

visions of chapter seventy-two of the resolves of nineteen hundred and ten, the governor and council are hereby authorized, on behalf of the commonwealth, to convey to the United States of America said tract of land and military monument, with the provision that the grantee shall maintain the property so conveyed without expense to the commonwealth.

*Approved May 24, 1933.*

*Chap.*211 AN ACT AUTHORIZING THE SELECTMEN OF THE TOWN OF DEDHAM TO EXERCISE THE POWERS OF CEMETERY COMMISSIONERS, SEWER COMMISSIONERS, PARK COMMISSIONERS, GYPSY MOTH SUPERINTENDENT AND TREE WARDEN IN SAID TOWN.

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

Powers and duties of certain officers and boards of the town of Dedham to be vested in the selectmen.

SECTION 1. The board of selectmen of the town of Dedham, as constituted from time to time, from and after the annual town election in the year nineteen hundred and thirty-four, in addition to any powers and duties vested in them immediately prior to the effective date of this act, shall have and exercise, under the designation of selectmen, all the powers and duties vested immediately prior to said election and from time to time by general or special law or by town by-law in the following boards and officers in said town, to wit:— cemetery commissioners, sewer commissioners, park commissioners, gypsy moth superintendent and tree warden; and such boards and offices shall thereupon be abolished. No contracts or liabilities then in force shall be affected by such abolition, but the selectmen shall in all respects be the lawful successor of the boards and offices so abolished.

Commissioner of public works, appointment, powers and duties.

SECTION 2. As soon as practicable after the effective date of this act, the selectmen shall appoint for a term expiring on April first, nineteen hundred and thirty-five, and fix the compensation of, a commissioner of public works, who shall administer, under the supervision and direction of the selectmen, as departments of the town, the boards and offices whose powers and duties are transferred to them under section one. He shall also be superintendent of streets and shall have charge of street lighting. In nineteen hundred and thirty-five and thereafter the selectmen shall annually in March appoint such a commissioner for a term of one year beginning on April first following, and fix his compensation. Said commissioner shall be responsible to the selectmen for the efficient administration of all departments within the scope of his duty. He shall be specially fitted by education, training and experience to perform the duties of said office, shall be appointed without regard to his political belief and, when appointed, may or may not be a resident of the town or of the commonwealth. During his tenure he shall hold no elective or other appointive office, nor shall he be engaged in any other business

or occupation. The selectmen by a majority vote may at any time remove him for cause, after a hearing or an opportunity therefor; provided, that a written statement setting forth specific reasons for such removal is filed with the town clerk and a copy thereof delivered to or sent by registered mail to said commissioner. Such action of the selectmen shall be final.

SECTION 3. The commissioner of public works shall be the administrative head of all the departments placed in his charge as aforesaid. His powers and duties, in addition to those otherwise conferred or imposed upon him, shall include the following: —

Commissioner of public works to be head of certain departments.

(a) To organize, continue or discontinue, from time to time, such departments or subdivisions thereof, not inconsistent with the provisions of this act, as the selectmen may by vote determine.

(b) To appoint upon merit and fitness alone, and, subject to the limitations hereinafter contained, to remove, all superintendents or chiefs of the said departments and all subordinate officers and employees therein; and to fix the salaries and wages of all subordinates and employees therein. No superintendent or chief of a department shall be removed by the commissioner of public works unless at least five days prior to such removal a written statement setting forth specific reasons for such removal is delivered, or sent by registered mail, to him.

(c) To attend all regular meetings of the selectmen when requested by them so to do, and to recommend to the selectmen for adoption such measures requiring action by them or by the town as he may deem necessary or expedient.

(d) To keep full and complete records of his office, and to render to the selectmen, as often as may be required by them, a full report of all operations under his control during the period reported on; and annually, or oftener if required by the selectmen, to make for publication a synopsis of all his reports.

(e) To keep the selectmen fully advised as to the needs of the town within the scope of his duties, and to furnish the selectmen, on or before the thirty-first day of December of each year, a detailed list of the appropriations required during the next ensuing fiscal year for the proper conduct of all departments of the town under his control.

SECTION 4. This act shall be submitted to the registered voters of the town of Dedham for acceptance at its annual town election in the year nineteen hundred and thirty-four, in the form of the following question, which shall be placed on the official ballot used in the election of town officers at said election: "Shall an act passed by the general court in the year nineteen hundred and thirty-three, entitled 'An Act authorizing the Selectmen of the Town of Dedham to exercise the Powers of Cemetery Commissioners, Sewer Commissioners, Park Commissioners, Gypsy Moth Super-

Acceptance of act.

intendent and Tree Warden in said Town', be accepted?" If a majority of the votes cast in answer to said question are in the affirmative this act shall take effect forthwith; otherwise it shall not take effect.

*Approved May 24, 1933.*

**Chap. 212** AN ACT AUTHORIZING THE CONVEYANCE TO THE TOWN OF SHEFFIELD, BY THE TRUSTEES OF PUBLIC RESERVATIONS, OF PINE KNOLL RESERVATION IN SAID TOWN.

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

SECTION 1. The trustees of public reservations, incorporated by chapter three hundred and fifty-two of the acts of eighteen hundred and ninety-one, are hereby authorized to convey to the town of Sheffield four certain tracts or parcels of land lying in said town and known as the Pine Knoll reservation, said tracts and parcels being more particularly described in a deed of Mary E. Dewey and others, dated November twentieth, nineteen hundred and two, recorded in Berkshire county registry of deeds, southern district, book one hundred and eighty-eight, page two hundred and sixty-five, conveying the same to said trustees. Said tracts and parcels are to be conveyed to said town on condition that the same be held, managed and maintained by said town as a public park or reservation under chapter forty-five of the General Laws, as appearing in the Tercenary Edition thereof, and the said town is hereby authorized to acquire, hold, manage and maintain said tracts and parcels for the purposes and in the manner aforesaid.

SECTION 2. This act shall take effect upon its passage; but the authority conferred thereby is hereby declared to be limited to such authority as the general court is competent to grant.

*Approved May 24, 1933.*

**Chap. 213** AN ACT RELATIVE TO THE SETTLEMENT OF CERTAIN EMPLOYEES OF STATE AND COUNTY TUBERCULOSIS HOSPITALS AND SANATORIA.

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

Chapter one hundred and sixteen of the General Laws is hereby amended by striking out section two, as appearing in the Tercenary Edition thereof, and inserting in place thereof the following: — *Section 2.* No person shall acquire a settlement, or be in the process of acquiring a settlement, while receiving public relief other than aid or relief received under chapter one hundred and fifteen, unless, within two years after receiving such relief, he tenders reimbursement of the cost thereof to the commonwealth or to the town furnishing it. No former patient of a state or county tuberculosis sanatorium or hospital, who is employed in such an institution, shall lose or gain a settlement or be in the process of losing or gaining a settlement while so employed.

*Approved May 24, 1933.*

G. L. (Ter. Ed.), 116, § 2, amended.

Settlement not acquired while receiving public relief.

Exceptions.