

HOUSE No. 837.

[Bill accompanying petition of T. F. Coffin and others. Metropolitan
Affairs.]

Commonwealth of Massachusetts.

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

AN ACT

To unite the City of Boston and the Town of
Revere.

*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. All the territory now comprised
2 within the limits of the town of Revere in the
3 county of Suffolk, with the inhabitants and estates
4 therein, is annexed to and made part of the city
5 of Boston in said county of Suffolk, subject to
6 the same municipal regulations, obligations and
7 liabilities and entitled to the same immunities in
8 all respects as the said city of Boston: *provided,*
9 *however,* that until constitutionally and legally

10 changed, said territory shall continue to be, for
11 the purpose of electing members of the house of
12 representatives, a portion of the twenty-seventh
13 Suffolk representative district; for the purpose
14 of electing a senator, part of the first Suffolk
15 senatorial district; for the purpose of electing a
16 councillor, part of the third council district; and
17 for the purpose of electing representative in con-
18 gress, said territory shall continue to be part of
19 congressional district number seven as the same
20 is now constituted.

21 All the duties now required by law to be per-
22 formed by the selectmen and town clerk of said
23 town, or either of them, pertaining to the election
24 of representatives, in congress, state councillors,
25 for senators and members of the house of repre-
26 sentatives shall in like manner devolve upon and
27 be performed by the board of aldermen and said
28 clerk of said city.

29 It shall be the duty of the ward officers of the
30 ward erected out of said territory, as hereinafter
31 provided, to make to the said clerk of said city
32 a return of all votes that may be cast therein from
33 time to time for representatives in congress, state
34 councillors, senators, members of the house of
35 representatives and for all other national, state,
36 district, county and municipal officers.

1 SECT. 2. All the public property of said town
2 shall be vested in and is declared to be the prop-
3 erty of said city, and said city shall succeed to all
4 the rights, claims, causes of action, rights to un-

5 collected taxes, liens, uses, trusts, duties, privi-
6 leges and immunities of said town.

7 The town treasurer of the said town, on or
8 before the second Monday of January in the year
9 eighteen hundred and ninety-six, under the direc-
10 tion of the selectmen of said town, who shall for
11 this purpose and for all other purposes necessary
12 to carry into full effect the provisions of this act
13 continue to hold their offices, transfer, deliver,
14 pay over and account for to the said treasurer of
15 the said city all books, papers, moneys and other
16 property in his possession as town treasurer of
17 said town when this act takes effect, and the said
18 city shall become liable for and subject to all
19 debts, obligations, duties, responsibilities and
20 liabilities of said town.

21 All actions and causes of action which may be
22 pending or which shall have accrued at the time
23 this act takes effect in behalf of or against said
24 town shall survive and may be prosecuted to final
25 judgment and execution in behalf of or against
26 said city.

1 SECT. 3. The several courts within the county
2 of Suffolk shall continue to have the same juris-
3 diction over all causes of action and proceedings
4 in civil and criminal causes arising in said terri-
5 tory that said courts now have.

1 SECT. 4. The said territory shall constitute a
2 ward of the city of Boston, to be called ward
3 twenty-six, and shall so remain until the altera-

4 tion of the ward limits of the city of Boston pro-
5 vided by law, and the ward so established shall
6 be entitled to all the municipal ward officers to
7 which each of the other wards of said city is
8 entitled.

1 SECT. 5. If this act shall be accepted as here-
2 inafter provided said territory shall, after the fifth
3 day of November in the year eighteen hundred
4 and ninety-five, constitute a ward of said city, to
5 be called ward twenty-six, for all the purposes men-
6 tioned in this section and in section six of this act,
7 and the board of aldermen of said city shall in
8 due season issue their warrant for a meeting of the
9 legal voters of said ward to be held on the Tuesday
10 following the second Monday of December in the
11 year eighteen hundred and ninety-five, at such place
12 or places within said ward as shall be designated
13 in said warrant, there first to give in their ballots
14 for the several municipal officers for the year eigh-
15 teen hundred and ninety-six for which they shall
16 be entitled to vote by virtue of the provisions of
17 this act, and second to vote upon the question
18 whether intoxicating liquors shall be sold in that
19 ward for the next municipal year.

20 The registrars of voters of said city shall pre-
21 pare lists for all the legal voters in said ward to
22 be used at said meeting, and shall do all other
23 things which they are now by law required to do
24 in respect to like elections in other wards of said
25 city, and the mayor of said city shall appoint ward
26 officers for said ward the same as he is now by

27 law required to do in respect to other wards of
28 said city, and said ward officers shall be qualified
29 according to law.

30 The citizens of said territory shall have the
31 same right to vote for municipal officers at the
32 annual municipal election in said city in the year
33 eighteen hundred and ninety-five as they would
34 have had if said territory had formed part of said
35 city more than six months next before said election.

1 SECT. 6. After the present municipal year the
2 board of aldermen of the city of Boston shall
3 consist of twelve members, and in addition to the
4 number of members of the common council other-
5 wise to be provided for by law, the territory
6 hereby annexed shall be entitled to elect three
7 members to said council.

1 SECT. 7. The several police officers, watch-
2 men, fire engineers and firemen in force in said
3 town when this act shall take effect shall there-
4 after continue in the discharge of their respective
5 duties in the same manner as if they were police
6 officers, watchmen, fire engineers and firemen of
7 the city of Boston, and shall belong to and be
8 a part of the several departments now having
9 charge of those respective duties.

1 SECT. 8. The legal voters of said ward at
2 each municipal election that shall hereafter be
3 had shall vote upon the question as to whether
4 intoxicating liquors shall be licensed to be sold in
5 said ward for one year from the first day of May

6 next following, and if a majority of the voters of
7 said ward casting their ballot at such election
8 shall vote to license the sale of intoxicating
9 liquors, then the board of police of the city of
10 Boston shall have the right to grant licenses for
11 the sale of intoxicating liquors in said ward for
12 said term, but if a majority of the voters of said
13 ward voting at said election shall vote against
14 the granting of licenses for the sale of intoxicat-
15 ing liquors in said ward, then said board of police
16 shall not grant a license for the sale of intoxicat-
17 ing liquors in any part of said ward, but the in-
18 habitants of said ward shall have no right to vote
19 as to whether intoxicating liquors shall be licensed
20 to be sold in any other part of said city or not.

1 SECT. 9. This act shall not take full effect
2 unless accepted by a majority vote of the two
3 branches of the city council of the city of Bos-
4 ton, and also by a majority of the legal voters of
5 the town of Revere present and voting thereon
6 by ballot at a meeting which shall be held in said
7 town. Said meeting in said town shall be held on
8 the first Tuesday of October of the present year,
9 and upon notice thereof duly given at least seven
10 days before the time of said meeting; and the
11 polls shall be opened at nine o'clock in the fore-
12 noon of said day and shall be closed at six
13 o'clock in the afternoon.

14 In case of the absence of any of the selectmen
15 or of the town clerk at said meeting in said town
16 held for said purpose, a like officer may be chosen

17 pro tempore by hand vote and shall be duly quali-
18 fied, and shall have all the powers and be subject
19 to all the duties of the regular officer at said meet-
20 ing; said ballots shall be yes or no in answer to
21 the question, "Shall an act passed by the leg-
22 islature of this Commonwealth in the year eigh-
23 teen hundred and ninety-five, entitled 'An act to
24 unite the city of Boston and the town of Revere,'
25 be accepted?" Such meeting in said town shall
26 be called, notified and warned by the selectmen
27 in said town in the same manner in which meet-
28 ings for the election of town officers in the said
29 town are called, notified and warned.

30 The ballots shall be assorted, counted and
31 declared in the town meeting in which they are
32 given in said town of Revere, and shall be re-
33 corded upon the records of the town, and the
34 selectmen and the town clerk of the town of
35 Revere shall as soon as may be make a return of
36 the ballots cast in said town, and the number
37 of ballots cast in favor of the acceptance of this
38 act, and the number of ballots cast against said
39 acceptance to the secretary of the Commonwealth.

40 It shall be the duty of said city council of the
41 city of Boston to act upon the acceptance or re-
42 jection of this act at its regular meetings in the
43 month of September, eighteen hundred and ninety-
44 five, and the city clerk of the city of Boston shall
45 shall certify to the secretary of the Common-
46 wealth the action of both branches of the city
47 council of the city of Boston upon such act.

48 And if it shall appear that the city council of

49 said city and a majority of the votes cast in said
50 town respectively are in favor of the acceptance
51 of this act, the said secretary shall immediately
52 issue and publish his certificate declaring this act
53 to have been duly accepted.

1 SECT. 10. So much of this act as authorizes
2 and directs the submission of the question of the
3 acceptance of this act to the city council of said
4 city and to the legal voters of said town, respec-
5 tively, provided for in the ninth section of this act,
6 shall take effect upon its passage.

1 SECT. 11. If this act shall be accepted as
2 herein provided it shall take effect on the twelfth
3 day of November, eighteen hundred and ninety-
4 five, so far as to authorize, legalize and carry into
5 effect the acts and provisions of the fifth and
6 sixth sections of this act, but for all other pur-
7 poses, except as mentioned in section ten of this
8 act, it shall take effect on the first Monday of
9 January in the year eighteen hundred and ninety-
10 six.