

HOUSE No. 4927

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 31, 2020.

The committee on Ways and Means, to whom was referred the Bill authorizing the University of Massachusetts to convey a certain parcel of land and buildings to the city of Waltham (House, No. 4827), reports recommending that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 4927).

For the committee,

AARON MICHLEWITZ.

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**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act authorizing the University of Massachusetts to convey a certain parcel of land and buildings to the city of Waltham.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the conveyance of certain real property and structures and buildings owned by the commonwealth in the city of Waltham, 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 sections 32 to 37, inclusive, of chapter 7C of the General
2 Laws or any other general or special law to the contrary, the board of trustees of the University
3 of Massachusetts, or any officer designated by the board, may convey to the city of Waltham,
4 with conditions a certain parcel of land in the city of Waltham together with the buildings
5 thereon, now known and numbered as 240 Beaver street, designated as parcels R53003001 and
6 R53003014 by the assessors of the city of Waltham and commonly known as the UMass Field
7 Station. The land is owned by the commonwealth, acting through the trustees of the University
8 of Massachusetts, and is more particularly described in deeds recorded in the Middlesex South
9 registry of deeds in book 4600, page 42 and book 6911, page 201. A portion of the land is

10 currently used for agricultural purposes, and that portion shall continue to be used for
11 agricultural, open space or recreational purposes.

12 SECTION 2. The consideration for the conveyance authorized by this act shall be not less
13 than the fair market value of the property and buildings thereon based upon an independent
14 professional appraisal; provided, however, that the University of Massachusetts and the mayor of
15 the city of Waltham may agree on an offset of the fair market value that reflects the cost of
16 necessary environmental cleanup and current conditions of buildings on the parcel described in
17 section 1. Nothing in this act shall prevent the use of an appraisal conducted in the 3 years before
18 the effective date of this act from being used to determine fair market value.

19 SECTION 3. The board of trustees of the University of Massachusetts, or any officer
20 designated by the board, shall, 30 days before the execution of the conveyance authorized by this
21 act or any subsequent amendment thereto, submit the proposed conveyance documents or
22 amendment and a report thereon to the inspector general for review and comment. The inspector
23 general shall issue a review and comment not more than 15 days after receipt of the proposed
24 conveyance documents or amendment. The board of trustees of the University of Massachusetts,
25 or any officer designated by the board, shall submit the conveyance documents and any
26 subsequent amendments thereof, the reports and the comments of the inspector general, if any, to
27 the house and senate committees on ways and means and the joint committee on state
28 administration and regulatory oversight at least 15 days prior to the execution.

29 SECTION 4. Notwithstanding any general or special law to the contrary, the proceeds of
30 the conveyance shall be deposited in a trust fund established by the board of trustees of the

31 University of Massachusetts pursuant to section 11 of chapter 75 of the General Laws; provided,
32 that the proceeds shall be used to benefit the University of Massachusetts Amherst.

33 SECTION 5. The city of Waltham shall pay for all costs of the appraisal described in
34 section 2, survey and deed preparation for the conveyance of the property described in section 1
35 and shall acquire the property and buildings thereon in its as is condition without warranty.

36 SECTION 6. This act shall take effect upon its passage.