

HOUSE No. 794

By Mr. Bagley of Townsend (by request), petition of George L. Wilson for legislation relative to sewer assessments in the town of Ayer. Towns.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Nine.

AN ACT TO EXTEND THE TIME DURING WHICH THE TOWN OF AYER MAY MAKE SEWER ASSESSMENTS.

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 397 of the acts of 1948 is
2 hereby amended by striking out, in the first line, the
3 words "six months" and inserting in place thereof
4 the words: — one year, — so that the said act shall
5 read as follows: — *Section 1.* Within one year after
6 the passage of this act, the town of Ayer may by vote
7 determine by which of the methods referred to or
8 authorized by the provisions of section seven of
9 chapter two hundred and fifty-five of the acts of
10 nineteen hundred and forty-one the remaining portion
11 of the cost of the system or systems of main drains
12 and common sewers authorized to be constructed or
13 constructed in accordance with the provisions of said
14 chapter two hundred and fifty-five, as amended by
15 chapter two hundred of the acts of nineteen hundred
16 and forty-five, shall be provided for, and the sewer

17 commissioners of said town may determine the value
18 of the benefit or advantage to every parcel of real
19 estate in the town, beyond the general advantage to
20 all real estate therein, from the construction hereto-
21 fore of any sewer, drain or system of sewage disposal
22 or extension of any existing sewer or drain or from the
23 doing of any other work authorized by the provisions
24 of said chapter two hundred and fifty-five, or any
25 act in amendment thereof or in addition thereto,
26 shall cause to be recorded in the registry of deeds of
27 the district in which said town is situated a state-
28 ment of their action with reference to such construc-
29 tion, which shall specify the public ways in which
30 such sewer or drain is located, and may assess on
31 every such parcel a proportionate share of such part,
32 not exceeding three fourths, as said commissioners
33 shall deem just, of the expenses incurred by the town
34 for the improvements aforesaid; provided, that no
35 assessment on any parcel of real estate shall exceed
36 the value of such special benefit to that parcel, and
37 provided further, that if any real estate determined
38 to be specially benefited as aforesaid has been alien-
39 ated between the date of such construction and the
40 date of passage of this act, said town shall assume the
41 assessments thereon. Every assessment made here-
42 under upon any such parcel, except one assumed by
43 the town as aforesaid, shall constitute a lien on such
44 parcel from the date of recording of the statement
45 aforesaid. Except as herein otherwise provided, the
46 provisions of general law shall apply to such assess-
47 ments.

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