

# SENATE . . . . . No. 02301

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Senate, June 12, 2012 -- Text of the Senate amendment (Senator Candaras) to the House Bill authorizing the city of Springfield to convey certain park land and to grant a license agreement over certain park land to Unifirst Corporation (House, No. 3874, changed)

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## The Commonwealth of Massachusetts

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In the Year Two Thousand Twelve  
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1           SECTION 1. Notwithstanding any general or special law to the contrary, but subject to  
2 paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws, the city of  
3 Springfield, acting by and through its city council, with the approval of its mayor, may convey a  
4 portion of a certain parcel of land known as Hubbard Park, acquired by the city for use as a  
5 public park, to UniFirst Corporation, an abutter, for the expansion of its parking lot. The  
6 property to be conveyed contains approximately .63 acres and is shown as ‘Parcel A’ on a plan  
7 entitled “Division of Land, UniFirst Corporation, 295 Parker Street, Springfield, MA” dated  
8 April 21, 2009 and prepared by Thomas Wilson & Associates, Professional Land Surveyors of  
9 East Longmeadow, MA, on file in the office of the city clerk.

10           SECTION 2. The city of Springfield, acting by and through its city council, with  
11 the approval of its mayor, may also grant to UniFirst Corporation a perpetual license to enter  
12 upon Hubbard Park to provide UniFirst with access to construct and maintain a retaining wall to  
13 the parcel being conveyed by the city pursuant to this act and to plant trees within Hubbard Park.

14 SECTION 3. In consideration for the conveyance of the portion of park land known as  
15 'Parcel A' and the grant of a license to enter upon Hubbard Park, as set forth in sections 1 and 2,  
16 the grantee, UniFirst Corporation, shall be subject to the following terms and conditions:

17 (1) UniFirst shall pay to the city of Springfield the sum of \$200,000 for the cost of the  
18 conveyance of 'Parcel A' and to defray the cost of improving existing parking lots in Hubbard  
19 Park;

20 (2) UniFirst shall pay to the city of Springfield the sum of \$80,000 to defray, in part, the  
21 cost of improvements to Solutia Park, also known as Plastics Park, that being a parcel of land  
22 containing approximately 20 acres, to be donated by Solutia to the city of Springfield to be held  
23 by the city as replacement park property to ensure a no net loss of park land; provided, however,  
24 that if Solutia fails to deliver the property known as Plastics Park to the city of Springfield as a  
25 portion of the consideration for the conveyance authorized in section 1, the city of Springfield  
26 shall not convey the land to Unifirst Corporation pursuant to said section 1;

27 (3) UniFirst shall plant not less than 80 saplings within Hubbard Park to replace trees lost  
28 by the conveyance of 'Parcel A';

29 (4) UniFirst shall construct a retaining wall at the northerly edge of its parking lot, subject  
30 to the approval of the executive director of parks, buildings and recreation management of the  
31 city of Springfield, which approval shall not be unreasonably withheld;

32 (5) UniFirst shall replace the existing gates at each end of the access road on 'Parcel A',  
33 subject to the approval of the executive director of parks, buildings and recreation management  
34 of the city of Springfield, which approval shall not be unreasonably withheld;

35           (6) UniFirst shall not place snow, ice, debris or other objects on the remaining city-owned  
36 Hubbard Park property; and

37           (7) UniFirst shall enter into a written license agreement with the city and approved by the  
38 board of park commissioners of the city of Springfield, which shall define the terms and  
39 conditions of the license granted to UniFirst to enter upon Hubbard Park property to construct,  
40 repair and maintain the retaining wall and to plant trees.

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