

SENATE No. 185

To accompany the petition of Charles M. Haskins and others that the town of Wellesley be permitted to become a part of the South Metropolitan sewerage system. Metropolitan Affairs.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Fourteen.

AN ACT

To permit the Town of Wellesley to become a Part of the South Metropolitan Sewerage District.

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. The territory included within the town
2 of Wellesley in the county of Norfolk is hereby made a
3 part of the south metropolitan sewerage district. Said
4 town of Wellesley, as a part of said district, shall be
5 subject to the provisions of chapter four hundred and
6 twenty-four of the acts of the year eighteen hundred and
7 ninety-nine, and acts in amendment thereof and addition
8 thereto, except as hereinafter set forth; and all the au-
9 thority granted to other municipalities by said chapter
10 four hundred and twenty-four and acts in amendment
11 thereof and addition thereto shall hereafter be vested in

12 the said town of Wellesley in common with the said other
13 municipalities.

1 SECTION 2. In receiving the sewage from the town of
2 Wellesley and in any action relating thereto or hereunder
3 and for the purpose of maintaining such sewers as may
4 be necessary in connection with the entrance of Wellesley
5 into the south metropolitan sewerage district the said
6 metropolitan water and sewerage board, acting on behalf
7 of the commonwealth, shall have and exercise all the
8 authority conferred upon it by chapter four hundred and
9 thirty-nine of the acts of the year eighteen hundred and
10 eighty-nine and by chapter one hundred and sixty-eight
11 of the acts of the year nineteen hundred and one and
12 acts in amendment thereof and in addition thereto, and
13 all the provisions of said acts are made applicable to the
14 construction, maintenance and operation hereby author-
15 ized except as herein otherwise provided.

1 SECTION 3. The sewage of the town of Wellesley may,
2 with the consent of the city of Newton, be discharged
3 into the sewers of the south metropolitan sewerage dis-
4 trict through the sewers of the city of Newton, and the
5 city of Newton and the town of Wellesley may contract
6 with each other for the discharge of the sewage of the
7 town of Wellesley into and through the sewers of the city
8 of Newton to the sewers of the south metropolitan sewer-
9 age district, and the adoption of said contract as herein
10 set forth shall constitute the consent of the city of New-
11 ton as aforesaid.

12 Any contracts entered into by the city of Newton and
13 the town of Wellesley shall be effective only when
14 adopted by the town of Wellesley by a vote of the ma-

15 jority of the legal voters of the town present and voting
16 thereon at a meeting legally called for the purpose, and
17 adopted by the city of Newton by a vote of the board of
18 aldermen and approved by the mayor.

19 The town of Wellesley may, after it shall have ac-
20 cepted chapter five hundred and sixty-seven of the acts
21 of the year nineteen hundred and seven, exercise within
22 the limits of the city of Newton all the rights and powers
23 and be subject to all the duties and obligations in said
24 chapter five hundred and sixty-seven of the acts of the
25 year nineteen hundred and seven contained so far as
26 applicable, and may construct, maintain and operate
27 within the city of Newton such mains, main drains,
28 sewers and other works as may be necessary to carry out
29 the purposes of this act and discharge the sewage of
30 the town of Wellesley into the sewers of the city of New-
31 ton: *provided, however*, that such rights and powers shall
32 not be exercised within the limits of the city of Newton,
33 and such mains, main drains, sewers or other works shall
34 not be constructed without the consent of the city of
25 upon said town until the calendar year in which its
36 said city of Newton and approved by the mayor.

1 SECTION 4. The town of Wellesley shall, in addition
2 to the yearly payment of the assessment provided for by
3 chapter four hundred and twenty-four of the acts of the
4 year eighteen hundred and ninety-nine and acts in
5 amendment thereof and addition thereto, pay into the
6 treasury of the commonwealth for the sinking fund of
7 the south metropolitan sewerage district such proportion
8 of the total amount of said sinking fund, existing on the
9 first day of May, in the year of its admission to the south
10 metropolitan district, as the valuation of the said town
11 for the said year shall bear to the total amount of the

12 valuation of said district, as determined for the purposes
13 of apportionment of assessments.

14 Such proportion shall be determined by the metropoli-
15 tan water and sewerage board and shall be certified by
16 said board to the treasurer of the commonwealth. The
17 treasurer shall determine the total amount so to be paid
18 by said town on account of its admission to the district,
19 and for the payment thereof shall add one fifth of said
20 total amount to the yearly sum payable by said town on
21 account of its share of the interest and sinking fund
22 requirements of the district for the succeeding five years.
23 No assessment on account of maintenance requirements
24 of the south metropolitan sewerage district shall be made
25 upon said town until the calendar year in which its
26 sewers shall be connected with the south metropolitan
27 system as herein provided.

1 SECTION 5. This act shall take effect when accepted
2 by vote of the majority of the legal voters of the town of
3 Wellesley present and voting thereon at a meeting legally
4 called for the purpose.