

By Mr. Lombard of Fitchburg, petition of William G. Flynn, Gerald P. Lombard and others (with the approval of the mayor and city council of the city of Fitchburg and by vote of the town of Westminster) that the city of Fitchburg be authorized to purchase and develop a parcel of land in the town of Westminster for sanitary landfill purposes, to acquire rights of way thereto and to borrow money for financing the same. Local Affairs. [Local Approval Received,]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

AN ACT AUTHORIZING THE CITY OF FITCHBURG TO PURCHASE AND DEVELOP A CERTAIN PARCEL OF LAND IN THE TOWN OF WESTMINSTER FOR SANITARY LANDFILL PURPOSES, TO ACQUIRE RIGHTS OF WAY THERETO AND TO BORROW MONEY TO FINANCE THE SAME.

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 City of Fitchburg is hereby authorized to
2 purchase and develop land located in the Town of Westminster,
3 for sanitary landfill refuse disposal purposes, said land being
4 bound and described as follows:

5 Northwesterly and westerly by land now or late of one
6 Benjamin Wyman; southerly by land now or formerly of
7 Thomas Harris; southeasterly by land now or formerly of one
8 Hale and land now or late of one Cutler; easterly by land now
9 or late of one Palmer; northeasterly by land now or late of
10 Daniel Mills and Edwin Upton, to the place of beginning.

1 SECTION 2. The inhabitants of the Town of Westminster shall
2 have the right, without cost to them, to dispose of their rubbish
3 and waste in said landfill disposal area, after the same has been
4 opened for operation, in accordance with the rules and regula-
5 tions as to disposing established by the Commissioner of Public
6 Works of the City of Fitchburg, and approved by the Boards of
7 Health of the City of Fitchburg and the Town of Westminster.

1 SECTION 3. Title to the parcel described in section 1 of this
2 act shall, without consideration being paid therefor, vest in the
3 inhabitants of the Town of Westminster, at such time as the City
4 of Fitchburg ceases to use such land for sanitary landfill refuse
5 disposal, and the City of Fitchburg shall not have to pay any sum
6 in lieu of taxes to the Town of Westminster during the time the
7 City of Fitchburg uses such parcel of land for landfill refuse
8 disposal.

1 SECTION 4. The City of Fitchburg is hereby authorized to
2 acquire by eminent domain, or otherwise, any lands, rights of
3 way and other easements necessary for the putting into effect of
4 the sanitary landfill disposal area.

1 SECTION 5. The City of Fitchburg, for the purpose of
2 acquiring and developing said sanitary landfill refuse disposal
3 area, is hereby authorized to borrow from time to time such sums
4 as may be necessary, not exceeding, in the aggregate, four
5 hundred thousand dollars, and may issue bonds or notes therefor
6 which shall bear on their face the words, City of Fitchburg,
7 Sanitary Landfill Loan, Act of 1970. Each authorized issue shall
8 constitute a separate loan, and such loans shall be paid within
9 twenty years from their dates. Indebtedness incurred under this
10 act shall be in excess of any statutory limit, but shall, except as
11 provided herein, be subject to chapter forty-four of the General
12 Laws, exclusive of any limitation or requirement contained in
13 sections seven or eight thereof.

1 SECTION 6. The costs of developing the said sanitary landfill
2 refuse disposal area shall consist of all costs necessary for the
3 purpose, and, without excluding any such costs, shall include
4 expenditures for engineering, survey and planning services, the
5 acquisition of rights of way and other easements, the construct-
6 ion of access roads on and off the project site, the construction or
7 installation of such facilities, structures or buildings as may be
8 required for the safe and efficient use of the project, and the
9 purchase of any equipment necessary in connection therewith.

1 SECTION 7. This act shall take effect upon its passage.