HOUSE . . . . . No. 4483

By Mr. Bevilacqua of Haverhill, petition of Francis J. Bevilacqua relative to solid waste disposal by the Department of Environmental Management. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Eight.

AN ACT RELATIVE TO SOLID WASTE DISPOSAL BY THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT.

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

SECTION 1. The first sentence of section 19 of chapter 16 of the General Laws, as appearing in chapter 834 of the acts of 1969, is hereby amended by striking out, in line 5, the word "not".

SECTION 2. The second sentence of said section 19 of said chapter 16, as so appearing, is hereby amended by inserting after the word "disposal", in line 5, the following words: — ; provided, however, that no taking by eminent domain shall be made unless such a taking has first been approved by the city or town in which the land to be taken is located, which approval in the case of a city shall be by at least a two-thirds vote of the city council and in the case of a town shall be by at least a two-thirds vote of a town meeting.

SECTION 3. The first sentence of section 24 of said chapter 16, as appearing in section 5 of chapter 1218 of the acts of 1973, is hereby amended by inserting after the word "assessment", in line 13, the words: — ; provided, however, that no assessment shall be made upon a city or town unless the department has furnished to such city or town a certified copy of its financial statement at least thirty days prior to such assessment.

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