

SENATE No. 2090

The Commonwealth of Massachusetts

PRESENTED BY:

Marc R. Pacheco

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 Middleborough to exchange certain parcels of conservation land.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>
<i>Thomas J. Calter</i>	<i>12th Plymouth</i>

SENATE No. 2090

By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 2090) of Marc R. Pacheco, Susan Williams Gifford, Keiko M. Orrall and Thomas J. Calter (by vote of the town) for legislation to authorize the town of Middleborough to exchange certain parcels of conservation land. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act authorizing the town of Middleborough to exchange certain parcels of conservation land.

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 board of selectmen and the conservation commission of the town of
2 Middleborough may convey to the owner of the parcel of land described in section 2 the land on
3 Old Center street and Erica avenue, shown as lot 388 on the town’s assessors’ map 49,
4 containing 1.2 acres more or less, and further described in a deed of Shirley L. Holmes recorded
5 in the Plymouth county registry of deeds in book 15773, page 280 which the town currently held
6 for conservation purposes

7 SECTION 2. As consideration for the conveyance of the parcel identified in section 1,
8 the board of selectmen and the conservation commission of the town of Middleborough may
9 purchase a parcel of land containing 7.88 acres, more or less, located on or off Wood street and
10 being a part of lot 2565 on the town’s assessors’ map 52 and further being shown as lot 5 on a
11 plan of land dated December 3, 2014 entitled “Thrush Hollow” – a Residential Subdivision in
12 Middleborough, Mass, prepared by Outback Engineering, Incorporated. The land acquired shall

13 be under the care and control of the conservation commission to be held for conservation
14 purposes. The purchase price for this parcel shall be \$50,000 which shall be appropriated from
15 the Budgeted Reserve Fund of the Community Preservation Fund to pay in part for such
16 purchase.

17 SECTION 3. For the purpose of completing the transactions authorized in this act, the
18 board of selectmen and the conservation commission of the town of Middleborough may file any
19 applications for gifts, grants or other reimbursements from the commonwealth or from any other
20 public or private entity or person. The proceeds of any gifts, grants or reimbursements received
21 pursuant to this section shall be deposited in the Budgeted Reserve Fund of the Community
22 Preservation Fund. The board of selectmen and the conservation commission may execute any
23 agreements relating to the land transfers authorized in this act including, but not limited to, the
24 granting or imposition of a perpetual conservation restriction on the parcel of land to be acquired
25 by the town pursuant to section 2.

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