

SENATE No. 3081

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

SENATE, July 30, 2022.

The committee on State Administration and Regulatory Oversight, to whom was referred the petition (accompanied by bill, Senate, No. 3066) of Julian Cyr and Dylan A. Fernandes (by vote of the town) for legislation to authorize the town of Nantucket to convey for roadway and any other purposes certain parcels of land within the roadway known as Ames Avenue, and shown as lots 35-38 (inclusive) in block 31 on land court plan no. 2408-m filed with the Nantucket registry district of the land court situated in the town of Nantucket held for conservation or recreational purposes to be conveyed for roadway and/or any purposes, reports the accompanying bill (Senate, No. 3081).

For the committee,
Marc R. Pacheco

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An Act authorizing the town of Nantucket to convey for roadway and any other purposes certain parcels of land within the roadway known as Ames Avenue, and shown as lots 35-38 (inclusive) in block 31 on land court plan no. 2408-m filed with the Nantucket registry district of the land court situated in the town of Nantucket held for conservation or recreational purposes to be conveyed for roadway and/or any 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. Pursuant to Article 97 of the Amendments to the Constitution of the
2 Commonwealth of Massachusetts and notwithstanding the provisions of any general or special
3 law to the contrary, the Town of Nantucket may transfer, sell, convey or otherwise dispose of all
4 or portions of certain parcels of land situated in the Town of Nantucket and currently under the
5 care, custody, management and control of the conservation commission of the town of
6 Nantucket, for roadway and/or any purposes, to be on any terms and conditions the Select Board
7 deem appropriate, which may include the reservation of any easements and restrictions in regard
8 to the property, which is described as Lots 35-38 (inclusive) in Block 31 on Land Court Plan
9 2408-M of the Nantucket Country Land Court Registry; and shown on a map entitled “2022
10 Annual Town Meeting Warrant Article 95 Conveyance of A Portion of Ames Avenue” dated
11 January 2022 and filed with the Office of the Town Clerk.

12 SECTION 2. As a condition of any disposition of land pursuant to section 1, and to
13 ensure no net loss of land subject to Article 97 of the amendments to the constitution of the
14 Commonwealth, the town of Nantucket shall convey to the care, custody, and management and
15 control of the conservation commission, and dedicate for conservation and recreation purposes
16 pursuant to Article 97, land of equal or greater acreage and natural resource value as the land so
17 disposed.

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