

HOUSE No. 3114

By Mr. Scaccia of Boston, petition of Angelo Scaccia for legislation to provide for an annual payment to cities and towns in lieu of taxes by the Massachusetts Turnpike Authority. Revenue.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT PROVIDING FOR AN ANNUAL PAYMENT IN LIEU OF TAXES BY THE MASSACHUSETTS TURNPIKE AUTHORITY.

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 13 of Chapter 35 of the Acts of 1952 is hereby amended
2 by adding the following new paragraph:—

3 “Without limitation of the foregoing, and notwithstanding any
4 contrary provisions of any other general or special law, the Authority
5 is authorized and directed to enter into an agreement with each city
6 and town in which Authority property is located whereby the
7 Authority will make to each city or town annual payments in lieu of
8 taxes. Any such agreement shall provide for annual payments for a
9 period extending at least five years from the date thereof. Such
10 agreements may be amended by the mutual agreement of the respec-
11 tive city or town and the Authority and extended each year to incor-
12 porate an additional year or years to the terms of the agreement. In
13 arriving at the agreed upon level of such annual payments or any
14 amendments thereto, the respective city or town and the Authority
15 shall consider:—

- 16 (1) the general level of property taxation in such city or town;
- 17 (2) the effect of the projects, facilities or activities of the
18 Authority in such city or town;
- 19 (3) the general economic condition of the users or other persons
20 who pay tolls, rates, fees, rentals or other charges of the Authority;
21 and
- 22 (4) the needs of the Authority to maintain or improve its facilities
23 or projects, provided, that no such annual payment as agreed upon or
24 any amendments thereto shall exceed in the aggregate for any fiscal

25 year of the Authority the balance of revenues remaining for such
26 fiscal year after payment of all other current expenses of the
27 Authority.