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Online Submittal to Comply with M.G.L. c. 3, § 5A:

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Entry # 272

fields

List entities that must approve the Art. 97 Action itself.

Commonwealth of Massachusetts, DFG DCAMM

Consistency between local approval language and that of legislation authorizing an Art. 97 Action is important. So that it can be confirmed, if proposed or passed warrant article or other approval language. is available attach it here, along with documentation of any approval that has already occurred. Suitable language could come from a variety of sources such as a draft or approved warrant article from the clerk, meeting minutes, or other suitable documentation.

Article-10-of-the-2024-ATM.pdf

Status of Local Approval Language

Approval language not yet written

Impacted Land

Location

652 West Main Street West Brookfield, Massachusetts 01585 United States

Current Holder of the Conservation Interest (identify any public entity that owns a property interest subject to Article 97 that will be impacted by the proposed Art. 97 Action)

Commonwealth of MA, DFG

Natural resources present and current Art. 97 Use(s) such as Active Recreation, Passive Recreation, Habitat Protection, or Climate Change Mitigation that would be impacted by the proposed Art. 97 Action

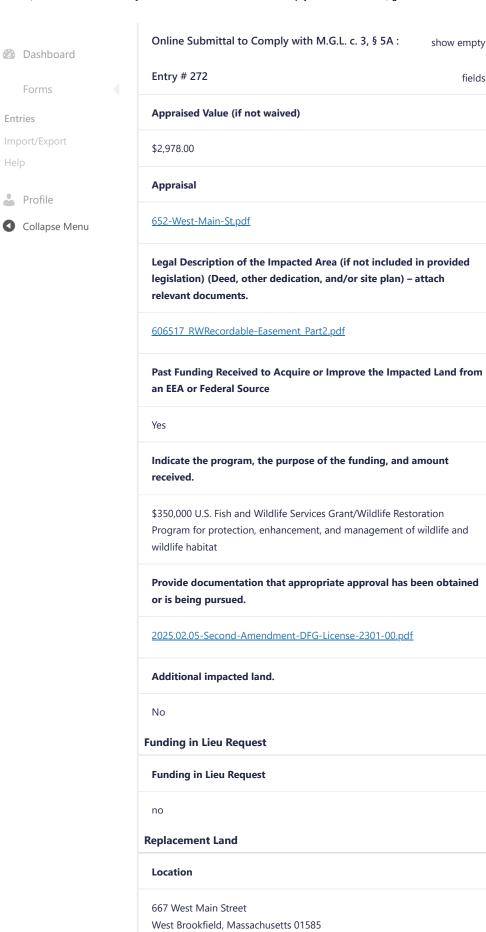
Fish and wildlife conservation, natural habitat protection, and associated public recreation

Size - Acres or Square Feet Impacted by the Art. 97 Action

7,445 square feet

Map(s) of impacted area (Attach suitable base map(s) with the property boundaries delineated at a scale where the land and surrounding property uses are clear)

WB-23.pdf



United States

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Current Ownership

Town of West Brookfield

Current Uses (Demonstrate as needed that the replacement land is not already conserved)

Vacant, potentially developable land acquired by the Town in a tax taking in 1982.

Explain

The Town is transferring a 23.02 acre parcel in its entirety to DFG in exchange for easements needed by the Town on the properties located at 466, 652, and 684 West Main Street in connection with a MassDOT reconstruction of Route 9. Existing special legislation authorizes DFG's transfers of easements at 466 and 684 West Main Street in exchange for acquisition of the 23.02 acre parcel from the Town, but in 2023, subsequent to the enactment of Chapter 132 of the Acts of 2022, DFG acquired 652 West Main Street from West Main Street Realty, LLC, on which the Town needs easements identified as S-6 (376 sq. ft.) and S-8 (7.069 sq. ft.) in connection with the project. Therefore, the parties seek to amend the existing Article 97 legislation to include the easements at 652 West Main Street among those that DFG is authorized to transfer to the Town in exchange for the 23.02 acre parcel. The size and value of the parcel the Town will convey to DFG far exceed the total size and value of the easements the Town will acquire. DFG has already granted the Town a license to use the easement areas while the parties continue to pursue an amendment to the existing legislation to authorize the exchange. The parcel to be transferred to DFG is located across the street from and shares similar physical features with property currently owned by DFG, and DFG will be able to use the new parcel for purposes consistent with its mission to protect, maintain, and enhance wildlife and wildlife habitat.

Intended Means of Conferring Art. 97 Status to the Replacement Land

Acquisition Via Voluntary Sale or Gift

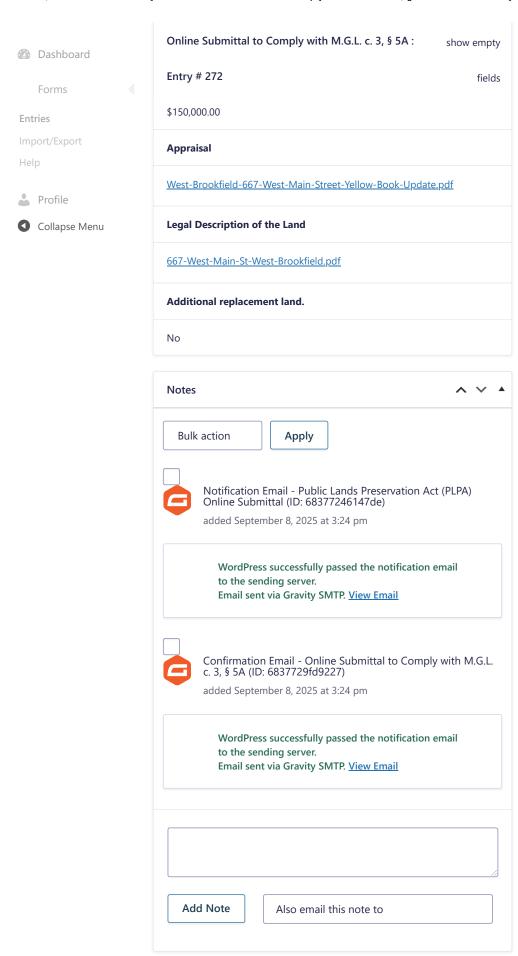
Size - Acres or Square Feet

23.02 acres

Map(s) (Attach USGS topographic or other suitable base map(s) with the property boundaries delineated at a scale where the land and surrounding property uses are clear)

WB-231.pdf

Appraised Value Appraised Value (if not waived see "Appraisals" on page 5 of the Guidance)



Mass.gov Forms (Using Gravity) Documentation

