

HOUSE No. 4959

The Commonwealth of Massachusetts

PRESENTED BY:

Sally P. Kerans and Joan B. Lovely

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 division of capital asset management and maintenance to convey a certain parcel of land to the town of Danvers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Sally P. Kerans</i>	<i>13th Essex</i>	<i>6/16/2022</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>6/16/2022</i>

HOUSE No. 4959

By Representative Kerans of Danvers and Senator Lovely, a joint petition (subject to Joint Rule 12) of Sally P. Kerans and Joan B. Lovely that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land located within the town of Danvers to said town. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

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

An Act authorizing the division of capital asset management and maintenance to convey a certain parcel of land to the town of Danvers.

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 general or special law to the contrary, the commissioner of capital asset
3 management and maintenance may convey a certain parcel of land located within the town of
4 Danvers, described in a deed recorded in the Essex north registry of deeds in book XX, page XX,
5 which is known as and numbered 99 Middleton road, to the town of Danvers, which the
6 department refers to as “the state hospital power plant site” and is currently designated by the
7 department as surplus land ; provided, however that the use of the parcel shall be restricted to
8 general municipal purposes. The parcel contains approximately X acres and is shown as parcel X
9 in a plan on file in the Essex north registry of deeds in plan book XX, page XX. The parcel shall
10 be conveyed by deed without warranties or representations by the commonwealth. The
11 consideration for the conveyance of the parcel pursuant to this section shall be the fair market

12 value of the parcel as determined by the commissioner of capital asset management and
13 maintenance based upon an independent professional appraisal, taking into consideration the
14 restriction on the use of the parcel set forth in this section. The inspector general shall review and
15 approve the appraisal. The inspector general shall prepare a report of such review of the
16 methodology utilized for the appraisal and shall file the report with the commissioner of capital
17 asset management and maintenance, the house and senate committees on ways and means and
18 the joint committee on state administration and regulatory oversight.

19 SECTION 2. Notwithstanding any general or special law to the contrary, the town of
20 Danvers shall be responsible for all costs and expenses of any transaction authorized by section 1
21 as determined by the commissioner of capital asset management and maintenance including, but
22 not limited to, the costs of any engineering, surveys, appraisals, title examinations, recording fees
23 and deed preparation related to the conveyance of the parcel. The town of Danvers shall acquire
24 the property thereon in its present condition. Upon the recording of the deed conveying the
25 parcel to the town of Danvers, the town of Danvers shall be responsible for all costs, liabilities
26 and expenses for its ownership.