

HOUSE No. 03758

The Commonwealth of Massachusetts

PRESENTED BY:

William M. Straus and

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 passage of the accompanying bill:

An Act relative to the Mattapoisett River Valley Water District.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

.....
William M. Straus

.....
10th Bristol

.....
Mark C. Montigny

.....
Second Bristol and Plymouth

HOUSE No. 03758

By Mr. Straus of Mattapoisett and Senator Montigny, a joint petition (subject to Joint Rule 12) of William M. Straus and Mark Montigny relative to the Mattapoisett River Valley Water District. Municipalities and Regional Government.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to the Mattapoisett River Valley Water 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 367 of the acts of 2004 is hereby amended by inserting, after section 4, the
2 following section:-

3 Section 4A. The district commission may maintain a stabilization fund. For the purpose of
4 maintaining the stabilization fund the district may annually pay into the fund any or all of the
5 balance remaining in the reserve fund at the end of each fiscal year; provided, however, that the
6 aggregate amount in the stabilization fund at any time shall not exceed \$750,000.00.

7 The district treasurer shall be the custodian of the stabilization fund and may deposit the
8 proceeds in national banks or invest the proceeds by deposit in savings banks, co-operative
9 banks, or trust companies organized under the laws of the commonwealth, or invest the same in
10 such securities as are legal for the investment of funds of savings banks under the laws of the
11 commonwealth or in federal saving and loans associations situated in the commonwealth.

12 The district commission may use the stabilization fund for any lawful purpose, including any
13 purpose for which the district may borrow money. Any appropriation of funds into or out of the
14 stabilization fund for any such purpose shall be approved by a majority vote of those members of
15 the district commission who are authorized by the agreement among the member towns to
16 participate in matters which have an impact upon the financial condition of the district or the cost
17 of district facilities or operations.

18 SECTION 2. The provisions of section 5B of chapter 40 of the General Laws shall not apply to
19 the Mattapoisett River Valley Water District.

20 SECTION 3. Notwithstanding the provisions of any general or special law, or rule, or regulation
21 to the contrary, the Mattapoisett River Valley Water District Commission may retain and
22 appropriate to the stabilization fund, as authorized by section 1, up to \$600,000 of any available
23 funds held by it prior to the conclusion of the fiscal year then current on the effective date of this
24 act.

25 SECTION 4. The following section is hereby added to Chapter 367 of the acts of 2004:

26 Section 8. Notwithstanding the provisions of any general or special law, or rule, or regulation to
27 the contrary, the board of selectmen of any member town of the Mattapoisett River Valley Water
28 District which owns one or more properties within the limits of another member town of the
29 District, and which property would otherwise be subject to the provisions of sections 5D and 5F
30 of chapter 59 of the General Laws, may enter into an agreement with the board of selectmen of
31 the member town in which said property is located for payment in lieu of taxes, and the
32 provisions of sections 5D and 5F of chapter 59 of the General Laws shall not apply to the said
33 property during the term of such agreement. Such agreement shall be subject to approval by the

34 town meetings of the towns which are party thereto, and the term of such agreement shall not
35 exceed 20 years.