

HOUSE No. 3957

The Commonwealth of Massachusetts

PRESENTED BY:

James J. Dwyer

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 providing for the use of a certain parcel of land in the city of Woburn for recreational purposes.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James J. Dwyer</i>	<i>30th Middlesex</i>	<i>1/11/2016</i>
<i>Jay R. Kaufman</i>	<i>15th Middlesex</i>	<i>1/11/2016</i>
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>	<i>1/11/2016</i>

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By Mr. Dwyer of Woburn, a petition (accompanied by bill, House, No. 3957) of James J. Dwyer, Jay R. Kaufman and Kenneth J. Donnelly (with the approval of the mayor and city council) that the city of Woburn be authorized to use a certain parcel of land in said city for recreational purposes. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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

An Act providing for the use of a certain parcel of land in the city of Woburn for recreational purposes.

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. Notwithstanding section 15A of chapter 40 of the General Laws or any
2 other general or special law to the contrary, the land commonly known as the Hurd elementary
3 school and surrounding fields acquired by the city on or about August 12, 1954 and located at 75
4 Bedford Road in the city of Woburn, shown on assessors map 41 as block 9, lot 16, containing
5 11.27 acres more or less, and shown on a plan entitled “City of Woburn Land Taking School
6 Building” which is recorded in the Middlesex South Registry of Deeds as Plan No. 1346 of 1954,
7 currently used for educational purposes, shall be under the care, custody and control of the
8 Woburn recreation commission to be used solely for active or passive recreational uses
9 including, but not limited to, community gardens, trails, noncommercial youth and adult sports
10 and park, playground or athletic field purposes; provided, however, that recreational use of such
11 land shall not include horse or dog racing or the use of the land for a stadium, gymnasium or

12 similar structure. Notwithstanding the preceding sentence, the portion of the land shown on the
13 above-referenced plan that is designated for educational purposes shall continue to be under the
14 care, custody and control of the city of Woburn school committee but shall be used for
15 educational purposes only until such time as the newly constructed Wyman/Hurld elementary
16 school is completed and all students receiving educational services at the Hurld school have been
17 reassigned to alternative sites within the Woburn school district, at which time the school
18 committee shall vote to authorize the transfer of the care, custody and control of the property to
19 the Woburn recreation commission to be used solely for active or passive recreational uses
20 pursuant to this act.

21 SECTION 2. This act shall take effect upon its passage.