

registry of deeds or land registry district that complies, at the time of such recording or registering, with any minimum area and frontage requirements of any zoning ordinance or by-law in effect in the city or town where the land is situated may thereafter be built upon for residential use notwithstanding the adoption or amendment of a zoning ordinance or by-law in such city or town imposing minimum area and frontage requirements in excess of the area or frontage, or both, of such lot, provided that at the time of building such lot has an area of more than five thousand square feet, a frontage of fifty feet or more, and is in a district zoned for residential use and conforms except as to area and frontage with the zoning ordinance or by-law in effect in such city or town, and that at the time of adoption of such requirements or increased requirements such lot was held in ownership separate from that of adjoining land.

*Approved July 29, 1958.*

CHAP. 493. AN ACT AUTHORIZING THE CITY OF EVERETT TO CONVEY ALL OR A PORTION OF MARINE CORPS LEAGUE PARK TOGETHER WITH ANOTHER PARCEL OF LAND WITH THE BUILDING THEREON IN SAID CITY TO THE METROPOLITAN DISTRICT COMMISSION FOR RECREATIONAL PURPOSES.

*Be it enacted, etc., as follows:*

SECTION 1. The mayor and the park commission of the city of Everett are hereby authorized on behalf of said city to convey or otherwise transfer without consideration to the metropolitan district commission in the name of the commonwealth for recreational purposes all or any portion of a certain parcel of land now known as Marine Corps League Park, and a certain parcel of land adjacent thereto together with the recreational building thereon, located in said city, both of which parcels are held by said city for park purposes.

SECTION 2. In the event the recreational building now located on said land is conveyed to the metropolitan district commission as provided in section one of this act, it may be leased for a nominal sum to the city of Everett for recreational purposes when its use is not required by the metropolitan district commission for summer activity.

SECTION 3. This act shall take effect upon its passage.

*Approved August 1, 1958.*

CHAP. 494. AN ACT RELATIVE TO THE TRAVELING EXPENSES OF MEMBERS OF THE BOARD OF REGISTRATION IN OPTOMETRY.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to immediately correct an inequity whereby the mileage allowance which may be paid to members of the board of registration in optometry is considerably less than that allowed other officials and employees of the commonwealth, 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:*

SECTION 1. Section 18 of chapter 13 of the General Laws, as amended by section 16 of chapter 730 of the acts of 1955, is hereby further amended by striking out, in line 6, the words “ , not exceeding four cents

a mile each way", — so as to read as follows: — *Section 18.* There shall be paid by the commonwealth to the secretary of the board a salary of six hundred dollars, to each other member thereof a salary of four hundred and fifty dollars and to each member thereof his necessary traveling expenses actually incurred in attending the meetings of the board and such other expenses of the board as are incurred under section sixteen or seventeen or under sections sixty-six to seventy-three, inclusive, of chapter one hundred and twelve.

SECTION 2. This act shall take effect as of January first, nineteen hundred and fifty-eight.

*Approved August 1, 1958.*

CHAP. 495. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO RENEW AND REPLACE BUOYS MARKING THE CHANNEL OF PLUM ISLAND RIVER.

*Be it enacted, etc., as follows:*

SECTION 1. The department of public works is hereby authorized and directed to renew and replace certain buoys marking the channel of the Plum Island river between the Merrimack river and Ipswich Bay, which channel was authorized to be so marked under the provisions of chapter four hundred and thirty-eight of the acts of nineteen hundred and fifty-three. For said purposes, said department may expend such sums as may be appropriated therefor.

SECTION 2. This act shall take effect upon its passage.

*Approved August 1, 1958.*

CHAP. 496. AN ACT AUTHORIZING THE TOWN OF ROCHESTER TO ASSUME CONTROL OF A CERTAIN CEMETERY IN SAID TOWN.

*Be it enacted, etc., as follows:*

SECTION 1. The Hillside Cemetery Association, a corporation duly organized under the laws of the commonwealth and having a usual place of business in the town of Rochester, may, by deed duly executed, convey and transfer to said town, and the town is hereby authorized and empowered to receive, and thereafter to hold and maintain, but for cemetery purposes only, and subject to all rights heretofore existing in any burial lots, the real and personal property of said corporation not subject to any trust, and thereupon, and upon the transfer of the trust funds as hereinafter provided, the said corporation shall be dissolved; and the cemetery of said corporation shall be and become a public burial place, grounds or cemetery.

SECTION 2. The immediate care and management of said cemetery shall be in the board of cemetery commissioners which may receive and shall have charge of the expenditure of any appropriations made by said town for the care of said cemetery and any other funds or property acquired for the purposes of this act, subject to the provisions of any trust relative thereto and all rights heretofore existing in any burial lot or fund established for the care thereof.

SECTION 3. In so far as authorized by a decree of a court of competent jurisdiction and in compliance with the terms and conditions of such decree, said town upon taking possession and assuming control of said