

SENATE No. 74

To accompany the petition of James J. Corbett for legislation to authorize the city of Somerville to resurface certain private ways therein. Cities.

The Commonwealth of Massachusetts

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

AN ACT AUTHORIZING THE CITY OF SOMERVILLE TO RESURFACE CERTAIN PRIVATE WAYS THEREIN.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Notwithstanding any provision of law to the con-
2 trary, the city of Somerville may repair or resurface
3 private ways which have been opened to public use for
4 six years or more, and in such cases section twenty-five
5 of chapter eighty-four of the General Laws shall not
6 apply. Such repairs or resurfacing shall not be under-
7 taken unless and until the commissioner of public works
8 has in his possession agreements executed by all abutting
9 owners to release and save the said city harmless on
10 account of any damage whatever caused by such repairs
11 or resurfacing, nor unless the city council votes that such
12 repairs or resurfacing are required by public convenience
13 and necessity. Such agreements to release and save
14 harmless the said city shall be recorded in the Middlesex
15 Registry of Deeds, Southern District, shall be deemed to
16 be covenants running with the land and shall be binding
17 upon all subsequent owners thereof.

