

SENATE No. 2182

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Relative to the Wareham Fire 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. The Wareham Fire District in the town of Wareham, hereinafter the district,
2 shall have exclusive right, privilege and franchise to supply water for extinguishing fires and for
3 domestic, manufacturing and other purposes to the inhabitants of said town of Wareham within
4 said district’s territory established by chapter 178 of the acts of 1907 and chapter 106 of the acts
5 of 2000. No person, corporation, municipality, district or entity, except for the owner or owners
6 of a parcel or parcels of land containing at least 100 contiguous acres located in the town of
7 Wareham, shall create or operate a public water system within the territory of said district or
8 supply water to the inhabitants within said district’s territory other than for personal domestic use
9 unless otherwise authorized

10 SECTION 2. Notwithstanding any general or special law to the contrary, the district may
11 supply water for extinguishing fires and for domestic, manufacturing, and other purposes to
12 individuals, corporations, municipalities, districts, and other entities, without limitation, outside
13 of said district’s territory established by said chapter 178 of the acts of 1907 and said chapter 106
14 of the acts of 2000.

15 SECTION 3. The district may contract with any person, corporation, municipality,
16 district and other entity for the supply of water outside of said district's territory and may extend
17 its pipes for such purpose, under the direction of the selectmen of the town or mayor of the city
18 where the pipes are to be located, through the streets and highways of towns and cities lying
19 outside the districts territory established by said chapter 178 of the acts of 1907 and said chapter
20 106 of the acts of 2000. Said district may fix and collect rates for the use of such water, and may
21 discontinue and shut off the water for the non-payment thereof and for violation of the terms of
22 any contract made in accordance with this section.

23 SECTION 4. Notwithstanding sections 2 and 3, the district shall not supply water outside
24 its territory when doing so impairs said district's ability to provide adequate supply of water for
25 extinguishing fires and for domestic, manufacturing, and other purposes to itself or the
26 inhabitants of the town of Wareham.

27 SECTION 5. Specific statutory powers granted to the district by chapter 178 of the acts
28 of 1907 and chapter 106 of the acts of 2000 and not specifically mentioned in this act are hereby
29 expanded to the extent necessary to permit said district to supply water outside of its territory in
30 accordance with the provisions of this act.

31 SECTION 6. This act shall take effect upon its passage.