

ACTS, 1985. – Chap. 44.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately authorize the division of capital planning and operations to grant an easement over certain land in the town of Abington, 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:

SECTION 1. The division of capital planning and operations, acting for and on behalf of the commonwealth, is hereby authorized to grant to Blueberry Hill Estates Corp. by deed approved as to form by the attorney general, an easement for drainage purposes on a certain parcel of land in the town of Abington, under the control of the department of environmental management, bounded and described as follows:-

Beginning at the southerly corner of said property owned by Blueberry Hill Estates Corp., it being the northwesterly corner of land of B.D.A. Incorporated at a concrete bound,

thence running southwesterly over land of the Commonwealth of Massachusetts approximately ninety-three feet (93') to a point at the easterly sideline of an existing bituminous concrete drive

thence turning and running northerly by said drive twenty-nine feet (29') more or less to a point

thence turning and running northeasterly parallel and 20' from the first course mentioned ninety-four feet (94') more or less to land of Blueberry Hill Estates Corp.

thence turning and running by said land of Blueberry Hill Estates Corp. thirty feet (30') more or less to a concrete bound and the point of beginning

Said easement being twenty feet (20') in width along all its length.

For a more particular description, reference should be made to "Plan of Land in Abington, Mass. prepared for Blueberry Hill Estates Corp. Scale: 1"=20' dated 1/17/85" prepared by the Russell A. Wheatley Co., Inc., 700 Bedford St., Abington, MA., and to be recorded with the grant instrument.

SECTION 2. Said conveyance shall be subject to such conditions and restrictions including restoration as may be deemed advisable by the deputy commissioner of capital planning and operations, in consultation with the commissioner of the department of environmental management.

Approved May 1, 1985.

Chapter 44. **AN ACT FURTHER REGULATING THE RIGHTS OF OWNERS OF LAND WHICH ABUTS A STATE HIGHWAY.**

Be it enacted, etc., as follows:

Chapter 81 of the General Laws is hereby amended by striking out section 22. as appearing in the Tercentenary Edition and inserting in

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place thereof the following section:–

Section 22. No length of possession, or occupancy of land within the limits of a state highway by an owner or occupant of adjoining land shall give him any title thereto, and any fences, buildings or other objects encroaching upon a state highway shall, upon written notice by the department, be removed within fourteen days by the owner or occupant of adjoining land, and if not so removed, the department may either remove the same to such adjoining land or such encroaching objects, other than a building used for residential purposes, may be removed by the department forces and shall be placed in the nearest maintenance area of the department. Notice by certified mail, return receipt requested shall be given to the owner stating where such encroaching object is located and further stating that if not claimed within three weeks said object may be destroyed.

Chapter 45. AN ACT RELATIVE TO THE REVIEW OF MOBILE HOME PARK RULES.

Be it enacted, etc., as follows:

SECTION 1. Section 32L of chapter 140 of the General Laws is hereby amended by striking out subsection 5, as appearing in section 2 of chapter 1007 of the acts of 1973, and inserting in place thereof the following subsection:–

5. If any mobile home park licensee promulgates, adds, deletes or amends any rule governing the rental or occupancy of a mobile home lot in a mobile home park, a new copy of all such rules shall be sent by certified mail, receipt requested, for review to the attorney general and the secretary of communities and development at least forty-five days prior to the effective date of such promulgation, addition, deletion or amendment. A copy of such rules shall be furnished to each mobile home park resident in such park along with a copy of the certified mail receipts signed by a representative of the attorney general and a representative of the secretary of communities and development. Such copies shall be furnished by the mobile home park licensee to said residents at least thirty days prior to the effective date of such promulgation, addition, deletion or amendment. Nothing in this section shall be deemed to be an approval of such rules by the attorney general or said secretary.

SECTION 2. Said chapter 140 is hereby further amended by striking out section 32P, as so appearing, and inserting in place thereof the following section:–

Section 32P. All terms and conditions of occupancy must be fully disclosed in writing by the mobile home park owner to any prospective mobile home park resident at a reasonable time prior to the rental or occupancy of a mobile home lot. Said disclosure shall include, but shall