clerk

Order # 19

740
Councillor Russell, Sullivan, Toomey
and Walsh re: House Bill 5858.

In City Council,

July 30, 1990

Order adopted