

HOUSE No. 4412

The Commonwealth of Massachusetts

PRESENTED BY:

Timothy R. Whelan

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act establishing a landfill solar special revenue fund in the town of Dennis.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>6/1/2016</i>

HOUSE No. 4412

By Mr. Whelan of Brewster, a petition (accompanied by bill, House, No. 4412) of Timothy R. Whelan (by vote of the town) that the town of Dennis be authorized to establish a landfill solar special revenue fund. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act establishing a landfill solar special revenue fund in the town of Dennis.

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. (a) Notwithstanding section 53 of chapter 44 of the General Laws or any
2 other general or special law to the contrary, there is hereby established in the Town of Dennis a
3 special fund to be known as the Landfill Solar Special Revenue Fund. The town treasurer shall
4 deposit into the fund all revenue generated or collected by the Town in connection with any lease
5 and power purchase agreements for the photovoltaic solar energy facilities located on the closed
6 landfill owned by the Town of Dennis.

7 (b) The town treasurer may, without further appropriation, expend money from the
8 Landfill Solar Special Revenue Fund to make payments to the Dennis Water District and the
9 Dennis-Yarmouth Regional School District, or any other governmental entity, for their
10 respective shares of revenue of net metering payments received from the electric utility company
11 that the town is obligated to pay pursuant to an applicable intermunicipal agreement. Any

12 revenue remaining in the fund may be appropriated by the town of Dennis for any lawful
13 purpose.

14 (c) The Landfill Solar Special Revenue Fund shall be maintained by the town treasurer as
15 a separate account, and any interest earned thereon shall be credited to and become part of the
16 separate account.

17 SECTION 2. This act shall take effect upon its passage.