

SENATE No. 226

To accompany the petition of Frederick M. J. Sheehan relative to the removing or tearing down of buildings or other structures. Mercantile Affairs.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Seventeen.

AN ACT

Relative to the Removing or Tearing Down of Buildings or other Structures.

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. It shall be unlawful for any
2 person, firm or corporation to engage in the
3 business of removing or tearing down buildings
4 or other structures unless said person, firm or
5 corporation shall have obtained a permit so to do,
6 in the city of Boston, from the building com-
7 missioner, and in other cities, from the mayor,
8 and in towns, from the board of selectmen.

1 SECTION 2. No such permit shall be granted
2 except upon an application in writing signed by

3 the applicant or his duly authorized attorney, or in
4 case of a corporation by its treasurer, under seal.
5 Said application shall specify clearly and distinctly
6 the building, buildings or other structure to be
7 removed or torn down, the date when said work
8 is to commence and with a reasonable degree of
9 certainty the time when said removal or tearing
10 down is to be completed.

1 SECTION 3. No such permit shall be granted
2 unless the applicant or applicants shall have
3 filed with the treasurer of the city or town in
4 which said permit is to be issued, a bond in the
5 sum of fifty thousand dollars signed by the
6 applicant, and sufficient surety or sureties who shall
7 be jointly and severally liable, and conditioned
8 for the payment of all costs and damages which
9 may be incurred by any person or persons through
10 the negligence or carelessness of the licensee, his
11 servants and agents. Separate actions may be
12 brought on such bond by any person at his own
13 expense. Said bond shall be payable to the
14 treasurer of the city or town in which application
15 is made.

1 SECTION 4. No such bond shall be accepted
2 or approved, except the surety be a duly author-
3 ized surety company, until each surety has made
4 and subscribed a statement under oath that he
5 is worth not less than one hundred thousand
6 dollars over and above all liabilities and indebted-
7 ness, and the statement so made shall designate

8 sufficient property, real or personal, to cover the
9 requirements of the bond, and shall be kept on
10 file with the bond in connection with which said
11 statement is made.

1 SECTION 5. Any person, firm or corporation
2 violating the provisions of this act shall be
3 punished by a fine of not less than five hundred
4 dollars nor more than one thousand dollars.

1 SECTION 6. This act shall take effect upon its
2 passage.

