

ACTS, 1985. – Chap. 733.

education surplus space in a school building of the district to house public or private profit-making businesses or nonprofit organizations; provided, however, that if said school building is in actual use such joint occupancy shall not interfere with education programs being conducted therein; and provided, further, that if said school building is not in actual use, such lease must be approved by the city or town in which the said building is located. Such leases may be made for periods not exceeding ten years. The monies received from such rental or lease shall be kept separate and apart from other funds in the district treasury by the district treasurer, and the principal and interest thereon may be expended without further appropriation by the regional school district committee for the upkeep of the facility in which such surplus space is located; provided, however, that any balance remaining in such account at the close of a fiscal year shall be paid into the excess and deficiency fund, so called, of the regional school district as unencumbered funds and expended as provided in section sixteen B 1/2.

Approved January 3, 1986.

Chapter 733. AN ACT EXEMPTING CONCESSIONS AT CERTAIN SKATING RINKS FROM PROVISIONS OF THE BIDDING LAW.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to give preference to nonprofit community organizations in the awarding of contracts for the operation of certain concessions at certain skating rinks, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding the provisions of sections two B and two D of chapter one hundred and thirty-two A or sections thirty-three and forty-eight of chapter ninety-two of the General Laws or any other general or special law or rule or regulation to the contrary, the department of environmental management and the metropolitan district commission shall establish and promulgate rules and regulations which shall set reasonable minimum fees which shall be paid for the operation of concessions at skating rinks under their respective control. Said rules and regulations shall provide that any nonprofit youth hockey group or organization which submits a bid equal to or higher than such minimum fee shall be awarded the contract for the operation of that concession; provided, however, that if more than one such group or organization submits a bid equal to or higher than said minimum fee, the contract for the operation of the concession shall be awarded to the group or organization submitting the highest bid; and provided, further, that the Massachusetts commission for the blind does not intend to establish a vending facility at said site.

Approved January 3, 1986.