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SECTION 1. The city of Springfield is hereby exempt from the provisions of chapter thirty B of the General Laws with respect to the leasing of city owned real property at the Chicopee River Technology Park for the purpose of building a baseball stadium in said city of Springfield. Said property consists of two parcels as follows:

1. A parcel known as Delta Hills described in a deed recorded with Hampden county registry of deeds, Book 9088, Page 145.

2. A parcel known as the Rifle Range described in deeds recorded with said registry in Book 752, Page 423; Book 760, Page 469; and Book 760, Page 426.

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

Approved June 23, 1995.

Chapter 44. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO LEASE CERTAIN PROPERTY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section three of chapter forty of the General Laws or any other general or special law to the contrary, the city of Springfield is hereby authorized to lease a baseball stadium and related amenities on two parcels of city owned land located in said city for a period of twenty-five years. One parcel known as "Delta Hills", described in a deed recorded with the Hampden county registry of deeds in Book 9088, Page 145; and a second parcel known as the "Rifle Range" is described in deeds recorded with the Hampden county registry of deeds, in Book 752, Page 423, Book 760, Page 469; and Book 760, Page 426.

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

Approved June 23, 1995.

Chapter 45. AN ACT RELATIVE TO THE FINANCIAL OPERATIONS OF THE SOUTH ESSEX SEWERAGE DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. Chapter 516 of the acts of 1969 is hereby amended by inserting after section 5D, inserted by section 1 of chapter 2 of the acts of 1992, the following four sections:-

Section 5E. Bonds, notes or other evidences of indebtedness issued by the South Essex Sewerage District may be secured by a bond resolution or trust agreement or other agreement in such form and executed in such manner as may be determined by the South Essex sewerage board between the South Essex Sewerage District and the purchasers or holders of such bonds, notes or other evidences of indebtedness or between the South Essex

Sewerage District and a corporate trustee which may be any trust company or bank having the powers of a trust company within or without the commonwealth. Such bond resolution, trust agreement or other agreement may pledge or assign, in whole or in part, the revenues and funds held or to be received by the South Essex Sewerage District, and any contract or other rights to receive the same, whether then existing or thereafter coming into existence and whether then held or thereafter acquired by the South Essex Sewerage District, and the proceeds thereof. Such bond resolution, trust agreement or other agreement may contain provisions for protecting and enforcing the rights, security and remedies of the holders of any such bonds, notes or other evidences of indebtedness as may be reasonable and proper including, without limiting the generality of the foregoing provisions: (i) defining defaults and providing for remedies in the event thereof; (ii) establishing covenants setting forth the duties of and limitations on the South Essex Sewerage District; and (iii) providing for the establishment and maintenance of reserves, which shall constitute trust funds within the meaning of section fifty-four of chapter forty-four of the General Laws; provided, however, that the South Essex Sewerage District shall not mortgage its real property or fixed assets to secure its bonds, notes or other evidences of indebtedness.

Section 5F. For the purpose of creating a stabilization fund for the South Essex Sewerage District, the South Essex sewerage board may contribute to such a fund in any year an amount not exceeding two and one-half percent of the total amount assessed by said board in the preceding fiscal year. Such contributions may be made by appropriation, transfer, the acceptance of grants or gifts or by any other lawfully available means. The aggregate amount in the fund at any time shall not exceed two million dollars inclusive of any interest. Funds contributed to the stabilization fund established hereunder, including any interest thereon, shall accumulate from year to year and may be expended upon two-thirds vote of said board for the purpose of: (i) meeting any shortfall in the payment of principal or interest on any bonds, notes or other evidences of indebtedness issued by said district; (ii) assessment relief; or (iii) for such other unforeseen or extraordinary expenses as said board shall approve. The treasurer shall be custodian of the fund and all funds held therein shall constitute trust funds within the meaning of section fifty-four of chapter forty-four of the General Laws. Said board shall establish such rules and procedures governing the accounting for contributions to and the expenditure from the fund as it shall from time to time determine. The authority to establish a stabilization fund as set forth in this section shall be in place of and not in addition to the authority otherwise conferred upon said district by section five B of chapter forty of the General Laws.

Section 5G. The proceeds of any bonds or notes issued by the South Essex Sewerage District shall constitute trust funds within the meaning of section fifty-four of chapter forty-four of the General Laws.

Section 5H. The South Essex sewerage board may require that the South Essex sewerage district's assessments for its annual operations and maintenance budget and its annual construction budget shall be paid by its member cities, towns and institutions in quarterly installments at such times as the South Essex sewerage board shall determine to be in the best interests of the South Essex Sewerage District or upon such other schedule and

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in such other amounts as the South Essex sewerage board shall otherwise determine.

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

Approved June 26, 1995.

Chapter 46. AN ACT RELATIVE TO CERTAIN SPECIAL ELECTIONS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section ten or section twenty-eight of chapter fifty-three of the General Laws or any other general or special law to the contrary, the primary election preceding the special state election to fill the vacancy in the office of representative in the general court for the eleventh Plymouth district to be held in the year nineteen hundred and ninety-five shall be held on September twelfth and the primary election preceding the special state election to fill the vacancy in the office of representative in the general court for the tenth Suffolk district to be held in the year nineteen hundred and ninety-five shall be held on September nineteenth.

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

Emergency Letter: June 28, 1995 @ 3:56 P.M.

Approved June 28, 1995.

Chapter 47. AN ACT VALIDATING THE RESULTS OF A CERTAIN SPECIAL ELECTION HELD WITHIN THE TOWN OF DUDLEY ON APRIL ELEVENTH, NINETEEN HUNDRED AND NINETY-FIVE.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the results of the special election held within the town of Dudley on April eleventh, nineteen hundred and ninety-five at which it was voted to exclude the town's apportioned share of indebtedness to be issued by the Dudley-Charlton Regional School District for the purpose of roof replacement and related repairs to the Shepherd Hill regional high school are hereby ratified, validated and confirmed, notwithstanding any failure by the town to issue an election warrant.

SECTION 2. Notwithstanding the provisions of any general or special law to the contrary, the results of the special election of the Dudley-Charlton Regional School District held on April eleventh, nineteen hundred and ninety-five at which it was voted to approve the regional school committees incurring indebtedness in the amount of nine hundred and thirty-five thousand dollars for the purpose of roof replacement and related repairs to the Shepherd Hill regional high school are hereby ratified, validated and confirmed, notwithstanding the failure of the district to publish the warrant for said election.

SECTION 3. This act shall take effect upon its passage.

Approved June 29, 1995.