

HOUSE No. 4646

Substituted, on motion of Mr. Walsh of Peabody, for a bill with the same title (House, No. 4077).
May 15, 2024.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act authorizing the town of Nantucket to convey certain land situated in the town of Nantucket held for open space, recreational or conservation purposes to the Nantucket Islands Land Bank for the purposes pursuant to its legislation.

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. (a) 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 to the Nantucket Islands
5 Land Bank for the purposes pursuant to section 5 of its enabling legislation, chapter 669 of the
6 acts of 1993, and described as follows:

7 (i) Washington street, as shown on tax assessor’s map 55, parcel 276, and described
8 in an order of taking for the purposes of a shore reservation on page 181 of book 115, recorded
9 with the Nantucket county registry of deeds;

10 (ii) 111 Washington street, as shown on tax assessor’s map 55.1.4, parcel 71, and
11 described in a deed on page 138 of book 513 and an order of taking as open space for public
12 parking purposes on page 1 of book 337, recorded with the Nantucket county registry of deeds;

13 (iii) 104 Washington street, as shown on tax assessor’s map 55.1.4, parcel 38, and
14 described in a deed on page 138 of book 513 and an order of taking as open space for public
15 parking purposes on page 1 of book 337, recorded with the Nantucket county registry of deeds;

16 (iv) 102 Washington street, as shown on tax assessor’s map 55.1.4, parcel 9.3, and
17 described in an order of taking for the purposes of acquisition and maintenance of tidal marshes
18 on page 79 of book 130, recorded with the Nantucket county registry of deeds;

19 (v) 100 Washington street, as shown on tax assessor’s map 55.1.4, parcel 9.1, and
20 described in a deed on page 3 of book 461 and an affidavit for conservation purposes on page
21 341 of book 474, recorded with the Nantucket county registry of deeds;

22 (vi) 98 Washington street, as shown on tax assessor’s map 55.1.4, parcel 9.2, and
23 described in a deed on page 3 of book 461 and an affidavit for conservation purposes on page
24 341 of book 474, recorded with the Nantucket county registry of deeds;

25 (vii) Monomoy Creeks, as shown on tax assessor’s map 54, parcel 53, and described in
26 orders of taking for open space protection and conservation purposes on pages 250 and 262 of
27 book 683, recorded with the Nantucket county registry of deeds;

28 (viii) Monomoy Creeks, as shown on tax assessor’s map 54, parcel 641, and described
29 in an order of taking for open space protection and conservation purposes on page 250 of book
30 683, recorded with the Nantucket county registry of deeds;

31 (ix) 6 Goose Pond lane, as shown on tax assessor’s map 55, parcel 414, and described
32 in orders of taking for open space protection and conservation purposes on pages 250 and 256 of
33 book 683, recorded with the Nantucket county registry of deeds;

34 (x) 4 Goose Pond lane, as shown on tax assessor’s map 55, parcel 407, and described
35 in an affidavit on page 204 of book 557 for use as a bicycle path and a deed on page 263 of book
36 663, recorded with the Nantucket county registry of deeds;

37 (xi) Monomoy Creeks, as shown on tax assessor’s map 55, parcel 640, and described
38 in an order of taking for open space protection and conservation purposes on page 250 of book
39 683, recorded with the Nantucket county registry of deeds;

40 (xii) Goose Pond lane, as shown on tax assessor’s map 55, parcel 642, Goose Pond
41 lane and described in an order of taking for open space protection and conservation purposes on
42 page 250 of book 683 and described on plan 2001-02, recorded with the Nantucket county
43 registry of deeds; and

44 (xiii) lots A and B as described in an order of taking for open space and conservation
45 purposes on page 70 of book 1020, and the unconstructed portion of Spruce street between its
46 eastern sideline and its western sideline shown as 35.61 feet and 57.71 feet as shown on plan no.
47 2010-10 recorded with the Nantucket county registry of deeds.

48 (b) Any such disposition shall be on such terms and conditions as the select board deem
49 appropriate, which may include the reservation of restrictions and easements, and the
50 conveyance or dedication of a parcel or parcels of town-owned land for purposes pursuant to
51 article 97 of the amendments to the constitution of the commonwealth, all as shown on a map
52 filed with the office of the town clerk.

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