

**HOUSE . . . . . No. 4986**

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The Commonwealth of Massachusetts

PRESENTED BY:

*Kip A. Diggs*

*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 authorizing the town of Barnstable to grant an easement to Park City Wind LLC.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kip A. Diggs</i>	<i>2nd Barnstable</i>	<i>6/15/2022</i>

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By Mr. Diggs of Barnstable, a petition (accompanied by bill, House, No. 4986) of Kip A. Diggs (with the approval of the town council) that the city known as the town of Barnstable be authorized to grant an easement in said town to Park City Wind LLC. Municipalities and Regional Government. [Local Approval Received.]

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The Commonwealth of Massachusetts

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In the One Hundred and Ninety-Second General Court  
(2021-2022)  
\_\_\_\_\_

An Act authorizing the town of Barnstable to grant an easement to Park City Wind LLC.

*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 to the contrary, the town  
2 council of the city known as the town of Barnstable may grant to Park City Wind LLC, and its  
3 successors and assigns, permanent easements in parcels of land, namely a portion of Craigville  
4 Beach known as town of Barnstable assessors’ parcel 206-013 and a portion of 20 South Main  
5 Street known as town of Barnstable assessors’ parcel 228-138, for the purpose of constructing,  
6 installing, inspecting, operating, maintaining, repairing and replacing subsurface high voltage  
7 electric power transmission lines, along with associated subsurface appurtenances including but  
8 not limited to subsurface telecommunications lines, conduits, duct banks, bays and vaults, and  
9 together with surface appurtenances for access, in connection with the wind generating facility to  
10 be developed by Park City Wind LLC in federal waters south of Martha’s Vineyard.

11           SECTION 2. Park City Wind LLC shall provide mitigation for the granting of such an  
12 easement pursuant to the host community agreement entered into between the city known as the

13 town of Barnstable and Park City Wind LLC and dated May 6, 2022; provided, that such  
14 mitigation shall consist of a \$100,000 payment to the Town of Barnstable to be used for the  
15 benefit of and improvements to Craigville Beach or to purchase or improve other Article 97  
16 protected land located in the city known as the town of Barnstable, as determined by the city  
17 known as the Town of Barnstable

18 SECTION 3. The town manager of the city known as the town of Barnstable may execute  
19 and record any instruments necessary on behalf of the city known as the town of Barnstable to  
20 effectuate the transfer described in section 1 upon the passage of this act.

21 SECTION 4. This act shall take effect upon its passage.