

AN ACT RELATING TO THE SYSTEM OF SEWERAGE IN THE TOWN OF ROCKLAND AND INCREASING THE AMOUNT THAT SAID TOWN MAY BORROW FOR THE PURPOSE OF CONSTRUCTING A SYSTEM OF SEWERAGE AND SEWAGE DISPOSAL. Chap. 85

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

SECTION 1. Chapter 338 of the acts of 1913 is hereby amended by striking out section 6 and inserting in place thereof the following:— *Section 6.* The town of Rockland shall by vote determine what proportion of the cost of said system or systems of sewerage and sewage disposal the town shall pay: *provided*, that it shall pay not less than one third nor more than two thirds of the whole cost. In providing for the payment of the remaining portion of the cost and for the maintenance and repair of said system or systems the town may avail itself of any or all of the methods permitted by general laws, and at the same meeting at which it determines the proportion of the cost which is to be borne by the town, it may by its vote determine by which of the methods permitted by general laws the remaining portion of said cost shall be provided for. In case it determines that such remaining portion of said cost is to be provided for, wholly or in part, by assessments upon the owners of estates situated within the territory embraced by said system or systems and benefited thereby, then the owners of such estates shall be assessed by said board of sewer commissioners their proportional parts, respectively, of such portion of said cost as said town shall have determined is to be provided for by assessment, but no estate shall be deemed to be benefited until a sewer is constructed into which it can be drained. For the purpose of fixing the amounts of such assessments the said board shall determine the value of the special benefit to each of said estates, respectively, from the said system or systems of sewers, taking into account all the circumstances of the case; and the proportionate part to be paid by the owners of said estates, respectively, shall be based upon the amount of the special benefit to each estate, determined as aforesaid; and every such owner shall, within three months after written notice of such assessment, served on him or on the occupant of his estate, or sent by mail to the last address of such owner known to the board of sewer commissioners, pay the sum so assessed to the collector of taxes of said town: *provided*, that said board shall, on the written request of any such owner made within the said three months, apportion such assessment into ten equal parts or assessments; and the board shall certify such apportionment to the assessors of the town, and one of said parts or instalments, with interest from the date of the apportionment at four per cent per annum, shall be added by the assessors to the annual tax on such estate for each year next ensuing, until all the said parts have so been added, unless sooner paid as hereinafter provided; and *provided, further*, that nothing

herein contained shall be construed to prevent the payment at any time in one payment, notwithstanding its prior apportionment, of any balance of said assessments then remaining unpaid, but interest on such balance at the rate of four per cent per annum shall be paid to the date of such payment, and thereupon the collector of taxes of said town shall receive the same and shall certify such payment or payments to the assessors, who shall preserve a record thereof. In case of corner lots abutting on more than one sewered street the same area shall not be assessed more than once.

SECTION 2. Said chapter 338 is hereby further amended by striking out section 9 and inserting in place thereof the following section: — *Section 9.* The town of Rockland, for the purpose of paying the necessary expenses and liabilities incurred under this act, may incur indebtedness to an amount not exceeding five hundred thousand dollars, and may issue from time to time therefor bonds or notes; and the debt and loan authorized by this act and the bonds or notes issued therefor shall not be reckoned in determining the statutory limit of indebtedness of the town. Such bonds or notes shall bear on their face the words, Rockland Sewerage Loan, Acts of 1913 and 1949, shall be payable within periods not exceeding thirty years from the respective dates of issue, shall bear interest, payable semi-annually, at a rate not exceeding four per cent per annum, and shall be signed by the treasurer of the town and countersigned by a majority of the selectmen. The town may from time to time sell such securities, or any part thereof, at public or private sale, but they shall not be sold for less than their par value. The proceeds shall be retained in the treasury, and the treasurer shall, upon the order of the board of sewer commissioners, pay therefrom the expenses incurred for the purposes aforesaid.

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

*Approved March 28, 1949.*

Chap. 86 AN ACT AUTHORIZING THE SUBMISSION TO THE VOTERS OF THE TOWN OF ROCKPORT AT A SPECIAL ELECTION OF A CERTAIN QUESTION PERTAINING TO HIGH SCHOOL EDUCATION.

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

SECTION 1. At a special election in the town of Rockport, which the selectmen thereof are hereby authorized and directed to call, there shall be submitted to the voters thereof, in connection with articles one and two of the warrant for the special town meeting of March seventh in the current year, the following question which shall be printed upon the official ballot to be used at said election: — “Shall the town request the school committee to send the high school students of the town to the Gloucester High School for their high school education?” Said election shall be conducted in the manner provided by general law for the conduct of annual meetings for the election of town officers, in so far