

By Mr. Walsh of Peabody, petition of Thomas P. Walsh, Lawrence R. Alexander and Frederick E. Berry relative to the South Essex Sewerage District. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT RELATING TO THE SOUTH ESSEX SEWERAGE DISTRICT.

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. Chapter 516 of the acts of 1969 is hereby
2 amended by inserting after section 7 the following section: —

3 Section 7A. Sums apportioned by the district and assessed
4 upon the cities, towns and institutions, as provided in section
5 seven, for construction costs, including principal and interest
6 falling due on bonds or notes issued pursuant to section five C,
7 of such additional construction and other works as authorized by
8 section three A to provide so-called secondary treatment,
9 including facilities planning, construction of a secondary
10 treatment facility and construction of a residuals disposal facility,
11 and sums so apportioned and assessed for the costs of
12 maintenance and operation of such facilities as limited in the
13 second paragraph hereof, shall be separately determined and
14 itemized and shall not be subject to the limitations in section
15 twenty B of chapter fifty-nine of the General Laws or in any other
16 provision of general or special law and shall be paid to the district
17 as required by section seven.

18 Said cities and towns may raise the sums assessed under this
19 section by separate charges upon the users of the aforesaid
20 facilities or by any other lawful means notwithstanding any
21 limitation in chapter 21C of chapter 59 of the General Laws. Any
22 such city or town may establish and maintain a separate enterprise
23 fund in accordance with section thirty-nine K of chapter 40 of the

24 General Laws, or any other applicable provision of law, into which
25 shall be deposited the receipts, revenues and funds derived from
26 charges made to pay the sums assessed by the district hereunder
27 for costs of construction, maintenance and operation of treatment
28 facilities and related works required to provide so-called
29 secondary treatment, including facilities planning, a secondary
30 treatment facility and a residuals disposal facility; provided,
31 however, that the aforesaid maintenance and operation costs shall
32 become subject to section twenty B of chapter 59 of the General
33 Laws after such facilities have been operated for a period of three
34 years.

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