

SENATE No. 2406

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

SENATE, Monday, July 5, 2016

The committee on Ways and Means, to whom was referred the Senate Bill relative to authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury (Senate, No. 2133) the committee on Bonding, Capital Expenditures and State Assets having recommended that the bill be amended in lines 3 and 4, by striking “or recreational” and inserting in place thereof the words “, passive recreational, or agricultural”; in line 16, by striking “or recreational” and inserting in place thereof the words “, passive recreational, or agricultural”; and in line 31, by striking “or recreational” and inserting in place thereof the words “, passive recreational, or agricultural”,-- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2406).

For the committee,
Karen E. Spilka

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury.

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. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General
2 Laws, the commissioner of capital asset management and maintenance may convey to the town
3 of Shrewsbury for conservation, passive recreational, or agricultural purposes certain parcels of
4 land located on the east and west sides of Green street in the town of Shrewsbury which is
5 currently under the control of the department of agricultural resources. The parcels are more
6 particularly described as: (i) Parcel A which is located on the east side of East street and
7 formerly a portion of Grafton State Hospital, containing approximately 18.3 acres; (ii) Parcel B
8 which is located on the west side of East street and formerly a portion of Grafton State Hospital,
9 containing approximately 9.6 acres; and (iii) Parcel C which is located on the east side of Green
10 street and formerly a portion of Grafton State Hospital, containing approximately 31 acres, all of
11 which are delineated on a plan entitled “Plan of Land: Parcel to be Conveyed to the Town Of
12 Shrewsbury, Located at Grafton State Hospital in the Towns of Grafton and Shrewsbury;
13 Prepared by Nitsch Engineering for the Division of Capital Asset Management and
14 Maintenance”, dated January 13, 2016. A deed conveying the parcels shall contain a restriction

15 that the parcels shall be used only for conservation, passive recreational, or agricultural purposes,
16 as recommended by the master plan for those parcels pursuant to chapter 463 of the acts of
17 1990. The exact boundaries of the parcels shall be determined by the commissioner of capital
18 asset management and maintenance, in consultation with the department of agricultural resources
19 and the town of Shrewsbury, after completion of a survey. The consideration for the conveyance
20 shall be \$1. The parcels shall be conveyed by deed without warranties or representations by the
21 commonwealth.

22 The commissioner of capital asset management and maintenance shall establish the value
23 of the property for both the highest value and best use of the property as currently encumbered
24 and for the purposes described in this act. The commissioner shall place notification in the
25 central register of the conveyance, the amount of such transaction and the difference between the
26 value for the both the highest and best use of the property as currently encumbered and the value
27 of the property for the purposes described in this act and the price received.

28 SECTION 2. Notwithstanding any general or special law to the contrary, the town of
29 Shrewsbury shall be responsible for all costs and expenses including, but not limited to, costs
30 associated with any engineering, surveys, appraisals and deed preparation related to any
31 conveyance pursuant to this act as such costs may be determined by the commissioner of capital
32 asset management and maintenance.

33 SECTION 3. Notwithstanding any general or special law to the contrary, if the town of
34 Shrewsbury uses a parcel conveyed by the commonwealth pursuant to this act for any purpose
35 other than conservation, passive recreational or agricultural purposes, title to the property shall
36 revert to commonwealth.