

HOUSE No. 4319

The Commonwealth of Massachusetts

PRESENTED BY:

Carolyn C. Dykema

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 Hopkinton to remove certain land from a conservation restriction.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|--------------------------|----------------------|-----------------|
| <i>Carolyn C. Dykema</i> | <i>8th Middlesex</i> | <i>1/6/2020</i> |

HOUSE No. 4319

By Ms. Dykema of Holliston, a petition (accompanied by bill, House, No. 4319) of Carolyn C. Dykema (by vote of the town) that the town of Hopkinton be authorized to remove certain land in said town from a conservation restriction. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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

An Act authorizing the town of Hopkinton to remove certain land from a conservation restriction.

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 town of Hopkinton may remove a portion of a certain parcel of land
2 located off Hayden Rowe, Main street and Chamberlain street from the conservation restriction
3 conveyed by the town to the Hopkinton Area Land Trust, Inc., effective as of January 6, 2004,
4 and recorded at the Middlesex south district registry of deeds in book 41738, page 432. The
5 portion of land to be removed from the conservation restriction contains approximately 1,400
6 square feet of land located along the south westerly sideline of Chamberlain street and is shown
7 as “Proposed Right of Way Expansion Area = 1,400 SF” on a plan entitled “Definitive
8 Subdivision Plan for Rec Hopkinton LLC”, sheet title “Chamberlain Street Improvement Plan A,
9 sheet number 45 of 52” dated June 13, 2018, prepared by Bohler Engineering.

10 SECTION 2. Notwithstanding chapter 30B and chapter 40 of the General Laws as to the
11 sale and purchase of land or any other general or special law to the contrary, the town of

12 Hopkinton, as consideration for the conveyance authorized in section 1, shall either: (a) amend
13 the existing conservation restriction to include 2 new parcels of land, together containing
14 approximately 5.7 acres total, more particularly described as (1) "Parcel B" on a plan entitled
15 "Plan of Land in Hopkinton" dated May 19, 1920, prepared by R.E. Allen & Son, Engineers,
16 filed in the Land Registration Office, a copy of a portion of which is filed in the Middlesex south
17 registry district of the land court in registration book 93, page 225, with certificate of title 14624
18 (Plan No. 8367A) and (2) a parcel of land more particularly described in a deed from the New
19 York, New Haven and Hartford Railroad Company to the town of Hopkinton, which deed is
20 recorded at the Middlesex south registry of deeds in book 9151, page 446, and depicted on a plan
21 entitled "New York New Haven and Hartford Railroad Office of Engineer - Real Estate Surveys
22 Land in Hopkinton, Mass to be Conveyed to Town of Hopkinton," dated September 1957 and
23 recorded in the Middlesex south registry of deeds as plan number 603 of 1958, and which parcel
24 is further depicted on a plan entitled "Sketch Plan of Land", prepared by J.D. Marquedant &
25 Sons, Inc., dated April 23, 2019; or (b) convey a new conservation restriction to the Hopkinton
26 Area Land Trust, Inc., for conservation and passive recreation purposes, over said parcels
27 comprising 5.7 acres pursuant to sections 31, 32, and 33 of chapter 184 of the General Laws.

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