

By Mr. Ruane of SJalem, petitionof J. Michael Ruane and another relative to authorizing the acquisition of easements in the town of Marblehead by the South Essex Sewerage District for the construction of certain sewerage facilities. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Nine.

AN ACT AUTHORIZING THE ACQUISITION OF EASEMENTS IN THE TOWN OF MARBLEHEAD BY THE SOUTH ESSEX SEWERAGE DISTRICT FOR THE CONSTRUCTION OF CERTAIN SEWERAGE FACILITIES.

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 South Essex Sewerage District is hereby
2 authorized to acquire from the town of Marblehead by grant or
3 deed of conveyance, which said town is hereby authorized to make,
4 or to acquire by eminent domain under the provisions of chapter
5 seventy-nine of the General Laws through the South Essex Sewer-
6 age Board, acting on behalf of said district, easements in certain
7 parcels of land hereinafter described, for the construction, laying,
8 maintenance and operation of new and enlarged main sewers,
9 pumping stations and other related sewerage works as shall be
10 required to convey sewerage from said town to the sewage treat-
11 ment plant of the district in the City of Salem. Said lands are
12 bounded and described as follows:

13 A permanent easement through, across, over and under certain
14 park land in Marblehead as shown on a plan entitled "South Essex
15 Sewerage District, Sewer Easement, Marblehead, Mass., Scale
16 1"=40', June, 1978, W. T. Foss Co., Engineers", and more particu-
17 larly described as follows:

18 Beginning at a point on the Southwesterly side of Ocean Avenue,
19 thence running

20 South 62° 59' 48" East a distance of 90.87 feet; thence turning
21 and running
22 South 71° 13' 52" East a distance of 206.50 feet; thence turning
23 and running
24 North 77° 28' 07" East a distance of 40.75 feet to the Southwes-
25 terly side of Ocean Avenue; thence turning and running
26 South 70° 13' 52" East by the Southwesterly side of Ocean
27 Avenue a distance of 38.49 feet; thence turning and running
28 South 77° 28' 07" West a distance of 79.24 feet; thence turning
29 and running
30 North 71° 13' 52" West a distance of 213.54 feet; thence turning
31 and running
32 North 62° 59' 48" West a distance of 112.11 feet to the Southwes-
33 terly side of Ocean Avenue; thence turning and running
34 North 71° 43' 10" East by the Southwesterly side of Ocean
35 Avenue a distance of 28.14 feet to the point of beginning.

1 SECTION 2. All property, real or personal, or any easements,
2 owned by the town of Marblehead and located within said town, as
3 described in section one of this act, acquired by eminent domain or
4 otherwise or transferred to the district by said town for the purpose
5 of conveying sewage, and constructed, maintained and operated
6 for the sole use of said town, shall, when no longer needed for such
7 purpose, be transferred by the South Essex Sewerage Board to said
8 town, and said board shall execute, acknowledge and deliver such
9 instruments as said town, acting through its board of selectmen,
10 may determine necessary to effect such transfer of title as directed
11 by section seven of chapter six hundred and forty-three of the acts
12 of nineteen hundred and seventy-two.

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