

HOUSE No. 6594

By Mr. Hynes of Marshfield, petition of Frank M. Hynes and Allan R. McKinnon (by vote of the town) for legislation to amend the charter of the town of Marshfield. Local Affairs. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Three.

AN ACT TO AMEND THE CHARTER OF THE TOWN OF MARSHFIELD.

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. Article 3-2-3 of the charter of the town of Marsh-
2 field is hereby deleted.

1 SECTION 2. Article 3-2-1 of said charter is hereby amended by
2 adding the following section: —

3 (F) Board of Public Works — There shall be a Board of Public
4 Works appointed by the Selectmen consisting of three (3) members
5 appointed for three-year over-lapping terms so arranged that one
6 term expires each year. They shall receive for their services such
7 compensation as may annually be provided for that purpose by
8 appropriation.

9 (F-1) Organization and Duties in General — The Board of
10 Public Works shall be responsible for organizing and administer-
11 ing the following functions; construction and maintenance of
12 highways, water and sewer systems, tree care and parks, including
13 landscaping and ground maintenance of all town buildings and
14 property, and such other public works and related functions as
15 may from time to time be vested in it through the General Laws,
16 this charter, by-law or vote of the town meeting; and to this end the
17 Board of Public Works shall, at the beginning of each fiscal year
18 elect from its membership a chairman, a vice-chairman, and clerk
19 for the ensuing year.

20 Department of Public Works shall not be responsible for the
21 administering of school building construction and maintenance,
22 but shall be responsible for school grounds maintenance, including
23 snow removal and grass mowing.

24 (F-2) Superintendent of Public Works — The Board of Public
25 Works shall appoint a Superintendent of Public Works for an
26 initial term of three years and annually thereafter, and shall fix his
27 compensation within limits of an appropriation made for that
28 purpose. The superintendent shall report to the Board of Public
29 Works and shall: (a) be especially qualified by education, training
30 and experience to perform the duties of the office and have such
31 other qualifications as may be determined by bylaw; (b) exercise
32 and perform, under the Board of Public Works, such assistants,
33 agents, and other employees as the exercise and performance of his
34 powers, rights, and duties may require.

35 The superintendent shall give the town a surety bond for the
36 faithful performance of his duties in such sum and upon such
37 conditions as the Board of Public Works may require; shall keep
38 the Board of Public Works fully informed as to the public works
39 needs of the Town; shall keep a full and complete record of his
40 operations; shall render to the Board of Public Works as often as
41 may be required, a full report thereon; and annually or more often
42 shall prepare a synopsis of such reports for publication.

43 (F-3) Engineering Department — There shall be an engineering
44 department administered by the Superintendent of Public Works
45 which shall provide the town with engineering services by town
46 employees and by contracting with qualified architectural/engi-
47 neering firms.

48 The Engineering Department shall certify that all subdivision,
49 sewerage and other such plans and specifications required by town
50 bylaws conform to such bylaws and shall be responsible for main-
51 tenance or assessors' and town maps and certification of plans and
52 specifications for public works construction projects. The Engi-
53 neering Department shall provide on site inspection to assure
54 proper construction performance in accordance with subdivision
55 plans and site plan approvals made by the Board of Appeals. The
56 Engineering Department shall also provide engineering and other
57 technical assistance to the Selectmen, Planning Board, Board of

58 Health, or any other town board or commission reasonably
59 requesting such service.

60 In addition, the Engineering Department shall have final approv-
61 al, responsibility for all plans and specifications relating to new
62 construction and/or alterations or modifications of any existing
63 structure and shall supervise the maintenance and repair, other
64 than normal custodial duties, of all town owned buildings. Build-
65 ings assigned to the school committee shall be specifically exempt-
66 ed from the provisions of this paragraph.

67 When reasonably requested, the department shall supply engi-
68 neering information to the town meeting.

1 SECTION 3. The foregoing charter amendment shall only take
2 effect upon approval of a majority of the voters voting at an annual
3 town meeting for the election of town officers by referendum vote.

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