

SECTION 2. Section two of said act is hereby amended by striking out the words, in the second and third lines of said section, "by the choice of a chairman from their own number, and", and also the word "other", at the end of said third line, so that said section as amended shall read as follows:— *Section 2.* Annually, on the first Monday of May, said board shall organize by the appointment of such officers, not members thereof, as they may determine. The city clerk shall be clerk of said board and serve without extra compensation and as clerk of said board shall perform all the duties now required of city clerks in relation to the laying out, locating anew, alteration or discontinuance of streets, or of altering or establishing the grade thereof, or of laying, making and maintaining main drains, common sewers and sidewalks, or any other matters placed by this act under the control of said board, and shall keep a record of the doings of said board.

Amendment to 1889, 107, § 2.

Organization of board.

SECTION 3. This act shall be void unless accepted by a majority of the voters present and voting thereon at the annual municipal election held on the first Tuesday of December in the year eighteen hundred and ninety.

Subject to acceptance by a majority vote.

*Approved May 28, 1890.*

AN ACT TO ENABLE THE CITY OF NEWTON TO ESTABLISH A BOARD OF PUBLIC WORKS.

*Chap. 343*

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

SECTION 1. The city of Newton is hereby authorized by ordinance to establish a board of public works and provide for the number of the members thereof not exceeding five, and the length of their respective terms of office not exceeding five years, but the members thereof may be re-appointed. Such members shall be appointed and may be removed by the mayor and aldermen as provided by the sixth section of the charter of said city, being chapter two hundred and ten of the acts of eighteen hundred and eighty-two, entitled an act to revise the charter of the city of Newton.

May establish a board of public works. 1882, 210, § 6.

SECTION 2. Said city of Newton may by ordinance provide that said board shall have any or all of the following powers and duties: *First.* The construction, maintenance, alteration, repair, care and lighting of highways, streets, ways, sidewalks, bridges and public parks and squares; and that said board may be highway surveyors.

Certain powers and duties may be prescribed by ordinance.

*Second.* The construction, maintenance, alteration, repair and care of public drains and sewers. *Third.* The construction, maintenance, alteration, repair and care of public buildings and property, except that the control of the school buildings shall remain with the school committee. *Fourth.* The construction, maintenance, alteration, repair and care of the water works and the supply and distribution of water.

Ordinances may be amended or repealed.

SECTION 3. Said city of Newton may from time to time amend or repeal any ordinances made under this act and may make new ordinances in any of the respects in which they may make original ordinances under this act, and may amend or repeal the same.

Subject to acceptance by the voters.

SECTION 4. This act shall be submitted to the qualified voters of the city of Newton for its acceptance, at the next election for state, district and county officers, and shall be void unless such voters voting in their respective wards or precincts at said election shall determine to adopt the same. The vote shall be taken by ballot in accordance with the provisions of the election laws of the Commonwealth then in force, so far as the same shall be applicable, in answer to the question, "Shall an act passed by the general court in the year eighteen hundred and ninety, entitled 'An act to enable the city of Newton to establish a board of public works', be accepted?"; and the affirmative votes of a majority of the voters present and voting thereon shall be required for its acceptance. If so adopted this act shall take effect at the beginning of the municipal year in the following January, except as hereinafter provided.

Question to be printed on ballots for use at next state election.

SECTION 5. The secretary of the Commonwealth shall, on the ballots printed for use in the city of Newton at the next election for state, district and county officers, also print the question to be submitted to the legal voters of said city by the provisions of and as stated in section four of this act.

When to take effect.

SECTION 6. So much of this act as authorizes the submission of the question of its acceptance to the legal voters of said city shall take effect upon its passage, but it shall not further take effect unless accepted by the legal voters of said city as herein prescribed.

*Approved May 28, 1890.*