

HOUSE No. 03919

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Sarah K. Peake

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 Amending a Conservation Restriction in the Town of Truro.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>
<i>Daniel A. Wolf</i>	<i>Cape and Islands</i>

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By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 3919) of Sarah K. Peake and Daniel A. Wolf (by vote of the town) that the town of Truro be authorized to amend a conservation restriction in said town. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

An Act Amending a Conservation Restriction in the Town of Truro.

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 Truro, acting by and through its board of selectmen and conservation
2 commission, may amend the conservation restriction granted to the town by MBO-JGO, LLC on
3 a subdivision of land at 40 Great Hollow road in the town of Truro dated November 10, 2010
4 and registered with the Barnstable registry district of the Land court as document number
5 1,156,127 and recorded with the Barnstable county registry of deeds in book 25112, page 134.
6 The conservation restriction provides for portions of each lot of land within the subdivision to be
7 restricted and preserved in its natural state, and other portions to be used by the individual lot
8 owners for the construction of single family homes. The conservation restriction may be
9 amended on Lot 2 at 40 Great Hollow road to provide for a residence to be constructed on an
10 existing flat level area within the lot, rather than the steeply sloped portion of the lot originally
11 designated for construction. The proposed amendment to the conservation restriction is shown on

12 a plan of land entitled “Revised Limit of Permanent Alteration and Conservation Preservation
13 Area for Lot 2” dated June 6, 2011 and prepared by Slade Associates, Inc. of Wellfleet, MA.

14 SECTION 2. In consideration of the conservation restriction amendment set forth in section 1,
15 the owners of Lot 2 have proposed an alteration of the area preserved for conservation purposes
16 on their lot from 28,077 square feet to 28,324 square feet, increasing the area under conservation
17 restriction by approximately 247 square feet.

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