

SENATE No. 2133

The Commonwealth of Massachusetts

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

SENATE, Thursday, February 18, 2016

The committee on State Administration and Regulatory Oversight to whom was referred the petition (accompanied by bill, Senate, No. 1693) of Michael O. Moore for legislation to authorize the Division of Capital Asset Management and Maintenance to convey a certain parcel of land in the town of Shrewsbury,- reports the accompanying bill (Senate, No. 2133).

For the committee,
Jason M. Lewis

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An Act 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 38, inclusive, of chapter 7C of the General
2 Laws, as inserted by section 82 of chapter 165 of the Acts of 2012, the commissioner of the
3 division of capital asset management and maintenance may convey for conservation or
4 recreational purposes certain property located on east and west side of Green Street in the town
5 of Shrewsbury, currently under the control of the department of fish and game and the
6 department of agricultural resources, to the Town of Shrewsbury. Said parcels are more
7 particularly described as Parcel A, located on the east side of East Street, formerly a portion of
8 Grafton State Hospital, containing approximately 18.3 acres; Parcel B, located on the west side
9 of East Street, formerly a portion of Grafton State Hospital, containing approximately 9.6 acres;
10 and Parcel C, located on the east side of Green Street, formerly a portion of Grafton State
11 Hospital, containing approximately 31 acres and delineated on a “Plan of Land: Parcel to be
12 Conveyed to the Town Of Shrewsbury, Located at Grafton State Hospital in the Towns of
13 Grafton and Shrewsbury; Prepared by Nitsch Engineering for the Division of Capital Asset
14 Management and Maintenance”, dated January 13, 2016 ; provided, however, that the deed

15 conveying said parcel shall contain a restriction that the parcels shall be used only for
16 conservation or recreational purposes, as recommended by the master plan for said parcels
17 pursuant to Chapter 463, Acts of 1990 and said uses shall comply with land protection provisions
18 contained in Article 97 of the Constitution of the Commonwealth. The exact boundaries of the
19 parcels shall be determined by the commissioner of the division of capital asset management and
20 maintenance in consultation with the department of fish and game, the department of agricultural
21 resources and the town of Shrewsbury after completion of a survey. The consideration for the
22 conveyance shall be one dollar. The parcel shall be conveyed by deed without warranties or
23 representations by the Commonwealth.

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

29 SECTION 3. Notwithstanding any general or special law to the contrary, if the town of
30 Shrewsbury uses the parcel conveyed by the commonwealth pursuant to this act for any purpose
31 other than conservation or recreational purposes title to the property shall revert to
32 commonwealth.