

SENATE No. 1991

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia S. Creem

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 temporary use of certain park lands in the city of Newton.

PETITION OF:

NAME:

Cynthia S. Creem

Ruth B. Balsler

DISTRICT/ADDRESS:

First Middlesex and Norfolk

12th Middlesex

SENATE No. 1991

By Ms. Creem, a petition (accompanied by bill, Senate, No. 1991) of Cynthia S. Creem and Ruth B. Balsler (with the approval of the mayor and city council) for legislation to authorize the temporary use of certain park lands in the city of Newton. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act authorizing the temporary use of certain park lands in the city of Newton.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the temporary change of use of certain park lands in the city of Newton , therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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 Newton may use approximately 8,500 square feet of land
2 immediately adjacent to the entrance to Nahanton Park located at 525 Winchester Street to
3 relocate Fire Station #10 on a temporary basis during the demolition and reconstruction of Fire
4 Station #10’s building located at 755 Dedham Street, Newton. The temporary fire station shall
5 consist of a modular structure to house firefighters and equipment; a temporary structure to
6 house the fire truck and related equipment; as well as circulation and parking areas serving the
7 temporary fire station. The temporary use of park land shall not exceed a period of 24 months
8 from the date the modular structures are installed, and all fire station related structures and
9 circulation and parking areas shall be removed and the park restored in accordance with the
10 terms of a certain Memorandum of Agreement executed by the Newton Parks and Recreation
11 Commission, the Newton Board of Aldermen, and the Mayor of Newton.

12 Section 2. In consideration for and as a condition of the temporary change of use
13 authorized in section 1, the city of Newton, acting through its Parks and Recreation Commission,
14 shall negotiate with the Newton Conservators the terms of a permanent conservation restriction
15 meeting the requirements of sections 32 and 33 of chapter 184 of the General Laws, which
16 restriction shall cover the entire Nahanton Park consisting of approximately 57 acres, and being

17 described as assessor's Parcels 830350004A and 830350003. The city of Newton shall execute
18 and record the permanent conservation restriction following its approval by all necessary parties.

19 Section 3. This act shall take effect upon its passage.