

SENATE No. 463

The Commonwealth of Massachusetts

SENATE, March 22, 1939.

The committee on Harbors and Public Lands, to whom was referred the petition (accompanied by bill, Senate, No. 217) of Newland H. Holmes and Nathaniel Tilden that the Department of Public Works be authorized to dredge a portion of Green Harbor in the town of Marshfield, report the accompanying bill (Senate, No. 463).

For the committee,

JOHN E. KERRIGAN.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR THE IMPROVEMENT OF A PORTION
OF GREEN HARBOR IN THE TOWN OF MARSHFIELD.

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. Subject to the conditions herein im-
2 posed, the department of public works is hereby
3 authorized and directed to dredge and enlarge a por-
4 tion of Green harbor at or near the mouth of Cut
5 river, otherwise known as Green harbor river, in the
6 town of Marshfield, in such location and to such
7 depth as said department may deem necessary. No
8 work shall be begun until the town of Marshfield has
9 assumed liability, in the manner provided by section
10 twenty-nine of chapter ninety-one of the General
11 Laws, as appearing in the Tercentenary Edition, for
12 all damages that may be incurred hereunder, nor
13 until the said town has paid into the treasury of the
14 commonwealth the sum of ten thousand dollars,
15 which, together with such sum, not exceeding, ten
16 thousand dollars, as may hereafter be appropriated
17 by the commonwealth, shall constitute a fund for
18 the improvements herein authorized; provided, that
19 the total cost of such improvements shall not exceed
20 twenty thousand dollars, and provided, further, that
21 if any of the last mentioned sum remains after the

22 completion of such improvements one half of such
23 remainder shall be repaid to said town.

1 SECTION 2. For the purpose of meeting the pay-
2 ments required to be made by the town of Marshfield
3 under this act, the said town may borrow from time
4 to time such sums as may be necessary, not exceed-
5 ing, in the aggregate, ten thousand dollars, and may
6 issue notes therefor, which shall bear on their face
7 the words, Town of Marshfield, Harbor Improve-
8 ments Loan, Act of 1939. Each authorized issue
9 shall constitute a separate loan, and such loans shall
10 be paid within five years from their dates. Indebt-
11 edness incurred by said town under this act shall be
12 in excess of the statutory limit, but shall, except as
13 herein provided, be subject to chapter forty-four of
14 the General Laws, exclusive of the limitation con-
15 tained in the first paragraph of section seven thereof.

1 SECTION 3. The department of public works shall
2 have full authority to carry out negotiations, and
3 enter into agreements relative to work authorized to
4 be carried out by it hereunder, with the appropriate
5 agencies of the federal government if deemed advis-
6 able by it. The commonwealth may accept and use
7 for the purposes of this act any grant of federal
8 funds, and such grants shall be in addition to the
9 amounts authorized by this act.

1 SECTION 4. This act shall take full effect upon its
2 acceptance during the current year by vote of the
3 town of Marshfield in town meeting and upon the
4 filing during the current year in the office of the said
5 department of a certified copy of said vote.

