

SENATE No. 362

The Commonwealth of Massachusetts.

SENATE, March 21, 1921.

The committee on Bills in the Third Reading, to which was referred the Bill to authorize the county commissioners to reconstruct Floating Bridge over Glenmere Pond in the city of Lynn (Senate, No. 337), reports recommending that the same be amended by substituting therefor a new draft entitled "An Act to provide for the reconstruction of Floating Bridge in the city of Lynn", and that, when so amended, the same will be correctly drawn.

For the committee,

C. W. GOULD.

The Commonwealth of Massachusetts.

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

AN ACT

To provide for the Reconstruction of Floating Bridge
in the City of Lynn.

*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. The county commissioners of the
2 county of Essex, subject to all general laws appli-
3 cable thereto, are hereby authorized to recon-
4 struct Floating bridge, so called, over Glenmere
5 pond on the Salem and Boston turnpike in the
6 city of Lynn, together with the approaches
7 thereto.

1 SECTION 2. The cost and expense incurred un-
2 der this act shall not exceed the sum of one hun-
3 dred and fifty thousand dollars, and shall be paid,
4 in the first instance, by the county of Essex. The
5 said commissioners may borrow by a temporary
6 loan or loans on the credit of the county such
7 sums, not exceeding the said amount, as may
8 from time to time be required for the cost and
9 expense aforesaid, and may renew the same for
10 such periods as may be necessary. All amounts

11 so borrowed shall be deposited in the treasury of
12 the county, and the treasurer shall pay out the
13 same as ordered by the county commissioners,
14 and shall keep a separate and accurate account of
15 all moneys borrowed and expended under the pro-
16 visions of this act, including interest. Upon the
17 completion of the bridge, the county commission-
18 ers shall file in the office of the clerk of courts for
19 the county a detailed statement, certified under
20 their hands, of the actual cost of its construction,
21 and they shall give notice to the city of Lynn and
22 assess upon the said city a sum equal to forty per
23 cent of the said cost, and the said city shall pay
24 into the treasury of the county the amount so as-
25 sessed within sixty days after it is notified by the
26 county that the foregoing provisions of this act
27 have been complied with; and if the city refuses
28 or neglects to pay the amount assessed, the com-
29 missioners shall, after due notice, issue a warrant
30 against the city for its proportion, with interest
31 and the cost of the notice and warrant, and the
32 same shall be collected and paid into the treasury
33 of the county, to be applied in payment of the
34 expense aforesaid.

1 SECTION 3. For the purpose of paying the six-
2 ty per cent of the said total cost which is to be
3 borne by the county of Essex, the county treas-
4 urer, with the approval of the county commis-
5 sioners, may borrow from time to time a sum not
6 exceeding ninety thousand dollars, and may issue
7 bonds or notes of the county therefor, which shall

8 bear on their face the words: — County of Essex,
9 Floating Bridge Loan, Act of 1921, — and shall
10 be payable by such annual payments, beginning
11 not more than one year after the date thereof, as
12 will extinguish the loan within ten years from its
13 date, and the amount of such annual payment in
14 any year shall not be less than the amount of the
15 principal of the loan payable in any subsequent
16 year. Each authorized issue shall constitute a
17 separate loan. The city of Lynn, for the purpose
18 of meeting its part of the cost of said bridge, may
19 borrow, from time to time, a sum not exceeding
20 sixty thousand dollars, and may issue bonds or
21 notes therefor, which shall bear on their face the
22 words: — City of Lynn, Floating Bridge Loan,
23 Act of 1921. Each authorized issue shall consti-
24 tute a separate loan and shall be payable within
25 ten years of its date. Indebtedness incurred by
26 said city under this act shall be in excess of the
27 statutory limit, but shall otherwise be subject to
28 chapter forty-four of the General Laws. The
29 said county and city may sell the said securities at
30 public or private sale, upon such terms and con-
31 ditions as they may severally deem proper, but
32 not for less than their par value, and the proceeds
33 of the loan issued by the county shall be used
34 only to pay temporary loans issued in accordance
35 with the provisions of section two, or for the con-
36 struction of said bridge, and the proceeds of the
37 securities issued by said city shall be paid into the
38 county treasury, to be applied to payment of se-

39 curities issued by the county in accordance with
40 section two.

1 SECTION 4. The county commissioners are
2 hereby authorized to purchase or to take by emi-
3 nent domain, under the provisions of chapter
4 seventy-nine of the General Laws, such lands,
5 rights and easements as may be required to carry
6 out the purposes of this act. They shall proceed
7 with the construction of said bridge whenever, in
8 their judgment, it will best serve the public inter-
9 est.

1 SECTION 5. Chapter fifty-seven of the General
2 Acts of nineteen hundred and seventeen, chapter
3 two hundred and fifty-six of the General Acts of
4 nineteen hundred and eighteen, and chapter five
5 hundred and eighty-nine of the acts of nineteen
6 hundred and twenty are hereby repealed; but
7 such repeal shall not affect the validity of any ac-
8 tion heretofore taken, or securities issued under
9 said chapters, or of any expenditures or assess-
10 ments made, or to be made, by said county com-
11 missioners on account of work already done there-
12 under, or of any payments made, or to be made,
13 by said city of Lynn in consequence thereof.

1 SECTION 6. This act shall take effect upon its
2 passage.