

# SENATE . . . . . No. 2894

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## The Commonwealth of Massachusetts

In the One Hundred and Ninety-Third General Court  
(2023-2024)

SENATE, July 25, 2024.

The committee on Senate Ways and Means to whom was referred the Senate Bill authorizing the city of New Bedford to grant a utility easement to the University of Massachusetts Dartmouth (Senate, No. 2412), - reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2894).

For the committee,  
Michael J. Rodrigues

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**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Third General Court  
(2023-2024)**

An Act authorizing the city of New Bedford to grant a utility easement to the University of Massachusetts at Dartmouth.

*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the granting of a utility easement by the city of New Bedford to the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

*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) The city of New Bedford may grant an easement to the University of  
2 Massachusetts at Dartmouth for the installation and maintenance of underground utilities under a  
3 portion of the land owned by the city at Fort Taber park. The portion of the land over which an  
4 easement may be granted and under which utilities are installed is shown on a plan of land  
5 entitled “Utility as Built Plan UMASS DARTMOUTH SMAST ii, 760 S. RODNEY FRENCH  
6 BLVD DARTMOUTH, MA,” prepared for Bond Brothers by Brennan Consulting and dated  
7 03/09/2018.

8           (b) As a condition for the granting of the easement and permitting the installation and  
9 maintenance of underground utilities pursuant to subsection (a), the University of Massachusetts  
10 at Dartmouth shall restore the surface above the installed utilities, including all paths and other

- 11 park infrastructure altered by the installation, and the land shall continue to be used for park
- 12 purposes.