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order of taking dated July tenth, eighteen hundred and eighty-nine recorded with Suffolk county registry of deeds, Book 1886, Page 385.

**SECTION 3.** The configuration of each of the easements described in this act shall be as shown on the applicable plan of land referred to in sections one and two as such plan is later revised, if necessary, and recorded with the Suffolk county registry of deeds. In the event that the description of any of the easements referred to in this act is inconsistent with such easements as shown upon the plan so recorded, then said plan of record and any subsequent plan of record shall control as to the accuracy and correctness of such description; provided, however, that the easement described in said revised plans are within the limits of the bounds described in said sections one and two.

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

Approved May 12, 1993.

**Chapter 43. AN ACT AUTHORIZING THE TOWN OF PLYMOUTH TO LEASE CERTAIN PARCELS OF LAND.**

*Be it enacted, etc., as follows:*

**SECTION 1.** Notwithstanding the provisions of chapter thirty B of the General Laws or any other general or special law pertaining to bidding to the contrary and without seeking any further bids or proposals, the town of Plymouth is hereby authorized to execute and deliver in the name of and on behalf of said town one or more instruments to lease or extend existing leases and options to purchase certain parcels of land located at the Plymouth Town Wharf in said town of Plymouth to the current tenants thereof, their successors and assigns who have made or will make improvements to any of said parcels of land, such as erecting buildings or improving existing structures. Any such leases shall be for periods not to exceed twenty years and may be extended for consecutive ten year terms; provided, however, that any such extension shall be subject to the approval of the board of selectmen. The amount charged to such tenants by said town for the rental or purchase options shall be based upon the fair market value of such town owned land, without regard to the value of the buildings and other improvements thereon made by such tenants.

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

Approved May 12, 1993.

**Chapter 44. AN ACT AUTHORIZING THE TOWN OF WALPOLE TO PARTICIPATE IN CERTAIN LAND TRANSACTIONS FOR RECREATIONAL PURPOSES.**

*Be it enacted, etc., as follows:*

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**SECTION 1.** Notwithstanding the provisions of sections thirty-eight A½ to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, chapter thirty B and sections forty-four A to forty-four M, inclusive, of chapter one hundred and forty-nine of the General Laws, the town of Walpole is hereby authorized, upon such terms and conditions as the board of selectmen shall deem appropriate, to accept the conveyance from Omega Associates of two parcels of land in the town of Walpole, said parcels being shown as assessors parcel A08-0803 and D07-0742 on a plan of land in the assessors office in the said town of Walpole.

**SECTION 2.** Notwithstanding the provisions of sections thirty-eight A½ to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, chapter thirty B and sections forty-four A to forty-four M, inclusive, of chapter one hundred and forty-nine of the General Laws, the conservation commission of the town of Walpole is hereby authorized, upon such terms and conditions as said commission deems appropriate, subject to the approval of the board of selectmen, to accept the conveyance from Omega Associates of seven parcels of land, said parcels being shown as parcels, D08-0816-5, C14-1405-1, D01-0194, C13-1307-28B, C13-1307-1-A, C1307-1-6-3 and C13-1307-1-4 on a plan entitled "Plan of Land dated September 2, 1992", prepared by John R. Anderson and Associates and is on file with the town clerk.

**SECTION 3.** Notwithstanding the provisions of sections thirty-eight A½ to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, chapter thirty B and sections forty-four A to forty-four M, inclusive, of chapter one hundred and forty-nine of the General Laws, the town of Walpole is hereby authorized, upon such terms and conditions as the board of selectmen shall deem appropriate, to accept the grant of the following two easements:

(1) an easement from Omega Associates and Anna Bird along Bird Pond in said town and shown on a plan by Kimball Chase/Coler and Colantonio, Inc. dated October 17, 1987 and known as assessor parcels d207-1, a-404-1, d209-a and the Bird drive southerly sidewalk to Washington Street; and

(2) an easement from Seabeam Instruments, Inc. consisting of a twenty foot wide access easement along Bird Pond and shown as parcel D-209 on a plan entitled "Rezoning plan of land in Walpole, MA, dated August 31, 1992" prepared by John R. Anderson & Associates.

**SECTION 4.** Notwithstanding the provisions of sections thirty-eight A½ to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, chapter thirty B and sections forty-four A to forty-four M, inclusive, of chapter one hundred and forty-nine of the General Laws, the town of Walpole is hereby authorized to convey to Omega Associates, upon such terms and conditions as the board of selectmen shall deem appropriate, a certain parcel of land being shown on the above-referenced plan as parcel D208-3 containing seventeen acres, more or less, which land is currently being held for conservation purposes.

**SECTION 5.** Notwithstanding the provisions of sections thirty-eight A½ to thirty-eight O, inclusive, of chapter seven, section thirty-nine M of chapter thirty, chapter

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thirty B and sections forty-four A to forty-four M, inclusive, of chapter one hundred and forty-nine of the General Laws, the town of Walpole is hereby authorized, to enter into an agreement with the Youth Soccer Association of the town of Walpole and Omega Associates, upon such terms and conditions as the board of selectmen shall deem appropriate, for the lease and use of all of a portion of a certain parcel of land shown as Parcel A08-0803 on a plan known as "Exhibit B plan of recreation and conservation uses", for recreation purposes, said land to be leased for the consideration of one dollar annually for a period of up to twenty years, said lease to be renewable every five years; provided, however, that any improvements to said land made pursuant to such agreement shall be paid by the said Youth Soccer Association and Omega Associates.

**SECTION 6.** This act shall take effect upon its passage.

Approved May 12, 1993.

**Chapter 45. AN ACT ESTABLISHING A SICK LEAVE BANK FOR MAURICE J. O'BRIEN, AN EMPLOYEE OF THE MIDDLE DISTRICT, DISTRICT ATTORNEY'S OFFICE.**

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to immediately establish a sick leave bank for Maurice J. O'Brien, an employee of the Middle district, district attorney's office, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*Be it enacted, etc., as follows:*

Notwithstanding the provisions of any general or special law, rule or regulation to the contrary, the Middle district, district attorney's office is hereby authorized and directed to establish a sick leave bank for Maurice J. O'Brien, an employee of said office. Any employee of the Middle district, district attorney's office may voluntarily contribute one or more of his sick, personal or vacation days to said sick leave bank for use by said Maurice J. O'Brien.

*The foregoing was laid before the Governor on the fourth day of May, 1992 and after ten days had the force of law as prescribed by the Constitution as it was not returned by him with his objections thereto within that time.*

**Chapter 46. AN ACT PROVIDING FOR A CAPITAL EXPENDITURE FOR THE TOWN OF HOLLISTON.**

*Be it enacted, etc., as follows:*

**SECTION 1.** Notwithstanding the provisions of any general or special law to the contrary, the town of Holliston is hereby authorized to create and maintain a special fund to