

SENATE No. 2033

Senate, March 6, 2014 – Text of the Senate amendment to the House Bill the House Bill financing improvements to the Commonwealth’s transportation system (House, No. 3882) (being the text of Senate, No. 2018, printed as amended)

The Commonwealth of Massachusetts

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In the Year Two Thousand Fourteen
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1 SECTION 1. To provide for a program of transportation development and improvements,
2 the sums set forth in sections 2 to 2G, inclusive, for the several purposes and subject to the
3 conditions specified in this act, are hereby made available, subject to the laws regulating the
4 disbursement of public funds. The sums appropriated in this act shall be in addition to any
5 amounts previously appropriated and made available for these purposes.

6 SECTION 2.

7 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

8 *Highway Division*

9 6121-1314 For projects on the interstate and non-interstate federal highway system;
10 provided, that funds may be expended for the costs of these projects including, but not limited to,
11 the nonparticipating portions of these projects and the costs of engineering and other services
12 essential to these projects; provided further, that notwithstanding this act or any other general or
13 special law to the contrary, the department shall not enter into any obligations for projects which
14 are eligible to receive federal funds under this act unless state matching funds exist which have

15 been specifically authorized and are sufficient to fully fund the corresponding state portion of the
16 federal commitment to fund these obligations; and provided further, that the department shall
17 only enter into obligations for projects under this act based upon a prior or anticipated future
18 commitment of federal funds and the availability of corresponding state funding authorized and
19 appropriated for this use by the general court for the class and category of project for which this
20 obligation applies \$1,900,000,000

21 SECTION 2A.

22 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

23 *Highway Division*

24 6121-1317 For the design, construction and repair of, or improvements to, nonfederally-
25 aided roadway and bridge projects and for the nonparticipating portion of federally-aided
26 projects; provided, that the department may use these funds for the purchase and rehabilitation of
27 facilities, heavy equipment and other maintenance equipment; provided further, that the amounts
28 specified in this item for a particular project or use may be adjusted in order to facilitate other
29 projects relating to the design, construction, repair or improvement to nonfederally-aided
30 roadway projects; provided further, that \$377,255,000 shall be expended for the design,
31 construction and repair of, or improvements to, pedestrian, bicycle and multi-use pathways;
32 provided further, that \$5,000,000 shall be expended for design, construction, repair or
33 improvements to pedestrian, bicycle, and public parking areas, and multi-use pathways in
34 Chelmsford center in the town of Chelmsford; provided further, that \$156,000 shall be expended
35 for the installation of a wireless coordination system for 39 identified traffic signals in the town
36 of Waltham; provided further, that \$4,500,000 shall be expended to replace Sherman's bridge

37 connecting the town of Sudbury and the town of Wayland; provided further, that not less than
38 \$700,000 shall be expended to purchase the right of way that runs north and south from the
39 center of the town of Sudbury to the Framingham town line to enable road alignment and
40 continued development of the Bruce Freeman rail trail; provided further, that not less than
41 \$5,000,000 shall be expended on an analysis of transit capacity issues in greater Boston,
42 including recommendations and preliminary engineering for addressing these challenges;
43 provided further, that \$500,000 shall be expended for design and permitting to improve safety,
44 bus prioritization and accessibility at the intersection of Fresh Pond parkway and Mount Auburn
45 street in the city of Cambridge; provided further, that \$1,300,000 shall be expended for
46 construction of Phase II of the Watertown Greenway multi-use path from Arlington street in the
47 city known as the town of Watertown to Fresh Pond reservation in the city of Cambridge;
48 provided further, that \$1,520,000 shall be expended for construction and oversight of the
49 reconstruction of Belmont center in the town of Belmont; provided further, that \$10,000,000
50 shall be expended for the redevelopment of the Springfield union station in the city of
51 Springfield; provided further, that \$3,000,000 shall be expended for a pedestrian walkway and
52 bike path along the Connecticut river in the city of Springfield; provided further that \$3,000,000
53 shall be expended for improvements to the Gerena School tunnel in the city of Springfield;
54 provided further, that \$205,273 shall be expended to repair a roadway shoulder failure across
55 from 325 Worcester street in the town of West Boylston; provided further that \$1,000,000 shall
56 be expended for improvements to Tronic square, including traffic signals, traffic mitigation and
57 lighting, in the city of Worcester; provided further, that not less than \$2,300,000 shall be
58 expended for construction on state highway route 140 between the Sterling town line and East
59 Princeton Village in the town of Princeton; provided further, that design, construction and other

60 related items necessary to relocate the department's district 3 offices from their current site to
61 another suitable location shall be initiated; provided further, that \$500,000 shall be expended to
62 make Newton Highlands station located along the green line in the city of Newton fully
63 accessible including, but not limited to, the design and construction of a path of travel from the
64 street level to the station; provided further, that \$1,500,000 shall be expended to raise the station
65 platform at Newton Highlands station located along the green line in the city of Newton
66 approximately 8 inches to accommodate low car trains; provided further, that the Massachusetts
67 Bay Transportation Authority shall conduct an engineering study to review safety and
68 accessibility at the Newtonville commuter rail station and recommend improvements to bring the
69 station into compliance with the Americans with Disabilities Act; provided, however, that these
70 recommendations shall be reported not later than December 31, 2014; provided further, that
71 \$420,000 shall be expended for the reconstruction of Babcock street from Devotion street to
72 Commonwealth avenue in the town of Brookline; provided further, that not less than \$200,000
73 shall be expended to delead and repaint the bridge on Cliff road over the railroad tracks in the
74 town of Wellesley; provided further, that \$1,000,000 shall be expended for the planning, design,
75 construction and associated costs for transportation improvements at the intersection of state
76 highway route 9, Worcester street, and Kingsbury street in the town of Wellesley; provided
77 further, that \$5,000,000 shall be expended for the design and reconstruction of Brattle and Eliot
78 streets in the Harvard square area of the city of Cambridge; provided further, that \$3,500,000
79 shall be expended for the reconstruction of Beacham street in the city of Everett; provided
80 further, that \$1,000,000 shall be allocated for infrastructure improvement to the Maurice J. Tobin
81 Memorial Bridge in the city of Chelsea and the Charlestown section of the city of Boston
82 including, but not limited to guardrail and lighting repairs; provided further, that \$250,000 shall

83 be expended for a study on the feasibility of a commuter rail stop in the city of Everett; provided
84 further, that \$500,000 shall be expended for street and sidewalk resurfacing on Pleasant street in
85 the town of Arlington; provided further, that \$1,500,000 shall be expended for the reconstruction
86 of Gray street and sidewalks in the town of Arlington; provided further, that \$50,000 shall be
87 expended for an engineering study to examine the feasibility of reconstructing the intersection of
88 interstate highway route 95 and United States highway route 3 in the town of Burlington;
89 provided further, that \$5,000,000 shall be expended for environmental permitting, alternatives
90 analysis, type-study and design for a permanent replacement for the Rourke bridge in the city of
91 Lowell; provided further, that \$900,000 shall be expended for the design and construction of the
92 transit-oriented development of an overhead enclosed pedestrian walkway connecting the
93 Gallagher Transportation Center and the Old Thorndike Factory Outlet Building located at 145
94 Thorndike Street in the city of Lowell; provided further, that \$3,000,000 shall be expended for
95 the design, construction, right-of-way assembly and related project costs for the reconstruction of
96 the Lowell Connector north of Plain Street in said city of Lowell to improve safety, traffic
97 movement and support economic and community development; provided further, that
98 \$1,000,000 shall be expended for the design, construction, right-of-way assembly and related
99 project costs for the realignment of Tanner street, in support of the Ayer's city plan, in the city of
100 Lowell; provided further, that not less than \$6,000,000 shall be expended for the replacement of
101 a parking garage between Columbus and Summer streets in the city of Pittsfield; provided
102 further, that not less than \$1,500,000 shall be expended for the repair of the Brown street bridge
103 in the city of North Adams; provided further, that \$750,000 shall be expended for the repair of
104 the United States highway route 7 bridge that spans the Housatonic river in the town of Great
105 Barrington; provided further, that \$1,750,000 shall be expended for roadway and utility

106 improvements on Thiel road in the town of Adams; provided further, that \$3,000,000 shall be
107 expended for the progression of the Kelley's Corner at state highway routes 111 and 27 design
108 phase in the town of Acton from 25 per cent to 100 per cent in order to begin construction work
109 on the intersection; provided further, that \$1,000,000 shall be expended for the replacement of
110 Cox street bridge in the town of Hudson; provided further, that \$1,000,000 shall be expended for
111 the design and construction of the Bruce Freeman rail trail bridge over state highway route 2 in
112 the towns of Acton and Concord; provided further, that \$4,000,000 shall be expended for the
113 downtown revitalization, complete streets, traffic management reconstruction of Main and South
114 streets in the town of Hudson; provided further, that not less than \$10,000,000 shall be expended
115 for the design and reconstruction of state highway route 38 from Pleasant street to Shawsheen
116 street in the town of Tewksbury; provided further, that \$2,500,000 shall be expended for the
117 reconstruction of Water street from Bemis road to Laurel street in the city of Fitchburg; provided
118 further, that not less than \$1,169,000, shall be expended for the reconstruction and improvement
119 of state highway route 140 from Green street to the Winchendon town line in the town of
120 Gardner; provided further, not less than \$6,031,000 shall be expended for acquisition and
121 construction costs of the Twin Cities rail trail in the cities of Fitchburg and Leominster; provided
122 further, that \$300,000 shall be expended for improvements to Boulder drive for sidewalks,
123 paving, traffic calming, parking and streetscape improvements per the city's Main Street
124 Improvement Plan in the city of Fitchburg; provided further, that \$4,200,000 shall be expended
125 for improvements to 11 priority intersections in the Dorchester, South End, East Boston,
126 Mattapan and Roxbury sections of the city of Boston; provided further, that \$500,000 shall be
127 expended for beautification and streetscape improvements to Mattapan square in the Mattapan
128 section of the city of Boston including, but not limited to, the planting of trees in the median of

129 Blue Hill avenue from Mattapan square to Woodhaven street, the repainting of traffic lines and
130 bicycle lanes on Blue Hill avenue from Mattapan square to Walk Hill street and the repainting of
131 Mattapan square business district parking spaces in the Mattapan section of the city of Boston;
132 provided further, that \$100,000 shall be expended for the installation of 3 additional
133 Massachusetts Bay Transportation Authority bus shelters, 1 at the intersection of Cummins
134 highway and River street and 2 on Blue Hill avenue in Mattapan square in the Mattapan section
135 of the city of Boston; provided further, that \$750,000 shall be expended for resurfacing of the
136 Neponset Valley parkway in the city of Boston; provided further, that not less than \$6,925,000
137 shall be expended for safety, drainage and traffic flow improvements on state highway route 3A,
138 Summer street and Rockland street, including consideration of pedestrian and bicycle traffic, in
139 the towns of Hingham and Hull; provided further, that not less than \$3,075,000 shall be
140 expended on safety improvements to state highway route 3A, from the Massachusetts Bay
141 Transportation Authority commuter rail station in the town of Cohasset to Henry Turner Bailey
142 road in the town of Scituate, consistent with the recommendations of Boston Region MPO's
143 Route 3A Subregional Priority Roadway Study and comments from officials in the towns of
144 Cohasset and Scituate; provided further, that \$2,000,000 shall be expended for the emergency
145 repair of the East street bridge in the town of Southampton; provided further, that \$1,000,000
146 shall be expended for the emergency repair of Carrington road in the towns of Russell and
147 Montgomery; provided further, that \$900,000 shall be expended for the reconstruction of
148 portions of Fomer and Russellville roads in the town of Southampton; provided further, that
149 \$800,000 shall be expended for the emergency repair of the Powder Mill Brook bridge on Main
150 road in the town of Montgomery; provided further, that \$7,500,000 shall be expended for the
151 construction of a parking garage in Medford square in the city of Medford; provided further, that

152 \$75,000 shall be expended for pedestrian safety improvements on state highway route 16 in the
153 vicinity of Dilboy Stadium in the city of Somerville; provided further, that \$500,000 shall be
154 expended for the repair and rehabilitation of the bridge across the Aberjona river on Mount
155 Vernon street in the town of Winchester; provided further, that \$1,200,000, shall be expended for
156 improvements to the intersection of Sea street and Quincy Shore drive in the city of Quincy;
157 provided further, that \$10,000,000 shall be expended for the Quincy Center station
158 redevelopment program in the city of Quincy; provided further, that \$800,000 shall be expended
159 to expand the state owned Commander Shea boulevard into Squantum Point Park to open access
160 for establishing a ferry service in the interest of transportation and tourism in the city of Quincy;
161 provided further, that \$3,800,000 shall be expended for the design and reconstruction at the
162 intersection of Crecsent street, state highway route 27, Quincy street and Massasoit boulevard in
163 the city of Brockton; provided further, that \$1,500,000 shall be expended for the design and
164 reconstruction of North Quincy street, Chestnut street and Boundary avenue in the city of
165 Brockton; provided further, that \$1,650,000 shall be expended for signalization and intersection
166 improvements on state highway route 27 at the intersection of South avenue and Franklin street
167 in the town of Whitman; provided further, that \$2,000,000 shall be expended for the design and
168 reconstruction of sidewalk and roadway improvements on state highway route 18 from Whitman
169 street to Central street in the town of East Bridgewater; provided further, that \$100,000 shall be
170 expended for an engineering study to review traffic intersections in and around the North
171 Beverly train station, including Laurel, Dodge and Enon streets, and recommend improvements
172 to address traffic issues in the city of Beverly; provided further, that \$950,000 shall be expended
173 to complete the resurfacing and related work required to install a new surface wearing course of
174 asphalt pavement on state highway route 97 in the town of Topsfield; provided further, that

175 \$500,000 shall be expended for the repair and reconstruction for the culvert located on state
176 highway route 22 in the town of Wenham; provided further, that \$3,000,000 shall be expended
177 for the sewer expansion project along United States highway route 20 between Massasoit road
178 and Sunderland road in the city of Worcester; provided further, that \$400,000 shall be expended
179 for the reconstruction of ADA-accessible sidewalks in the downtown area of the town of
180 Millbury; provided further, that \$625,000 shall be expended for the design of the commercial
181 gateway from Snow road and Carroll road to historic downtown in the town of Grafton; provided
182 further, that \$100,000 shall be expended to demolish and remove asbestos from a house on
183 property owned by the department of public works in the town of Millbury; provided further, that
184 \$500,000 shall be expended for a study to examine the cost and feasibility of using current
185 commuter rail infrastructure for the Massachusetts Bay Transit Authority's Blue Line connecting
186 in city of Revere and continuing to run along the tracks into the Lynn station; provided further,
187 that \$4,000,000 shall be expended towards the design of the Malden-Revere-Saugus
188 Reconstruction and Widening Project on United States highway route 1 from state highway route
189 60 to state highway route 99 and shall include a feasibility study of connecting the city of Lynn
190 to United States highway route 1 in the city of Revere; provided further, that \$4,400,000 shall be
191 expended for the replacement of 3,500 linear feet of drain pipe on Paradise road between
192 Franklin avenue and Stacy's brook in the town of Swampscott; provided further, that \$900,000
193 shall be expended for the replacement of 4,200 linear feet of 8-inch iron water main with 12-inch
194 PVC pipe and road improvements in the town of Marblehead; provided further, that \$408,000
195 shall be expended for stabilization and reconstruction improvements of Tudor wharf in the town
196 of Nahant; provided further, that \$220,000 shall be expended for the dredging of Lynn harbor in
197 the city of Lynn; provided further, that \$1,000,000 shall be expended for the Mt. Vernon street

198 viaduct repairs in the city of Lynn; provided further that \$840,000 shall be expended for
199 infrastructure improvements at the intersection of Pleasant street, Village street and Vine street in
200 the town of Marblehead; provided further, that \$100,000 shall be expended for a study of the
201 state highway route 107 and state highway route 129 intersections at Eastern and Western
202 avenues and Stanwood street and Waitt avenue and Maple street in the city of Lynn; provided
203 further, that \$750,000 shall be expended for the reconstruction of the Wyoma parking facility off
204 state highway route 129 in the city of Lynn; provided further, that \$750,000 shall be expended
205 for the reconstruction of the Wyoma parking facility off state highway route 129 in the city of
206 Lynn; provided further, that \$1,000,000 shall be expended for the construction of a pedestrian
207 overpass on state highway route 1A on the Lynnway at Blossom street in the city of Lynn;
208 provided further, that \$495,000 shall be expended for transit access enhancements and roadway
209 and streetscape improvements on the Washington Street Smart Growth corridor in the cities of
210 Melrose and Malden; provided further, that \$985,000 shall be expended for traffic mitigation and
211 construction of pedestrian-oriented street layouts, center island, bicycle pathways, lighting and
212 sidewalk improvements to Main street in the town of Wakefield; provided further, that
213 \$2,000,000 shall be expended for the purchase of a commuter ferry boat for the Lynn to Boston
214 commuter ferry in the city of Lynn; provided further, that \$5,000,000 shall be expended for
215 improvements and repairs on the Lynnway in the city of Lynn; provided further, that \$1,750,000
216 shall be expended for improvements and upgrades including, but not limited to, drainage repairs,
217 painting of the parking garage and elevator improvements to the Lynn commuter rail station in
218 the city of Lynn; provided further, that \$200,000 shall be expended for a traffic study at the
219 intersection of Blossom street and the Lynnway in the city of Lynn; provided further that,
220 \$1,800,000, shall be expended for the widening of the Walnut street, state highway route 129,

221 bridge and associated ramp modifications, the design and construction of 4 signal systems to be
222 connected in a closed loop system as a part of the United States highway route 1 and Walnut
223 street reconstruction in the town of Saugus; provided further, that \$5,000,000 shall be expended
224 to create road and rail access to the New Bedford Marine Commerce Terminal along MacArthur
225 drive in the city of New Bedford; provided further, that \$5,000,000 shall be expended to improve
226 state highway route 18 south of Walnut street intersecting streets, which shall include boulevard
227 improvements to car and pedestrian access across the highway to the waterfront in the city of
228 New Bedford; provided further, that \$6,000,000 shall be expended for the construction of an
229 intermodal transportation center and parking garage in the town of Plymouth; provided further,
230 that \$100,000 shall be expended for the repair and construction of a bridge to allow handicapped
231 access and for the installation of a fish ladder at Herring Run park in the town of Pembroke;
232 provided further, that \$75,000 shall be expended for Buzzards Bay train station ADA-
233 compliance cost study in the town of Bourne; provided further, that not less than \$290,000 shall
234 be expended for roadway improvements to Brick Kiln road from state highway route 28A to
235 town line east of Service road, including 3-inch asphalt milling and overlay of approximately
236 2,700 feet of 35-foot wide pavement, loam and seeding and incidental items, in the town of
237 Falmouth; provided further, that not less than \$7,000,000 shall be expended for roadway
238 improvements, including design and construction to Cedarville Transportation Corridor on State
239 road, United States highway route 3A, from the northerly side of Old County road to and
240 including Herring Pond road, State road, United States highway route 3A, intersection in the
241 town of Plymouth; provided further, that not less than \$7,500,000 shall be expended for roadway
242 safety improvements, 3-inch asphalt milling and overlay of approximately 18,000 feet of
243 roadway 36 feet wide, the replacement of an 8-inch and 10-inch water main, 1899 vintage, with

244 a new 16-inch water main, trench restoration and related work in the town of Falmouth; provided
245 further, that not less than \$8,900,000 shall be expended for roadway improvements from Brick
246 Kiln road to state highway route 151 on Sandwich road, including engineering plans, 3-inch
247 asphalt milling and overlay of approximately 24,000 feet of 32-foot wide pavement, installing
248 8,000 feet of new asphalt sidewalk, granite curbing, drainage rehabilitation and installation,
249 signage, loam, seeding and incidental items in the town of Falmouth; provided further, that not
250 less than \$1,500,000 shall be expended for the interstate highway route 95 Ghost Rail Trail
251 Route 95 underpass connector from Rabbit road in the town of Salisbury to Elm street in the city
252 known as the town of Amesbury; provided further, that not less than \$500,000 shall be expended
253 for the design and public safety improvements from the intersection of Burnham road and state
254 highway routes 110 and 113 to the intersection of Haverhill and Woodland streets in the city
255 known as the town of Methuen; provided further, that not less than \$5,000,000 shall be expended
256 for the regional intercity bus and intermodal parking facility for the Merrimack Valley Regional
257 Transportation Authority; provided, however, funding for this project shall not reduce funding
258 provided in this item for mobility assistance programs under section 13 of chapter 637 of the acts
259 of 1983 in the city of Newburyport; provided further, that \$1,500,000 shall be expended to
260 improve pedestrian and bicycle safety along state highway route 114 in the town of North
261 Andover from the Lawrence municipal boundary to the intersection of state highway route 114
262 and Hillside road including, but not limited to, recommendations included in the Road Safety
263 Audit prepared for the department and titled, Road Safety Audit, Merrimack College, Rt. 114,
264 125, and 133 in North Andover, dated January 14, 2014; provided further, that \$750,000 shall be
265 expended for the reconstruction of sidewalks on High street to comply with the Americans with
266 Disabilities Act in the city of Taunton; provided further, that \$550,000 shall be expended for the

267 Oak street bridge in the city known as the town of Bridgewater; provided further, that \$80,000
268 shall be expended for the initial design and permit scoping for a commuter rail station in the
269 town of Wareham; provided further, that \$20,000 shall be expended for the design and
270 fabrication of way-finding and welcome signs for the town of Middleborough; provided further,
271 that \$7,150,000 shall be expended for the design and construction of a commuter rail station at
272 Wonderland Park on the Newburyport and Rockport line in the city of Revere, together with
273 design and construction of an enclosed pedestrian connection to the Wonderland station
274 intermodal transit facility on the blue line in the city of Revere; provided further, that not less
275 than \$500,000 shall be expended for a scenic pedestrian and bicycle pathway from Main street in
276 the town of Winthrop at Belle Isle marsh to Short Beach in the city of Revere; provided further,
277 that not less than \$2,250,000 shall be expended for Winthrop street corridor improvements,
278 including road and infrastructure improvements from Washington avenue to Banks street and
279 reconstruction and traffic realignment of McGee's corner, in the town of Winthrop; provided
280 further, that not less than \$100,000 shall be expended for studying the costs and economic,
281 cultural and recreational benefits of creating a public marina at the dock located between the
282 Steriti memorial skating rink and the Prince street park on Commercial street and the feasibility
283 of including a water taxi station for the use of the Massachusetts Bay Transit Authority in the
284 city of Boston; provided further, that \$5,590,000 shall be expended for the repair and renovation
285 of the Blackstone Canal in the town of Uxbridge; provided further, that \$2,000,000 shall be
286 expended for railroad crossings within the towns of Grafton, Hopedale, Milford and Upton;
287 provided further, that \$290,100 shall be expended for completion of design and construction of
288 the Quinebaug Valley Rail Trail in the town of Southbridge; provided further, that \$300,000
289 shall be expended for resurfacing of Oxford avenue in the town of Dudley; provided further, that

290 \$400,000 shall be expended for the removal of debris and structures of the old Hix bridge on the
291 east branch of the Westport river in the town of Westport; provided further, that \$175,000 shall
292 be expended to upgrade and create a scenic pedestrian river walk and bicycle lane along
293 Riverside avenue from the Buffinton street intersection to the South street intersection in the
294 town of Somerset; provided further, that \$500,000 shall be expended for the planning, design and
295 installation of lighting on the Charles M. Braga, Jr. memorial bridge in the city of Fall River;
296 provided further, that \$2,000,000 shall be expended to reconfigure the Bark street and Stevens
297 street intersection through the use of a rotary in the town of Swansea; provided further,
298 \$5,000,000 shall be expended for the development of a parking garage downtown in the city
299 known as the town of Greenfield; provided further, that not less than \$3,200,000 shall be
300 expended for the repair of Winchester road in the town of Warwick; provided further, that not
301 less than \$1,550,000 shall be expended for safety improvements at the intersection of New South
302 street, Main street, Elm street and State street in the city of Northampton; provided further, that
303 \$4,000,000 shall be expended for roadway reconstruction, widening and sidewalk installation on
304 Taunton street from Common street near state highway route 1A to a point approximately .8
305 miles south in the town of Wrentham; provided further, that \$4,003,000 shall be expended for the
306 construction of ramps at the interchange of state highway route 1A and interstate highway route
307 495 in the town of Wrentham; provided further, that \$500,000 shall be expended to study the
308 replacement of the Main street bridge and the Lawrence street bridge in the town of Norfolk;
309 provided further that \$3,000,000 shall be expended for improvements and maintenance of the
310 VFW Parkway in the West Roxbury section of the city of Boston; provided further, that
311 \$5,000,000 shall be expended for improvements to the Marine Corps rotary and Veterans of
312 Foreign Wars parkway in the town of Dedham; provided further, that not less than \$1,500,000

313 shall be expended for the reconstruction of Nahatan street to state highway route 1A in the town
314 of Norwood; provided further, that \$2,000,000 shall be expended for the planning, design and
315 reconstruction of the state highway route 126 corridor in the town of Ashland; provided further,
316 that not less than \$5,000,000 shall be expended for the planning, engineering, design or
317 construction of projects to mitigate the impact of CSX and Massachusetts Bay Transportation
318 Authority rail operations at the at-grade rail crossings at the intersections of state highway route
319 126, state highway route 135 and Bishop street in the town of Framingham; provided further,
320 that not less than \$2,000,000 shall be expended for the planning, engineering, design or
321 construction of projects to mitigate the impact of the at-grade rail crossing, including the impact
322 on the delivery of emergency municipal services, including police and fire services, in the town
323 of Ashland; provided further, that not less than \$1,000,000 shall be expended for planning,
324 design and construction related to improvements to state highway route 109 in the town of
325 Medway; provided further, that \$3,000,000 shall be expended for pavement reconstruction,
326 consisting of full depth reclamation, with some cold-planning and resurfacing at the side streets
327 and project limits, ADA-compliant sidewalk reconstruction and handicap ramps, granite curbing,
328 drainage improvements, landscaping and roadside development improvements, flashing warning
329 beacon at the intersection of Washington street and Centennial drive and signs and pavements
330 markings to Washington street from Grant circle to Mansfield street in the city of Gloucester;
331 provided further, that \$1,500,000 shall be expended for the construction of a downtown
332 boardwalk in the town of Essex; provided further, that \$1,000,000 shall be expended to repair the
333 drainage system between state highway routes 128 and 127 in the town of Manchester-by-the
334 Sea; provided further, that \$120,000 shall be expended for an emergency access road to and from
335 Plum Island in the town of Newbury; provided further, that \$2,000,000 shall be expended for the

336 study, design and construction as dated for the traffic light fixture at United States highway route
337 44, Winthrop street, and state highway route 118, Bay State road, within the town of Rehoboth;
338 provided further, that \$750,000 shall be expended for traffic signalization at the intersection of
339 state highway route 123 and interstate highway route 495 in the town of Norton; provided
340 further, that not less than \$150,000 shall be expended for an emergency traffic light at the public
341 safety building on Taunton avenue in the city known as the town of Seekonk; provided further,
342 that \$500,000 shall be expended for the design and engineering of the Norton rail trail bicycle
343 path within the town of Norton; provided further, that \$3,000,000 shall be expended for the
344 design, reconstruction and safety improvements to Memorial avenue in the city known as the
345 town of West Springfield; provided further, that not more than \$200,000 shall be expended for
346 traffic and parking issues as they pertain to the current park and ride facility at exit 6 off United
347 States highway route 6 in the city known as the town of Barnstable and the feasibility of
348 expanding the current facility or build a new park and ride facility for the city known as the town
349 of Barnstable; provided further, that \$5,000,000 shall be expended on ADA-compliant sidewalk
350 construction and upgrades in the town of Yarmouth; provided further, that \$2,000,000 shall be
351 expended for the Parkers River bridge improvements to improve the design of the bridge to
352 allow for pedestrian access under the bridge and increase elevation in the town of Yarmouth;
353 provided further, that \$1,500,000 shall be expended to construct a connector road system and
354 bike path system connecting Edgartown, Vineyard Haven road to State road on Martha's
355 Vineyard; provided further, that that up to \$10,000,000 shall be expended or transferred directly
356 to the town of Milton for improvements to the department of conservation and recreation Blue
357 Hills parkway in town of Milton; provided further, that up to \$10,000,000 shall be expended on
358 design, road reconstruction, aesthetic improvements, signalization, sidewalks and safety

359 improvements on Granite avenue from Adams street in the town of Milton to the Boston city
360 line; provided further, that up to \$1,000,000 shall be expended for design, road reconstruction,
361 aesthetic improvements, signalization, sidewalks and safety improvements on state highway
362 route 28 in the town of Randolph from Pond street to the Milton town line; provided further, that
363 up to \$5,000,000 shall be expended for design, road reconstruction, aesthetic improvements,
364 signalization, sidewalks and safety improvements on state highway route 28 in the town of Avon
365 from the Brockton town line to the Randolph town line; provided further, that \$1,000,000 shall
366 be expended for design, road reconstruction, aesthetic improvements, signalization, sidewalks
367 and safety and intersection improvements on state highway route 138 at the intersection of
368 Washington and Central streets in the town of Stoughton; provided further, that \$800,000 shall
369 be expended for design, road reconstruction, aesthetic improvements, signalization, sidewalks
370 and safety and intersection improvements on state highway route 106 at the intersection of East
371 center and East streets in the town of West Bridgewater; provided further, that \$750,000 shall be
372 expended on state highway route 28 from Randolph avenue to Blue Hills parkway in the town of
373 Milton; provided further, that \$500,000 shall be expended on drainage, roadway improvements,
374 design, road reconstruction, aesthetic improvements, signalization, sidewalks and safety
375 improvements at or near state highway route 28 and Ridge road in the town of Milton; provided
376 further, that \$200,000 shall be expended for the implementation of additional opticon monitors
377 on intersections and fire trucks in the town of Milton; and provided further, that \$60,000 shall be
378 expended on the implementation and installation of additional opticon monitors in the town of
379 Randolph; provided further, that \$75,000,000 shall be expended for road relocation and other
380 transportation-related improvements, including bicycle and pedestrian paths and the repair and
381 rehabilitation of the Harbor Walk, on the campus of the University of Massachusetts at Boston;

382 provided further, that \$65,000,000 shall be expended on the dredging of Boston Harbor;
383 provided further, that \$11,000,000 shall be expended for the reconstruction of state highway
384 route 31 in the town of Spencer from a point approximately .75 mile south of state highway route
385 9 to the Charlton town line; provided further, that \$65,000 shall be expended for repairs of the
386 downtown village sidewalks in the town of Charlton; provided further, that \$200,000 shall be
387 expended for the design and repair of and to make improvements to the Healdville road bridge in
388 the town of Hubbardston; provided further, that \$900,000 shall be expended to design,
389 reconstruct, restore, resurface and make improvements to roadways and sidewalks, to improve
390 pedestrian, bicycle and school traffic, including, the replacement and repair of manhole frames
391 and covers, catch basins and covers, fire hydrants, street lights and landscaping, from Maple
392 avenue through the Rutland Heights hospital property and past Central Tree Middle School and
393 Naquag Elementary School, in the town of Rutland; provided further, that \$3,000,000 shall be
394 expended to design, reconstruct, restore, resurface, widen and make safety and other
395 improvements to roadways and sidewalks, to improve pedestrian and bicycle safety, including
396 guard rails, crosswalks, retaining walls, street lighting and the replacement and repair of
397 appurtenances, culverts and related improvements and landscaping, from the intersection of
398 Main street and Pommogussett road to a point approximately 1 mile north on Pommogussett
399 road, in the town of Rutland; provided further, that \$2,500,000 shall be expended for the repair,
400 restoration and resurfacing of Searles Hill road, Lincoln road, Whitney road, Little Blake Corner
401 road, Petersham road and Old Highland avenue in the town of Phillipston; provided further, that
402 \$400,000 shall be expended for the replacement or removal of electronic traffic signals on state
403 highway route 2 in the towns of Phillipston and Athol; provided further, that \$750,000 shall be
404 expended for the design, acquisition, engineering and construction of an intermodal park and ride

405 facility in the town of Athol; provided further, that \$500,000 shall be expended to study the cost
406 and feasibility of using current commuter rail infrastructure for the Massachusetts Bay
407 Transportation Authority's Fitchburg, South Acton line continuing to run along the tracks into
408 Albany, New York; provided further, that \$2,000,000 shall be expended for the purchase,
409 planning, design and construction of a scenic pedestrian river walk and bicycle pathway from
410 South Main street in the town of Athol to West River street in the town of Orange; provided
411 further, that \$300,000 shall be expended to complete phase 2 repairs of the Athol Depot owned
412 by Montachusett Area Regional Transit and for construction and maintenance of the station;
413 provided further, that \$200,000 shall be expended for an engineering study to examine the
414 feasibility of constructing a ramp on the north side of state highway route 2A between Crescent
415 street and Chestnut Hill avenue in the town of Athol; provided further, that \$1,450,000 shall be
416 expended for the construction and replacement of the Champeaux road bridge in the town of
417 Sturbridge; provided further, that \$50,000 shall be expended for the purpose of removing
418 blacktop, regravelling and adding retention gravel to Charnock Hill road in the town of Rutland to
419 address depressions and settling of a culvert on Charnock Hill; provided further, that \$150,000
420 shall be expended for the reconstruction of Glen Valley bridge in the town of Petersham;
421 provided further, that \$250,000 shall be expended for the completion of a bridge on the Grant
422 Trunk trail in the town of Brimfield and the connection of the Brimfield trail system with the
423 Sturbridge trail system; provided further, that \$1,000,000 shall be expended for the maintenance
424 of state highway route 62, Mechanic street, in the town of Barre; provided further, that
425 \$25,000,000 shall be expended for the improvement of freight capacity and upgrade of rail lines
426 on the New England Central Railroad; provided further, that \$3,910,000 shall be expended for
427 roadway and streetscape improvements for the downtown area of the city of Malden; provided

428 further, that \$1,500,000 shall be expended for the reconstruction of state highway route 99
429 between Salem and Elwell streets in the city of Malden; provided further, that \$5,000,000 shall
430 be expended for the redesign and replacement of the Maskwonicut bridge in the town of Sharon ;
431 provided further, that \$500,000 shall be expended for the department to commission a study to
432 determine if existing traffic volume in and around Mattapan square in the Mattapan section of
433 the city of Boston exceeds the intended capacity of the current roadways; provided further, that
434 the study shall include, but not be limited to, examining whether existing traffic signals are
435 synced appropriately and proposing possible traffic flow improvements in and around Mattapan
436 square on Blue Hill avenue from Walk Hill street through Mattapan square in the Mattapan
437 section of the city of Boston to the intersection on Blue Hills parkway, Brush Hill road and Eliot
438 street in the town of Milton ; provided further, that \$5,000,000 shall be expended for the
439 replacement of the Carroll avenue and Stafford street bridge in the town of Westwood; provided
440 further, that funds may be expended for the land acquisition, development, construction and
441 maintenance of a permanent transit storage and repair facility to be sited at or within 2 miles of
442 the Arborway yard located at the intersection of Washington street and the Arborway in the city
443 of Boston; provided further, that \$1,000,000 shall be expended for the installation of a sewer line
444 as part of road improvements along Main street in the town of Freetown; provided further, that
445 \$2,000,000 shall be expended for redesign and safety improvements of Six Corners at the
446 intersection of Hancock street, Ashley street, Walnut street and Alden street in the city of
447 Springfield; provided further, that \$3,200,000 shall be expended for Kelley boulevard roadway
448 improvements in the city known as the town of North Attleboro; provided further, that
449 \$2,500,000 shall be expended for the design and construction of signal road and pedestrian
450 improvements in Medford square, including repaving of Riverside street from Main street to City

451 Hall Mall in the city of Medford; provided further, that \$250,000 shall be expended for design
452 and reconstruction of traffic signals at the intersections of Mystic avenue and Main street, Main
453 street and South street and Main street and the westbound off ramp of the Mystic Valley
454 parkway, state highway route 16, in the city of Medford; provided further, that funds may be
455 expended for upgrades to Ruggles station in the city of Boston; provided further, that \$100,000
456 shall be expended for the reconstruction of the Main street and state highway route 6A
457 intersection in the town of Wellfleet; provided further, that \$1,500,000 shall be expended for the
458 reconstruction of Lieutenants Island road in the town of Wellfleet; provided further, that the
459 Massachusetts Department of Transportation, in executing these projects, shall train not less than
460 300 participants per year from low-income, minority, youth or young adult populations in pre-
461 apprenticeship programs registered with the division of apprentice training; provided further, that
462 not less than \$100,000 shall be expended for roadway and streetscape improvements to the
463 intersection of Washington street and Plain street in the town of Braintree ; provided further, that
464 not later than June 30, 2014, the department shall commence a public process to discuss and
465 address the issues relative to properly capping the off ramp at interstate highway route 93,
466 parcels 6 and 12, off of Cross street and off ramp 18 off of Atlantic avenue in the city of Boston
467 or implementing reasonable improvement alternatives to the capping; provided, however, that
468 the public process shall also involve officials from the city of Boston as well as parcels 6 and 12
469 and off ramp 18 community stakeholders; provided further, that the public process shall be
470 completed not later than December 31, 2015; provided further, that \$5,000,000 shall be
471 expended for the reconstruction of the railroad overpass on Hubbard avenue in the city of
472 Pittsfield; provided further, that not less than \$1,751,000 shall be expended for the reconstruction
473 and improvement of Elm street in the city of Gardner from Pearson boulevard to the rotary at

474 state highway route 101; provided further, that funds shall be expended for the state highway
475 route 107, Highland avenue corridor improvements project in the city of Salem ; provided
476 further, that funds shall be expended for ramp reconstruction, relocation and reconfiguration at
477 the intersection of interstate highway route 495 and state highway route 126 in the town of
478 Bellingham; provided further, that not less than \$5,000,000 shall be expended for the
479 construction of a parking garage in the downtown area of the town of Natick ; provided further,
480 that in conjunction with the completion of the permanent Fore River bridge, not less than
481 \$5,000,000 shall be expended for reconstruction and improvements on state highway route 3A
482 between the Fore River bridge and Bicknell square in the city known as the town of Weymouth,
483 including sidewalk repair or replacement; provided further, that funds shall be expended for
484 improvements to the Dedham street corridor, including the interstate 95 northbound ramp onto
485 Dedham street in the town of Canton ; provided further, that funding shall be expended for
486 design and reconstruction of River street in the city of Cambridge from Memorial drive to
487 Central square; provided further, that \$75,000 shall be expended for the reconstruction of the
488 sidewalk on the northerly side of upper Broadway in the city of Malden; provided further, that
489 \$725,000 shall be expended for the various improvements and to create a coordinated multi-use
490 community path through the center of the city known as the town of Watertown; provided further
491 that \$500,000 shall be expended for the installation and public safety upgrade for a traffic signal
492 at the intersection at United States highway route 1 and Central street in the town of Rowley ;
493 provided further, that not less than \$1,000,000 shall be expended for access to stairs or ramps to
494 and parking near the interstate highway route 95 Whittier bridge shared-use path at Main street
495 in the city known as the town of Amesbury; provided further, that \$500,000 shall be expended
496 for the planning and construction of the Bradford rail trail in the city of Haverhill; provided

497 further, that not less than \$500,000 shall be expended for the survey and design and
498 improvements to the rail trail in the city known as the town of Methuen; provided further, that
499 not less than \$100,000 shall be expended for the planning of traffic signalization at the
500 intersection of state highway route 113 and Tyler street in the city known as the town of
501 Methuen; provided further, that not less than \$1,200,000 shall be expended to study the drainage
502 issues and design, permit and resurface of raised state highway route 1A, Beach road at County
503 road, in the town of Salisbury; provided further, that \$1,500,000 shall be expended for
504 resurfacing of Merrimack street in the city known as the town of Methuen; provided further, that
505 not less than \$1,250,000 shall be expended for the design and reconstruction with streetscape of
506 state highway route 150 historic gateway on Market street to Main street in the city known as the
507 town of Amesbury ; provided further, that \$2,000,000 shall be expended for redesign and safety
508 improvements on Roosevelt avenue at the Island Pond road and Alden street intersections in the
509 city of Springfield; provided further, that funds shall be expended for the expansion of the
510 National Park Trolley's current 1.2 mile current infrastructure into a 6.9 mile intermodal,
511 interconnected system connecting the city of Lowell's neighborhoods, college and university
512 campuses and downtown commercial and cultural district; provided further, that \$750,000 shall
513 be expended for design and construction for Phase 2 of Main street in North Easton village in the
514 town of Easton; provided further, that \$2,000,000 shall be expended for the maintenance, repair
515 and construction of the Hospital road bridge in the town of Monson; provided further, that
516 \$5,000,000 shall be expended on the construction of a walkway on top of the hurricane barrier
517 from West Rodney French boulevard to Padanaram avenue along Clark's Cove in the city of
518 New Bedford; provided further, that \$300,000 shall be expended for the study, design, planning
519 and construction of intersection improvements at the intersection of state highway route 27 and

520 Concord street in the town of Maynard and provided further, that \$5,106,000 shall be expended
521 for the reconstruction of Taylor avenue from White Horse road to Manomet Point road in the
522 town of Plymouth\$2,200,000,000

523 6121-1318 For the complete streets certification program established in section 9, to be
524 disbursed in the form of grants to certified cities and towns for infrastructure and planning;
525 provided, that not less than 33 per cent of the grants awarded shall be issued to cities and towns
526 with a median household income below the average of the commonwealth.....\$50,000,000

527 6122-1224 For the construction and reconstruction of municipal ways as described in
528 clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws; provided, that
529 a city or town shall comply with the procedures established by the Massachusetts Department of
530 Transportation; provided further, that a city or town may appropriate for these projects amounts
531 not in excess of the amount provided to the city or town under this item, preliminary notice of
532 which shall be provided by the department to the city or town not later than March 1 of each
533 year; provided further, that the appropriation shall be considered an available fund upon approval
534 of the commissioner of revenue pursuant to section 23 of chapter 59 of the General Laws;
535 provided further, that the commonwealth shall reimburse a city or town under this item, subject
536 to the availability of funds as provided in section 9G of chapter 29 of the General Laws, within
537 30 days after receipt by the department of a request for reimbursement from the city or town,
538 which request shall include certification by the city or town that actual expenses have been
539 incurred on projects eligible for reimbursement under this item and that the work has been
540 completed to the satisfaction of the city or town according to the specifications of the project and
541 in compliance with applicable laws and procedures established by the department; provided
542 further, that the commonwealth shall not reimburse any such municipality for work performed on

543 any part of a municipal way that was also the subject of a reimbursable project that was
544 completed within 1 calendar year of when the new project starts; provided, however, that a
545 municipality shall be reimbursed for work performed on any part of a municipal way that was
546 also the subject of a reimbursable project completed within 1 calendar year of the performance of
547 the new work if said new work directly results from a significant unforeseen event that caused
548 damages necessitating immediate repair, as determined by the department; provided further, that
549 a city or town shall not carry forward more than 50 per cent of its allocated amount from 1 year
550 to the next year, unless spending less than 50 per cent of its allocated amount is necessary to
551 enable the city or town to implement its 5-year plan developed under section
552 19.....\$1,500,000,000

553 EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENT

554 *Department of Conservation and Recreation*

555 2890-7020 For the design, construction, reconstruction, repair, improvement or
556 rehabilitation of department of conservation and recreation parkways, boulevards and related
557 appurtenances and equipment including, but not limited to, the costs of engineering and other
558 services for those projects rendered by department of conservation and recreation consultants;
559 provided, that all work funded by this item shall be carried out according to standards developed
560 by the department of conservation and recreation pursuant to historic parkways preservation
561 treatment guidelines to protect the scenic and historic integrity of the bridges and parkways
562 under its control.....\$125,000,000

563 SECTION 2B.

564 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

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Rail and Transit Division

6622-1305 For the purposes of chapter 161B of the General Laws, including the purchase and rehabilitation of rolling stock, related assets and support equipment necessary to safely serve transit passengers, construction and rehabilitation of regional transit authority operations and passenger facilities and purchase of related appurtenances and tools..... \$350,000,000

6622-1382 For the purposes of implementing the mobility assistance program pursuant to section 13 of chapter 637 of the acts of 1983 and regional intercity bus and intermodal service; provided, that funds may also be used for transportation planning, design, permitting, acquisition of interests in land and engineering for bus and other transit projects.....\$24,000,000

6622-1380 For the purpose of implementing rail improvements pursuant to chapter 161C of the General Laws; provided, that funds may also be used for transportation planning, design, permitting, acquisition of interests in land and engineering for rail projects, including the industrial rail access program.....\$80,000,000

SECTION 2C.

MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

Massachusetts Bay Transportation Authority

6621-1308 For the purpose of implementing rail improvements pursuant to chapter 161A of the General Laws; provided, that funds may be used for transportation planning, design, permitting and engineering, right-of-way acquisition, acquisition of interests in land, vehicle procurement, construction, including without limitation planning, design and construction of vehicle storage and maintenance facilities and public process related thereto, construction of

586 stations, signals and electrical systems and for heavy rail, light rail and bus projects which
587 projects shall include the red line, orange line, green line and system-wide bus service; provided
588 further, that funds may be used for the purchase and rehabilitation of heavy equipment and other
589 maintenance equipment; and provided further, that preference shall be given to those proposals
590 for new red and orange line vehicles that provide the greatest ancillary economic benefit to the
591 commonwealth; provided, however, that such ancillary economic benefit shall be of greater
592 value than any additional cost to procure such a bidder; and provided further, that preference
593 shall be given to proposals that include planning, design, construction or acquisition of any
594 facilities to provide for the repair, manufacture, assembly, installation or upgrade of the
595 commonwealth's mass transit vehicle fleet;\$2,500,000,000

596 SECTION 2D.

597 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

598 *Aeronautics Division*

599 6820-1301 For the implementation of the airport improvement program pursuant to
600 section 39A of chapter 90 of the General Laws;\$55,000,000

601 SECTION 2E.

602 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

603 *Registry of Motor Vehicles Division*

604 6420-1317 For the implementation of the registry of motor vehicles modernization and
605 improvement program under chapter 6C of the General Laws\$63,000,000

606 SECTION 2F.

607 MASSACHUSETTS DEPARTMENT OF TRANSPORTATION

608 *Rail and Transit Division*

609 6622-1381 For the purpose of implementing South Coast Rail improvements; provided,
610 that not more than \$100,000,000 shall be used to mitigate the impact of the South Coast Rail
611 project on communities in accordance with section 25; provided further, that funds may be used
612 for transportation planning, design, permitting and engineering, acquisition of interests in land,
613 vehicle procurement, construction, construction of stations and right-of-way acquisition;
614 provided further, that the department shall study the cost and feasibility of depressing the South
615 Coast Rail from Central street to Brock street in the town of Stoughton; and provided further,
616 that any new or existing rail station receiving South Coast Rail service shall comply with the
617 Americans with Disabilities Act of 1990, as amended.....\$2,300,000,000

618 6622-1382 For the purpose of implementing the green line extension improvements;
619 provided, that funds may be used for transportation planning, design, permitting and engineering,
620 acquisition of interests in land, vehicle procurement, construction, construction of stations and
621 right-of-way acquisition.....\$1,327,517,000

622 6622-1383 For the purpose of implementing South Station improvements; provided, that
623 funds may be used for transportation planning, design, permitting and engineering, acquisition of
624 interests in land, vehicle procurement, construction, construction of stations and right-of-way
625 acquisition; and provided further, that not less than \$25,000,000 shall be expended on the design
626 and engineering of transportation improvements along the South Boston waterfront taking into

627 consideration the recommendations of the 2014 South Boston Waterfront Transportation
628 Plan.....\$325,000,000

629 6622-1384 For the purpose of implementing rail improvements pursuant to chapter 161C
630 of the General Laws; provided, that funds may be used for transportation planning, design,
631 permitting and engineering, acquisition of interests in land, vehicle procurement, construction,
632 construction of stations and right-of-way acquisition for rail projects, including Springfield to
633 Worcester service, Boston to Cape Cod service and Pittsfield to New York City
634 service.....\$175,000,000

635 6622-1385 For the purpose of implementing Knowledge Corridor Rail Line service
636 improvements; provided, that funds shall be used for the purchase of new locomotives, the lease
637 of locomotives and rehabilitating decommissioned Massachusetts Bay Transportation Authority-
638 owned locomotives and coach cars that shall be transferred to the rail line by the department for
639 use on the rail line; and provided further, that the department shall develop, solicit bids for and
640 implement requests for proposals for the purchase of locomotives, the lease of locomotives, the
641 rehabilitation of decommissioned trains and the plan for expanded service along the Knowledge
642 Corridor Rail Line.....\$30,000,000

643 6622-1386 For the purpose of updating the Draft Environmental Impact Statement, DEIS,
644 and Draft Environmental Impact Report, DEIR, concerning the North South Rail Link in order to
645 process the corridor right-of-way.....\$5,000,000

646 SECTION 2G.

648

Office of the Secretary

649 6720-1307 For the acquisition of information technology and related expenses including,
650 but not limited to, renovation of the operations center and intelligent transportation systems and
651 the development of an asset management system required by section 6 of chapter 6C of the
652 General Laws; provided, that not less than \$5,000,000 shall be expended for technology
653 upgrades and intelligent transportation system upgrades in the city of
654 Boston.....\$146,500,000

655 SECTION 3. Chapter 6C of the General Laws is hereby amended by inserting after
656 section 10 the following section:-

657 Section 10A. There shall be within the department an office of outdoor advertising,
658 which shall oversee, administer, regulate and control, in the public interest, the erection and
659 maintenance of billboards, signs or other advertising devices in accordance with state and federal
660 law. The office shall be under the administration and supervision of a director who shall be an
661 employee of the department. The director shall coordinate with other employees of the
662 department to administer and oversee the erection and maintenance of billboards, signs or other
663 advertising devices along public ways and in enforcing the rules and regulations of the office.
664 Whenever any action by the office is required to be in writing, such writing shall be sufficient
665 when signed by the director. The director shall make an annual report for the preceding calendar
666 year setting forth the total number of active outdoor advertising permits, annual receipts, new
667 permit issuances, number of permits surrendered, permit transfer approvals, number of hearings
668 held and other relevant matters to the administrator of the highway division.

669 The department may make, amend or repeal rules and regulations for the proper control
670 and restriction of billboards, signs and other advertising devices on public ways or on private
671 property within view of any public way, public park or reservation. Such rules and regulations
672 may: (i) require that billboards, signs or other advertising devices be located in business,
673 commercial, industrial, marketing or mercantile areas or on unrestricted commercial arteries and
674 adjacent to commercial enterprises; (ii) prescribe standards of size, setback clearance and other
675 criteria, considering the public interest; (iii) require billboards, signs or other advertising devices
676 to be authorized by the department by the issuance of permits in accordance with this section;
677 and (iv) prescribe permit fees and fines. Any such fees need not be uniform throughout the
678 commonwealth. No permit, whether permanent or temporary, for a billboard, sign or other
679 advertising device shall be issued unless the applicant provides written notice of the application
680 stating the proposed location to the city or town in which the proposed billboard, sign or other
681 advertising device is to be located. The director may issue permits where no objection has been
682 received to the pending application within 60 days after written notice of the application.

683 Except as hereinafter provided, before establishing or amending rules and regulations
684 under this section, the department shall hold duly-advertised public hearings in the city of Boston
685 and in such other cities and towns as the department deems necessary or expedient. Cities and
686 towns may further regulate and restrict such billboards, signs or other advertising devices within
687 their respective limits by ordinance or by-law.

688 Whenever, within 30 days after the permit applicant notifies the city or town, the director
689 receives written objection to an application for a permit from the city or town and written notice
690 of intention to appear in opposition to the application, the director may issue a permit only after a
691 public meeting on due notice to the applicant and the city or town.

692 Any applicant for a permit, or a city or town wherein a permit was issued, that is
693 aggrieved by the decision of the director with respect to the issuance or revocation of a permit
694 for the erection or maintenance of a billboard, sign or other advertising device may, within 30
695 days thereafter, appeal from such decision to the department. The department shall conduct a
696 hearing and may designate a hearing officer to hold the hearing, after due notice, to determine
697 whether the decision shall be affirmed, modified or reversed. The findings of the hearing officer
698 shall be final, subject to chapter 30A.

699 No person, firm, association or corporation shall post, erect, display or maintain on any
700 public way or on private property within public view from any public way, public park or
701 reservation any billboard or other advertising device which advertises or calls attention to any
702 business, article, substance or other thing unless such billboard or device conforms to the rules
703 and regulations of the department and ordinances or by-laws, if any, of the city or town;
704 provided, however, that this section shall not apply to a sign or other advertising device erected
705 and maintained in conformity with law and which advertises or indicates either the entity which
706 primarily occupies the premises in question or the principal activity or business transacted on the
707 premises or advertises the property itself or any part thereof as for sale or rent and which
708 contains no other advertising matter.

709 Any billboard, sign or other device erected without the authorization or permit of the
710 office or any predecessor thereto, in cases where such authorization or permit is required, or
711 maintained in violation of any rule or regulation of the department, shall be deemed a nuisance.
712 The director shall have the same power to abate and remove any such nuisance as is given the
713 board of health of a town under sections 123 to 125, inclusive, of chapter 111, and the provisions
714 of said sections 123 to 125, inclusive of said chapter 111 shall, so far as applicable, apply in the

715 case of a nuisance under this section. The remedy herein provided shall be in addition to any
716 other remedy provided by law.

717 The supreme judicial court and the superior courts shall have jurisdiction in equity upon
718 the petition of the department, the attorney general, or any city or town or an officer thereof, or
719 of any interested party to restrain the erection or maintenance of any billboard, sign or other
720 advertising device erected or maintained in violation of any rule or regulation of the department,
721 or any provision of this chapter and to order the removal or abatement of such billboard, sign or
722 outdoor advertising device as a nuisance.

723 This section shall not apply to signs or other advertising devices on or in rolling stock of
724 any common carrier nor shall this section apply to signs or other devices which are not displayed
725 within view of a public way.

726 Whoever violates this section, chapter 93D or any rule, regulation, ordinance or by-law
727 established or adopted pursuant thereto shall be punished by a fine of not more than \$1,000 per
728 day following the receipt of notice of such violation.

729 SECTION 4. Section 35 of said chapter 6C, as appearing in the 2012 Official Edition, is
730 hereby amended by adding the following sentence:- The secretary shall make the report available
731 on the department's website.

732 SECTION 5. Said chapter 6C is hereby further amended by striking out sections 44 and
733 45, as so appearing, and inserting in place thereof the following 2 sections:-

734 Section 44. (a) The division may provide functional replacement of real property in
735 public ownership whenever the division has acquired such property, in whole or in part, under

736 this chapter or when such property is significantly and adversely affected as a result of the
737 acquisition of property for a highway or highway-related project and whenever the division
738 determines that functional replacement is necessary and in the public interest. For the purposes
739 of this section, "functional replacement" shall mean the replacement, pursuant to chapter 7,
740 requiring authorization of the general court prior to disposition of real property, including either
741 land or facilities thereon, or both, which shall provide equivalent utility. For the purposes of this
742 section "real property in public ownership" shall mean any present or future interest in land,
743 including rights of use, now existing or hereafter arising, held by an agency, authority, board,
744 bureau, commission, department, division or other unit, body, instrumentality or political
745 subdivision of the commonwealth. This section shall not constitute authorization by the general
746 court as required by said chapter 7.

747 (b) Whenever the division determines it is necessary that a utility or utility facility, as
748 defined under federal law, be relocated because of construction of a project which is to be
749 reimbursed federally, in whole or in part, or which is to be paid by the commonwealth, in whole
750 or in part, such facility shall be relocated by the division or by the owner thereof in accordance
751 with an order from the division. Failure to comply with an order from the division shall be
752 subject to enforcement under chapter 81. The division shall reimburse the owner of such utility
753 or utility facility for the cost of relocation subject to the limitations in subsection (e) and in
754 accordance with the following formula: for any utility facility that is to be reimbursed federally,
755 in whole or in part, and for any utility facility that does not qualify for federal reimbursement,
756 the division shall reimburse the owner at least 50 per cent of the costs of relocating the utility
757 facility.

758 (c) Any relocation of facilities carried out under this section which is not performed by
759 employees of the owner shall be subject to sections 26 to 27F, inclusive, of chapter 149.

760 (d) Notwithstanding any general or special law to the contrary, any utility facility that is
761 required to be relocated because of the construction of a project federally funded under the
762 Federal-Aid Highway Act of 1982 and the Federal-Aid Highway Act of 1987 may be relocated
763 temporarily above ground during the construction of the project.

764 (e) A utility relocation shall be eligible for reimbursement under this section only if it is
765 completed to the satisfaction of the division within target dates established by the division and in
766 accordance with design criteria set forth by the division for the relocation in a manner that
767 facilitates the timely completion of the affected project ; provided, however, the division may
768 assess financial penalties for failure to complete the relocation by the target dates established by
769 the division or for failure to meet the design criteria set forth by the division.

770 Section 45. Notwithstanding subsection (e) of section 44 or any other general or special
771 law to the contrary, the division may reimburse the owner of an underground utility or utility
772 facility whenever such underground utility or utility facility has been relocated because of
773 construction of a project which is to be reimbursed federally in whole or in part; provided that
774 the cost of relocating the facility is reimbursed by the federal government.

775 SECTION 6. The definition of “Design-build-finance-operate-maintain” in
776 section 62 of said chapter 6C, as so appearing, is hereby amended by striking out the last
777 sentence and inserting in place thereof the following 2 sentences:- Any potential available
778 payments to be appropriated by the commonwealth while services are being provided by the
779 contractor during the contract period shall be identified in the request for proposals and contract.

780 The financial amount and duration of such potential availability payments and the terms and
781 conditions upon which it may be appropriated shall be identified in the request for proposals and
782 contract.

783 SECTION 7. Section 39G of chapter 30 of the General Laws, as so appearing, is hereby
784 amended by inserting after the word “retainage”, in lines 25, 26 and 64, each time it appears, the
785 following words:- , if held by the awarding authority,

786 SECTION 8. Chapter 85 of the General Laws is hereby amended by striking out section
787 2D, as so appearing, and inserting in place thereof the following section:-

788 Section 2D. The department may, upon application by an interested person and upon
789 payment of an appropriate fee to be established by the department, erect on state highways signs
790 indicating the availability of gas, food and lodging and telephone or other services convenient to
791 the public. The signs shall be placed at such locations and shall be of such size and color and
792 contain such wording or symbols as the department deems proper for the public convenience and
793 such signs shall be maintained by the department. Any sign placed under this section shall not
794 constitute a billboard or other advertising device under section 30 of chapter 93. The department
795 may make such rules and regulations as may be necessary to carry out this section.

796 SECTION 9. The General Laws are hereby amended by inserting after chapter 90H the
797 following chapter:-

798 CHAPTER 90I

799 COMPLETE STREETS PROGRAM

800 Section 1. (a) As used in this chapter, the following words shall have the following
801 meanings unless context requires otherwise:

802 “Certified municipality”, a city or town that has been certified by the department pursuant
803 to subsection (c).

804 “Complete streets”, streets that provide accommodations for users of all transportation
805 modes including, but not limited to, walking, cycling, public transportation, automobiles and
806 freight.

807 “Department”, the Massachusetts Department of Transportation.

808 “Program”, the complete streets certification program.

809 (b) The department shall establish a complete streets certification program to encourage
810 municipalities to regularly and routinely include complete streets design elements and
811 infrastructure on locally-funded roads.

812 (c) To be certified as a complete streets community, a municipality shall: (i) file an
813 application with the department in a form and manner prescribed by the department; (ii) adopt a
814 complete streets by-law, ordinance or administrative policy in a manner which shall be approved
815 by the department and which shall include at least 1 public hearing; provided, however, that the
816 by-law, ordinance or policy shall identify the body, individual or entity responsible for carrying
817 out the complete streets program; (iii) coordinate with the department to confirm the accuracy of
818 the baseline inventory of pedestrian and bicycle accommodations in order to identify priority
819 projects; (iv) develop procedures to follow when conducting municipal road repairs, upgrades or
820 expansion projects on public rights-of-way in order to incorporate complete streets elements; (v)

821 establish a review process for all private development proposals in order to ensure complete
822 streets components are incorporated into new construction; (vi) set a municipal goal for an
823 increased mode share for walking, cycling and public transportation, where applicable, to be met
824 within 5 years and develop a program to reach that goal; and (vii) submit an annual progress
825 report to the department. Certified municipalities shall be eligible to receive funding pursuant the
826 program.

827 (d) This section shall take effect in a municipality in the case of a city with a Plan D or
828 Plan E charter, by the city council upon submission by the city manager; in all other cities by the
829 city council, with the approval of the mayor; in the case of a town with a town council, by the
830 town council; or in the case of all other towns, by town meeting.

831 (e) The department shall adopt rules, regulations or guidelines for the administration and
832 enforcement of this section including, but not limited to, establishing applicant selection criteria,
833 funding priority, application forms and procedures, grant distribution and other requirements.

834 (f) The governor shall appoint an advisory committee to assist the department in
835 developing the rules, regulations or guidelines for the program, including the development of a
836 model complete streets by-law or ordinance. The advisory committee shall consist of 3 persons
837 to be appointed by the governor who are members of 3 different regional planning agencies in
838 the Massachusetts Association of Regional Planning Agencies, 2 persons to be appointed by the
839 governor who are residents of gateway municipalities as defined in section 3A of chapter 23A
840 and 1 person to be appointed by the governor from each of the following organizations: the
841 Metropolitan Area Planning Council, the department of public health, the Massachusetts
842 Municipal Association, the Massachusetts Bicycle Coalition, WalkBoston, the Livable Streets

843 Transportation Alliance and the Massachusetts Association of Chambers of Commerce
844 Executives.

845 (g) The department shall annually, not later than April 1, submit a report detailing the
846 program's progress during the previous calendar year to the clerks of the senate and house of
847 representatives who shall forward the same to the joint committee on transportation and the joint
848 committee on public health. The report shall be made available on the department's website.

849 SECTION 10. The General Laws are hereby amended by striking out chapter 93D and
850 inserting in place thereof the following chapter:-

851 CHAPTER 93D

852 CONTROL OF OUTDOOR ADVERTISING ADJACENT TO THE INTERSTATE AND
853 PRIMARY HIGHWAY SYSTEMS

854 Section 1. As used in this chapter and in chapter 6C, the following words shall, unless
855 the context clearly requires otherwise, have the following meanings:-

856 "Department", the Massachusetts Department of Transportation established in section 2
857 of chapter 6C.

858 "Information center", an area or site established and maintained at safety rest areas for
859 the purpose of informing the public of places of interest and providing other information as the
860 department may consider desirable.

861 "Interstate system", that portion of the national system of interstate and defense highways
862 located within the commonwealth, as officially designated, or as may be hereafter designated, by

863 the department and approved by the United States Secretary of Transportation under Title 23 of
864 the United States Code.

865 “Landmark Sign”, a sign that was lawfully in existence on October 22, 1965 as
866 determined by the department and approved by Federal Highway Administration as a landmark
867 sign under applicable federal regulations.

868 “National Highway System”, the federal aid highway system described in section 23
869 U.S.C. section 103(b).

870 “Nonconforming or grandfathered sign”, a sign that was lawfully erected, but which at a
871 later date does not comply with this chapter, chapter 6C, department regulations, Title 23 of the
872 United States Code or 23 CFR 750.101 et. seq. or which, at a later date, fails to comply with this
873 chapter, said chapter 6C, said department regulations, said Title 23 of the United States Code or
874 said 23 CFR 750.101 et seq. due to changed conditions; provided, however, that illegally erected
875 or maintained signs shall not be considered nonconforming or grandfathered signs.

876 “On-premise sign”, a sign which consists solely of the name of the establishment or
877 which identifies the establishment's primary or principal products or services offered on the
878 property; provided, however, an on-premise sign shall not include a sign that consists principally
879 of a logo, brand name or trade name advertising and the product or service advertised is only
880 incidental to the primary or principal activity, or if the sign generates revenue for the property
881 owner; and provided further, that an on-premise sign shall not include a sale or lease sign which
882 also advertises any product or service not conducted upon and unrelated to the business or selling
883 or leasing the land on which the sign is located.

884 “Outdoor advertising”, an outdoor sign, display, light, device, figure, painting, drawing,
885 message, plaque, poster, billboard or other thing which is designed, intended or used to advertise
886 or inform any part of the advertising or information contents of which is visible from any place
887 on the main traveled way of the interstate, primary systems, public way, public park or
888 reservation.

889 “Primary systems”, that portion of connected main highways as officially designated, or
890 as may hereafter be designated, by the department and approved by the United States Secretary
891 of Transportation under Title 23 of the United States Code.

892 “Safety rest area”, an area or site established and maintained within or adjacent to the
893 right of way by or under public supervision or control for the convenience of the traveling
894 public.

895 “Secretary”, the United States Secretary of Transportation.

896 “Urban area”, urban area as defined in subsection (a) of 23 U.S. C. section 101.

897 Section 2. No outdoor advertising shall be erected or maintained within 660 feet of the
898 nearest edge of the right of way and visible from the public way, main traveled way of a highway
899 in the interstate, primary systems or national highway system except for the following:

900 (i) directional and other official signs and notices which shall include, but not be limited
901 to, signs and notices pertaining to natural wonders, scenic and historic attractions as required or
902 authorized by law or by the department and which conform to standards promulgated by the
903 secretary under Title 23 of the United States Code;

904 (ii) signs, displays and devices advertising the principal business or primary activity
905 conducted on the property upon which they are located;

906 (iii) signs, displays and devices advertising the sale or lease of property upon which they
907 are located;

908 (iv) signs, displays and devices which are located in areas which are zoned industrial or
909 commercial by law and which have permits issued under section 5;

910 (v) signs, displays and devices which are located in unzoned commercial or industrial
911 areas which shall be determined from actual land use and defined by regulations to be
912 promulgated by the department and which have permits issued under section 3; and

913 (vi) signs lawfully in existence on October 22, 1965 and lawfully maintained thereafter,
914 determined by the department and subject to the approval of the secretary to be landmark signs,
915 including signs on farm structures or natural surfaces, of historic or artistic significance, the
916 preservation of which would be consistent with the purposes of this section, and which have
917 permits issued under section 3.

918 Section 2A. No outdoor advertising shall be erected or maintained more than 660 feet
919 from the nearest edge of the right-of-way and visible from the public way, main traveled way of
920 a highway in the interstate, primary systems or national highway system if the outdoor
921 advertising is located outside of urban areas and erected with the purpose of their message being
922 read from such main traveled way.

923 Section 2B. Only off-premise signs which have been continuously permitted by the
924 department and utilized since their erection shall be eligible for nonconforming or grandfathered

925 status. On-premise displays shall not be eligible for the protection of nonconforming or
926 grandfathered status. Nonconforming or grandfathered signs shall not be altered in any way
927 other than ordinary maintenance. If any nonconforming or grandfathered sign is modified in any
928 way or removed, it shall lose its nonconforming or grandfathered status.

929 Section 3. Under the procedures set forth in chapter 6C, the department may issue
930 permits for the erection and maintenance of signs, displays and devices described in clauses (a),
931 (d), (e) and (f) of section 2; provided, however, that the erection and maintenance thereof would
932 comply with applicable ordinances and by-laws, with standards promulgated by the secretary
933 under Title 23 of the United States Code and with agreements between the department and the
934 secretary authorized by section 7. Nothing in this section shall apply to signs, displays or devices
935 referred to in clauses (ii) and (iii) of section 2.

936 Nothing in this chapter shall be construed to prohibit the department from adopting
937 regulations imposing stricter limitations with respect to signs, displays and devices on the public
938 way, interstate, primary systems or national highway system.

939 Section 4. Any outdoor advertising which violates chapter 6C or this chapter shall be
940 considered a public nuisance. The department shall have the same power to abate and remove
941 any nuisance as is given the board of health of a town under sections 123 to 125, inclusive, of
942 chapter 111 and said sections 123 to 125, inclusive, of said chapter 111 shall, so far as
943 applicable, apply in the case of a nuisance under this chapter. The remedy provided in this
944 section shall be in addition to any other remedy provided by law.

945 Section 5. The supreme judicial court and superior courts shall have jurisdiction in
946 equity upon the petition of the department, the attorney general, or any city or town or any

947 officer thereof to restrain the erection or maintenance of any outdoor advertising erected or
948 maintained in violation of this chapter and to order the removal or abatement of the outdoor
949 advertising as a nuisance.

950 Section 6. The department may maintain maps and permit informational directories and
951 advertising signs and pamphlets to be made available at rest areas and to establish centers at rest
952 areas for the purpose of informing the public of places of interest and providing other
953 information as may be considered desirable.

954 Section 7. The department may enter into agreements with the secretary, as provided in
955 Title 23 of the United States Code, to establish standards for size, lighting and spacing of signs,
956 displays and devices described in subsections (iv) and (v) of section 2, to define an unzoned
957 commercial or industrial area for the purposes of said section 2 and to take action in the name of
958 the commonwealth to comply with the terms of the agreement.

959 The department also may enter into agreements with the secretary, as provided in Title 23
960 of the United States Code, relating to the establishment of information centers at safety rest areas
961 and to take action in the name of the commonwealth to comply with the terms of the agreement.

962 SECTION 11. Section 101 of chapter 159 of the General Laws, as appearing in the 2012
963 Official Edition, is hereby amended by striking out, in line 33, the words “\$50 for a first offense;
964 \$100 for a second offense; or \$300” and inserting in place thereof the following words: - \$100
965 for a first offense; \$200 for a second offense; or \$600.

966 SECTION 12. The first paragraph of section 20 of chapter 161A of the General Laws, as
967 so appearing, is hereby amended by adding the following sentence:- The secretary shall make the
968 preliminary and final itemized budget available on the authority’s website.

969 SECTION 13. Paragraph (b) of section 4 of chapter 701 of the acts of 1960 is hereby
970 amended by striking out the figure “75”, inserted by section 5 of chapter 243 of the acts of 2002,
971 and inserting in place thereof the following figure:- 100.

972 SECTION 14. Section 6 of chapter 153 of the acts of 2010 is hereby amended by striking
973 out subsections (a) to (c), inclusive, and inserting in place thereof the following 2 subsections:-

974 (a) Notwithstanding any general or special law to the contrary, the property acquired by
975 the former metropolitan district commission pursuant to item 6005-9575 of section 2H of chapter
976 273 of the acts of 1994, together with all trees and structures thereon, if any, and appurtenant
977 access, utility and other easements, collectively referred to in this section as the “DCR Parcel,” is
978 hereby conveyed by operation of this act to the Massachusetts Bay Transportation Authority.
979 The DCR Parcel is shown on the plan entitled “Plan of Land Between Reserved Channel and
980 East First Street in the South Boston Designated Port Area,” dated March 24, 2010, drawn by
981 John A. Hammer III, PLS, on file with the Massachusetts Port Authority. The DCR Parcel
982 includes the MBTA Use Area containing approximately 67,400 square feet. The exact
983 boundaries of the DCR Parcel are set forth in section 106 of said chapter 273.

984 (b) Notwithstanding any general or special law to the contrary, the Massachusetts Bay
985 Transportation Authority shall convey the portion of the DCR Parcel consisting of 569,517
986 square feet, more or less, as shown on the plan described in subsection (a) as the “Designated
987 Port Area Parcel,” to the Massachusetts Port Authority for such consideration as is agreed upon
988 by the Massachusetts Port Authority and the Massachusetts Bay Transportation Authority which
989 shall be equal to the fair market value of the Designated Port Area Parcel, considering the
990 condition of the parcel including the subsurface condition. The legal description of the

991 Designated Port Area Parcel is as follows: beginning at a point at the northeasterly corner of the
992 parcel at the intersection of the westerly line of a street formerly known as O street and the
993 southerly line of the Reserved Channel, thence S88-23-28W a distance of 802.82 feet by said
994 Reserved Channel, thence S01-36-32E, a distance of 770.00 feet by land now or formerly of
995 Exelon New Boston, LLC, thence N88-23-28E, a distance of 470.00 feet, thence N37-45-36E, a
996 distance of 51.74 feet, thence N01-36-32W, a distance of 120.00 feet, thence N88-23-28E, a
997 distance of 300.00 feet to said former O street, thence N01-36-32W, a distance of 610.00 feet by
998 said former O street to the point of the beginning, together with the fee underlying said former O
999 street where it abuts the Designated Port Area Parcel.

1000 SECTION 15. Subsection (d) of said section 6 of said chapter 153 is hereby amended by
1001 striking out the first sentence and inserting in place thereof the following sentence:-
1002 Notwithstanding any general or special law to the contrary, the Massachusetts Bay
1003 Transportation Authority shall convey to the Massachusetts Port Authority the parcel of land
1004 consisting of 159,309 square feet, more or less, shown on the plan described in subsection (a) as
1005 "Excess MBTA Parcel," together with all trees and structures thereon, if any, and appurtenant
1006 access, utility or other easements, and the fee underlying O street where it abuts the Excess
1007 MBTA Parcel, for such consideration as is agreed upon by the Massachusetts Port Authority and
1008 the Massachusetts Bay Transportation Authority which shall be equal to the fair market value of
1009 the Excess MBTA Parcel, considering the condition of the parcel including the subsurface
1010 condition.

1011 SECTION 16. The first sentence of subsection (i) of said section 6 of said chapter 153 is
1012 hereby amended by adding the following words:- except as set forth in subsections (b) and (d).

1013 SECTION 17. To meet any or all expenditures necessary in carrying out section 2 and
1014 sections 2B to 2F, inclusive, the state treasurer shall, upon request of the governor, issue and sell
1015 bonds of the commonwealth in an amount to be specified by the governor from time to time but
1016 not exceeding, in the aggregate, \$9,129,517,000. All bonds issued by the commonwealth under
1017 this section shall be designated on their face, Commonwealth Transportation Improvement Act
1018 of 2014, and shall be issued for a maximum term of years, not exceeding 30 years, as the
1019 governor may recommend to the general court under section 3 of Article LXII of the
1020 Amendments to the Constitution. All such bonds shall be payable not later than June 30, 2049.
1021 All interest and payments on account of principal on these obligations shall be payable from the
1022 General Fund or the Commonwealth Transportation Fund. Bonds and interest thereon issued
1023 under the authority of this section shall be general obligations of the commonwealth.

1024 SECTION 18. To meet the expenditures necessary in carrying out items 6121-1317,
1025 6121-1318, and 2890-7020 of section 2A, the state treasurer shall, upon request of the governor,
1026 issue and sell bonds of the commonwealth in an amount to be specified by the governor from
1027 time to time but not exceeding, in the aggregate, \$2,375,000,000. All bonds issued by the
1028 commonwealth under this section shall be designated on their face, Commonwealth
1029 Transportation Improvement Act of 2014, and shall be issued for a maximum term of years, not
1030 exceeding 30 years, as the governor may recommend to the general court under section 3 of
1031 Article LXII of the Amendments to the Constitution. All such bonds shall be payable not later
1032 than June 30, 2049. All interest and payments on account of principal on these obligations shall
1033 be payable from the General Fund or the Commonwealth Transportation Fund. Bonds and
1034 interest thereon issued under the authority of this section shall be general obligations of the
1035 commonwealth.

1036 SECTION 19. To meet the expenditures necessary in carrying out item 6122-1224 of
1037 section 2A, the state treasurer shall, upon request of the governor, issue and sell bonds of the
1038 commonwealth in an amount to be specified by the governor from time to time but not
1039 exceeding, in the aggregate, \$1,500,000,000. All bonds issued by the commonwealth under this
1040 section shall be designated on their face, Commonwealth Transportation Improvement Act of
1041 2014, and shall be issued for a maximum term of years, not exceeding 20 years, as the governor
1042 may recommend to the general court under section 3 of Article LXII of the Amendments to the
1043 Constitution. All such bonds shall be payable not later than June 30, 2039. All interest and
1044 payments on account of principal on these obligations shall be payable from the General Fund or
1045 the Commonwealth Transportation Fund. Bonds and interest thereon issued under the authority
1046 of this section shall be general obligations of the commonwealth.

1047 SECTION 20. To meet the expenditures necessary in carrying out section 2G, the state
1048 treasurer shall, upon request of the governor, issue and sell bonds of the commonwealth in an
1049 amount to be specified by the governor from time to time but not exceeding, in the aggregate,
1050 \$146,500,000. All bonds issued by the commonwealth under this section shall be designated on
1051 their face, Commonwealth Transportation Improvement Act of 2014, and shall be issued for a
1052 maximum term of years, not exceeding 10 years, as the governor may recommend to the general
1053 court under section 3 of Article LXII of the Amendments to the Constitution. All such bonds
1054 shall be payable not later than June 30, 2029. All interest and payments on account of principal
1055 on these obligations shall be payable from the General Fund or the Commonwealth
1056 Transportation Fund. Bonds and interest thereon issued under the authority of this section shall
1057 be general obligations of the commonwealth.

1058 SECTION 21. To meet a portion of the expenditures necessary in carrying out sections
1059 2C and 2F, the state treasurer shall, upon request of the governor, issue and sell bonds of the
1060 commonwealth in an amount to be specified by the governor from time to time but not
1061 exceeding, in the aggregate, \$2,100,000,000. All bonds issued by the commonwealth under this
1062 section shall be designated on their face, Commonwealth Transportation Improvement Act of
1063 2014, and shall be issued for a maximum term of years, not exceeding 30 years, as the governor
1064 may recommend to the general court under section 3 of Article LXII of the Amendments to the
1065 Constitution. All such bonds shall be payable not later than June 30, 2049. All interest and
1066 payments on account of principal on these obligations shall be payable from the General Fund or
1067 the Commonwealth Transportation Fund. Bonds and interest thereon issued under this section
1068 shall be general obligations of the commonwealth; provided, however, that any bonds issued by
1069 the state treasurer under this section shall, upon the request of the governor, be issued as special
1070 obligation bonds pursuant to section 2O of chapter 29 of the General Laws; provided further, that
1071 in deciding whether to request the issuance of particular bonds as special obligations, the
1072 governor shall take into account: (i) generally prevailing financial market conditions; (ii) the
1073 impact of each approach on the overall capital financing plans and needs of the commonwealth;
1074 (iii) any ratings assigned to outstanding bonds of the commonwealth and any ratings expected to
1075 be assigned by any nationally-recognized credit rating agency to the bonds proposed to be
1076 issued; and (iv) any applicable provisions of a trust agreement or credit enhancement agreement
1077 entered into pursuant to said section 2O of said chapter 29. All special obligation revenue bonds
1078 issued pursuant to this section shall be designated on their face, Special Obligation
1079 Commonwealth Transportation Improvement Act of 2014, and shall be issued for a maximum
1080 term of years, not exceeding 30 years, as the governor may recommend to the general court

1081 under section 3 of Article LXII of the Amendments to the Constitution; provided, however, that
1082 all such bonds shall be payable not later than June 30, 2049. All interest and payments on
1083 account of these obligations shall be payable from the Commonwealth Transportation Fund,
1084 including revenues credited to the Commonwealth Transportation Fund under chapter 46 of the
1085 acts of 2013 and shall be payable solely in accordance with said section 20 of said chapter 29.

1086 SECTION 22. Notwithstanding any general or special law to the contrary, in carrying out
1087 this act, the Massachusetts Department of Transportation may enter into contracts, agreements or
1088 transactions that may be appropriate with other federal, state, local or regional public agencies or
1089 authorities. The contracts, agreements or transactions may relate to such matters as the
1090 department shall determine including, without limitation, the research, design, layout,
1091 construction, reconstruction or management of construction of all or a portion of these projects.
1092 In relation to any such contracts, agreements or transactions, the department may advance
1093 monies to such agencies or authorities, without prior expenditure by the agencies or authorities,
1094 and the agencies and authorities may accept monies necessary to carry out these agreements;
1095 provided, however, the department shall certify to the comptroller the amounts so advanced and
1096 these agreements shall contain provisions satisfactory to the department for the accounting of
1097 monies expended by any other agency or authority. All monies not expended under these
1098 contracts, agreements or transactions shall be credited to the account of the department from
1099 which they were advanced.

1100 SECTION 23. (a) Notwithstanding any other general or special law to the contrary, the
1101 Massachusetts Department of Transportation shall expend the sums authorized in sections 2, and
1102 2A for the following purposes: projects for the laying out, construction, reconstruction,
1103 resurfacing, relocation or necessary or beneficial improvement of highways, bridges, bicycle

1104 paths or facilities, on-street and off-street bicycle projects, sidewalks, telecommunications,
1105 parking facilities, auto-restricted zones, scenic easements, grade crossing eliminations and
1106 alterations of other crossings, traffic safety devices on state highways and on roads constructed
1107 pursuant to clause (b) of the second paragraph of section 4 of chapter 6C of the General Laws,
1108 highway or mass transportation studies including, but not limited to, traffic, environmental or
1109 parking studies, the establishment of school zones pursuant to section 2 of chapter 85 of the
1110 General Laws, improvements on routes not designated as state highways without assumption of
1111 maintenance responsibilities. projects to alleviate contamination of public and private water
1112 supplies caused by the department's storage and use of snow removal chemicals which are
1113 necessary for the purposes of highway safety, for the relocation of persons or businesses or for
1114 the replacement of dwellings or structures including, but not limited to, providing last resort
1115 housing under federal law and any functional replacement of structures in public ownership that
1116 may be necessary for the foregoing purposes and for relocation benefits to the extent necessary
1117 to satisfy the requirements of the Uniform Relocation Assistance and Real Property Acquisition
1118 Policies Act of 1970, 42 U.S.C. 4601 et seq., Public Law 97-646 and to sell any structure the title
1119 to which has been acquired for highway purposes. Environmental studies conducted pursuant to
1120 this subsection may include an assessment of both existing and proposed highway rest stop
1121 facilities to determine the cost-effectiveness of sanitary facilities that use zero pollution
1122 discharge technologies, including recycling greywater systems. When dwellings or other
1123 structures are removed in furtherance of any of these projects, the excavations or cellar holes
1124 remaining shall be filled in and brought to grade within 1 month after the removal. In planning
1125 projects funded by said section 2A, consideration shall be made, to the extent feasible, to
1126 accommodate and incorporate provisions to facilitate the use of bicycles and walking as a means

1127 of transportation. Nothing in this section shall be construed to give rise to enforceable legal
1128 rights in any party or a cause of action or an enforceable entitlement as to the projects described
1129 in this section.

1130 (b) Funds authorized in section 2A shall, except as otherwise specifically provided in this
1131 act, be subject to the first paragraph of section 6 and sections 7 and 9 of chapter 718 of the acts
1132 of 1956, if applicable, and, notwithstanding any general or special law to the contrary, may be
1133 used for the purposes stated in this act in conjunction with funds of cities, towns and political
1134 subdivisions.

1135 (c) The Massachusetts Department of Transportation may: (i) expend funds made
1136 available by this act to acquire from a person by lease, purchase, eminent domain pursuant to
1137 chapter 79 of the General Laws or otherwise, land or rights in land for parking facilities adjacent
1138 to a public way to be operated by the department or under contract with an individual; (ii)
1139 expend funds made available by this act for the acquisition of van-type vehicles used for multi-
1140 passenger, commuter-driven carpools and high-occupancy vehicles including, but not limited to,
1141 water shuttles and water taxis; and (iii) pursuant to all applicable state and federal laws and
1142 regulations, exercise all powers and do all things necessary and convenient to carry out this act.

1143 (d) The Massachusetts Department of Transportation may enter into contracts or
1144 agreements with cities to mitigate the effects of projects undertaken pursuant to this act and to
1145 undertake additional transportation measures within the city and may enter into contracts,
1146 agreements or transactions with other federal, state, local or regional public agencies, authorities,
1147 nonprofit organizations or political subdivisions that may be necessary to implement these
1148 contracts or agreements with cities. Cities and other state, local or regional public agencies,

1149 authorities, nonprofit organizations or political subdivisions may enter into these contracts,
1150 agreements or transactions with the department. In relation to these agreements, the department
1151 may advance to these agencies, nonprofit organizations, political subdivisions or authorities,
1152 without prior expenditure by the agencies, nonprofit organizations, political subdivisions or
1153 authorities, monies necessary to carry out these agreements, but the department shall certify to
1154 the comptroller the amount so advanced and all monies not expended under these agreements
1155 shall be credited to the account of the department from which they were advanced. The
1156 department shall report to the house and senate committees on ways and means on any transfers
1157 completed pursuant to this subsection.

1158 SECTION 24. Notwithstanding any other general or special law to the contrary, the
1159 Massachusetts Department of Transportation shall take all necessary actions to secure federal
1160 highway or transportation assistance that is or may become available to the department
1161 including, but not limited to, actions authorized pursuant to or in compliance with any of the
1162 following: Title 23 of the United States Code; the Surface Transportation and Uniform
1163 Relocation Act of 1987, Public Law 100-17; the Intermodal Surface Transportation Efficiency
1164 Act of 1991, Public Law 102-240; the Transportation Equity Act for the 21st Century, Public
1165 Law 105-178; the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy
1166 for Users, Public Law 109-59; Implementing Recommendations of the 9/11 Commission Act of
1167 2007, Public Law 110-53; and any successor or reauthorizations of those acts, and such actions,
1168 including the filing of applications for federal assistance, supervising the expenditure of funds
1169 under federal grants or other assistance agreements and making any determinations and
1170 certifications necessary or appropriate to the foregoing. If a federal law, administrative regulation
1171 or practice requires an action relating to federal assistance to be taken by a department, agency or

1172 other instrumentality of the commonwealth other than the Massachusetts Department of
1173 Transportation, the other department, agency or instrumentality shall take such action.

1174 SECTION 25. Notwithstanding any general or special law to the contrary, section 61 and
1175 sections 62A to 62I, inclusive, of chapter 30 of the General Laws, chapter 91 of the General
1176 Laws and section 40 of chapter 131 of the General Laws shall not apply to bridge projects of the
1177 Massachusetts Department of Transportation and the Massachusetts Bay Transportation
1178 Authority for the repair, reconstruction, replacement or demolition of existing state highway,
1179 authority and municipally-owned bridges, including the immediate approaches necessary to
1180 connect the bridges to the existing adjacent highway and rail system, in which the design is
1181 substantially the functional equivalent of, and in similar alignment to, the structure to be
1182 reconstructed or replaced; provided, however, that said section 61 and said sections 62A to 62I,
1183 inclusive, of said chapter 30 shall apply to the repair, reconstruction, replacement or demolition
1184 project where the project requires a mandatory environmental impact report pursuant to 301
1185 CMR 11.00, and all work shall be subject to the requirements of the then current edition of the
1186 Massachusetts Department of Transportation's Stormwater Handbook as approved by the
1187 department of environmental protection under applicable law. Notice of any application to the
1188 department of environmental protection for a water quality certification shall be published in the
1189 Environmental Monitor and the work shall be subject to performance standards prescribed by the
1190 department of environmental protection pursuant to section 401 of the Federal Clean Water Act
1191 if applicable to the project. Notwithstanding any other provision of this section, said section 61
1192 and said sections 62A to 62I, inclusive, of said chapter 30, said chapter 91 and said section 40 of
1193 said chapter 131 shall apply to any portions of the bridge and roadway approaches to the crossing
1194 of the Charles River for the Central Artery and Tunnel Project. If any state highway, authority or

1195 municipal bridge crosses over a railroad right-of-way or railroad tracks, the department, authority
1196 or municipality, as applicable, shall seek the opinion of a railroad company, railway company or
1197 its assigns operating on the track of a necessary clearance between the track and the bridge, but
1198 department, authority or municipality and their agents or contractors may enter upon any right-
1199 of-way, land or premises of a railroad company or railway company or its assigns for purposes
1200 that the department, authority or municipality may consider necessary or convenient to carry out
1201 this section. If a flagman is needed to carry out this section, the railroad company, railway
1202 company or their assigns shall provide the flagman, the cost of which shall be borne by the
1203 bridge project, except in the case of a bridge transferred pursuant to chapter 634 of the acts of
1204 1971. For the purposes of this section, “bridge” shall include any structure spanning and
1205 providing passage over water, railroad right-of-way, public or private way, other vehicular
1206 facility or other area. Any project exempted from any law pursuant to this section shall be
1207 subject to the public consultation process required by the then current version of the
1208 Massachusetts Department of Transportation’s Project Development and Design Guidebook.

1209 SECTION 26. Notwithstanding any general or special law to the contrary, all
1210 construction contracts funded in whole or in part by the funds authorized by this act shall include
1211 a price adjustment clause for each of the following: fuel, both diesel and gasoline; asphalt;
1212 concrete; and steel. A base price for each material shall be set by the awarding authority or
1213 agency and included in the bid documents at the time a project is advertised. The awarding
1214 authority or agency shall also identify in the bid documents the price index to be used for each
1215 material or supply. The adjustment clause shall provide for a contract adjustment to be made on a
1216 monthly basis when the monthly cost change exceeds plus or minus 5 per cent.

1217 SECTION 27. Notwithstanding any general or special law to the contrary, each city or
1218 town that receives reimbursement for the construction and reconstruction of municipal ways
1219 under item 6122-1224 of section 2A shall prepare and deliver to the Massachusetts department of
1220 transportation, on or before December 31, 2014, a 5-year plan for such construction or
1221 reconstruction. The plan shall be designed to ensure construction and maintenance of a safe,
1222 sound and efficient transportation system, to relieve congestion, to reduce greenhouse gas
1223 emissions and to improve the quality of life in the community or region by promoting economic
1224 development and employment, and by meeting the transportation needs of the city, town, or
1225 region in a cost efficient manner. The city or town may use money made available from said item
1226 6122-1224 of said section 2A to prepare such a plan. A city or town may develop a regional plan
1227 under this section in collaboration with other cities or towns, or the regional planning agency
1228 containing the city or town; provided, that said regional plan also provides for the regional
1229 pooling of spending by each participating city or town, and for the distribution or
1230 reimbursements paid under item 6122-1224 of section 2A among the participating cities or
1231 towns.

1232 SECTION 28. The secretary of administration and finance and the secretary of
1233 transportation shall submit a report on the progress of any projects funded under this act and
1234 included in the Massachusetts Department of Transportation's 5-year capital investment plan to
1235 the clerks of the senate and house of representatives, the chairs of the senate and house
1236 committees on ways and means and the chairs of the senate and house committees on bonding,
1237 capital expenditures and state assets. The report shall include, but not be limited to: (i) previous
1238 year planned spending; (ii) previous year spending; (iii) current year planned spending; (iv)
1239 current year spending to date; (v) original estimated total project cost; and (vi) project

1240 description and location of the project. The report shall be submitted annually on June 30 and
1241 December 31 for 8 years following the effective date of this act. All reports shall be made
1242 available on the department's website.

1243 SECTION 29. Notwithstanding any general or special law to the contrary, the
1244 unexpended balances of all capital accounts authorized in chapter 86 of the acts of 2008, chapter
1245 233 of the acts of 2008, chapter 303 of the acts of 2008, chapter 10 of the acts of 2011, chapter
1246 133 of the acts of 2012 and chapter 242 of the acts of 2012 which otherwise would revert on
1247 June 30, 2013, but which are necessary to fund obligations during fiscal year 2014, are hereby
1248 re-authorized through June 30, 2014.

1249 SECTION 30. There shall be a special commission to conduct a study of the metropolitan
1250 planning organizations. The commission shall consist of: 3 members of the senate, 1 of whom
1251 shall be the senate chair of the joint committee on transportation who shall serve as co-chair, 1 of
1252 whom shall be the senate chair of the joint committee on municipalities and regional government
1253 and 1 of whom shall be appointed by the minority leader; 3 members of the house of
1254 representatives, 1 of whom shall be the house chair of the joint committee on transportation who
1255 shall serve as co-chair, 1 of whom shall be the house chair of the joint committee on
1256 municipalities and regional government and 1 of whom shall be appointed by the minority
1257 leader; the chairman of the board of the Massachusetts Department of Transportation; the
1258 secretary of administration and finance or a designee; the general manager of the Massachusetts
1259 Bay Transportation Authority or a designee; 6 persons to be appointed by the governor, 1 of
1260 whom shall be from a list of 3 nominees submitted by the Massachusetts Association of Regional
1261 Transit Authorities, 1 of whom shall be from a list of 3 nominees submitted by the Massachusetts
1262 Railroad Association, 1 of whom shall be an expert in transportation finance or transportation

1263 planning who is employed at a private or public Massachusetts institution for higher education, 1
1264 of whom shall be a representative of a business association and 2 of whom shall be from a list of
1265 5 nominees submitted by the Massachusetts Association of Regional Planning Agencies. The
1266 study shall include, but not be limited to, an analysis of: (i) the current metropolitan planning
1267 organizations' process; (ii) potential ways to simplify and streamline the administration and
1268 project selection process; (iii) ways to better coordinate between regional metropolitan planning
1269 organizations; (iv) the potential for the creation of subregions or the restructuring of regions; and
1270 (v) best practices and models from other states' regional planning organizations. The
1271 commission shall conduct its first meeting not more than 60 days after the effective date of the
1272 act and shall hold not less than 3 public hearings in distinct regions of the commonwealth. The
1273 commission shall consult with relevant agencies of the United States Department of
1274 Transportation. The commission shall report the results of its study, together with drafts of
1275 legislation, if any, necessary to carry its recommendations into effect, by filing the report with
1276 the clerks of the senate and house of representatives, who shall forward the report to the joint
1277 committee on transportation and the house and senate committees on bonding, capital
1278 expenditures and state assets not later than October 31, 2014. The report shall be made available
1279 on the general court's website.

1280 SECTION 31. Notwithstanding any general or special law to the contrary, the
1281 unexpended and unencumbered balances of the bond-funded authorizations in the following
1282 accounts shall cease to be available for expenditure 90 days after the effective date of this act:
1283 6129-9113, 6129-9513, 6121-9620, 6121-9629, 6121-9929, 6121-0462, 6121-0473, 6121-0827,
1284 6121-9965, 6121-8868, 6121-9592, 6121-9604, 6121-0464, 6121-9014, 6121-9015, 6121-9022,
1285 6121-9500, 6121-9581, 6121-9605, 6121-9610, 6121-9701, 6121-9799, 6121-9918, 6121-9920,

1286 6121-9960, 6121-9964, 6620-0418, 6621-0813, 6621-0815, 6621-0820, 6621-2040, 6621-2041,
1287 6621-2042, 6621-2043, 6621-2044, 6621-2045, 6621-2046, 6621-2047, 6621-2048, 6621-2049,
1288 6620-7967, 6620-9510, 6620-9610, 6125-9716, 6125-9934, 6125-9936, 6125-9717, 6125-9937.

1289 SECTION 32. Notwithstanding any general or special law to the contrary, the
1290 Massachusetts Bay Transportation Authority shall designate South Station in the city of Boston,
1291 as The Governor Michael S. Dukakis Transportation Center at South Station. The Massachusetts
1292 Bay Transportation Authority may erect and maintain suitable markers bearing that designation
1293 in compliance with the standards of the authority.

1294 SECTION 33. Notwithstanding any general or special law to the contrary, the
1295 Massachusetts Department of Transportation shall establish a program to provide mitigation for
1296 communities directly impacted by the South Coast Rail project. The Massachusetts Department
1297 of Transportation shall disperse the mitigation funds authorized in item 6622-1381 of section 2F
1298 to communities to mitigate the negative impacts of the project including, but not limited to, noise
1299 and vibration levels and traffic congestion at grade crossings, negative impacts on historic
1300 resources, natural resources, agricultural lands, critical habitats and other environmentally-
1301 sensitive lands, wetlands and water resources, cultural and historic landscapes and air quality and
1302 to existing commercial, civic, cultural, educational and recreational activities along the project.
1303 The department shall not use funds from this program to pay for any mitigation already required
1304 by existing state or federal law to facilitate construction of the project or any mitigation currently
1305 contemplated by the department as outlined in the South Coast Rail Corridor Plan. The
1306 department shall consider the commonwealth's sustainable development principles as established
1307 by the executive office of energy and environmental affairs in determining fund disbursement.
1308 Communities impacted shall make application to the department in order to receive mitigation

1309 funds, in a form and manner determined by the department, demonstrating a clear need to
1310 address harms caused by the project. The department shall be available to work with impacted
1311 communities to develop mitigation applications and identify areas of mitigation and best
1312 practices to address the negative impacts. The department shall submit an annual report detailing
1313 the contents of any community application received and any monies distributed to a negatively-
1314 impacted community. The report shall be filed annually, not later December 15, to the clerks of
1315 the senate and house of representatives, the chairs of the senate and house committees on ways
1316 and means and the chairs of the senate and house committees on bonding, capital expenditures
1317 and state assets. All reports shall be made available on the department's website.

1318 SECTION 34. Notwithstanding any general or special law to the contrary, the
1319 Massachusetts Bay Transportation Authority shall ensure the operation of weekend service on
1320 the Needham Line and Kingston/Plymouth Line on Saturdays and Sundays. Said service shall
1321 be maintained to and from Needham Heights and South Station, and to and from Kingston and
1322 South Station.

1323 SECTION 35. Notwithstanding any general or special law to the contrary, the city of
1324 Quincy shall be designated as the principal planning entity for the Quincy Center Station
1325 Redevelopment Program. The purpose of the program shall be to plan for the redevelopment of
1326 the geographic area encompassing the Quincy Center subway station and, as further defined by
1327 the city of Quincy, to improve the economic, social and transportation needs of the city of
1328 Quincy and the region and to enter into a public-private partnership agreement pursuant to
1329 sections 62 to 73, inclusive, of chapter 6C of the General Laws for this purpose. The
1330 Massachusetts Department of Transportation and the division of capital asset management and
1331 maintenance, together with any other public agency or public entity with a real or personal

1332 property interest that may be affected by this program, shall participate to the maximum extent
1333 possible in the development of a master plan consistent with the purpose of the program and
1334 shall share the cost of the master plan proportionately with all entities participating in the
1335 program. The city of Quincy shall comply with any transportation operating requirements of a
1336 public transportation agency that may be affected by the program. As part of the program, the
1337 division of capital asset management and maintenance shall participate in the study of any
1338 proposal to construct a state court house. Any state appropriation expended to facilitate the
1339 implementation of the program shall be designated as a shared contribution from all entities
1340 participating in the program.

1341 SECTION 36. Notwithstanding any general or special law to the contrary, the bonds that
1342 the state treasurer may issue pursuant to this act shall be issued for a term not to exceed 30 years,
1343 unless provided for otherwise in this act. All such bonds shall be payable not later than June 30,
1344 2049, unless provided for otherwise in this act, as recommended by the governor in a message to
1345 the general court dated March 3, 2014 under section 3 of Article LXII of the Amendments to the
1346 Constitution.

1347 SECTION 37. Notwithstanding any general or special law to the contrary, the
1348 Massachusetts Bay Transportation Authority may acquire land, develop, construct and maintain
1349 a permanent transit storage and repair facility to be sited at or within 2 miles of the Arborway
1350 yard located at the intersection of Washington street and the Arborway in the city of Boston. The
1351 authority shall coordinate with the community planning committee for the Arborway yard, the
1352 Boston Redevelopment Authority and the city of Boston regarding the acquisition, design,
1353 planning and construction of the site. All development of the site shall comport with state and
1354 local standards of transit-oriented development.

1355 SECTION 38. Notwithstanding any general or special law to the contrary, the
1356 Massachusetts Department of Transportation, in consultation with the Massachusetts Turnpike
1357 Authority and the Massachusetts Bay Transportation Authority or their successors, shall conduct
1358 a study to identify and map the necessary right of way to allow for the construction of the
1359 proposed North South Rail Link connecting North station to South station. This study shall
1360 include particular reference to the Major Investment Study/Draft Environmental Impact Report,
1361 EOE#10270, prepared under the aegis of the executive office of environmental affairs which
1362 was concluded on March 31, 2003. The Massachusetts Department of Transportation shall make
1363 reasonable efforts to preserve intact the right of way for the North South Rail Link. A plan to
1364 preserve the right of way, once identified, shall be determined and implemented immediately.

1365 SECTION 39. (a) Notwithstanding any general or special law to the contrary, the
1366 Massachusetts Department of Transportation may incur liabilities and make expenditures in
1367 fiscal years 2014 and 2015 in excess of funds available to the department for snow and ice
1368 removal; provided, however, that the expenditures shall be approved by the secretary of
1369 transportation in consultation with the secretary of administration and finance. No expenses
1370 shall be made in excess of funds available until \$38,000,000 has been expended for snow and ice
1371 removal in each of fiscal years 2014 and 2015 and the negative balance of funds available for
1372 snow and ice removal shall not exceed \$50,000,000 at any time during each fiscal year. The
1373 comptroller may certify for payment invoices in excess of funds available to the department.
1374 (b) The department shall, not later than May 1 in fiscal years 2014 and 2015, report to the
1375 executive office for administration and finance and the house and senate committees on ways
1376 and means the total amounts budgeted and expended for snow and ice removal. The department

1377 shall seek appropriations, as required, to cure deficiencies resulting from the removal of snow
1378 and ice for fiscal years 2014 and 2015.

1379 SECTION 40. Notwithstanding any general or special law or rule or regulation to the
1380 contrary, a certain parcel of land and water located at 425 Medford street in the Charlestown
1381 section of the city of Boston shall not be included within the boundaries of any designated port
1382 area, except for the area consisting of approximately 6.19. acres, described as "Maritime Area"
1383 on a plan entitled "Exhibit Plan of Land – Maritime Area," dated January 23, 2014 prepared by
1384 Kelly Engineering Group, Inc. That maritime area shall have the benefit of a vehicular access
1385 easement as shown on the plan and identified as "Proposed Maritime Area Access" running
1386 between Medford street and the maritime area. The parcel of land at 425 Medford street is
1387 identified as parcel numbers 0201799000 and 0201798000 on the city of Boston assessors' maps
1388 and contains approximately 839,808 square feet and 48,965 square feet of land and water and is
1389 recorded in the Suffolk county registry of deeds in book 621, page 179.

1390 SECTION 41. The reports required to be made available on the Massachusetts
1391 Department of Transportation's website pursuant to the last sentence of section 35 of chapter 6C
1392 of the General Laws shall be made available beginning in fiscal year 2014.

1393 SECTION 42. The secretary of transportation and the secretary of energy and
1394 environmental affairs shall jointly submit a report regarding the capital and operating needs of
1395 the New Bedford state pier to the senate and house chairs of the joint committee on
1396 transportation and the clerks of the senate and the house of representatives not later than August
1397 15, 2014. The report shall include, but not be limited to:

1398 (i) an analysis of the current state of repair of the pier, including a description of all
1399 projects and expenditures needed to bring the pier into a state of good repair and low-end and
1400 high-end estimates of the useful life of all physical components of the pier and the estimated
1401 cost, as of the effective date of this act, to replace the physical components of the pier;

1402 (ii) all operating expenses associated with the pier for the prior and current fiscal years
1403 including, without limitation, payments to all vendors performing any work with respect to the
1404 pier and the salaries of all state employees who have performed any work with respect to the
1405 pier;

1406 (iii) all persons and entities currently making use of the pier under any written or
1407 unwritten lease, license, permit, invitation or other agreement;

1408 (iv) recommendations as to the most efficient structure for ownership, management,
1409 operation and oversight of the pier including, without limitation, a recommendation as to which
1410 state agencies should own or operate the pier and what actions, if any, should be undertaken with
1411 regard to whether future operation of the pier should include input or participation by
1412 municipalities or other governmental instrumentalities abutting the port of New Bedford; and

1413 (v) recommendations for improvements and repairs to infrastructure and enhancements to
1414 increase public access, facilitation of activities surrounding the offloading and transport of
1415 commercial fishing landings, expanding the use of the facility for water dependent cargo, short
1416 sea shipping, marine transportation, cruise facilities and non-water dependent uses related to
1417 tourism and economic development, potential redevelopment and creation of mixed use facilities
1418 to include commercial uses, retail, restaurants, research and development and public event space,
1419 as well as strategies to increase awareness of the commercial fishing fleet while educating

1420 consumers on the benefits of locally-caught seafood. The \$25,000,000 authorized in item 1100-
1421 2500 of section 2A of chapter 312 acts of 2008 with regard to the pier shall be used to fund
1422 implementation of all recommendations of the study.

1423 SECTION 43. Notwithstanding any general or special law to the contrary, the
1424 Massachusetts Department of Transportation may purchase the parcel of land for the proposed
1425 phase II of the state highway route 57 project in the city known as the town of Agawam.

1426 SECTION 44. (a)(1) Notwithstanding chapter 32 of the General Laws or any other
1427 general or special law to the contrary, the state board of retirement established under section 18
1428 of chapter 10 of the General Laws shall establish and implement a retirement incentive program
1429 for certain employees of the highway division of the Massachusetts Department of
1430 Transportation whose positions have been eliminated due to the cessation of manual toll
1431 collection on the turnpike, as defined in section 1 of chapter 6C of the General Laws, in
1432 accordance with this section. In order to be deemed eligible by the board for any of the benefit
1433 options under the retirement incentive program, an employee shall: (i) be an employee of the
1434 highway division, hired on or before January 1, 2014, whose position has been eliminated as a
1435 result of the cessation of manual toll collection on the turnpike; (ii) be in the job title Toll
1436 Collector I, Toll Collector II, Toll Courier I or Toll Courier II, or a member of collective
1437 bargaining unit D as established by the Master Labor Integration Agreement referenced in
1438 chapter 27 of the acts of 2011; (iii) work until the last day of manual toll collection on the
1439 turnpike; (iv) be a member in active service of the state retirement system on the effective date of
1440 this section; (v) be classified in Group 1 of the retirement system in accordance with paragraph
1441 (g) of subdivision (2) of section 3 of said chapter 32; (vi) be eligible to receive a superannuation
1442 retirement allowance in accordance with subdivision (1) of section 5 of said chapter 32 upon the

1443 date of retirement requested in the employee's written application for retirement with the board
1444 or will qualify if the incentive is awarded; (vii) have received pay advices via the
1445 commonwealth's human resources compensation management system; and (viii) have filed a
1446 written application with the board in accordance with subsection (b).

1447 (2) The total number of eligible employees holding the job title of Toll Collector I, Toll
1448 Collector II, Toll Courier I or Toll Courier II who may receive the benefit of the retirement
1449 incentive program shall be limited to 200. Employees with a greater number of years of
1450 creditable service on the effective date of this section shall be approved by the state board of
1451 retirement before approval may be given to employees with a lesser number of years of
1452 creditable service on the effective date of this section. No employee shall be eligible for more
1453 than 1 of the incentives offered in this section and no employee shall become eligible for 1
1454 incentive by virtue of the application of a different incentive.

1455 (3) Words used in this section shall have the same meaning as they have in said chapter
1456 32 unless otherwise expressly provided or unless the context clearly requires otherwise. An
1457 employee who retires and receives an additional benefit in accordance with this section shall be
1458 deemed to be retired for superannuation under said chapter 32 and shall be subject to all of said
1459 chapter 32.

1460 (b) Notwithstanding section 5 of chapter 32 of the General Laws which requires a
1461 retirement date within 4 months after the filing of an application for superannuation retirement,
1462 in order to receive the retirement benefit provided by this section, an eligible employee shall file
1463 an application for retirement with the state board of retirement not later than 30 days after the
1464 last day of manual toll collection on the turnpike or 30 days after June 30, 2016, whichever is

1465 later, and the retirement date requested shall be not later than 90 days after the last day of manual
1466 toll collection on the turnpike or 90 days from June 30, 2016, whichever is later.

1467 (c)(1) An employee who is eligible for the retirement incentive program may request in
1468 the application for retirement that the state board of retirement credit such employee with an
1469 additional retirement benefit in accordance with this section. Each such employee shall request
1470 and receive a combination of years of creditable service and years of age, the sum of which shall
1471 not be greater than 5 years, for the purpose of determining the employee's superannuation
1472 retirement allowance pursuant to paragraph (a) of subdivision (2) of section 5 of chapter 32 of
1473 the General Laws.

1474 (2) Notwithstanding the credit, the total normal yearly amount of the retirement
1475 allowance, as determined in accordance with said section 5 of said chapter 32, of any employee
1476 who retires and receives the retirement incentive program benefit shall not exceed 80 per cent of
1477 the average annual rate of the employee's regular compensation as determined in accordance
1478 with said section 5 of said chapter 32.

1479 (d) For a married employee who retires and receives an additional benefit under this
1480 section, an election of a retirement option under section 12 of chapter 32 of the General Laws
1481 shall not be valid unless: (i) it is accompanied by the signature of the member's spouse indicating
1482 the member's spouse's knowledge and understanding of the retirement option selected; or (ii) a
1483 certification by the state board of retirement that the spouse has received notice of such election
1484 as provided in this section. If a member who is married files an election which is not signed by
1485 the member's spouse, the state board of retirement shall notify the member's spouse within 15
1486 days by registered mail of the option election and the election shall not take effect until 30 days

1487 after the date on which the notification was sent and such election may be changed by the
1488 member at any time within 30 days or at any other time permitted under said chapter 32. Nothing
1489 in this section shall affect the effective date of any retirement allowance but, in the event of any
1490 election having been filed which is not so accompanied, the payment of any allowance so elected
1491 shall not be commenced earlier than 30 days after the state board of retirement sends the required
1492 notice under this section.

1493 (e)(1) The state board of retirement shall provide retirement counseling to employees
1494 who choose to consider retiring or who choose to retire under the retirement incentive program.
1495 Such counseling shall include, but not be limited to: (i) a full explanation of the retirement
1496 benefits provided by this section; (ii) a comparison of the expected lifetime retirement benefits
1497 payable to an employee under the retirement incentive program and under the existing chapter 32
1498 of the General Laws; (iii) the election of a retirement option under section 12 of said chapter 32;
1499 (iv) the restrictions on employment after retirement; (v) the laws relative to the payment of cost-
1500 of-living adjustments to the retirement allowance; and (vi) the effect of federal and state taxation
1501 on retirement income. The group insurance commission shall provide counseling about the
1502 provision of health care benefits under chapter 32A of the General Laws. Each such employee
1503 shall sign a statement that the employee has received the counseling or that the employee does
1504 not want to receive the counseling prior to the approval by the state board of retirement of the
1505 employee's application for superannuation benefits and the additional benefit provided by this
1506 section.

1507 (2) Pursuant to section 98 of said chapter 32, the state treasurer may make advance
1508 payments in an amount not to exceed any retirement allowance actually due to an employee who
1509 is eligible for and who has filed an application for retirement under the retirement incentive

1510 program and who does not receive a retirement allowance within 90 days after submitting a
1511 retirement application, during such period as is necessary for the processing of the application
1512 for retirement.

1513 (f) The comptroller, in conjunction with the state board of retirement, shall certify to the
1514 house and senate committees on ways and means within 30 days after the cessation of manual
1515 toll collection on the turnpike the total value of compensation of the last pay period prior to the
1516 last day of manual toll collection on the turnpike of each individual that has enrolled in the
1517 retirement incentive program.

1518 SECTION 45. Section 44 shall take effect on June 30, 2016 or the last day of manual toll
1519 collection on the turnpike, as defined in section 1 of chapter 6C of the General Laws, as such
1520 date is certified to the state board of retirement by the secretary of transportation or the
1521 secretary's designee, whichever is later.