

SENATE No. 580

[Senate, No. 580. — Substituted by amendment by the Senate (DeSaulnier) for House Bill No. 2445.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Eight.

AN ACT RELATIVE TO THE LAYING OF CERTAIN WATER MAINS BY THE BOARD OF WATER COMMISSIONERS IN THE DRACUT WATER SUPPLY DISTRICT.

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. Chapter 433 of the acts of 1905 is hereby amended
2 by inserting after section 9 the following section: — *Section 9A.*
3 The board of water commissioners of the Dracut Water Supply
4 District, hereinafter referred to as the board, is hereby author-
5 ized to lay water mains in public and private ways within the
6 limits of said district. Abutters on such public ways and owners
7 of such private ways may apply to the board for the laying
8 therein of water mains, and such an application shall contain
9 such information, including plans, as the board may require.
10 Upon receipt of an application hereunder, the board shall make
11 an estimate of the cost of the work to be done by it, and shall
12 notify the applicant of the amount of such estimate. There-
13 upon the applicant shall pay the amount of the estimate to the
14 treasurer of said district, who shall hold the same in a separate
15 account and pay therefrom the cost of the work as certified to
16 him from time to time by the board. In case the cost of such
17 work exceeds the cost estimated by the board, the work shall

18 cease until the additional cost has been estimated by the board
19 and the amount thereof has been paid to said district treasurer,
20 which additional amount shall be held and used in the same
21 manner as the amount paid on the original estimate. No work
22 shall be done by the board hereunder until the payments due
23 from the applicant have been paid to said district treasurer, nor
24 until the applicant has granted to the said district such ease-
25 ments and other rights as may be necessary in carrying out the
26 purposes of this act. In case the cost of the work is less than
27 the cost estimated by the board, the difference shall be refunded
28 to the applicant.

1 SECTION 2. This act shall take full effect upon its acceptance
2 by a majority vote of the voters of said district present and
3 voting thereon, by the use of a check list, at a district meeting
4 called within two years after its passage.