

OFFICE OF THE GOVERNOR  
**COMMONWEALTH OF MASSACHUSETTS**  
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**DEVAL L. PATRICK**  
GOVERNOR

**TIMOTHY P. MURRAY**  
LIEUTENANT GOVERNOR

**By His Excellency**

**DEVAL L. PATRICK**  
**GOVERNOR**

**EXECUTIVE ORDER NO. 535**

**ESTABLISHING THE PUBLIC MARKET COMMISSION**

2011 AUG -4 PM 1:46  
STATE RECORDS DIVISION

WHEREAS, the Commonwealth of Massachusetts has a vibrant agriculture and aquaculture economy, featuring producers of cheese, fruits, vegetables, eggs, meat, poultry, fish, shellfish, baked goods, dairy, and specialty foods;

WHEREAS, Massachusetts farmers, fishermen, and artisan food producers deserve the support of our communities;

WHEREAS, the Massachusetts agriculture and aquaculture industries generate \$500 million in annual cash receipts;

WHEREAS, the City of Boston has a rich tradition of public markets, including the Haymarket;

WHEREAS, the availability of local, fresh food plays an important role in the health of our citizenry;

NOW, THEREFORE, I, Deval L. Patrick, Governor of the Commonwealth of Massachusetts, by virtue of the authority vested in me by the Constitution, Part 2, c. 2, § 1, Art. I, hereby order as follows:

Section 1. There is hereby established the Public Market Commission.

Section 2. The Commission shall have the authority to:

- a. Define the mission and vision of a public market in downtown Boston;
- b. Confer with participants and parties from the public and private sector involved with the planning, financing, design, and construction of said public market;
- c. Work with relevant public and private sector parties to write guidelines for an eventual market operator;
- d. Work with the appropriate state agencies to advertise for and select a market operator;
- e. Define the terms of a lease between the Massachusetts Department of Transportation (MassDOT) and the operator, subject to the approval of MassDOT; and
- f. Receive and review quarterly updates from the operator on the financial health of the market, its adherence to the mission, and other issues as necessary.

Section 3. The Commission shall be chaired by the Commissioner of the Department of Agricultural Resources or his designee and shall consist of not more than 9 members.

Section 4. Commission members shall be persons with demonstrated interest, experience or expertise in the production and sale of fresh, local foods and seafood, real estate development or community planning. The Commission shall include the following members:

- a. The Secretary of the Executive Office for Administration and Finance, or his designee;
- b. The Secretary of the Massachusetts Executive Office of Energy and Environmental Affairs, or his designee;
- c. The Secretary of the Massachusetts Department of Transportation, or his designee;

- d. One member from the Massachusetts State Senate, recommended by the Senate President, or that member's designee;
- e. One member from the Massachusetts House of Representatives, recommended by the Speaker of the House, or that member's designee;
- f. One representative from the City of Boston, recommended by the Mayor of Boston;
- g. The Executive Director of the Boston Redevelopment Authority, or his designee; and
- h. The Executive Director of the Rose M. Kennedy Greenway Conservancy, or her designee.

Section 5. The Commission shall meet at such times and places as determined by the Chair.

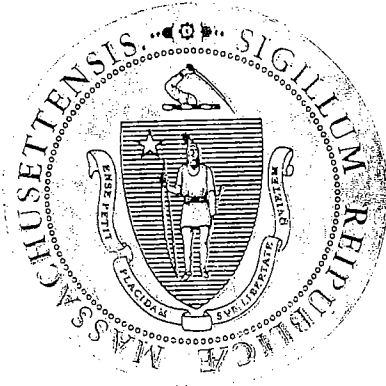
Section 6. The Chair may direct the Commission to form subcommittees to focus on particular aspects of the public market, including fundraising, mission, construction, operator selection, community programming, vendor selection, marketing, and permitting. The composition and nature of each committee shall be determined by the Chair.

Section 7. All agencies, departments, instrumentalities and boards of the Commonwealth shall fully cooperate with the Commission. The Commission may call and rely upon the expertise and services of individuals and entities outside of its membership for research, advice, support or other functions necessary and appropriate to accomplish its mission.

Section 8. The Commission shall report any findings or recommendations, including any recommendations for legislation or regulation(s), to the Governor at such periods as determined by the Chair.

Section 9. Members of the Commission shall be appointed for a term of two years. The Commission and its members shall receive no compensation for their work.

Section 10. This Executive Order shall continue in effect until amended, superseded or revoked by subsequent Executive Order.



Given at the Executive Chamber  
in Boston this 4<sup>th</sup> day of August  
in the year of our Lord two  
thousand and eleven, and of the  
Independence of the United States  
of America two hundred and thirty-five.

A handwritten signature in black ink, appearing to read "Deval L. Patrick".

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DEVAL L. PATRICK  
GOVERNOR  
Commonwealth of Massachusetts

A handwritten signature in black ink, appearing to read "William Francis Galvin".

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WILLIAM FRANCIS GALVIN  
Secretary of the Commonwealth

**GOD SAVE THE COMMONWEALTH OF MASSACHUSETTS**