

# HOUSE . . . . . No. 3990

Substituted by the House, on motion of Mr. Hatch of Beverly, for a Bill providing for the protection and optimum development of the water resources of the Ipswich River watershed (House, No. 3374). August 23.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Six.

AN ACT PROVIDING FOR THE PROTECTION AND DEVELOPMENT OF THE WATER RESOURCES OF THE IPSWICH RIVER WATERSHED.

*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. There is hereby established the Ipswich River  
2 Watershed District, hereinafter called the district, consisting  
3 of the following cities and towns:— Andover, Beverly, Boxford,  
4 Burlington, Danvers, Essex, Georgetown, Gloucester, Hamilton,  
5 Ipswich, Lynn, Lynnfield, Manchester, Middleton, North  
6 Andover, North Reading, Peabody, Reading, Rowley, Salem,  
7 Topsfield, Wenham and Wilmington.

1 SECTION 2. There shall be a district advisory board consist-  
2 ing of a member of the board of selectmen or other person desig-  
3 nated by the selectmen of each of the towns who shall be water  
4 supply personnel in the district, a member from each water dis-  
5 trict in the region, and the mayor of each of the said cities in the  
6 district, or his designee. The commissioner of the Massachusetts  
7 department of public health, or his designee, the commissioner  
8 of natural resources, or his designee, the chairman of the Massa-  
9 chusetts water resources commission, or his designee, the com-  
10 missioner of the public works department of the city of Lynn,  
11 or his designee, and a representative of the Ipswich River Coun-  
12 cil of the Essex County Greenbelt Association, the Essex Soil  
13 Conservation District, the Middlesex Soil Conservation District  
14 and of the Salem and Beverly Water Supply Board shall be

15 non-voting members of the board. The advisory board shall  
16 serve without compensation and shall meet on the first Monday  
17 of the months of May and November or oftener as required. It  
18 shall elect annually a chairman and secretary from its member-  
19 ship and shall keep records of its deliberations and actions and  
20 its recommendations to the commission established by section  
21 three of this act.

1 SECTION 3. The district shall be under the direction of a  
2 commission consisting of five commissioners, hereinafter called  
3 the commission, who shall be appointed by the advisory board.  
4 At least one of said commissioners shall be a resident of a member  
5 city and at least one member shall be a resident of a town. The  
6 initial appointment of said commissioners shall be as follows:  
7 one commissioner to be appointed for a term of one year, two  
8 for a term of two years, and two for a term of three years. There-  
9 after all appointments shall be for a term of three years except  
10 that an appointment to fill a vacancy shall be for the balance  
11 of the unexpired term. Said commissioners shall serve without  
12 compensation. A commissioner may be removed from office for  
13 cause and after a hearing by a vote of three-fourths of the mem-  
14 bership of the advisory board. Any vacancy in the commission  
15 shall be filled by the advisory board within three months.

16 The commission shall meet no later than one month after all  
17 appointments have been made and shall meet at least four times  
18 a year at the call of the chairman and/or two members. The  
19 said commission at its first meeting and annually thereafter, on  
20 or before the first Monday in May, shall elect one of its mem-  
21 bers to serve as chairman of the commission. The commission  
22 shall keep records of its deliberation and decisions.

23 The commission shall, in cooperation with the state department  
24 of public health, the department of agriculture and the water  
25 resources commission, investigate available water resources for  
26 the district and methods of preserving and increasing such re-  
27 sources.

28 The commission shall also investigate all pertinent matters  
29 relating to the quantity of water required, the quantity of water  
30 to be obtained from available sources, its quality, the best  
31 method of protecting the purity of the water, the construction,  
32 operation and maintenance of the works for storing, conveying

33 or purifying the water and the cost of the same, the damages to  
34 property and all other matters pertaining to the subject.

35 The commission shall make an annual report to the general  
36 court with such recommended legislation as it may deem desir-  
37 able to accomplish the purposes of this act.

1 SECTION 4. The district may enter into agreements with the  
2 state or federal government, or any agency of either, or any  
3 corporation, commission or board authorized by the state or  
4 federal government, to grant or loan money to, or otherwise  
5 assist in the financing of projects, and to accept grants and  
6 borrow money from any agency, corporation, commission or  
7 board as may be necessary or desirable to carry out the purposes  
8 of the chapter.

1 SECTION 5. The commission may expend for engineering and  
2 other assistance and other expenses such sums as may be ap-  
3 propriated therefor. Nothing in this act shall authorize the  
4 construction of water impoundments within the town of Wil-  
5 mington.

1 SECTION 6. Nothing in this act shall be construed to author-  
2 ize an interference with an existing water supply or storage, ex-  
3 cept when the same is made with the consent of the city or town  
4 affected by such interference.

The first part of the report deals with the general  
 condition of the country and the progress of the  
 various departments. It is found that the  
 country is in a state of general prosperity  
 and that the various departments are  
 all making good progress. The  
 revenue is increasing and the  
 public works are being carried out  
 with great energy. The  
 education system is also  
 showing signs of improvement  
 and the health of the  
 population is generally good.  
 The second part of the report  
 deals with the details of the  
 various departments and the  
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