

SENATE No. 265

To accompany the petition of Melvin S. Nash that the town of Hanover be authorized to secure water from other towns. Water Supply.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Eleven.

AN ACT

To authorize the Towns of Rockland and Abington to supply the Town of Hanover, or the Inhabitants Thereof, with Water.

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 towns of Rockland and Abington,
2 acting jointly, are authorized to furnish, from the
3 joint water supply of said towns, to the town of
4 Hanover or to the inhabitants thereof, a supply of
5 water for the extinguishment of fires and for do-
6 mestic, manufacturing and other purposes.

1 SECTION 2. The said towns of Rockland and
2 Abington, acting jointly as aforesaid, may, under

3 the direction of the selectmen of the town of Han-
4 over, enter upon and dig up any public or private
5 ways in that town, in such manner as not unneces-
6 sarily to obstruct such ways, for the purpose of
7 constructing, maintaining and repairing conduits,
8 pipes, hydrants and other works in said town: *pro-*
9 *vided*, that the said town of Hanover may construct
10 its own conduits, pipes, hydrants and other works,
11 and may do all other things necessary for the pur-
12 poses of this act within its own limits.

1 SECTION 3. In case said conduits, pipes and other
2 works in connection with said water supply are
3 constructed and maintained by the towns of Rock-
4 land and Abington, the town of Hanover may con-
5 tract with the towns of Rockland and Abington for
6 all the water to be supplied by said towns under
7 authority of this act, or for any part of such water.
8 In case no contract is made by the town of Hanover
9 as aforesaid, the towns of Rockland and Abington
10 may fix rates for the water so supplied by them
11 and may collect the rates from the takers of the
12 water.

1 SECTION 4. In case said conduits, pipes and
2 other works connected with said water supply are
3 constructed by the towns of Rockland and Abing-
4 ton, the town of Hanover shall have the right at
5 any time to purchase such conduits, pipes, hydrants
6 and other works connected with said water supply
7 and the towns of Rockland and Abington are au-
8 thorized to sell the same to the town of Hanover.
9 In case the towns of Rockland and Abington and
10 the town of Hanover are unable to agree upon the

11 compensation to be paid therefor, then said com-
12 pensation shall be determined by three commis-
13 sioners, to be appointed by the supreme judicial
14 court upon application either of said towns of
15 Rockland and Abington or of the town of Hanover,
16 whose award, when accepted by said court, shall
17 be binding upon all of said towns. This authority
18 to purchase said property and the authority to
19 construct said conduits, pipes and other works in
20 the town of Hanover, as provided in section two of
21 this act, is granted on condition that the same is
22 assented to by the town of Hanover by a two-thirds
23 vote of the voters of said town present and voting
24 thereon at a legal town meeting called for that pur-
25 pose.

1 SECTION 5. All the authority granted to the towns
2 of Rockland and Abington, under the provisions
3 of this act, shall be vested in and exercised by the
4 joint water board of said towns.

1 SECTION 6. Each of said towns of Rockland and
2 Abington may, for the purpose of paying the neces-
3 sary expenses which may be incurred under the
4 provisions of this act, issue from time to time
5 bonds, notes or scrip to an amount not exceeding
6 in the aggregate for each town twenty thousand
7 dollars, in addition to the water loan heretofore
8 authorized by law to be issued by said towns.
9 Said bonds, notes or scrip shall be issued upon the
10 same terms and conditions, and in the same form
11 and manner as are authorized by section five of
12 chapter two hundred and six of the acts of the
13 year eighteen hundred and eighty-five.

1 SECTION 7. This act shall take effect upon its
2 acceptance by a two-thirds vote of the voters of
3 the town of Rockland, Abington and Hanover
4 present and voting thereon at a legal town meeting
5 called for that purpose in each of said towns within
6 two years from the date of its passage; but the
7 number of meetings so called in each town shall
8 not exceed three.