

SENATE No. 2081

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen M. Brewer

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 relative to the financing and construction of a sanitary sewer extension in the town of Hardwick.

PETITION OF:

NAME:

Stephen M. Brewer

Anne M. Gobi

DISTRICT/ADDRESS:

Worcester, Hampden, Hampshire and Middlesex

5th Worcester

SENATE No. 2081

By Mr. Brewer, a petition (accompanied by bill, Senate, No. 2081) of Stephen M. Brewer and Anne M. Gobi (by vote of the town) for legislation relative to the financing and construction of a sanitary sewer extension in the town of Hardwick. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act relative to the financing and construction of a sanitary sewer extension in the town of Hardwick.

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. Notwithstanding section 39M of chapter 30 of the General Laws, any other
2 applicable public bidding statute or any other general or special law to the contrary, the town of
3 Hardwick may enter into contracts, upon such terms and conditions deemed necessary by the
4 board of selectmen, with the Eagle Hill Foundation of Massachusetts, Inc., hereinafter referred to
5 as “Eagle Hill”.

6 The contracts shall include terms whereby Eagle Hill will design, engineer and construct,
7 at its cost and expense subject to the issuance of credits provided herein, an extension of the
8 existing Gilbertville sanitary sewer system along route 32A to property owned by Eagle Hill,
9 which is located off of Old Petersham road in the town of Hardwick. The sewer extension shall
10 allow for the connection of the Eagle Hill property to the Gilbertville sanitary sewer system and
11 shall include stubs to allow connection thereto by properties abutting the sewer extension. The
12 contracts shall also require Eagle Hill to comply with sections 26 to 27, inclusive, of chapter 149
13 of the General Laws. Eagle Hill may perform its obligations by employing independent design,
14 engineering and construction contractors and subcontractors.

15 The town of Hardwick, in consideration of the environmental and public benefits derived
16 from the sewer extension, may include terms in the contracts that entitle Eagle Hill to credits
17 against sewer user fees in an amount equal to the costs incurred by Eagle Hill in excess of
18 \$2,000,000 for the sewer extension, as determined by the town’s board of sewer commissioners.

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