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**Chap. 512**

line 8, the words "board of aldermen" and inserting in place thereof the following words:- city council.

**SECTION 78.** Section 59 of said chapter 239 is hereby amended by striking out, in line 10, the words "board of aldermen" and inserting in place thereof the following words:- city council.

**SECTION 79.** Section 60 of said chapter 239 is hereby amended by striking out, in line 3, the words "board of aldermen" and inserting in place thereof the following words:- city council.

**SECTION 80.** Section 62 of said chapter 239 is hereby amended by striking out, in line 22, the words "board of aldermen" and inserting in place thereof the following words:- city council.

Approved January 14, 2009.

**Chapter 513. AN ACT RELATIVE TO PUBLIC ACCESS TO RECREATIONAL TRAILS.**

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

**SECTION 1.** Section 17C of chapter 21 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting after the word "limitation", in line 3, the following words:- , railroad and utility corridors, easements and rights of way.

**SECTION 2.** Subsection (b) of said section 17C of said chapter 21, as so appearing, is hereby amended by striking out the second sentence and inserting in place thereof the following 2 sentences:- For the purposes of this section, "person" shall include the person having any interest in the land, his agent, manager or licensee and shall include, without limitation, any governmental body, agency or instrumentality, a nonprofit corporation, trust, association, corporation, company or other business organization and any director, officer, trustee, member, employee, authorized volunteer or agent thereof. For the purposes of this section, "structures, buildings and equipment" shall include any structure, building or equipment used by an electric company, transmission company, distribution company, gas company or railroad in the operation of its business.

Approved January 14, 2009.

**Chapter 514. AN ACT ESTABLISHING A POST EMPLOYMENT HEALTH INSURANCE LIABILITY FUND IN THE TOWN OF IPSWICH.**

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

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**Chap. 514**

The town of Ipswich may appropriate funds in order to offset the anticipated cost of health insurance contributions for retired employees, their spouses and eligible dependents and the surviving spouses and eligible dependents of deceased retirees. This amount shall be credited to a special fund to be known as the Post Employment Health Insurance Liability Fund. The fund shall be under the supervision and management of the town manager and under the custody of the town treasurer. The town treasurer may deposit the proceeds in national banks or invest the proceeds by deposit in savings banks, cooperative banks or trust companies organized under the laws of the commonwealth or in federal savings and loan associations situated in the commonwealth or invest the funds in securities that are legal for the investment of funds of savings banks under the laws of the commonwealth. Any interest or other income earned by the fund shall be added to and become part of the fund. Amounts may be appropriated to the fund by a town meeting by a majority vote not to exceed the total liability developed by an actuarial study. Authorized disbursements shall be made from the fund in payment of contributions and premiums for the benefit of retirees and their eligible dependents and surviving spouses and for costs associated with conducting the actuarial study without further appropriation. The town manager may employ a qualified bank, trust company, corporation, firm or person for advice on the investment of the fund and to prepare an actuarial study and may pay for this advice or service from the fund.

Approved January 14, 2009.

**Chapter 515. AN ACT AUTHORIZING THE BOARD OF SELECTMEN OF THE TOWN OF WESTON TO GRANT A LICENSE FOR THE SALE OF ALL ALCOHOLIC BEVERAGES TO BE DRUNK ON THE PREMISES OF THE JOSIAH SMITH TAVERN AND BARN.**

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

**SECTION 1.** Notwithstanding sections 12 and 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the board of selectmen of the town of Weston, for the purpose of preserving and operating the Josiah Smith Tavern and Barn consistent with a preservation restriction on the property, may grant a license for the sale of all alcoholic beverages to be drunk on the premises to a nonprofit corporation established in accordance with section 2. The board of selectmen shall not approve the transfer of the license to any other entity or location. The Josiah Smith Tavern and Barn is located at 358 Boston Post road in the town of Weston and is owned by said town, subject to a 500-year historic preservation restriction held by Historic New England and recorded at the Middlesex south district registry of deeds at Book 15086, page 081-086.

**SECTION 2.** There shall be a body corporate to be known as the Josiah Smith Tavern Corporation. The corporation shall have all the rights, privileges, powers, duties and responsibilities of a corporation established pursuant to chapter 180 of the General Laws, and