

SECTION VI. APPENDIX

BEDFORD-LANDING WATERFRONT HISTORIC DISTRICT RULES & REGULATIONS

Bedford-Landing Waterfront Historic District Bylaw

ARTICLE XI. NEW BEDFORD HISTORICAL COMMISSION; HISTORIC DISTRICTS* **Sec. 2-150. Establishment; membership.**

There is hereby established under the historic districts act, Massachusetts General Laws, Chapter 40C, with all the powers and duties of an historic district commission, a New Bedford Historical Commission, consisting of seven (7) members to be appointed by the mayor with the approval of the city council, including one member or representative where possible of the city planning department, one member or representative where possible of the National Park Service, two (2) members where possible from nominees submitted by the New Bedford Port Society, the Old Dartmouth Historical Society, the Waterfront Historic Area League, the New Bedford Historical Society and any other recognized local historic societies, one architect where possible from two (2) candidates, one of whom shall be nominated by the chapter of the American Institute of Architects covering New Bedford, and one of whom shall be nominated by the society of landscape architects covering the city, one member where possible from two (2) nominees of the Greater New Bedford Board of Realtors, and one land owner or tenant where possible in the historic districts who should have no connection with any of the above categories. Seven (7) alternate members shall also be appointed by the mayor in like manner. When the commission is first established, two (2) members and alternate members shall be appointed for a term of one year, two (2) shall be appointed for a term of two (2) years, and three (3) shall be appointed for a term of three (3) years, and their successors shall be appointed in like manner for terms of three (3) years. Vacancies shall be filled in like manner for the unexpired term. In the case of any member being unable to attend commission meetings for any reason, that member shall propose an alternate member

for designation by the chairperson. If the alternate member is not proposed at least two (2) days in advance of a scheduled meeting, then the chairperson may choose an alternate. (Code 1963, § 3-3101; Ord of 6-10- 71; Ord of 2-8-01))

State law reference—Authority to establish, etc., M.G.L.A. C 40, § 8D. Said section was accepted by the city.

Sec. 2-151. Adoption of rules and regulations.

The commission shall adopt rules and regulations for the conduct of its business, not inconsistent with the provisions of the historic districts act or this article. (Code 1963, § 3 3107; Ord. of 6-10-71)

Sec. 2-152. Powers and duties.

The commission shall have, in addition to the powers and duties of a historical district commission as delineated in Chapter 40, section 8D of the Massachusetts General Laws, and the following further powers and duties, subject to appropriations or receipt of money gifts, and may in the exercise of any of its powers or duties accept and expend such gifts and employ clerical.

***Cross reference**—Committee on historical objects and tourism, § 2-68. and technical assistants, or consultants:

- (1) To conduct a survey of buildings in the city and sites for the purpose of determining those of historic significance architecturally or otherwise. Copies of this continuing survey shall be placed in the hands of the city planning department, the redevelopment authority, the building department, and the public library and periodically updated by the commission;

(2) To propose from time to time as it deems appropriate the establishment, in accordance with the provisions of the historic districts act, of additional historic districts and changes in historic districts;

(3) To determine an appropriate system of markers for selected historic sites and buildings not already sufficiently marked, to arrange for preparation and installation of such markers, and to arrange for care of historic markers;

(4) To arrange for preparation and publication of maps and brochures and descriptive material about the city historic sites and buildings;

(5) To cooperate with and advise the planning department, the redevelopment authority, the public works department, and other city agencies in matters involving historic sites and buildings;

(6) To cooperate with and enlist assistance for the city from the National Park Service, the National Trust for Historic Preservation, the Society for the Preservation of New England Antiquities, and other agencies, public and private, from time to time concerned with historic sites and buildings;

(7) To advise owners of historic buildings in the city on problems of preservation. (Code 1963, § 3-3103; Ord. of 6-10-71; Ord. of 5-28-81, § 1)

Sec. 2-153. Recommending committees

The commission may recommend to the mayor from time to time, as needed the appointment of advisory committees of historians and person experienced in architecture or other arts or in historic preservation or restoration, to assist in a manner comparable to the National Park Service Advisory Board or Consulting Committee. (Code 1963, § 3- 3104; Ord of 6-10-71)

Sec. 2-154. Publication of guidelines.

The commission may formulate and publish guidelines for construction or alteration of buildings or structures or appurtenant fixtures in the areas as defined in section 5 of Chapter 40C of the Massachusetts General Laws. (Code 1963, § 3-3105; Ord of 6-10-71)

Sec. 2-155. Certificate of appropriateness; time for decision.

When taking action under the provisions of the second paragraph of section 7 of the historic districts act, the commission shall make its determination within forty-five (45) days after the filing of the application for a certificate of appropriateness, or such further time as the applicant may in writing allow. (Code 1963, § 3-3106; Ord of 6-10-71)

State law reference—See M.G.L.A. c. 40C, § 11.

Sec. 2-156. Bedford-Landing Historic District established.

There is hereby established under provisions of the historic districts act, one historic district to be known as Bedford-Landing, bounded and described as shown on the map entitled, "Bedford-Landing — Waterfront Historic District," as amended, attached to and made part of the ordinance from which this section is derived. (Code 1963, § 3-3102; Ord of 6- 10-71; Ord of 9-13-79; Ord of 2-8-01)