

HOUSE No. 1238

By Mr. Brett of Boston, petition of Jennifer L. Miller and James T. Brett that towns be required to reimburse public utility companies for the costs of relocation of mains or other facilities. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Four.

AN ACT RELATIVE TO THE RELOCATION OF PROPERTY OF A PUBLIC UTILITY COMPANY.

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 30C of Chapter 40 of the General Laws, as most recently
2 amended by Section 92 of Chapter 706 of the Acts of 1975, is
3 hereby amended by adding after the first paragraph the following
4 paragraph: —
5 If any construction or maintenance undertaken hereunder
6 pursuant to a federally assisted project requires the replacement
7 or relocation by a public utility company of any of its mains or
8 other facilities the town shall reimburse such public utility for that
9 portion of the cost of such replacement or relocation funded by
10 the federal government. The town shall, to the maximum extent
11 practicable, attempt to reduce the need for such replacement or
12 relocation by such appropriate planning of construction and
13 maintenance work as will minimize, consistent with design objec-
14 tives, the disruption of existing public utility mains and other
15 facilities.

