

HOUSE No. 03849

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Kane 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 At to convey a certain parcel of land in Holyoke to Holyoke Community College.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michael F. Kane</i>	<i>5th Hampden</i>
<i>Michael R. Knapik</i>	<i>Second Hampden and Hampshire</i>

HOUSE No. 03849

By Mr. Kane of Holyoke and Senator Knapik, a joint petition (accompanied by bill, House, No. 3849) of Michael F. Kane and Michael R. Knapik (with the approval of the mayor and city council) for legislation to authorize the city of Holyoke to convey a certain parcel of land in said city to Holyoke Community College. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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In the Year Two Thousand Eleven
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An Act to convey a certain parcel of land in Holyoke to Holyoke Community College.

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: The city of Holyoke, acting by and through it’s Mayor and City Council, and it’s
2 Water Department may convey a certain parcel of land, containing approximately 13.05 acres,
3 located off Westfield Road in the City of Holyoke, to Holyoke Community College Foundation
4 for the purpose of enabling the construction of an access road to the Holyoke Community
5 College campus from said Westfield Road, also known as Route 202. The parcel is surplus land
6 owned by Holyoke Water Works, designated for water supply purposes, but outside a reservoir
7 watershed area. The parcel is shown on “Plan of Land Transfers between the Holyoke Water
8 Works and the Holyoke Community College Foundation, Holyoke Massachusetts” date
9 September 21, 2001 and prepared by Tighe & Bond, Inc., of Westfield, Massachusetts and

10 recorded in the Hampden County Registry of Deeds in Book of Plan 326, page 112. The deed to
11 the City of Holyoke Water Works is recorded at Registry in Book 566, page 458, 587, and 588.

12 SECTION 2. In consideration for and as a condition of the conveyance authorized in section 1,
13 The Holyoke Community College Foundation shall transfer a parcel of land containing 10.09
14 acres to the Holyoke Water Works to be designated as watershed property. This parcel is shown
15 as “Taking Area 10.09 acres on the “Plan of Land Transfers Between The Holyoke Water Works
16 and the Holyoke Community College Foundation, Holyoke, Massachusetts” referenced in said
17 section 1. The parcel is a portion of premises conveyed by deed to the Holyoke Community
18 College Foundation and recorded a the Hampden County Registry of Deeds in book 9560, page
19 88.

20 SECTION 3. The City of Holyoke, acting by and through it’s Mayor and City Council and Water
21 Department may also change the use of, and designate for municipal; purposes, a second parcel
22 of land containing approximately 1.3 acres, adjacent to the property described in Section 1 for
23 the purpose of constructing the said access road to the Community College campus from
24 Westfield Road, also known as route 202. the property is presently held by the Water
25 Department but is not serving a water Department purpose. The parcel and proposed access road
26 are depicted on a plan entitled “Preliminary Plan of Proposed Roadway in Holyoke
27 Massachusetts Prepared for Holyoke Community College” dated October 21, 2011 and prepared
28 by Heritage Surveys, Inc. of Southampton, Massachusetts.

29 SECTION 4. In consideration for and as a condition of the change of use authorized in section 3,
30 the Holyoke Community College Foundation shall grant a conservation restriction to the
31 Conservation Commission of the City of Holyoke on 2 parcels of land containing approximately

32 25.81 acres, shown as 'Proposed Conservation Restriction Parcel 1, 19.10 Acres' and 'Proposed
33 Conservation Restriction parcel 2, 6.71 Acres' on the plan referred to in section 3 by Heritage
34 Surveys, Inc.

35 SECTION 5. If the land subject the change of use pursuant to section 3 ceases to be used for the
36 purposes described in said section, it shall revert to the City of Holyoke for the Holyoke Water
37 Works and shall be dedicated to water supply purposes.

38 SECTION 6. This act shall take effect upon it's passage.