

HOUSE No. 4971

The Commonwealth of Massachusetts

PRESENTED BY:

Alyson M. Sullivan and Michael D. Brady

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 the North Bedford Street sewer district in the town of East Bridgewater.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Alyson M. Sullivan</i>	<i>7th Plymouth</i>	<i>5/27/2022</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>6/2/2022</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>5/31/2022</i>
<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>	<i>6/7/2022</i>

HOUSE No. 4971

By Representative Sullivan of Abington and Senator Brady, a joint petition (accompanied by bill, House, No. 4971) of Alyson M. Sullivan, Michael D. Brady and others (by vote of the town) for legislation to establish the North Bedford Street sewer district in the town of East Bridgewater. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act establishing the North Bedford Street sewer district in the town of East Bridgewater.

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 any general or special law to the contrary, there shall be
2 a sewer district in the town of East Bridgewater called the North Bedford Street sewer district.
3 The district shall include the land and buildings located in the town shown on assessors map 81
4 as parcels 38, 40, 41, 78, 80 and 81; on assessors map 91 as parcels 7, 9, 16, 23 and 39; on
5 assessors map 100 as parcels 1, 5, 6, 7, 8-08, 9-01, 9-02, 9-03, 10, 13, 14, 15, 28, 32, 35, and 36;
6 on assessors map 101 as parcel 9-1; on assessors map 108 as parcel 11; on assessors map 109 as
7 parcels 1, 2, 2-01, 3, 4, 5, 6, 7 and 10; on assessors map 119 as parcels 2, 3 and 9; and on
8 assessors map 120 as parcel 3. The land and buildings shall be served by a sewer extension and
9 connection to the city of Brockton's sewer system and its advanced wastewater reclamation
10 facility pursuant to an intermunicipal agreement between the town of East Bridgewater and city
11 of Brockton. The area contained in the district may be expanded by a vote of the board of
12 selectmen and approval by town meeting. (b) The board of selectmen of the town of East

13 Bridgewater shall serve as the board of sewer commissioners for the North Bedford Street sewer
14 district. The board shall have all powers and responsibilities of a sewer commission under
15 Section 4 of Chapter 40N of the General Laws and may adopt rules and regulations for access to,
16 and use of, the sewer system. The board shall establish a system of financing for the cost of
17 planning, design, permitting and construction of the sewer extension to and through Brockton
18 using any of the methods allowed by law, in general use elsewhere in the Commonwealth of
19 Massachusetts, and referenced herein including property development agreements, sewer
20 betterment assessments, connection fees, privilege fees, compensatory fees, capacity fees, etc.;
21 and if by sewer betterment assessments, to allow such assessments to be made against properties
22 with access to the municipal sewer within the district through sewer/utility easements. The board
23 shall also establish use fees and other charges that shall be paid by every person who connects
24 into the municipal sewer within the district; provided, however, that the fees shall be reasonably
25 related to the allocable capital and operational costs of the connection to the city of Brockton
26 sewer system and operational and maintenance costs of the in-town sewer system. The director
27 of public works of the town of East Bridgewater, appointed pursuant to chapter 178 of the acts of
28 2005, shall have the powers and responsibilities of a superintendent of the sewer department
29 pursuant to section 69 of chapter 41 of the General Laws. (c) The board of selectmen of the town
30 of East Bridgewater shall have sole discretion to determine which property owners may connect
31 to the municipal sewer within the North Bedford Street sewer district and the amount of
32 wastewater treatment capacity allocated to each user of the system. An application for a
33 connection to the municipal sewer within the district shall be reviewed by representative of the
34 board of health, a representative of the planning board and the director of the department of
35 public works or the director's designee, who shall make a recommendation to the board regarding

36 the application. In making the recommendation, the representatives and director or designee shall
37 consider the overall economic benefit afforded by approval of the application, community
38 housing needs, the amount of available wastewater treatment capacity and other factors that the
39 representatives and director or designee shall deem appropriate.

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