

**HOUSE . . . . . No. 03456**

**[LOCAL APPROVAL RECEIVED.]**

The Commonwealth of Massachusetts

PRESENTED BY:

*Timothy J. Toomey, Jr. and*

*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 passage of the accompanying bill:

An Act relative to the relocation of Harris Park in the City of Somerville .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Timothy J. Toomey, Jr.</i>	<i>26th Middlesex</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex, Suffolk, and Essex</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>
<i>Joseph A. Curtatone, Mayor</i>	<i>Somerville City Hall</i>
	<input type="checkbox"/> <i>93 Highland Avenue</i>
	<input type="checkbox"/> <i>Somerville, MA 02143</i>

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By Representative Toomey of Cambridge and Senator Jehlen, a joint petition (accompanied by bill, House, No. 3456) of Timothy J. Toomey, Jr. and others (with the approval of the mayor and city council) for legislation to authorize the city of Somerville to use Harris Park for purposes other than a park or a playground. Municipalities and Regional Government. [Local Approval Received.]

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## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An Act relative to the relocation of Harris Park in the City of Somerville .

*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 Somerville, acting by and through its board of aldermen, may use for  
2 any lawful general municipal purpose, or sell, convey, or transfer a certain parcel of land in the  
3 city, designated as a playground called “Harris park”, located at 0 Cross street East in the city.  
4 Harris park contains approximately 15,482 square feet of land, as described in an order of taking  
5 by the city of Somerville dated January 27, 1972 and recorded in the Middlesex south district  
6 registry of deeds in book 12148 at page 329. The park is also shown as lots 1, 10, 11, 12 on  
7 block B of assessor’s map 89 of the city of Somerville, and includes an area of approximately  
8 2,882 square feet next to Mystic Avenue southbound at highway I-93, not delineated on said  
9 assessors map. The current location of Harris park playground adjacent to highway I-93 has

10 become unsuitable for use by children in the neighboring area because of excessive noise and  
11 poor air quality.

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13 SECTION 2. In consideration for and as a condition of the transfer or change of use authorized  
14 in section 1, the city of Somerville shall purchase or acquire a parcel of land equal to or greater  
15 in size than 15,482 square feet and equal to or greater in value than the parcel described in said  
16 section 1 and shall build a new Harris park playground on said lot. The proposed future site of  
17 the new Harris park is shown as lots 14, 15, and 16 on block K of assessor's map 89 of the city  
18 of Somerville, 15-25 Cross street East, and contains approximately 16,590 square feet of land, an  
19 area that is greater in size and value than the current Harris park playground lot. The new lot to  
20 be purchased or acquired by the city of Somerville shall be dedicated to park and recreational  
21 purposes.

22 SECTION 3. The board of aldermen of the city of Somerville shall take all actions they deem  
23 necessary or advisable in their sole discretion to carry out the transfer or change of use of land on  
24 which Harris park is located and purchase or acquisition of a separate parcel for a new Harris  
25 park to build a new playground as set forth in sections 1 and 2, including, without limitation, the  
26 execution of any and all documents relative thereto.

27 SECTION 4. This act shall take effect upon its passage.