HOUSE DOCKET, NO. 4512 FILED ON: 10/10/2021

HOUSE . . . . . No. 4221

The Commonwealth of Massachusetts

PRESENTED BY:

Jessica Ann Giannino and Jeffrey Rosario Turco

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 authorizing the Department of Conservation and Recreation and the Division of Capital Asset Management and Maintenance to transfer an easement in certain property and the fee in certain properties to the city of Revere all for municipal purposes.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Jessica Ann Giannino	*16th Suffolk*	*10/10/2021*
Jeffrey Rosario Turco	*19th Suffolk*	*10/10/2021*

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By Representatives Giannino of Revere and Turco of Winthrop, a petition (subject to Joint Rule 12) of Jessica Ann Giannino and Jeffrey Rosario Turco (with the approval of the mayor and city council) that the commissioner of Capital Asset Management and Maintenance be authorized to transfer an easement in certain property and the fee in certain properties to the city of Revere all for municipal purposes. Environment, Natural Resources and Agriculture. [Local Approval Received.]

The Commonwealth of Massachusetts

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

An Act authorizing the Department of Conservation and Recreation and the Division of Capital Asset Management and Maintenance to transfer an easement in certain property and the fee in certain properties to the city of Revere all for municipal purposes.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Transfers of Easement and Fee Parcels

(a) Notwithstanding any general or special law to the contrary, the Department of Conservation and Recreation (hereinafter the "Department"), acting through the Division of Capital Asset Management and Maintenance (hereinafter the "Division") may convey a utility easement in certain parcels of land owned by the Commonwealth and under the care and control of the Department and currently used for landscape, roadway access and parking purposes, as shown on plans entitled "ELECTRICAL POWER SITE PLAN" prepared by WSP for project "REVERE BEACH KIOSK." that shall be filed with the Commissioner of the Department, to the City of Revere (hereinafter the "City").

(b) Notwithstanding any general or special law to the contrary, the Department of Conservation and Recreation (hereinafter the "Department"), acting through the Division of Capital Asset Management and Maintenance (hereinafter the "Division") may convey a certain parcel of land owned by the Commonwealth and under the care and control of the Department and currently used for landscape, roadway access and parking purposes, as shown as Lot A on a plan entitled "Approval Not Required (ANR) Plan Located in Revere, Massachusetts (Suffolk County)" prepared for Winter Street Architects by Brennan Consulting, dated June 8, 2021, which plan shall be filed with the Commissioner of the Department, in fee, by deed and or confirmatory deed, to the City of Revere (hereinafter the "City") for the purpose of construction of municipal fire safety facilities and other structures and facilities related thereto.

(c) Notwithstanding any general or special law to the contrary, the Department and the Division may convey certain parcels of land owned by the Commonwealth and under the care and control of the Department and currently used for landscape, roadway access and parking purposes, as shown as "Lot B" on a plan entitled "Revere Beach Parkway" prepared for the City of Revere by Beals and Thomas, Inc, dated May 18, 2005, which plan shall be filed with the Commissioner of the Department, in fee, by deed to the City for the purpose of construction of municipal fire safety facilities and other structures and facilities related thereto.

(d) The Commissioner of the Department or her designee may execute and record any instruments necessary on behalf of the Department to effectuate this section upon the delivery of a deed or deeds to certain lands owned by the City in satisfaction of the City's obligations under the "No Net Loss" policy of the Commonwealth with respect to lands subject to Article 97 of the Massachusetts Constitution.

SECTION 3. If the easement conveyed pursuant to Section 1(a) ceases to be used for the purposes described in said section 1(a), the easement shall revert to the Department.

SECTION 4. No funds shall be paid to the DCR in consideration for any interest transferred or conveyed by this act. No funds shall be paid by the City to the Commonwealth for any interest transferred or conveyed by this act.

SECTION 5. This act shall take effect upon its passage.