

HOUSE No. 4914

By Mr. Ayers of Quincy, petition of Bruce J. Ayers relative to the protection of certain wetlands in the Blue Hills Reservation. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

PETITION OF:

Bruce J. Ayers Walter F. Timilty
Robert K. Coughlin William C. Galvin

In the Year Two Thousand and Six.

AN ACT RELATIVE TO THE PROTECTION OF CERTAIN WETLANDS IN THE BLUE HILLS RESERVATION.

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

1 SECTION 1. Notwithstanding any general or special law or
2 rule or regulation to the contrary, the variance granted by the com-
3 missioner of the department of environmental protection to the
4 Massachusetts Water Resources Authority, dated September 20,
5 2005, pursuant to section 40 of chapter 131 of the General Laws
6 and 310 CMR 10.05 and referred to Docket No. DEP-04-734,
7 DEP File No. 059-0854 for the construction of water tanks in the
8 Blue Hills Reservoir in the city of Quincy is hereby suspended
9 and the work in the wetland resource areas approved by the vari-
10 ance shall not go forward until such time as the project is modi-
11 fied to produce no net loss of wetlands in or near the Blue Hills
12 Reservation. Such modification shall provide that the Authority
13 produce in-kind replacement of any wetlands to be lost. The
14 department shall review the proposed modification. If the depart-
15 ment finds the proposed modification includes such in-kind
16 replacement, that a site is identified and a schedule prepared that
17 will ensure that the replacement shall be performed as a part of
18 the construction of the tanks, the department may reissue the vari-

19 ance, provided the replacement of the wetlands shall be a condi-
20 tion of the reissuance.

1 SECTION 2. This act shall take effect upon its passage.