

By Messrs. Kaplan of Brookline and Cohen of Brookline and Mrs. Koplow of Brookline, petition of Alan R. Morse and others that the town of Brookline be authorized to establish a department of public works exercising the powers of other town departments and town offices. Towns.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Two.

AN ACT AUTHORIZING THE TOWN OF BROOKLINE TO ESTABLISH A DEPARTMENT OF PUBLIC WORKS EXERCISING THE POWERS OF CERTAIN OTHER DEPARTMENTS AND TOWN OFFICES.

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. There shall be established in the town of Brook-
2 line a department of public works, hereinafter called the de-
3 partment.

1 SECTION 2. The selectmen shall appoint and fix the com-
2 pensation of a director of public works who shall have, exercise
3 and perform the powers, rights and duties described in this chap-
4 ter. He shall be specially fitted by education, training and ex-
5 perience to perform the duties of his office. He shall be respon-
6 sible for the efficient exercise and performance of such powers,
7 rights and duties. He shall be appointed in April for a term of
8 three years from the first day of May following and until the
9 qualification of his successor. He may be removed by the select-
10 men for cause and the vacancy filled by appointment for the
11 remainder of the unexpired term in the same manner as in the
12 case of an original appointment. His salary or compensation
13 shall be such as the selectmen may from time to time vote. The
14 director of public works shall not be subject to the rules and laws
15 pertaining to civil service. During his tenure he shall hold no
16 other elective or appointive office nor shall he engage in any other
17 business or occupation. He may appoint such assistants, agents
18 and employees, other than division heads, as the exercise and

19 performance of his powers, rights and duties may require, subject
20 to appropriations made available by the town meeting. He may,
21 subject to the approval of the selectmen, appoint the heads of
22 the various divisions under his jurisdiction who, except for pres-
23 ent incumbents, shall not be subject to the rules and laws per-
24 taining to civil service.

25 All persons employed by or under the supervision of any
26 board, commission or office abolished by this act, shall upon the
27 effective date of this act, be transferred to the department. All
28 such transfers of employees shall be made without loss of pay
29 and without change of rating, seniority, retirement or pension
30 rights, or any other privileges under any provisions of law or
31 by-law.

32 The incumbent superintendents of all boards, commissions
33 and offices abolished by this act when transferred to the depart-
34 ment shall become the superintendents of the corresponding
35 divisions of said department without loss of pay and without
36 loss of rights under the laws and rules relating to civil service.

1 SECTION 3. Said town shall, by by-law, create a department
2 of public works which shall consist of the following departments
3 or divisions: —

Highway
Engineering
Sewer
Sanitation

4 and may include, as the town may from time to time by by-law
5 provide, any or all of the following departments or divisions: —

Water
Park
Forestry
Walnut Hills Cemetery

1 SECTION 4. Upon the qualification of the director of public
2 works he shall have all the powers and duties now and from time
3 to time vested by general or special law or by by-law in the
4 boards, commissions and offices presently in charge of the de-
5 partments or divisions to be included within the department
6 of public works and such boards, commissions and offices shall
7 thereupon be abolished. No existing contract or liability shall

8 be affected by such abolition but the director of public works
9 shall in all respects be the lawful successor to the boards, com-
10 missions and offices so abolished. The director of public works
11 shall have such added powers with respect to public works as the
12 town may from time to time by by-law provide, any other pro-
13 visions of law to the contrary notwithstanding.

14 The selectmen may appoint advisory boards or commissions
15 in place of the boards, commissions or offices abolished by this
16 act, the duties of which shall be to act in an advisory capacity
17 to the director of public works. The members of said advisory
18 boards or commissions shall be appointed in April to serve for a
19 term of three years from the first day of May next following.
20 The compensation, if any, of the members of such advisory
21 boards or commissions shall be such as the selectmen may from
22 time to time vote.

1 SECTION 5. This act shall take full effect upon its acceptance
2 by the town of Brookline by a majority vote of the town meeting
3 members present and voting thereon at an annual or special
4 representative town meeting called for the purpose within two
5 years of the passage of this act but not otherwise.

The first part of the report is devoted to a general
 description of the country and its resources. It
 is followed by a detailed account of the
 various industries and occupations of the
 people. The report then proceeds to a
 description of the climate and the
 diseases which prevail in the country.
 The last part of the report is devoted to
 a description of the population and the
 government of the country.

CHAPTER I

GENERAL DESCRIPTION

The country is situated in the
 north-western part of the continent.
 It is bounded on the north by the
 Arctic Ocean, on the east by the
 Gulf of Alaska, on the south by the
 Pacific Ocean, and on the west by the
 Rocky Mountains. The climate is
 temperate, and the soil is fertile.
 The principal occupations of the
 people are agriculture, stock raising,
 and commerce. The population is
 estimated to be about 1,000,000.
 The government is a republic, and
 the capital is at the city of
 Washington.