

**HOUSE . . . . . No. 03953**  
**[LOCAL APPROVAL RECEIVED.]**

---

---

The Commonwealth of Massachusetts

PRESENTED BY:

*Patricia A. Haddad and*

*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 passage of the accompanying bill:

An Act relative to a certain parcel of land in the town of Freetown. .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>
<i>Michael J. Rodrigues</i>	<i>First Bristol and Plymouth</i>
<i>Kevin Aguiar</i>	<i>7th Bristol</i>
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>
<i>David B. Sullivan</i>	<i>6th Bristol</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>
<i>Christopher M. Markey</i>	<i>9th Bristol</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>

# HOUSE . . . . . No. 03953

---

By Representative Haddad of Somerset and Senator Rodrigues, a joint petition (subject to Joint Rule 12) of Patricia A. Haddad, Michael J. Rodrigues and other members of the General Court (by vote of the town) relative to the development of the Meditech project on a certain parcel of land located in the town of Freetown. State Administration and Regulatory Oversight. [Local Approval Received.]

---

## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the Year Two Thousand Twelve  
\_\_\_\_\_

An Act relative to a certain parcel of land in the town of Freetown. .

*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. As used in this act the following terms shall, unless the context clearly requires  
2 otherwise, have the following meanings:
- 3 “Commission”, the commission on Indian affairs established in section 8A of chapter 6A of the  
4 General Laws.
- 5 “New Lot 1”, real property located in the town of Freetown depicted on a plan entitled  
6 “Approval Not Required Plan of Land in Freetown, Massachusetts Assessor’s Plat 233 Lots 30,  
7 30.03 & 30.04”, dated December 15, 2010, prepared for Riverfront Business Park, LLC by  
8 Vanasse Hangen Brustlin, Inc. and recorded with the Bristol county Fall River district registry of  
9 deeds in Plan Book 150, Pages 18 to 22, inclusive.

10 “Person”, a natural person, corporation, association, partnership or other legal entity.

11 “Project”, action, activity, program, construction, or land modification, including, but not limited  
12 to, a building or structure, either directly undertaken by a state body, or which, if undertaken by a  
13 private person, in whole or in part seeks the provision of financial assistance by a state body or,  
14 in whole or in part requires the issuance of a license by a state body.

15 “Secretary”, the secretary of the executive office of energy and environmental affairs.

16 “State body”, any agency, executive office, department, board, commission, bureau, division or  
17 authority of the commonwealth established to serve a public purpose.

18 SECTION 2. Notwithstanding any general or special law to the contrary, sections 26 to 27C,  
19 inclusive, of chapter 9 of the General Laws, shall not apply to a project on New Lot 1; provided,  
20 however, that excavation on the project commences within 180 days of the effective date of this  
21 act.

22 SECTION 3. Notwithstanding any general or special law to the contrary, a person advancing a  
23 project pursuant to section 2 shall appoint, at the person’s expense and for the duration of the  
24 project, an independent archaeologist to oversee an archaeological investigation of the project  
25 site. The independent archaeologist shall be a member of the Register of Professional  
26 Archaeologists and shall be approved by the secretary, in consultation with the commission.

27         In conducting the archaeological investigation pursuant to this section the independent  
28 archaeologist shall ensure that a thorough program of archaeological data recovery is  
29 implemented which shall include, without limitation: (i) establishing a sampling strategy and  
30 methodology; (ii) collection of data; (iii) processing, analysis and curation of artifacts and

31 samples; and (iv) archival storage of notes, drawings, photographs, and other records generated  
32 by the excavations. Said investigation shall also take into consideration, to the extent practicable,  
33 all locations of concern on New Lot 1 identified during calendar year 2011 by an archaeologist  
34 previously retained by the proponent. The proponent of the project shall provide the independent  
35 archaeologist with all maps showing the locations of concern on New Lot 1 identified by an  
36 archaeologist previously retained by the proponent during calendar year 2011.

37         No excavation shall occur on site without the presence of the independent archaeologist.  
38 Upon a significant archaeological find, the independent archaeologist may unilaterally cease all  
39 excavation at the project until mitigation efforts approved by the independent archaeologist are  
40 implemented.

41 Upon completion of all required excavation and the issuance of a certificate of occupancy for a  
42 building on New Lot 1, the independent archaeologist shall issue a report of findings to the  
43 secretary.

44 SECTION 4. Notwithstanding any general or special law to the contrary, in consideration for the  
45 exemption provided in section 2, a person advancing a project pursuant to section 2 shall execute  
46 a conservation restriction pursuant to sections 31 through 33, inclusive, of chapter 184 of the  
47 General Laws in perpetuity for not less than 100 acres of real property on New Lot 1.

48 SECTION 5. Section 6 of chapter 38 of the general laws shall apply to the project in section 1.

49

50 SECTION 6. Notwithstanding any general or special law to the contrary, this act shall expire: (i)

51 180 days after the effective date of this act if excavation on the project has not commenced; or

52 (ii) 3 years after the effective date of this act.

53 SECTION 7. This act shall take effect upon passage.