

striking out the fourth and fifth sentences and inserting in place thereof the following three sentences: — Whoever violates any such rule or regulation shall be punished by a fine of not less than ten nor more than fifty dollars. Whoever, after due notice, continues to violate any such rule or regulation shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars to the use of the commonwealth for each offense. Each day of such violation after such notice shall constitute a separate offense.

Approved May 22, 1965.

Chap. 496. AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE CITY COUNCIL OF THE CITY OF SPRINGFIELD.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, if at any time a vacancy occurs in the city council of the city of Springfield from any cause, the city clerk shall forthwith notify the city council thereof; and within fifteen days after such notification, the remaining city councillors shall choose, as city councillor for the unexpired term, whichever of the defeated candidates for the office of city councillor at the regular municipal election at which city councillors were elected for the term in which the vacancy occurs, who are eligible and willing to serve, received the highest number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of city councillor. If at a regular municipal election there is a failure to elect a city councillor or if a person elected city councillor at such an election resigns or dies before taking office, the city clerk shall, as soon as conveniently may be after the remaining city councillors-elect take office, notify the city council of such failure to elect, resignation or death; and within fifteen days after such notification, the members thereof shall choose, as city councillor for the unexpired term, whichever of the defeated candidates for the office of city councillor at such election, who are eligible and willing to serve, received the highest number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of city councillor. If in any of the aforesaid events a choice is not made as hereinbefore provided within fifteen days after the notification of the city council by the city clerk, the choice shall be made by the mayor, or, if there is no mayor, by the city councillor senior in length of service, or, if there be more than one such, by the city councillor senior both in age and length of service.

Approved May 24, 1965.

Chap. 497. AN ACT VALIDATING CERTAIN ACTION TAKEN BY THE TOWN OF BROOKLINE AT ITS ANNUAL TOWN MEETING HELD IN THE YEAR NINETEEN HUNDRED AND SIXTY-FIVE RELATIVE TO THE COMPENSATION OF THE PERMANENT UNIFORMED MEMBERS OF THE FIRE DEPARTMENT OF SAID TOWN.

Be it enacted, etc., as follows:

The action taken by the town of Brookline at its annual town meeting held in the year nineteen hundred and sixty-five in voting to amend