

**HOUSE . . . . . No. 3851**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Denise C. Garlick and Michael F. Rush*

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*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:

An Act establishing highway buffer zone in the town of Needham .

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PETITION OF:

NAME:

DISTRICT/ADDRESS:

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*Denise C. Garlick*

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*13th Norfolk*

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*Michael F. Rush*

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*Norfolk and Suffolk*

**HOUSE . . . . . No. 3851**

By Representative Garlick of Needham and Senator Rush, a joint petition (subject to Joint Rule 12) of Denise C. Garlick and Michael F. Rush for legislation to authorize the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Needham. State Administration and Regulatory Oversight.

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Thirteen**

An Act establishing highway buffer zone in the town of Needham .

*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 Massachusetts Department of Transportation is hereby authorized to  
2 acquire by eminent domain, purchase or otherwise, certain parcels of land in the town of  
3 Needham described in Section 2. Parcel one is to be diverted from its present use to a buffer  
4 zone highway use. Parcel two is to be diverted from its present use to a buffer zone highway  
5 use.

6 Section 2. The description of the above reference parcels is as follows:

7 Parcel One is a parcel of land beginning at the point of intersection of the southerly  
8 sideline of Hardy Street (an Ancient Town Way) and the westerly sideline of the State  
9 Circumferential Route 128 Highway (State Layout 1953) right-of-way;

10 Thence heading westerly along the said southerly sideline of Hardy Street to the point of  
11 intersection of the said southerly sideline of Hardy Street and a line 150 feet from and parallel to  
12 the westerly edge of the southbound pavement of Interstate 95/Route 128 as defined on a plan  
13 entitled "Massachusetts Department of Transportation, Highway Division, Plan & Profiles of I-  
14 95/93 (Route 128) TIP - Bridge V in the Towns of Needham - Wellesley, Norfolk County",  
15 prepared by MassDOT, dated April 13, 2013;

16 Thence turning and running southerly along the line 150 feet from and parallel to the  
17 westerly edge of the southbound pavement as defined on said plan to the point of intersection of  
18 said parallel line and the northwesterly side lot line of land N/F Greendale Avenue Worship  
19 Center, 754 Greendale Avenue, Assessor's Map 18 Parcel 41 in the Town of Needham;

20           Thence turning and running easterly along said northwesterly side lot line to the point of  
21 intersection of said northwesterly side lot line and the westerly sideline of Hardy Street, an  
22 Ancient Town Way abandoned in 1988;

23           Thence turning and running northerly along said westerly sideline of Hardy Street to the  
24 point of intersection of said westerly sideline of Hardy Street and the westerly sideline of the  
25 State Circumferential Route 128 Highway (State Layout 1953) right-of-way;

26           Thence turning and running northerly along said westerly sideline of the State  
27 Circumferential Route 128 Highway (State Layout 1953) right-of-way to the point of beginning.  
28 The above described parcel being a portion of the property known as land N/F Vincent P & Mary  
29 D Boris, 692 Greendale Avenue, Assessor's Map 18 Parcel 43. The acquisition required by this  
30 section shall not include any easements recorded as of July first, two thousand thirteen.

31           Parcel Two is a parcel beginning at the point of intersection of the northwesterly side lot  
32 line of land N/F Greendale Avenue Worship Center, 754 Greendale Avenue, Assessor's Map 18  
33 Parcel 41 in the Town of Needham and a line 150 feet from and parallel to the westerly edge of  
34 the southbound pavement of Interstate 95/Route 128 as defined on a plan entitled "Massachusetts  
35 Department of Transportation, Highway Division, Plan & Profiles of I-95/93 (Route 128) TIP -  
36 Bridge V in the Towns of Needham - Wellesley, Norfolk County", prepared by MassDOT, dated  
37 April 13, 2013;

38           Thence heading southerly along said parallel line to the point of intersection of said  
39 parallel line and the westerly sideline of Hardy Street, an Ancient Town Way abandoned in  
40 1988;

41           Thence turning and running northerly along said Hardy Street to the point of intersection  
42 of the westerly sideline of said Hardy Street and the northwesterly side lot line of land N/F  
43 Greendale Avenue Worship Center, 754 Greendale Avenue, Assessor's Map 18 Parcel 41 in the  
44 Town of Needham; thence turning and running southerly along said northwesterly side lot line to  
45 the point of beginning.