

SENATE No. 2135

The Commonwealth of Massachusetts

PRESENTED BY:

Ryan C. Fattman

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 providing for the disposition of certain property in the town of Upton.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Ryan C. Fattman</i>	<i>Worcester and Hampden</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>

SENATE No. 2135

By Mr. Fattman, a petition (accompanied by bill, Senate, No. 2135) of Ryan C. Fattman and David K. Muradian, Jr. for legislation to provide for the disposition of certain property in the town of Upton. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2933 OF 2023-2024.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Fourth General Court
(2025-2026)

An Act providing for the disposition of certain property in the town of Upton.

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

1 Chapter 156 of the acts of 2005 is hereby amended by striking out sections 1 through 3,
2 and inserting in place thereof the following sections:-

3 “SECTION 1. The commissioner of capital asset management and maintenance, in
4 consultation with the department of conservation and recreation, may, notwithstanding sections
5 32 through 37 of chapter 7C of the General Laws, convey by deed 2 parcels of land off of Maple
6 Avenue in the town of Upton, presently under the care, custody and control of the department, to
7 the Upton Development Group, Ltd., or its nominee. The parcels are shown on a plan of land
8 entitled "Approval Not Required Plan of Land Maple Avenue, Hartford Avenue, 9 Glen Avenue
9 Upton, Massachusetts, Worcester County" dated October 13, 2013, prepared by 10 Geo/Network

Land Survey, Inc. The exact boundaries of the parcels shall be determined by the commissioner in consultation with the department.

SECTION 2. In consideration of the conveyance provided for in section 1, the division of capital asset management and maintenance shall receive from the recipient, conveyance of 2 parcels of land to be placed under the care, custody and control of the department of conservation and recreation, to be used for conservation purposes. The parcels are shown on a plan of land entitled "Approval Not Required Plan of Land Maple Avenue, Hartford Avenue, 17 Glen Avenue Upton, Massachusetts, Worcester County" dated October 13, 2013, prepared by 18 Geo/Network Land Survey, Inc. The exact boundaries of the parcels shall be determined by the 19 commissioner in consultation with the department and recipient.

SECTION 3. If the land described in section 2 is determined to be unacceptable to the division of capital asset management and maintenance, in consultation with the department of conservation and recreation, due to environmental contamination, Upton Development Group, Ltd. or its nominee shall convey to the division alternative suitable replacement land, with an equal or greater acreage and natural resource value as the land described in section 2, which is acceptable to the division, in consultation with the department, and which shall be placed under the care, custody and control of the department to be used for conservation purposes.