

HOUSE No. 3994

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 26, 2021.

The committee on State Administration and Regulatory Oversight to whom was referred the joint petition (accompanied by bill, House, No. 3188) of Michael P. Kushmerek and John Cronin relative to authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the Fitchburg Redevelopment Authority, reports recommending that the accompanying bill (House, No. 3994) ought to pass.

For the committee,

ANTONIO F. D. CABRAL.

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**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the Fitchburg Redevelopment Authority.

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 33 to 37, inclusive, of chapter 7C of the General
2 Laws or any other general or special law to the contrary, the commissioner of capital asset
3 management and maintenance may convey a certain parcel of state-owned land, with the
4 buildings thereon, located in the city of Fitchburg to the city of Fitchburg on terms that may be
5 determined by the commissioner. The parcel and buildings are located at 84 Elm street. The
6 exact boundaries of the parcel shall be determined by the commissioner of capital asset
7 management and maintenance.

8 SECTION 2. Consideration for the conveyance under section 1 shall be \$1, payable at
9 the time of the conveyance. Upon a subsequent conveyance of the property described in said
10 section 1 or a portion thereof by the city of Fitchburg, the city of Fitchburg shall distribute the
11 gross proceeds of the conveyance, in the following order, to: (i) the commonwealth to reimburse
12 it for costs incurred by the division of capital asset management and maintenance with respect to
13 the property; (ii) the city of Fitchburg for costs incurred by the city with respect to the property,

14 if any, for the transaction including, but not limited to, the costs for legal work, survey, title and
15 the preparation of plans and specifications; and (iii) the commonwealth and the city of Fitchburg
16 in equal shares.

17 SECTION 3. The commissioner of capital asset management and maintenance may
18 retain or grant rights of way or easements for access, egress, utilities and drainage across the
19 property described in section 1 and across other property owned by the commonwealth that is
20 contiguous to the property described in said section 1 and may accept such rights of way or
21 easements for access, egress, drainage and utilities as the commissioner considers necessary and
22 appropriate to carry out this act.

23 SECTION 4. The city of Fitchburg shall bear all costs, if any, for the transactions
24 authorized in this act including, but not limited to, all costs for legal work, survey, title and
25 preparation of plans and specifications; provided, however, that any costs and expenses incurred
26 by the city of Fitchburg to sell the property shall be paid from the gross proceeds of the sale.