

SENATE No. 1893

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer L. Flanagan

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 city of Gardner to convey certain land to New England Power Company.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Jennifer L. Flanagan

Worcester and Middlesex

Jonathan D. Zlotnik

2nd Worcester

SENATE No. 1893

By Ms. Flanagan, a petition (accompanied by bill, Senate, No. 1893) of Jennifer L. Flanagan and Jonathan D. Zlotnik (with the approval of the mayor and city council) for legislation to authorize the city of Gardner to convey certain land to New England Power Company. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act authorizing the city of Gardner to convey certain land to New England Power Company.

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 City of Gardner is hereby authorized to sell and convey the property
2 described below with the buildings and improvements thereon, if any, free from any restriction
3 on said parcels for their use as conservation land, to the New England Power Company, for the
4 use by New England Power Company for the installation of an electrical sub-station, the
5 consideration for such sale and conveyance shall be twenty five thousand dollars. Said parcel
6 being bounded and described as follows:

7 Beginning at a point on the easterly side of former railroad right of way now or formerly
8 owned by New England Power Company at the north westerly corner of City of Gardner
9 cemetery property. Thence N 21° 45' 28" W a distance of 196.81 feet to a point of curvature to
10 the right. Thence 54.77 feet along the curve of radius 2823.54 feet to a corner. Thence N 74°
11 47' 11" E a distance of 250.00 feet to a corner. Thence S 21° 38' 13" E a distance of 251.57 feet
12 to a corner. Thence S 74° 47' 11" W along the northerly boundary of said cemetery a distance of
13 250.00 feet to the point of beginning. This parcel is comprised of approximately 62,556 square
14 feet.

15 SECTION 2. The City of Gardner shall record a deed with the Worcester District
16 Registry of Deeds transferring 5.18 acres of land, more or less, to the care, custody,
17 management, and control of the City of Gardner Conservation Commission. Said parcel being
18 bounded and described as follows:

19 Beginning 250' from a drill hole in a stone wall at the northwesterly corner of the
20 existing cemetery and adjacent to the former railroad right of way. Thence N 15°- 35'- 49" W a
21 distance of 377.83 feet to a corner; thence N 83°-37'-11" E a distance of 570.87 feet to an iron
22 pipe; thence S 06°-22'-49" E a distance of 751.98 feet to a corner; thence N 21°-42'-49" W a
23 distance of 204.28 feet to an iron pipe; thence S 74°-47'-11" W a distance of 169.95 feet to a
24 corner; thence N 21°-38'-13" W a distance of 251.57 feet to a corner; thence S 74°-47'-11" W a
25 distance of 223.53 feet to the point of beginning. Said parcel contains approximately 252,065
26 square feet or 5.787 acres.

27 Excepting from the above, a parcel entitled "Revised Plan of Expansion of Crystal Lake
28 Cemetery prepared for the City of Gardner, Gardner, MA" by Szoc Surveyors, dated November
29 10, 1999, and other land already incorporated into expansion of the existing cemetery, both
30 described as follows: Beginning at the south easterly corner at a stone post along the easterly
31 line of the Crystal Lake Cemetery. Thence S 87°-40'-00" W a distance of 104.59 feet to a
32 granite bound; thence N 31°-16'-31" E a distance of 180.00 feet to a granite bound; thence S
33 89°-27'-09" E a distance of 83.75 feet to a granite bound; thence S 06°-30'-00" W a distance of
34 353.02 feet to a point; thence N 85°-00'-00" W a distance of 1.35 feet to a corner; thence N 08°-
35 50'-00" W a distance of 204.28 feet to the point of beginning. Said parcel contains
36 approximately 23,813 square feet or 0.547 acres.

37 SECTION 3. This act shall take effect upon its passage.