HOUSE DOCKET, NO. 4378 FILED ON: 7/18/2019

# HOUSE . . . . . No. 4038

## The Commonwealth of Massachusetts

PRESENTED BY:

***William M. Straus***

*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 to authorize the conveyance of a fee interest in land in the town of Marion.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|---|---|---|
| *William M. Straus* | *10th Bristol* | *7/18/2019* |

HOUSE DOCKET, NO. 4378 FILED ON: 7/18/2019

# HOUSE . . . . . No. 4038

By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 4038) of William M. Straus (by vote of the town) that the town of Marion be authorized to transfer to the care, custody and control of a parcel of land held by the conservation commission of said town for conservation purposes. Municipalities and Regional Government. [Local Approval Received.]

## The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court**
**(2019-2020)**

An Act to authorize the conveyance of a fee interest in land in the town of Marion.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Notwithstanding any general or special law to the contrary, including but not limited to chapter 30B of the General Laws, the Town of Marion is authorized to transfer to the care, custody and control of the Select Board of the Town of Marion a parcel of land described in section 2 currently held by the Town of Marion Conservation Commission for conservation purposes; provided, that upon such transfer, the Select Board of the Town of Marion is authorized to enter into an agreement with A. & J. Boat Corporation to convey a fee interest in a part, portion or all of the aforesaid parcel of conservation land as the Select Board of the Town of Marion deems necessary or appropriate, and the Select Board of the Town of Marion is further authorized to require as conditions of said conveyance that the fee shall be merged with an adjacent lot owned by A. & J. Boat Corporation and shall not be a separate buildable lot.

SECTION 2. The parcel of land referred to in section 1 is Town of Marion Conservation Commission property located on Boat Works Lane in Marion and further identified as Parcel 41A on a Plan of Land prepared for “the Trust of Public Land” recorded in Plymouth County Registry of Deeds in Plan Book 39, Page 24, containing 17,487 square feet.

SECTION 3. In consideration for the transfer, conveyance and change of use of part, a portion, or all of said parcel of land as described in section 1, the Select Board of the Town of Marion shall acquire by purchase, gift or eminent domain and shall dedicate for conservation purposes under the care, custody and control of the Town of Marion Conservation Commission pursuant to section 8C of chapter 40 of the General Laws and Article 97 of the Amendments to the Constitution of the Commonwealth, the land and property owned or controlled by [A. and J. Boat Corporation], said parcel located off Point Road and further identified as Lot 17 on Marion Assessor’s Map 7A, containing 4.22 acres (183,823 square feet), more or less.

SECTION 4. This Act shall take effect upon its passage.