

# HOUSE . . . . No. 2739

---

---

## The Commonwealth of Massachusetts

---

HOUSE OF REPRESENTATIVES, March 14, 1956.

The committee on Municipal Finance, to whom was referred the petition (accompanied by bill, House, No. 2559) of Francis J. McGrath (city manager), James D. O'Brien (mayor) and members of the General Court (with the approval of the city council) that the city of Worcester be authorized to borrow money for protection against floods, report the accompanying bill (House, No. 2739).

For the committee,

DOMENIC V. DEPARI.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Six.

AN ACT AUTHORIZING THE CITY OF WORCESTER TO BORROW MONEY OUTSIDE THE DEBT LIMIT FOR PROTECTION AGAINST FLOOD PURPOSES.

*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. The city of Worcester may, within a  
2 period of ten years from the date of passage of this act,  
3 incur indebtedness in an amount not exceeding five mil-  
4 lion dollars for acquiring by purchase or under the pro-  
5 visions of chapter seventy-nine of the General Laws,  
6 any right, title or interest in land and structures for use  
7 in connection with the protection of life and property  
8 against floods and for the construction of any project  
9 for said purpose and also for the cost of surveys, engi-  
10 neering fees, architects' fees, plans and supervision, rea-  
11 sonably and necessarily related thereto, and may issue  
12 bonds or notes therefor which shall bear on their face  
13 the words Worcester Flood Protection Loan Act of 1956.  
14 Each authorized issue shall constitute a separate loan,  
15 and such loans shall be payable in not more than thirty  
16 years from their dates of making. Indebtedness incurred  
17 under this act shall be in excess of the statutory limit  
18 provided for by chapter forty-four of the General Laws,  
19 but shall, except as provided herein, be subject to the  
20 provisions of said chapter forty-four, excluding, how-  
21 ever, the limitation contained in the first paragraph of  
22 section seven thereof.

1 SECTION 2. None of the moneys authorized to be  
2 borrowed hereunder may be disbursed by the treasurer  
3 of the city of Worcester unless and until there has been

4 submitted with each bill or invoice or demand for pay-  
5 ment an affidavit signed, subject to the penalties of  
6 perjury, by the commissioner of public works or other  
7 responsible official of the city, as the case may be, that  
8 the work for which payment is demanded has been per-  
9 formed in accordance with all plans, specifications and  
10 conditions of the contract and of the rules of the depart-  
11 ment of public works of said city, or that any goods,  
12 supplies, material or equipment furnished with said work  
13 and for which goods, supplies, materials and equipment  
14 payment is demanded conform to the requirements of  
15 any contract executed for the same and more particu-  
16 larly without limiting the generality of the foregoing  
17 with respect to price, quality and specifications.

1 SECTION 3. No portion of the proceeds of any loan  
2 authorized to be issued under authority of section one  
3 of this act, in excess of five per cent of said loan, shall  
4 be applied to the payment of any indirect or administra-  
5 tive costs of said project.

1 SECTION 4. This act shall take effect upon its passage.

