

HOUSE No. 4673

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, April 11, 2022.

The committee on State Administration and Regulatory Oversight to whom was referred the joint petition (accompanied by bill, House, No. 4520) of James M. Kelcourse and Diana DiZoglio that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land to the town of Salisbury Affordable Housing Trust Fund for affordable housing purposes, reports recommending that the accompanying bill (House, No. 4673) 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 conveyance of certain state property to the town of Salisbury.

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) Notwithstanding the provisions of sections 32 to 37, inclusive of
2 Chapter 7C of the General Laws or any general or special law to the contrary, the Commissioner
3 of Capital Asset Management and Maintenance, in consultation with the Commissioner of
4 Mental Health, may convey to the Town of Salisbury Affordable Housing Trust Fund, for
5 affordable housing purposes, the parcel of land located at 39 Beach Road in the Town of
6 Salisbury, and described in a deed recorded with the Essex South District Registry of Deeds in
7 Book 10025, page 114, for affordable housing purposes.

8 (b) The deed or other instrument conveying the parcel to the town of Salisbury shall
9 provide that the parcel shall be used solely for the purpose of affordable housing and shall
10 include a reversionary clause that stipulates that if the parcel ceases at any time to be used for the
11 allowed purpose set forth in this section, title to the parcel shall, at the election of the
12 commonwealth, revert to the commonwealth and the reversionary clause shall be enforceable
13 notwithstanding the time limit set forth in section 7 of chapter 184A of the General Laws.

14 (c) The consideration for the conveyance of the parcel pursuant to this section shall
15 be the fair market value of the parcel as determined by the commissioner of capital asset
16 management and maintenance based upon an independent professional appraisal previously
17 obtained by the commissioner, taking into consideration the restriction on the use of the parcel
18 set forth in subsection (b).

19 SECTION 2. Notwithstanding any general or special law to the contrary, the Salisbury
20 Affordable Housing Trust shall be responsible for all costs and expenses of the conveyance of
21 the land pursuant to Section 1 of this act as determined by the Commissioner of Capital Asset
22 Management and Maintenance, which shall include, but not be limited to, the costs of any
23 engineering, surveys, recording fees and deed preparation related to the conveyance of said
24 parcel to the Salisbury Affordable Housing Trust.

25 SECTION 3. This act shall take effect upon its passage.