

**HOUSE . . . . . No. 3849**

By [SPONSOR PREFIX] [SPONSOR NAME] of [SPONSOR CITY], a petition (accompanied by bill, House, No. 3849) of [PETITIONERS LIST] (with the approval of the mayor and city council) for legislation to authorize the city of Holyoke to convey a certain parcel of land in said city to Holyoke Community College. State Administration and Regulatory Oversight. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act An At to convey a certain parcel of land in Holyoke to Holyoke Community College.

*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 city of Holyoke, acting by and through it’s Mayor and City Council,  
2 and it’s Water Department may convey a certain parcel of land, containing approximately 13.05  
3 acres, located off Westfield Road in the City of Holyoke, to Holyoke Community College  
4 Foundation for the purpose of enabling the construction of an access road to the Holyoke  
5 Community College campus from said Westfield Road, also known as Route 202. The parcel is  
6 surplus land owned by Holyoke Water Works, designated for water supply purposes, but outside  
7 a reservoir watershed area. The parcel is shown on “Plan of Land Transfers between the Holyoke  
8 Water Works and the Holyoke Community College Foundation, Holyoke Massachusetts” date  
9 September 21, 2001 and prepared by Tighe & Bond, Inc., of Westfield, Massachusetts and  
10 recorded in the Hampden County Registry of Deeds in Book of Plan 326, page 112. The deed to  
11 the City of Holyoke Water Works is recorded at Registry in Book 566, page 458, 587, and 588.

12 SECTION 2. In consideration for and as a condition of the conveyance authorized in  
13 section 1, The Holyoke Community College Foundation shall transfer a parcel of land  
14 containing 10.09 acres to the Holyoke Water Works to be designated as watershed property.  
15 This parcel is shown as “Taking Area 10.09 acres on the “Plan of Land Transfers Between The  
16 Holyoke Water Works and the Holyoke Community College Foundation, Holyoke,  
17 Massachusetts” referenced in said section 1. The parcel is a portion of premises conveyed by  
18 deed to the Holyoke Community College Foundation and recorded a the Hampden County  
19 Registry of Deeds in book 9560, page 88.

20 SECTION 3. The City of Holyoke, acting by and through it’s Mayor and City Council  
21 and Water Department may also change the use of, and designate for municipal; purposes, a  
22 second parcel of land containing approximately 1.3 acres, adjacent to the property described in  
23 Section 1 for the purpose of constructing the said access road to the Community College campus  
24 from Westfield Road, also known as route 202. the property is presently held by the Water  
25 Department but is not serving a water Department purpose. The parcel and proposed access road  
26 are depicted on a plan entitled “Preliminary Plan of Proposed Roadway in Holyoke  
27 Massachusetts Prepared for Holyoke Community College” dated October 21, 2011 and prepared  
28 by Heritage Surveys, Inc. of Southampton, Massachusetts.

29 SECTION 4. In consideration for and as a condition of the change of use authorized in  
30 section 3, the Holyoke Community College Foundation shall grant a conservation restriction to  
31 the Conservation Commission of the City of Holyoke on 2 parcels of land containing  
32 approximately 25.81 acres, shown as ‘Proposed Conservation Restriction Parcel 1, 19.10 Acres’  
33 and ‘Proposed Conservation Restriction parcel 2, 6.71 Acres’ on the plan referred to in section 3  
34 by Heritage Surveys, Inc.

35           SECTION 5. If the land subject the change of use pursuant to section 3 ceases to be used  
36 for the purposes described in said section, it shall revert to the City of Holyoke for the Holyoke  
37 Water Works and shall be dedicated to water supply purposes.

38           SECTION 6. This act shall take effect upon it's passage.