

HOUSE No. 3956

By Mr. Creighton of Uxbridge, petition of Thomas E. Creighton and another relative to the alleviation of certain financial burdens imposed by the thaws and rains of March seventeenth through March twenty-fourth, nineteen hundred and sixty-eight, and by the floods caused thereby. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE ALLEVIATION OF CERTAIN FINANCIAL BURDENS IMPOSED BY THE THAW AND RAINS OF MARCH SEVENTEENTH THROUGH MARCH TWENTY-FOURTH, NINETEEN HUNDRED AND SIXTY-EIGHT, AND BY THE FLOODS CAUSED BY SAID THAWS AND RAINS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 684 of the acts of 1968 is hereby amended by insert-
2 ing after section 3 the following two sections:—

3 *Section 3A.* Said board shall, on behalf of the common-
4 wealth, reimburse any city or town in which a privately owned
5 dam has been destroyed or substantially damaged by said
6 rain, thaw or floods, for the cost of restoring, repairing or
7 re-building said dam, provided, however, that such city or
8 town shall thereafter maintain and repair said dam, and pro-
9 vided, further, that the owner of said dam shall convey all
10 of his right, title and interest in and to said dam to said city or
11 town.

12 *Section 3B.* Said board shall, on behalf of the common-
13 wealth, reimburse any city or town in which municipally
14 owned buildings or structures were damaged by said rain,
15 thaw or floods, for the cost of repairing and restoring said
16 buildings and structures; and said board shall also, on behalf

- 17 of the commonwealth, reimburse cities and towns for the cost
- 18 of replacing, repairing, restoring and rebuilding retaining
- 19 walls and appurtenant facilities located along rivers and
- 20 streams, which were destroyed or substantially damaged by
- 21 said rain, thaw or floods.

Bill of the Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE REIMBURSEMENT OF CITIES AND TOWNS FOR THE COST OF REPLACING, REPAIRING, RESTORING AND REBUILDING RETAINING WALLS AND APPURTENANT FACILITIES LOCATED ALONG RIVERS AND STREAMS, WHICH WERE DESTROYED OR SUBSTANTIALLY DAMAGED BY SAID RAIN, THAW OR FLOODS.

Enacted by the Senate and House of Representatives in General Court assembled, and by the majority of the Senate and House of Representatives in joint session, on the _____ day of _____, 1969.

1. Chapter 86B of the acts of 1968 is hereby amended by inserting after section 2 the following two sections:—
2. Section 2A. Said board shall, on behalf of the commonwealth, reimburse any city or town in which a retaining wall or structure has been destroyed or substantially damaged by rain, thaw or flood, for the cost of replacing, repairing or rebuilding said wall, provided, however, that such city or town shall thereafter maintain and repair said wall, and pay therefor, the owner of said wall shall convey all of his right, title and interest in and to said wall to said city or town.
3. Section 2B. Said board shall, on behalf of the commonwealth, reimburse any city or town in which a retaining wall or structure has been destroyed or substantially damaged by said rain, thaw or flood, for the cost of replacing and retaining said wall, provided, however, that such city or town shall thereafter maintain and repair said wall, and pay therefor, the owner of said wall shall convey all of his right, title and interest in and to said wall to said city or town.