

# HOUSE . . . . No. 239.

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## Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, Jan. 19, 1904.

The committee on Towns, to whom was referred the petition (with accompanying bill, House, No. 26) of Edwin S. Farmer and others, selectmen, for legislation to authorize the town of Arlington to elect a board of public works, report the accompanying bill.

For the committee,

ALFRED M. CHAFFEE.

## Commonwealth of Massachusetts.

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In the Year One Thousand Nine Hundred and Four.

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### AN ACT

To authorize the Town of Arlington to establish a  
Board of Public Works.

*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 town of Arlington shall, at  
2 its next annual meeting after the acceptance of  
3 this act, elect by ballot a board of public works  
4 consisting of three members.

1 SECTION 2. At the meeting at which this act  
2 is accepted, or at a meeting held at least twenty  
3 days before the annual meeting at which this act  
4 is to become operative, the town shall vote to  
5 elect the members of said board of public works  
6 either annually for the term of one year, or one  
7 for the term of one year, one for the term of two  
8 years, one for the term of three years, and an-  
9 nually thereafter one for the term of three years.

1 SECTION 3. The provisions of law relating to  
2 the compensation, oath of office, entering upon  
3 the performance of duties, tenure of office, change  
4 in the term of office, failure in election, and  
5 vacancies in the office of selectmen are hereby  
6 made applicable to the members of said board of  
7 public works.

1 SECTION 4. Upon the election of said board  
2 of public works, all the powers, rights, duties and  
3 liabilities of the boards of surveyors of highways,  
4 water commissioners and sewer commissioners in  
5 said town shall be transferred to the board of  
6 public works created by this act, and the boards  
7 of surveyors of highways, water commissioners  
8 and sewer commissioners shall be abolished. No  
9 existing contracts or liabilities shall be affected  
10 hereby, but the board hereby created shall in all  
11 respects, and for all purposes whatsoever, be the  
12 lawful successor of said boards of surveyors of  
13 highways, water commissioners and sewer com-  
14 missioners.

1 SECTION 5. Upon the election of said board  
2 of public works, all the powers, rights, duties and  
3 liabilities of the board of selectmen in said town  
4 now existing or hereafter created by law, relating  
5 to highways, townways, the laying out and dis-  
6 continuance of ways, bridges, sidewalks, guide  
7 posts, monuments at the termini and angles of  
8 roads, public squares, play grounds, shade trees,  
9 sewers, drains, street watering, street lighting,

10 the assessment of damages and betterments, water  
11 pipes, gas pipes, conduits, poles, wires, street rail-  
12 ways, the granting of locations, rights, or licenses  
13 for structures upon, under or over highways, or  
14 other ways, and as the board of survey shall be  
15 exercised, enjoyed, performed and incurred by a  
16 board consisting of the selectmen and the board of  
17 public works created by this act sitting jointly.

1 SECTION 6. This act shall take effect upon its  
2 acceptance by the voters of the town of Arlington  
3 within one year after the passage of this act at any  
4 regular meeting, or at any special meeting called  
5 for the purpose.