

HOUSE No. 575

The Commonwealth of Massachusetts

PRESENTED BY:

Theodore C. Speliotis

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to clean energy generation at the Essex North Shore Agricultural and Technical School.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Theodore C. Speliotis</i>	<i>13th Essex</i>	<i>1/7/2019</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/18/2019</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>2/1/2019</i>

HOUSE No. 575

By Mr. Speliotis of Danvers, a petition (accompanied by bill, House, No. 575) of Theodore C. Speliotis, Bradley H. Jones, Jr. and Daniel Cahill relative to solar power energy generation at the Essex North Shore Agricultural and Technical School. Education.

The Commonwealth of Massachusetts

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

An Act relative to clean energy generation at the Essex North Shore Agricultural and Technical School.

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. (a) As used in this section, the following words shall have the
2 following meanings unless the context clearly requires otherwise:

3 “District”, the Essex North Shore agricultural and technical school district established
4 pursuant to chapter 463 of the acts of 2004.

5 “School”, the Essex North Shore agricultural and technical school established
6 pursuant to chapter 463 of the acts of 2004.

7 (b) Notwithstanding section 32 to 37, inclusive, of chapter 7C of the General Laws,
8 chapter 463 of the acts of 2004 or any other general or special law to the contrary, the district
9 may lease or enter into other agreements for a term, including any extensions, not to exceed 25
10 years for certain lands and any buildings and other appurtenances thereon located at the school in
11 the Hathorne section of the town of Danvers for solar power generation. The location and

12 boundaries of any of the parcels to be leased shall be determined by the district based upon a
13 survey by a certified engineer.

14 (c) The lease or other agreement authorized by this section shall be on terms and
15 conditions acceptable to the district, and subject to review by the inspector general prior to the
16 execution of the lease.

17 (d) The lessee shall be responsible for and shall maintain an escrow fund for all costs and
18 expenses including, but not limited to, costs associated with any engineering, surveys, appraisals
19 and lease preparation as such costs may be determined by the district.

20 (e) The district may establish a receipts reserved for appropriation account for any
21 revenue generated from the lease of property to the lessee. The account shall be used for the
22 general appropriations of the district.

23 (f) Annually, a report shall be filed with school committee detailing the finances of the
24 receipts reserved account. The annual report shall include: (i) the current balance in the fund; (ii)
25 any money deposited into the fund; and (iii) expenditures from the fund. The school committee
26 shall accept the report of the fund.

27 (g) Any lease and other agreements executed pursuant to this section shall be on terms,
28 conditions and consideration acceptable to the district.

29 (h) All records of the lessee relating to the operation of the solar generation unit
30 including, but not limited to, finances shall be made available for inspection by the offices of the
31 state auditor, the attorney general, and the inspector general upon request.

32 SECTION 2. This act shall take effect upon passage.