

THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
DIVISION OF OCCUPATIONAL SAFETY
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August 22, 2000

John Shortsleeves, Esq.
70 Bailey Boulevard
Haverhill, MA 01830

Dear Attorney Shortsleeves:

Thank you for your inquiry regarding the applicability of G.L. ch. 149, §§ 26-27E to the Town of Arlington's upcoming contract for street light maintenance. As we discussed by phone yesterday, municipal projects are generally subject to the payment of the prevailing wage if they result in "additions to and alterations of public works." G.L. ch. 149, § 27D.

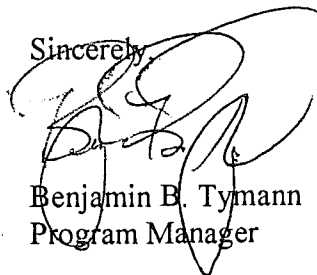
You submitted a portion of the scope of work for the street light project, which includes the six following primary activities:

- Photo cell replacement
- Light bulb replacement
- Starter board replacement
- Head replacement
- Bracket installation or replacement
- Pole replacement

Of these six activities, all but the photo cell and light bulb replacement work will result in an alteration of the public work. The work of replacing street light starter boards, heads, brackets, or poles, or other repair or electrical service work to the street light system must be paid at the prevailing wage.

Thank you for your inquiry. If I may be of further assistance, please do not hesitate to contact me.

Sincerely,



Benjamin B. Tymann
Program Manager

cc: Robert Prezioso
Lisa Price, Office of the Inspector General