

SENATE No. 2096

Senate, Thursday, June 22, 2017, – Text of the Senate amendment (Senator Donoghue) to the House Bill to ensure the public health and safety of patient and consumer access to medical and adult use of marijuana in the Commonwealth

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

1 SECTION 1. Notwithstanding any general or special law to the contrary, the city of
2 Lowell may transfer from the care and custody of the board of parks certain parcels of land, at
3 least 1 of which has been acquired for park, open space or recreation purposes, to the care and
4 custody of the school department for the construction of a new high school. The parcels of land
5 are identified as follows:

6 (i) a portion of a parcel located at 512.1 Clark road and shown on the city of Lowell's
7 assessors' parcel map index at sheet index numbers 267 and 268, consisting of approximately 6.3
8 acres and recorded in the Middlesex north district registry of deeds in book 776, page 282, dated
9 May 10, 1929 and book 28537, page 243, dated September 29, 2014; and

10 (ii) the parcel located at 512 Clark road and shown on the city of Lowell's assessors'
11 parcel map index at sheet index number 268, consisting of approximately 3.8 acres and being a
12 portion of the land conveyed to the city of Lowell and recorded in the Middlesex northern
13 district registry of deeds in book 776, page 282, dated May 10, 1929 and book 1661, page 343,
14 dated August 21, 1964.

15 SECTION 2. As a condition of the transfers of land authorized in section 1, the city of
16 Lowell shall transfer the care and custody of certain parcels of land to the board of parks
17 pursuant to section 3 of chapter 45 of the General Laws and Article 97 of the Amendments to the
18 Constitution of the Commonwealth to be used for park, open space or recreational purposes. The
19 parcels of land are identified as follows:

20 (i) land now under the care and custody of the city of Lowell cemetery department, being
21 portions of 363 Boston road in the city of Lowell and land west of Carlisle street in the town of
22 Chelmsford located on the city of Lowell's assessors' parcel map index at sheet index numbers
23 169 and 170 and in the town of Chelmsford's assessors' office as parcel 55-175-1, consisting of
24 approximately 16.35 acres and recorded in the Middlesex northern district registry of deeds in
25 book 681, page 485, dated June 1, 1923; and

26 (ii) land being used by the Lowell regional water utility department located at 197
27 Beacon street, consisting of approximately 15 acres and recorded in the Middlesex northern
28 district registry of deeds in book 76, page 39, dated October 18, 1870, book 80, page 426, dated
29 June 23, 1871 and book 91, page 10, dated August 31, 1872.

30 SECTION 3. As a further condition of the transfers authorized in section 1, the city of
31 Lowell shall complete the following recreation development projects and hold the parcels of land
32 upon which they occur under the care and custody of the board of parks and such land shall be
33 subject to Article 97 of the Amendments to the Constitution of the Commonwealth for park,
34 open space or recreational purposes:

35 (i) a new 100 yard athletic field shall be constructed, 2 existing baseball fields shall be
36 renovated and adequate parking for these fields shall be provided upon the property at 363

37 Boston road and land west of Carlisle street in the town of Chelmsford transferred pursuant to
38 clause (i) of section 2;

39 (ii) a new softball field shall be constructed upon:

40 (a) all of the parcel located at 438 Douglas road and shown on the city of Lowell's
41 assessors' parcel map index at sheet index number 252, consisting of approximately 2.8 acres,
42 and recorded in the Middlesex northern district registry of deeds in book 943, page 425, dated
43 March 22, 1940, book 7471, page 349, dated April 5, 1995 and plan book 188, page 70, dated
44 May 9, 1995;

45 (b) a portion of the parcel located at 392 Douglas road and shown on the city of
46 Lowell's assessors' parcel map index at sheet index number 252, consisting of approximately 0.5
47 acres immediately abutting north of the parcel located at 438 Douglas road, and recorded in the
48 Middlesex northern district registry of deeds in book 955, page 395, dated December 30, 1940;
49 and

50 (c) a portion of the parcel located at 424 Douglas road and shown on the city of
51 Lowell's assessors' parcel map index at sheet index number 252, consisting of approximately
52 0.75 acres immediately abutting east of the parcel located at 438 Douglas road, and recorded at
53 the Middlesex northern district registry of deeds in book 859, page 20, dated January 21, 1935
54 and book 8268, Page 13, dated October 15, 1996.

55 (iii) an existing field hockey field at the Cawley Memorial Stadium Complex located on
56 the following parcel shall be renovated by the city: a portion of a parcel owned by the city of
57 Lowell, located west of Clark road in the town of Tewksbury and shown on Tewksbury's
58 assessors' parcel map index at number 12-3, consisting of approximately 3.8 acres, and recorded

59 at the Middlesex northern district registry of deeds in book 776, Page 282, dated May 10, 1929
60 and book 28537, page 243, dated September 29, 2014;

61 SECTION 4. If the land transferred pursuant to section 1 is not developed for school
62 purposes within 5 years after the effective date of this act, it shall revert to the board of parks in
63 the city of Lowell for park, open space or recreation purposes.