

HOUSE No. 607.

HOUSE OF REPRESENTATIVES, Feb. 8, 1895.

[Introduced on leave by Mr. TOWLE of Boston. Read and referred to committee on Cities.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-five.

AN ACT

To abate the Smoke Nuisance.

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. Whoever, after the first day of Septem-
2 ber in the year eighteen hundred and ninety-five, shall
3 use bituminous coal for the purpose of making steam in a
4 boiler in any building, in such a manner that smoke from
5 said coal passes into the atmosphere, shall, for each
6 offence, be punished by a fine of not less than ten nor
7 more than one hundred dollars.

1 SECT. 2. No person shall be held guilty under the
2 preceding section who shall satisfy the court, or if the
3 complaint is tried before a jury, shall satisfy the jury,

4 that at least seventy-five per cent. of the smoke from
5 said coal was consumed or otherwise prevented from
6 passing into the atmosphere.

1 SECT. 3. This act shall take effect in any city, upon
2 its acceptance by the city council thereof, and in any
3 town upon its acceptance by the inhabitants thereof at a
4 town meeting called for the purpose.

