

L A W S
OF THE
STATE OF NEW YORK,

PASSED AT THE

NINETY-FIFTH SESSION

OF THE

LEGISLATURE,

BEGUN JANUARY SECOND, AND ENDED MAY FOURTEENTH, 1872,
IN THE CITY OF ALBANY.

VOL. I.



ALBANY:
V. W. M. BROWN, PUBLISHER.
1872.

Chap. 387.

AN ACT to supply the city of Rochester with pure and wholesome water.

Passed April 27, 1872; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. The mayor of the city of Rochester shall appoint five persons who shall thereafter be known as the board of water commissioners of the city of Rochester, for constructing water-works for said city, who shall hold office for one, two, three, four and five years respectively, as determined by said mayor at the time of appointment. On the completion of said water-works, said board shall cease to exist, and thereupon all property, books and papers relating thereto, shall be placed in the control of the common council of said city; any vacancy in said board shall be filled by the mayor of said city for the unexpired term; and said mayor shall appoint the successor of the commissioner about to go out of office within twenty days before the expiration of the term of office of said commissioner. Said commissioners shall be residents of said city.

Board of water commissioners.

Term of office.

When board cease to exist.

Vacancies, how filled.

§ 2. It shall be the duty of the said commissioners to examine and consider all matters relative to supplying the city of Rochester with a sufficient quantity of pure and wholesome water for the use of its inhabitants and for the extinguishment of fires.

Duty of commissioners.

§ 3. Said commissioners are authorized to employ engineers, surveyors and such other persons as in their opinions may be necessary, to ascertain the best and most expedient plan for procuring such supply of water, and make surveys, maps and plans, together with estimates of the cost of the same (but said commissioners shall take no action without the approval of the mayor, looking to the leasing or purchasing the water-works now in process of construction), and shall submit a report of the plan adopted by them, and the estimated cost thereof, to the mayor of said city, together with

Action must be approved by mayor.

such information connected with the object of their appointment as they may deem necessary.

When to proceed with work.

May borrow money.

May issue bonds.

§ 4. If the plan adopted by said commissioners shall be approved by the mayor of said city, then said commissioners shall proceed with their plans for providing said city with water, and shall have power to borrow, from time to time, upon the credit of said city of Rochester, an amount not exceeding the amount named in their estimates of the cost of said works, upon such terms of credit, not exceeding thirty years, and at a rate of interest not exceeding seven per cent. per annum; and to secure said loan, the said commissioners are authorized to make, execute, and sell, at not less than par, from time to time, as may be necessary, bonds, certificates or written obligations, which shall be signed by the mayor and the president of the board of water commissioners, as such commissioners, which said bonds, certificates or obligations, and the interest thereon, shall be a valid lien against said city of Rochester, and the credit of said city is pledged for the payment of the same. The proceeds of said bonds, certificates or obligations shall be applied by said commissioners to the payment of expenses incurred by them under the provisions of this act.

Expenses of commissioners to be paid.

§ 5. The common council of said city shall pay, from time to time as said commissioners may require, all expenses incurred by said commissioners under the provisions of this act, up to the time of submitting their estimate to the mayor of said city.

Tax to redeem bonds.

§ 6. The common council of said city is hereby authorized and directed to raise, from time to time, by tax upon the estates, real and personal, subject to tax in said city, the sum or sums of money which may be required to pay the interest on said bonds and to redeem them at maturity.

§ 7. This act shall take effect immediately.