

SENATE NO. 59

AN ACT AUTHORIZING THE DIVISION OF CAPITAL ASSET MANAGEMENT, AND THE TOWNS OF SAUGUS AND WAKEFIELD TO CONVEY CERTAIN EASEMENTS TO TENNESSEE GAS PIPELINE COMPANY LOCATED IN THE TOWNS OF SAUGUS, WAKEFIELD, AND LYNNFIELD

Whereas, The deferred operation of this act would tend to defeat its purpose, which is forthwith to immediately authorize the Division of Capital Asset Management and the Towns of Saugus, Lynnfield and Wakefield to convey certain easements across land for gas transmission facilities in order to ensure the distribution of natural gas to certain areas of the Commonwealth , therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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 Saugus is hereby authorized to convey and grant by deed a permanent
2 easement thirty (30) feet in width lying 15 feet to either side of Tennessee Gas Pipeline Company's
3 proposed twenty-four (24) inch pipeline, more or less, in, under, and through a parcel of land managed
4 and controlled by the Saugus Conservation Commission for conservation purposes located in the
5 Town of Saugus, together with temporary work space for construction purposes of approximately 0.6
6 acres and a temporary right to use a pre-existing road approximately 10 feet wide for vehicular access
7 during construction, to the Tennessee Gas Pipeline Company, its successors and assigns, as more
8 particularly shown on a plan of land entitled "Essex-Middlesex Project, Proposed 24" Main Line,
9 Town of Saugus, Essex County, Massachusetts, TE-T12-270C-1200-1.00. " Said plan is on file with

10 the Town of Saugus. The right to use said temporary work space shall expire upon completion of
11 construction and restoration.

12 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
13 remove and/or replace the gas transmission line which shall be installed underground, together with
14 appliances and appurtenances necessary thereto.

15 SECTION 2. The commissioner of the division of capital asset management, acting in
16 consultation with the department of conservation and recreation, is hereby authorized, subject to the
17 provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, to convey by
18 deed, approved as to form by the attorney general, a permanent easement up to thirty (30) feet in width
19 lying 15 feet to either side of Tennessee Gas Pipeline Company's proposed twenty-four (24) inch
20 pipeline, more or less, in, under, and through a parcel of land managed and controlled by the
21 department of conservation and recreation for conservation and recreation purposes located in the
22 Town of Saugus, together with temporary work space and additional temporary work space for
23 construction purposes of approximately 0.06 acres immediately adjacent to the proposed permanent
24 easement, to the Tennessee Gas Pipeline Company, its successors and assigns, as more particularly
25 shown on a plan of land entitled "Essex-Middlesex Project, Proposed 24" Main Line, Commonwealth
26 of Massachusetts (Breakheart Reservation), Essex County, Massachusetts, TE-T12-270C-1200-
27 47.00A." Said plan is on file with the department of conservation and recreation. The right to use said
28 temporary work space shall expire upon completion of construction and restoration.

29 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
30 remove and/or replace the gas transmission line which shall be installed underground, together with
31 appliances and appurtenances necessary thereto.

32 SECTION 3. The commissioner of the division of capital asset management, acting in
33 consultation with the department of conservation and recreation, is hereby authorized, subject to the
34 provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, to convey by
35 deed, approved as to form by the attorney general, a permanent easement thirty (30) feet in width lying
36 15 feet to either side of Tennessee Gas Pipeline Company’s proposed twenty-four (24) inch pipeline,
37 more or less, in, under, and through a parcel of land managed and controlled by the department of
38 conservation and recreation for conservation and recreation purposes located in the Town of
39 Wakefield, together with temporary work space and additional temporary work space for construction
40 purposes of approximately 0.83 acres immediately adjacent to the proposed permanent easement, to
41 the Tennessee Gas Pipeline Company, its successors and assigns, as more particularly shown on a plan
42 of land entitled “Essex-Middlesex Project, Proposed 24" Main Line, Commonwealth of Massachusetts
43 (Breakheart Reservation), Middlesex County, Massachusetts, TE-T12-270C-1200-47.00B.” Said plan
44 is on file with the department of conservation and recreation. The right to use said temporary work
45 space shall expire upon completion of construction and restoration.

46 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
47 remove and/or replace the gas transmission line which shall be installed underground, together with
48 appliances and appurtenances necessary thereto.

49 SECTION 4. The commissioner of the division of capital asset management, acting in
50 consultation with the department of conservation and recreation, is hereby authorized, subject to the
51 provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, to convey by
52 deed, approved as to form by the attorney general, a permanent easement thirty (30) feet in width lying
53 15 feet to either side of Tennessee Gas Pipeline Company’s proposed twenty-four (24) inch pipeline,
54 more or less, in, under, and through a parcel of land managed and controlled by the department of

55 conservation and recreation for conservation and recreation purposes located in the Town of Saugus,
56 together with temporary work space and additional temporary work space for construction purposes of
57 approximately 0.32 acres immediately adjacent to the proposed permanent easement, to the Tennessee
58 Gas Pipeline Company, its successors and assigns, as more particularly shown on a plan of land
59 entitled "Essex-Middlesex Project, Proposed 24" Main Line, Commonwealth of Massachusetts
60 (Breakheart Reservation), Essex County, Massachusetts, TE-T12-270C-1200-52.00." Said plan is on
61 file with the department of conservation and recreation. The right to use said temporary work space
62 shall expire upon completion of construction and restoration.

63 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
64 remove and/or replace the gas transmission line which shall be installed underground, together with
65 appliances and appurtenances necessary thereto.

66 SECTION 5. The commissioner of the division of capital asset management, acting in
67 consultation with the department of conservation and recreation, is hereby authorized, subject to the
68 provisions of sections forty E to forty J, inclusive, of chapter seven of the General Laws, to convey by
69 deed, approved as to form by the attorney general, a permanent easement thirty (30) feet in width lying
70 15 feet to either side of Tennessee Gas Pipeline Company's proposed twenty-four (24) inch pipeline,
71 more or less, in, under, and through a parcel of land managed and controlled by the department of
72 conservation and recreation for conservation and recreation purposes located in the Town of Saugus,
73 together with temporary work space and additional temporary work space for construction purposes of
74 approximately 2.4 acres immediately adjacent to the proposed permanent easement and a temporary
75 right to use a pre-existing road approximately 10 feet wide for vehicular access during construction, to
76 the Tennessee Gas Pipeline Company, its successors and assigns, as more particularly shown on a plan
77 of land entitled "Essex-Middlesex Project, Proposed 24" Main Line, Commonwealth of Massachusetts

78 (Breakheart Reservation), Essex County, Massachusetts, TE-T12-270C-1200-54.00. ” Said plan is on
79 file with the department of conservation and recreation. The right to use said temporary work space
80 shall expire upon completion of construction and restoration.

81 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
82 remove and/or replace the gas transmission line which shall be installed underground, together with
83 appliances and appurtenances necessary thereto.

84 SECTION 6. The Town of Wakefield is hereby authorized to convey and grant by deed a
85 permanent easement thirty (30) feet in width lying 15 feet to either side of Tennessee Gas Pipeline
86 Company’s proposed twenty-four (24) inch pipeline, more or less, in, under, and through a parcel of
87 land managed and controlled by the Wakefield Conservation Commission for conservation purposes
88 located in the Town of Wakefield, together with temporary work space and additional temporary work
89 space for construction purposes of approximately 1.6 acres, to the Tennessee Gas Pipeline Company,
90 its successors and assigns, as more particularly shown on a plan of land entitled “Essex-Middlesex
91 Project, Proposed 24" Main Line, Town of Wakefield Conservation Commission, Middlesex County,
92 Massachusetts, TE-T12-270C-1200-77.00. ” Said plan is on file with the Town of Wakefield. The
93 right to use said temporary work space shall expire upon completion of construction and restoration.

94 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
95 remove and/or replace the gas transmission line which shall be installed underground, together with
96 appliances and appurtenances necessary thereto.

97 SECTION 7. The commissioner of the division of capital asset management, acting in
98 consultation with the adjutant general, is hereby authorized, subject to the provisions of sections forty
99 E to forty J, inclusive, of chapter seven of the General Laws, to convey by deed, approved as to form
100 by the attorney general, a permanent easement thirty (30) feet in width lying 15 feet to either side of

101 Tennessee Gas Pipeline Company's proposed twenty-four (24) inch and twelve (12) inch pipeline,
102 along with a proposed fifty (50) foot by one hundred (100) foot receiver site, more or less, in, under,
103 and through a parcel of land managed and controlled by the military division for military purposes
104 located in the Town of Lynnfield, together with temporary work space for construction purposes of
105 approximately 8 acres immediately adjacent to the proposed permanent easement and a temporary
106 right to use a pre-existing road approximately 10 feet wide for vehicular access during construction
107 and a permanent right to use a pre-existing road and a new road each approximately 10 feet wide for
108 vehicular access for operations and maintenance purposes, to the Tennessee Gas Pipeline Company, its
109 successors and assigns, as more particularly shown on a plan of land entitled "Essex-Middlesex
110 Project, Proposed 24" Main Line, Commonwealth of Massachusetts, Essex County, Massachusetts,
111 TE-T12-270C-1200-92.00." Said plan is on file with the military division. The right to use said
112 temporary work space shall expire upon completion of construction and restoration.

113 Said easements shall be used to lay, construct, maintain, operate, repair, change the size of,
114 remove and/or replace the gas transmission line which shall be installed underground, together with
115 appliances and appurtenances necessary thereto.

116 SECTION 8. In consideration for the easements authorized in sections one through seven,
117 Tennessee Gas Pipeline Company shall pay a fair market value price to be determined by one or more
118 independent appraisals with the cost of said appraisal or appraisals to be assumed by the Tennessee
119 Gas Pipeline Company.