

HOUSE No. 4113

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 27, 2014.

The committee on Ways and Means to whom was referred the Bill authorizing the conveyance of certain land in the city of Holyoke (House, No. 4033), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 4113).

For the committee,

BRIAN S. DEMPSEY

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act authorizing the conveyance of certain land in the city of Holyoke.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the conveyance of certain land in the city of Holyoke, 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. Notwithstanding any general or special law to the contrary, the
2 commissioner of capital asset management and maintenance may convey to Edward Moriarty, by
3 a deed to be recorded with the Hampden registry of deeds, a .091 acre parcel of land located on
4 Fairmont Street in the city of Holyoke identified as parcel ID 153-00-005 on the city of Holyoke
5 assessor’s online property viewer, being a parcel or section thereof taken by the Commonwealth
6 for the purpose of giving the Soldiers’ Home in Holyoke access to Fairmont Street as described
7 in an order of taking dated November 27, 1951, and recorded with the Hampden Registry of
8 Deeds on page 171 of Book 2150. The exact boundaries of the parcel shall be determined by the
9 commissioner of the division of capital asset management and maintenance, in consultation with
10 the secretary of the executive office of health and human services, after completion of a survey.
11 The consideration for said conveyance shall be the full and fair market value of said parcel as
12 determined by the commissioner of the division of capital asset management and maintenance
13 pursuant to 1 or more independent professional appraisals. This parcel shall be conveyed by deed
14 without warranties or representations by the commonwealth.

15 SECTION 2. Notwithstanding any general or special law to the contrary, the inspector
16 general shall review and approve any appraisals required pursuant to section 1. The inspector
17 general shall prepare a report of its review of the methodology utilized for the appraisals and
18 shall file the report with the state secretary, the house and senate committees on ways and means
19 and the house and senate committees on bonding, capital expenditures and state assets The
20 commissioner of the division of capital asset management and maintenance shall, 30 days before

21 the execution of any conveyance authorized by this act, or any subsequent amendment thereto,
22 submit the proposed conveyance or amendment and a report thereon to the inspector general for
23 his review and comment. The inspector general shall issue his review and comment within 15
24 days of receipt of the proposed conveyance or amendment. The commissioner shall submit the
25 proposed conveyance or amendment, and the reports and the comments of the inspector general,
26 if any, to the house and senate committees on ways and means and the joint committee on state
27 administration and regulatory oversight at least 15 days before execution of the conveyance.

28 SECTION 3. Edward Moriarty shall be responsible for all costs and expenses, including
29 but not limited to, costs associated with any engineering, surveys, appraisals, and deed
30 preparation related to the conveyances authorized pursuant to this act as such costs may be
31 determined by the commissioner of the division of capital asset management and maintenance.