

**SENATE . . . . . No. 2779**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***James B. Eldridge***

*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 adoption of the accompanying bill:

An Act to authorize the conveyance by easement and change of use of conservation land in the town of Harvard.

PETITION OF:

NAME:

*James B. Eldridge*

DISTRICT/ADDRESS:

*Middlesex and Worcester*

**SENATE . . . . . No. 2779**

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By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 2779) of James B. Eldridge (by vote of the town) for legislation to authorize the conveyance by easement and change of use of conservation land in the town of Harvard. Municipalities and Regional Government. [Local Approval Received.]

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
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An Act to authorize the conveyance by easement and change of use of conservation land in the town of Harvard.

*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) Notwithstanding any general or special law to the contrary, the town of  
2 Harvard, acting by and through its conservation commission, may enter into an agreement with  
3 Carlson Orchards, Inc. regarding a Zone 1 well protection easement over a portion of the so-  
4 called Dunlap Conservation Land for the benefit of Carlson Orchards, Inc.’s abutting land, which  
5 land is located on the southerly side of Old Littleton Road in Harvard, Massachusetts, and is  
6 shown as Parcel 70 on Assessors Map 18, and described as Parcel Two in the deed recorded with  
7 the Worcester District Registry of Deeds in Book 43843, Page 377 and is also shown as Parcel A  
8 on the plan recorded with said Registry of Deeds in Plan Book 180, Page 128. The portion of  
9 said land to be used for said easement contains approximately 36,265 square feet and is partially  
10 located in the MassDEP/DWP approved Zone 1 of the well and is further described and shown  
11 on the unrecorded plan entitled “Exhibit D – Public Water Supply Zone 1 Area prepared for

12 Carlson Orchards, Inc.”, dated August 2019, a copy of which plan is on file in the Office of the  
13 Town Clerk, and may convey said easement to Carlson Orchards, Inc. The commission may  
14 change the use of said portion of the Dunlap Conservation Land to permit Carlson Orchards, Inc.  
15 to use it as a Zone 1 well protection easement.

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