

at a granite bound in the southwesterly line of Commonwealth Avenue, being a corner of land of the Central Congregational Church of Attleboro Falls; thence southeasterly by said Avenue about 246 feet to a point of curvature; thence curving to the south and west by a radius of 7.22 feet, a distance of 20.61 feet to the northerly line of Cushman Street; thence westerly by Cushman Street about 46 feet to the start of a curve; thence curving easterly and northerly by a ten-foot radius a distance of 28.55 feet to a point of tangency; thence northwesterly in a line parallel to the northeasterly line of Commonwealth Avenue and 52 feet distant southwesterly therefrom, a distance of about 198 feet to land of aforesaid Church; thence northeasterly by said Church about 12 feet to the point of beginning.

SECTION 2. This act shall take full effect upon its acceptance by a majority of the voters of said town voting thereon at an annual or special town meeting, but not otherwise. *Approved February 6, 1962.*

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**Chap. 64.** AN ACT RELATIVE TO THE CORPORATE POWER OF THE ARLINGTON FIREMEN'S RELIEF ASSOCIATION, INC.

*Be it enacted, etc., as follows:*

The Arlington Firemen's Relief Association, Inc., a corporation duly established under the laws of the commonwealth, is hereby authorized, upon the retirement from the fire department of the town of Arlington of any member in good standing, to pay to such member such sum, not exceeding five hundred dollars, as may be determined by vote of said corporation. *Approved February 6, 1962.*

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**Chap. 65.** AN ACT AUTHORIZING THE TOWN OF COHASSET TO CONSTRUCT AND OPERATE A SYSTEM OR SYSTEMS OF SEWERAGE AND SEWAGE DISPOSAL.

*Be it enacted, etc., as follows:*

SECTION 1. The town of Cohasset, may lay out, construct, maintain and operate a system or systems of common sewers for a part or the whole of its territory, with such connections and other works as may be required for a system or systems of sewerage and sewage treatment and disposal, and may construct such sewers in said town as may be necessary.

SECTION 2. Said town may make and maintain, in any way therein where common sewers are constructed, such connecting sewers within the limits of such way as may be necessary to connect any estate which abuts upon the way.

SECTION 3. Said town may, at the meeting when this act is accepted, vote that the selectmen or water commissioners shall act as a board of sewer commissioners. If the town does not so vote at said meeting, the town shall elect by ballot, at any town meeting not later than the second annual meeting after the commencement of construction hereunder of a system or systems of sewerage and sewage disposal, a board of three sewer commissioners, who shall be citizens of the town, to hold office, if elected at an annual meeting, one until the expiration of one year, one until the expiration of two years, and one until the expiration

of three years, from such annual town meeting, and until their successors are qualified, or, if elected at a special meeting, one until the expiration of one year, one until the expiration of two years, and one until the expiration of three years from the next succeeding annual town meeting, and until their successors are qualified, and thereafter, at each annual town meeting when the term of a member expires, the town shall elect one member of the board to serve for three years and until his successor is qualified. Any selectmen or water commissioner shall be eligible to election to said board. In either case, whether the town votes that its selectmen or water commissioners shall act as a board of sewer commissioners, or elects a board of sewer commissioners, the town may at any time thereafter, by any or all the methods permitted by general law, provide for the election of a board of three sewer commissioners, or that the selectmen or water commissioners may act as a board of sewer commissioners, as the case may be.

SECTION 4. Said board of sewer commissioners, acting for and on behalf of said town, may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any lands, water rights, rights of way or easements, public or private, in said town, necessary for accomplishing any purpose mentioned in this act, and may construct such sewers under or over any bridge, railroad, railway, boulevard or other public way, or within the location of any railroad, and may enter upon and dig up any private land, public way or railroad location, for the purpose of laying such sewers and of maintaining and repairing the same, and may do any other thing proper or necessary for the purposes of this act; provided, that they shall not take in fee any land of a railroad corporation, and that they shall not enter upon or construct any sewer within the location of any railroad corporation except at such time and in such manner as they may agree upon with such corporation, or, in case of failure to agree, as may be approved by the department of public utilities.

SECTION 5. Until the board of sewer commissioners has first been elected as provided in this act or the selectmen or water commissioners have first been authorized by vote to act as such board, as the case may be, but not in any event later than the second annual meeting after the commencement of the work of construction authorized hereby, the town may carry on such work by a duly authorized committee of the town. The committee shall serve without pay and shall have all the powers and authority given to the board of sewer commissioners in this act or by general law. Whenever the phrase "said board of sewer commissioners" or "said board" hereinafter occurs, it shall mean and include the board of sewer commissioners, the selectmen or water commissioners acting as such or the committee of the town provided for in this section, as the case may be.

SECTION 6. Any person injured in his property by any action of said board of sewer commissioners under this act may recover damages from said town under said chapter seventy-nine.

SECTION 7. The town shall, by vote, determine whether it shall pay the whole or a portion of the cost of said system or systems of sewerage and sewage disposal and if a portion, what proportion. If the town votes to pay less than the whole cost, in providing for the payment of the remaining portion of the cost of said system or systems the town may avail itself of any or all of the methods permitted by General Laws,

and the provisions of said General Laws relative to the assessment, apportionment, division, reassessment, abatement and collection of sewer assessments, to liens therefor and to interest thereon, shall apply to assessments made under this act, except that interest shall be at the rate of four per cent per annum. At the same meeting at which it determines that any portion of the cost is to be borne by the town, it may by vote determine by which of such methods the remaining portion of said cost shall be provided for. The collector of taxes of said town shall certify the payment or payments of such assessments, or apportionments thereof to the sewer commissioners, or to the selectmen or the water commissioners acting as such, who shall preserve a record thereof.

SECTION 8. For the purpose of paying the necessary expenses and liabilities incurred under this act, the town may from time to time, within five years after the passage of this act, borrow such sums as may be necessary, not exceeding, in the aggregate, one million dollars, and may issue bonds or notes therefor, which shall bear on their face the words Cohasset Sewerage Loan, Act of 1962. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws.

SECTION 9. The receipts from sewer assessments and from payments made in lieu thereof shall be applied to the payment of charges and expenses incident to the maintenance and operation of said system or systems of sewerage and sewage disposal or to the extension thereof, to the payment of interest upon bonds or notes issued for sewer purposes or to the payment or redemption of such bonds or notes.

SECTION 10. Said board of sewer commissioners may annually appoint a clerk and may appoint a superintendent of sewers who shall not be a member of the board, and shall define their duties. It may remove the clerk or superintendent at its pleasure. Said board may, in its discretion, prescribe for the users of said sewer system or systems such annual rentals or charges based on the benefits derived therefrom as it may deem proper, subject, however, to such rules and regulations as may be fixed by vote of the town.

SECTION 11. All contracts made by the board of sewer commissioners shall be made in the name of the town and shall be signed by the board, but no contract shall be made or obligations incurred by said board for any purpose in excess of the amount of money appropriated by the town therefor.

SECTION 12. Said board of sewer commissioners may, from time to time, prescribe rules and regulations for the connection of estates and buildings with sewers, and for inspection of the materials, the construction, alteration and use of all connections entering into such sewers, and may prescribe penalties, not exceeding twenty dollars, for each violation of any such rule or regulation. Such rules and regulations shall be published at least once a week for three successive weeks in some newspaper, published in the town of Cohasset, if there be any, and if not, then in some newspaper published in the county of Norfolk, and shall not take effect until such publications have been made.

SECTION 13. If the town votes that the water commissioners shall act as a board of sewer commissioners, they may so act and be eligible to so act with full validity, notwithstanding the provisions of section

fourteen of chapter one hundred and twenty-eight of the acts of eighteen hundred and eighty-six, as amended by section six of chapter four hundred and eighty-nine of the acts of nineteen hundred and forty-six, which provides that said water commissioners may not hold any other elective or appointive town office.

**SECTION 14** No act shall be done under authority of the preceding sections except in the making of surveys and other preliminary investigations, until the plan for said system or systems of sewerage and sewage disposal has been approved by the state department of public health.

**SECTION 15.** This act shall take full effect upon its acceptance by vote of a majority of the voters of said town voting thereon at an annual town meeting or any special town meeting called for the purpose within four years after its passage, but not otherwise. No expenditure shall be made and no liability incurred hereunder until such acceptance.

*Approved February 6, 1962.*

**Chap. 66.** AN ACT RELATIVE TO THE ACCEPTANCE BY THE TOWN OF BILLERICA OF THE PROVISIONS OF LAW ESTABLISHING MINIMUM ANNUAL COMPENSATION FOR REGULAR POLICE OFFICERS.

*Be it enacted, etc., as follows:*

Notwithstanding any contrary provision of any general or special law, the following question shall be placed upon the official ballot to be used for the election of officers at the annual town meeting to be held in the town of Billerica in the current year: — “Shall the town vote to accept the provisions of section one hundred and eight E of chapter forty-one of the General Laws whereby, if accepted, the minimum annual compensation of each regular police officer in the police department of the town of Billerica shall be not less than four thousand eight hundred and eighty dollars for the first year of service, five thousand and thirty dollars for the second year of service, and five thousand five hundred dollars for the third and each succeeding year of service?” If a majority of the votes in answer to said question is in the affirmative, said section shall thereupon become effective in said town.

*Approved February 6, 1962.*

**Chap. 67.** AN ACT AUTHORIZING SAVINGS BANKS TO MAKE CERTAIN LOANS GUARANTEED IN WHOLE OR IN PART BY THE MASSACHUSETTS HIGHER EDUCATION ASSISTANCE CORPORATION.

*Whereas,* The deferred operation of this act would tend to defeat its purpose, which is to authorize savings banks to make loans for the purpose of aiding and assisting students to fulfill a program of higher education, which loans are guaranteed in whole or in part by the Massachusetts Higher Education Assistance Corporation, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted, etc., as follows:*

Chapter 168 of the General Laws is hereby amended by inserting after section 37 the following section: —

*Section 37A.* Such corporation for the purpose of aiding and assist-