

HOUSE No. 3729

The Commonwealth of Massachusetts

PRESENTED BY:

Donald H. Wong and Kate Lipper-Garabedian

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 permitting the town of Wakefield to convey an easement to the Wakefield Municipal Gas & Light Department.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Donald H. Wong</i>	<i>9th Essex</i>	<i>2/16/2023</i>
<i>Kate Lipper-Garabedian</i>	<i>32nd Middlesex</i>	<i>2/16/2023</i>

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By Representatives Wong of Saugus and Lipper-Garabedian of Melrose, a petition (accompanied by bill, House, No. 3729) of Donald H. Wong and Kate Lipper-Garabedian (by vote of the town) that the town of Wakefield be authorized to convey an easement in said town to the Wakefield Municipal Gas and Light Department. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Third General Court
(2023-2024)

An Act permitting the town of Wakefield to convey an easement to the Wakefield Municipal Gas & Light Department.

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 any general or special law or by-law to the contrary, the
2 Town of Wakefield my grant a perpetual easement in certain town- owned land compromising
3 approximately 43,000 square feet, more or less, located on Hemlock Rd., which is a portion of
4 the land described in a deed recorded in Middlesex South District Registry of Deeds in Book
5 8526, Page 287, and which is shown as "Easement Area" on a plan of land entitled "Easement
6 Area Sketch Plan, Wakefield, Mass." dated August 3,2022, by Hayes Engineering Inc. to the
7 Wakefield Municipal Gas & Light Department for the construction and maintenance of an
8 energy park.

9 Section 2. In consideration for the grant authorized in section 1, the Wakefield
10 Municipal Gas & Light Department shall convey an easement for open space and conservation
11 purposes compromising approximately 2.51 acres, more or less, shown as "Parcel A" on a plan

12 of land entitled "Sketch Plan in Wakefield Mass.", dated December 1, 2022, by Hayes
13 Engineering, Inc., to the Town of Wakefield with a recorded restriction placing the land under
14 the protection of Article 97 of the Amendments to the Constitution of the commonwealth
15 perpetuity.

16 Section 3. In addition to the transfer pursuant to section 2, the Wakefield Municipal Gas
17 & Light Department shall convert an electrical substation located on a parcel of land
18 comprising approximately 8,500 square feet, more or less, located on Ballister St. in said
19 Wakefield to a passive park and shall convey it to the town of Wakefield to be known as "Burns
20 Park" with a recorded restriction placing the land under the protection of Article 97 of the
21 Amendments of the Constitution of the commonwealth in perpetuity.

22 Section 4. In addition to the transfers pursuant to sections 2 and 3, the Wakefield
23 Municipal Gas & Light Department shall plant trees in a manner to be determined by the
24 Wakefield department of public works in a town-owned area of land comprising of
25 approximately 38,000 square feet, more or less, located between Mapleway Playground and
26 Arundel Ave. being a portion of the land shown on town of Wakefield's assessor's map 42, parcel
27 002-002.

28 Section 5. The grant of the easement in Section 1 shall be contingent upon the transfers
29 described in Sections 2 and 3.

30 This act shall take effect upon its passage.